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BOARD OF ALDERMEN. STATED MEETING.

TUESDAY, October 27, 1896, 2 o'clock P. M.

The Board met in Room 16, City Hall.

PRESENT:

Hon. John Jeroloman, President.

John P. Windolph, Vice-President, Aldermen Nicholas T. Brown, William E. Burke, Thomas M. Campbell, William Clancy, Thomas Dwyer, Christian Goetz, Elias Goodman, Frank J. Goodwin, Joseph T. Hackett, Benjamin E. Hall, Jeremiah Kennefick, Francis J. Lantry, Frederick L. Marshall, Robert Muh, John J. Murphy, Andrew A. Noonan, John T. Oakley, John J. O'Brien, William M. K. Olcott, Charles A. Parker, Rufus R. Randall, Andrew Robinson, Joseph Schilling, Henry L. School, William Tait, Frederick A. Ware, Charles Wines, Collin H. Woodward, Jacob C. Wund.

The minutes of the last meeting were read and approved.

INJUNCTION.

The President laid before the Board the following papers which had been served on him:

SUPREME COURT—NEW YORK COUNTY.

Henry C. Willcox, Plaintiff, against John Jeroloman, John P. Windolph, Nicholas T. Brown, William E. Burke, Thomas M. Campbell, William Clancy, Thomas F. Dwyer, Christian Goetz, Elias Goodman, Frank J. Goodwin, Joseph T. Hackett, Benjamin E. Hall, Jeremiah Kennefick, Francis J. Lantry, Frederick L. Marshall, Robert Muh, John J. Murphy, Andrew A. Noonan, John T. Oakley, John J. O'Brien, William M. K. Olcott, Charles A. Parker, Rufus R. Randall, Andrew Robinson, Joseph Schilling, Henry L. School, William Tait, Frederick A. Ware, Charles Wines, Collin H. Woodward and Jacob C. Wund, as and constituting the Board of Aldermen of the City of New York, Defendants.

It appearing to me by the verified complaint and the affidavit of Henry C. Willcox, hereto annexed, that the above-named defendants during the pendency of this action are about to commit an act in violation of the plaintiff's right and tending to render judgment herein ineffectual, namely, granting of the permission, right and franchise to the Consumers Fuel Gas, Heat and Power Company of New York to lay its mains and pipes in the streets, avenues and public places in the City of New York for a lesser compensation to the City than other persons have offered to pay for the same rights, and it appearing satisfactory to me from said verified complaint, and affidavit hereto annexed, that the plaintiff demands and is entitled to a judgment against the defendants and each of them, restraining them from committing waste of the funds of the municipality of the City of New York, and that such action upon their part would produce injury to the plaintiff, now on said verified complaint and affidavit hereto annexed, let the defendants above named, and each of them, as and constituting the Board of Aldermen of the City of New York, show cause before a Justice of this Court, at Special Term, Part I, in the New York County Court-house, in the City of New York, on the 30th day of October, 1896, at 11 o'clock in the forenoon of that day, or as soon thereafter as counsel can be heard, why an order should not be made for said injunction as prayed for in the complaint, and why plaintiff should not have such other and further relief in the premises as may be just.

And, in the meantime, and until the return of said order to show cause and entry of an order upon the decision thereon; it is

Ordered, That the defendants, and each of them, as and constituting the Board of Aldermen of the City of New York, be and hereby are restrained and enjoined from granting to the Consumers Fuel Gas, Heat and Power Company, the right, privilege, license and franchise to lay mains and pipes in the streets, avenues and public places in the City of New York for a lesser return to the City of New York, than the compensation offered for the said right by other parties, and now pending before the said Board, and that the said defendants and each of them be and hereby are further enjoined and restrained from granting to any person the right, privilege and franchise of laying pipes and mains in the avenues, streets and highways, for supplying non-illuminating fuel gas until the further order of this Court. Copy of this order shall be served upon the other applicants for the said franchise.

Dated, NEW YORK, October 26, 1896.

CHS. F. MACLEAN, J., S. C.

SUPREME COURT—NEW YORK COUNTY.

Henry C. Willcox, Plaintiff, against John Jeroloman, John P. Windolph, Nicholas T. Brown, William E. Burke, Thomas M. Campbell, William Clancy, Thomas F. Dwyer, Christian Goetz, Elias Goodman, Frank J. Goodwin, Joseph T. Hackett, Benjamin E. Hall, Jeremiah Kennefick, Francis J. Lantry, Frederick L. Marshall, Robert Muh, John J. Murphy, Andrew A. Noonan, John T. Oakley, John J. O'Brien, William M. K. Olcott, Charles A. Parker, Rufus R. Randall, Andrew Robinson, Joseph Schilling, Henry L. School, William Tait, Frederick A. Ware, Charles Wines, Collin H. Woodward and Jacob C. Wund, as and constituting the Board of Aldermen of the City of New York, Defendants.

Trial desired in City and County of New York.

To the above-named Defendants and each of them:

You are hereby summoned to answer the complaint in this action, and to serve a copy of your answer on the plaintiff's attorney within twenty days after the service of this summons, exclusive of the day of service, and in case of your failure to appear, or answer, judgment will be taken against you by default for the relief demanded in the complaint.

Dated, NEW YORK, October 26, 1896.

LAWRENCE, SEMPLE & CLARK, Attorneys for Plaintiff, Office and Post-office Address, No. 120 Broadway, New York City, N. Y.

SUPREME COURT—NEW YORK COUNTY.

Henry C. Willcox, Plaintiff, against John Jeroloman, John P. Windolph, Nicholas T. Brown, William E. Burke, Thomas M. Campbell, William Clancy, Thomas F. Dwyer, Christian Goetz, Elias Goodman, Frank J. Goodwin, Joseph T. Hackett, Benjamin E. Hall, Jeremiah Kennefick, Francis J. Lantry, Frederick L. Marshall, Robert Muh, John J. Murphy, Andrew A. Noonan, John T. Oakley, John J. O'Brien, William M. K. Olcott, Charles A. Parker, Rufus R. Randall, Andrew Robinson, Joseph Schilling, Henry L. School, William Tait, Frederick A. Ware, Charles Wines, Collin H. Woodward and Jacob C. Wund, as and constituting the Board of Aldermen of the City of New York, Defendants.

Plaintiff, by Lawrence, Semple & Clark, his attorneys, alleges:

First—That plaintiff is a citizen of the United States and of the State of New York, and for several years last past he has been, and now is a resident and freeholder of the City of New York, and his assessment in said city on real estate situate therein owned by him, amounts to more than one thousand dollars (\$1,000), and he is liable to pay taxes upon such assessment in the said city, and he has been assessed and has paid taxes in the said city on such assessment within one year previous to the commencement of this action, and he is informed and believes, that therefore and by virtue of the statute in such case made and provided, he has capacity and the right to maintain this action.

Second—That the individuals named in the caption of this action as defendants are Aldermen and constitute the Board of Aldermen of the City of New York.

Third—That, pursuant to the rules and regulations prescribed by the said Board of Aldermen of the City of New York, Joseph Schilling, Elias Goodman, Joseph T. Hackett, Andrew A. Noonan, and John J. O'Brien, members of the said Board, were duly appointed as a Committee on Lamps and Gas.

Fourth—That on or about May 19, 1896, an application to lay mains, pipes, etc., in the streets, avenues and highways of the City of New York, was received by the Board of Aldermen of the City of New York from the Consumers Fuel Gas, Heat and Power Company of New York, a corporation organized under the laws of the State of New York, which application was referred by the said Board of Aldermen of the City of New York to the aforesaid Committee on Lamps and Gas of the said Board.

Fifth—The said application of the aforesaid Consumers Fuel Gas, Heat and Power Company of New York was, in words, tenor and figures, as follows, to wit:

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

"The petition of The Consumers Fuel Gas, Heat and Power Company of New York respectfully shows—

"First—That said company was duly incorporated on the 15th day of May, 1896, under and pursuant to the act of the Legislature of the City of New York, entitled 'The Business Corporations Act,' and the several acts amendatory thereof and supplementary thereto; that said company is now duly organized and is a valid and existing corporation, and a copy of the certificate of incorporation of said company is hereto annexed, marked 'A.'

"Second—That said company requests permission to lay its mains and pipes in the streets, avenues and public places in the City of New York, for the purpose of supplying non-illuminating fuel gas to the consumers thereof in said city.

"Third—That the said company stipulates as follows:

"1. That the manufactory or works for the purpose of producing and furnishing fuel gas shall be so constructed as not to be in any way detrimental to the public health or otherwise creating a nuisance.

"2. That, as regards purity, the fuel gas shall be free, within limits not injurious to the public health, from ammonia, sulphureted hydrogen and other sulphur and noxious compounds, and shall be of such odor as may in case of leakage make its presence as easily detected as is ordinary illuminating gas.

"3. That the fuel gas shall be supplied to all persons residing or doing business on the line or lines of the mains of said company, who may desire the same for domestic purposes at a rate not to exceed 50 cents per 1,000 cubic feet, and at reduced rates for manufacturing, industrial and other purposes.

"4. That the Board of Aldermen of the City of New York shall have the right to order the mains or pipes of the company to be extended in or along any of the streets or avenues of the city, provided the said company shall not be compelled to spend, in the laying of such pipes or mains, a yearly sum exceeding ten thousand dollars. The mains or pipes shall be laid so as not to interfere with the public sewers or sewer connections, or with the Croton mains or water connections which are now laid or may hereafter be laid in any of the streets, avenues or public places of the city.

"5. The said company shall be governed by the laws and ordinances of the Board of Aldermen of the City of New York and by such general rules and regulations as the Commissioner of Public Works, his successor or successors in office, may prescribe for the laying of pipes and mains and the proper protection and filling of the trenches or excavations, and for the taking up, replacing and repaving of the pavements, and shall also be governed by such general rules and regulations as the Rapid Transit Commissioners may prescribe for the opening of the streets on the lines of the proposed trenches.

"6. The said company, or its successor, shall commence to supply and distribute fuel gas within two years after the permission of the Board of Aldermen is granted.

"7. The meters of the said company shall be subject to the inspection, rules and regulations prescribed by law for all gas-meters used in the City of New York.

"8. The said company, its successor or successors, shall pay into the said Treasury the sum of twenty cents for each and every lineal foot of trench opened for its mains, such sum to be paid monthly and to be accompanied by a certificate from the Commissioner of Public Works to the effect that the sum paid is in full payment, at such rate, for all trenches for mains opened during the month for which each payment is made.

"9. The said company shall supply fuel gas to the public buildings of the City of New York situated along the line of its mains at not to exceed forty cents per 1,000 cubic feet.

"Dated NEW YORK, May 18, 1896.

"Respectfully submitted,

M. M. BELDING, President.

"Attest: ROB. WEBB MORGAN, Secretary."

Sixth—Accompanying the aforesaid application was a copy of the certificate of incorporation of the said Consumers Fuel, Gas, Heat and Power Company of New York, to which plaintiff begs leave to refer and a certified copy of which will be produced upon the trial of this action.

Seventh—That on or about June 1, 1896, an application to lay mains, pipes, etc., in the streets, avenues and highways of the City of New York, was received by the Board of Aldermen of the City of New York from the New York Fuel Gas Company, a corporation duly organized under the laws of the State of New York, which application was referred by the said Board of Aldermen of the City of New York to the aforesaid Committee on Lamps and Gas of the said Board.

Eighth—That the aforesaid application was, in words, tenor and figures, as follows, to wit:

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

"The petition of the New York Fuel Gas Company respectfully shows—

"First—That said company was duly incorporated on the 20th day of June, 1896, under and pursuant to the act of the Legislature of the State of New York, entitled 'The Business Corporation Act,' and the several acts amendatory thereof and supplementary thereto; that said company is now duly organized and is a valid and existing corporation; that a copy of the certificate of incorporation of said company is hereto annexed, marked 'A.'

"Second—That said company requests permission to lay its mains and pipes in the streets, avenues and public places in the City of New York for the purpose of supplying non-illuminating fuel gas to the consumers thereof in said city.

"Third—That the said company stipulates as follows:

"That the manufactory or works for the purpose of producing and furnishing fuel gas shall be so constructed as not to be in any way detrimental to the public health, or otherwise create a nuisance.

"That the fuel gas to be supplied shall be free within the limits not injurious to the public health from ammonia, sulphureted hydrogen and other sulphur and noxious compounds, and shall be of such odor as may in case of leakage make its presence as easily detected as is ordinary illuminating gas.

"That the fuel gas shall be supplied to all persons residing or doing business on the line or lines of the mains of said company, who may desire the same for domestic purposes at a rate not to exceed forty cents per one thousand cubic feet, and at reduced rates for manufacturing, industrial and other purposes.

"The said company shall supply fuel gas to the public buildings of the City of New York, situated along the line of its mains at a price not to exceed forty cents per one thousand cubic feet.

"That the Board of Aldermen of the City of New York shall have the right to order the mains or pipes of the company to be extended in or along any of the streets or avenues of the city, provided the said company shall not be compelled to spend in the laying of such pipes or mains a yearly sum exceeding twenty-five thousand dollars. The mains or pipes shall be laid so as not to interfere with the public sewers or sewer connections or with the Croton mains or water connections which are now laid or may hereafter be laid in any of the streets, avenues or public places of the city.

"The said company shall be governed by the laws and ordinances of the Board of Aldermen of the City of New York, and by such general rules and regulations as the Commissioner of Public Works, his successor or successors in office, may prescribe for the laying of pipes and mains and the proper protection and filling of the trenches or excavations and for the taking up, replacing and repaving of the pavements, and shall also be governed by such general rules and regulations as the Rapid Transit Commissioners may prescribe for the opening of the streets on the lines of the proposed tunnels.

"The said company, or its successor, shall commence to supply and distribute fuel gas within two years after the permission of the Board of Aldermen is granted.

"The meters of the said company shall be subject to the inspection, rules and regulations prescribed by law for all gas metres used in the City of New York.

"The said company, its successor or successors, shall pay into the City Treasury the sum of thirty cents for each and every lineal foot of trench opened for its mains. Such sum to be paid monthly and to be accompanied by a certificate from the Commissioner of Public Works to the effect that the sum paid is in full payment at such rate for all trenches for mains opened during the month for which each payment is made.

"The said company will furnish a bond in such form and amount as the authorities may demand for the faithful performance of all the conditions herein stipulated.

"Respectfully submitted."

Ninth—The aforesaid defendants, as and constituting the Board of Aldermen of the City of New York, being in doubt as to their power as such Board to legally grant the right, privilege, license, franchise, property, funds, effects or estate of the City of New York, asked for as aforesaid by the Consumers Fuel Gas, Heat and Power Company, and the New York Fuel Gas Company, submitted the said question to the Counsel to the Corporation of the City of New York, requesting his opinion as to the powers of the said Board of Aldermen in the premises.

Tenth—To the request as aforesaid the Counsel to the Corporation replied as follows, to wit:

"LAW DEPARTMENT—OFFICE OF THE COUNSEL TO THE CORPORATION, NEW YORK,

September 3, 1896. To the Honorable Board of Aldermen:

"GENTLEMEN—I have to acknowledge the receipt of a request for an opinion, dated the 8th day of June, 1896, as to the power of your Body to grant an application of the Consumers Fuel Gas, Heat and Power Company for the right to lay mains and pipes in the city.

"With the request for an opinion was inclosed the certificate of incorporation of the company and a brief by its counsel.

"I have given this matter careful consideration and find it to be a question which is involved in a great deal of doubt. The grant applied for is one of an extraordinary and a very sweeping nature, contemplating as it does the tearing up, at the option of the petitioner, of every street in the city, upon which, as you are aware, a vast amount of money has been expended for paving purposes during the past few years; and unless the Legislature has very clearly imposed upon you the right to grant a franchise of this character, it would manifestly be improper for you to undertake to exercise it.

"An examination of the statute convinces me that it is by no means clear that the Legislature has invested you with the power to grant the permission asked for.

"A solution of this question depends upon the construction to be given to subdivision 5 of section 86 of the Consolidation Act.

"This section, as it exists to-day, reads as follows:

"Sec. 86. The common council shall have power to make ordinances, not inconsistent with law and the constitution of this state, and with such penalties as are provided in the last section, in the matters and for the purposes following, in addition to other powers elsewhere especially granted, namely:

"5. To regulate the opening of street surfaces, the laying of gas and water mains, the building and repairing of sewers, and the erecting of gas-lights. Provided, however, it shall not be lawful after the passage of this act for any person or corporation to lay any pipes or mains in or under any of the streets of the city of New York, or to open the pavement of any such streets for the purpose of laying any pipes or mains for conducting therein any illuminating gas or steam or other fluids, excepting salt water, nor shall it be lawful for the common council of said city, or any board or officer of said city, to grant any license or permission to lay any such pipes or mains, or to open the streets or pavements therefor, unless two-thirds in number of the owners of the real estate fronting on that part of the street in which pipes or mains are to be laid, or to which such license or permission relates, who shall also be the owners of two-thirds in extent of the front feet of such part of such street shall have petitioned the common council in favor thereof, in writing, proved or acknowledged in the manner required by law for the proof or acknowledgment of deeds to be recorded, and not then until such person or corporation has actually demonstrated the practical success of the principle involved in developing the enterprise in some other city for at least one year. Nothing in this subdivision shall apply to or shall affect or impair the right to lay such pipes and mains in the streets, avenues, and public places of said city, heretofore conferred or intended to be conferred upon any corporation, by the mayor, the comptroller and the commissioner of public works, acting under and in conformity with the resolution of the common council, adopted and approved in the month of December, eighteen hundred and seventy-six; and any and all grants made by such officers under and pursuant to said resolution, prior to April twenty-first, eighteen hundred and eighty-three, are hereby in all respects ratified and confirmed.

"Nothing shall be construed to be a fluid within the meaning of said subdivision except illuminating gas, water when intended for purposes other than hydraulic or hydrostatic purposes, steam and oil. Any resolution or ordinance heretofore passed by the aldermen and approved by the mayor authorizing any person or corporation to lay pipes for the transmission of any other fluid than as in this section specified is hereby in all respects ratified and confirmed."

"The clause in question, subdivision 5, above quoted, as it originally stood, ended before the proviso which was inserted by amending acts, and it therefore read as a grant of power 'to regulate the opening of street surfaces, the laying of gas and water mains, the building and repairing of sewers, and the erecting of gas-lights.'

"The restrictions contained in the proviso, it is conceded, would have made it necessary, even in the case of an application for permission to lay mains for the transmission of a non-illuminating gas, to obtain the consent of property-owners before any franchise could be granted by your Body.

"The counsel for the company applying for the privilege in question, however, insists that the effect of the last paragraph of the subdivision above quoted, defining the signification of fluid within the meaning of said subdivision and making it refer to illuminating gas, to water when intended for purposes other than hydraulic or hydrostatic, and to steam and oil, is to limit the proviso and the restriction which it contains to the fluid specified, and to leave the power of your Body to act upon this question to be determined by the subdivision as it originally stood without the proviso and without any restriction upon any authority which such amended words may be held to give.

"In this construction of the practical effect of the amendment contained in the last paragraph of the above quoted subdivision, which was added by chapter 710 of the Laws of 1893, I am disposed to concur.

"The question, therefore, left for determination is as to whether or not the words 'to regulate the opening of street surfaces, the laying of gas and water mains, the building and repairing of sewers and the erecting of gas-lights' are broad enough to authorize you to pass a resolution conceding to this company the privilege of opening all the street surfaces in this city for the purpose of laying mains for the conduct of a non-illuminating gas.

"Did the Legislature, when it made the enactment in question, mean by the use of the word gas-mains refer only to what was then generally understood to be illuminating gas, or did it intend that that word should have a signification broad enough to authorize the use of the public streets without compensation by any corporation that might be organized for the purpose of distributing a gas or fluid for fuel, or any other purpose, except that of illumination?

"It does not seem to me to be so clear that it had this purpose in view as to justify you in assuming any authority in the premises.

"In no other part of the State, so far as I am advised, has any local body authority to grant to corporations now organized under any of our general laws the power to lay down pipes for such a purpose, except with the consent of abutting owners. It would seem that the Legislature, had it intended to make the exceptional grant to the local authorities in this city to do what might not be done elsewhere in other cities and towns of the State, would have used words which would have left no doubt that the transmission of a gas or fluid for other than illuminating purposes was contemplated.

"I therefore advise you that the Legislature has not invested you with the power to grant the application which has been made to you, and which is the subject of the communication above referred to.

Yours, very truly, FRANCIS M. SCOTT, Counsel to the Corporation."

Eleventh—That thereafter and on or about October 5, 1896, a petition was duly presented to the Board of Aldermen of the City of New York in words, tenor and figures as follows, to wit:

PETITIONS.

By Alderman Parker—

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

Application is hereby made on behalf of the Metropolitan Fuel Gas Company of the City of New York for the right, franchise, privilege, permission and consent to lay mains and pipes in and through the streets, highways, alleys, avenues and public places in the City of New York, for the purpose of conducting and supplying non-illuminating fuel gas, to public and private buildings in the said city, and to make the necessary excavations for the purpose of laying such mains and pipes and keeping the same in repair, and making necessary alterations as may be from time to time required, which right, franchise, privilege, permission and consent is to be granted and accepted on the following terms and conditions; and it is expressly stipulated by the said company, as follows:

First—That in the laying of said pipes and mains, and in the repair and alteration thereof, no sewer-pipe, gas-pipe, water-pipe or drain, or connections thereof shall be in any way injured, tapped or interfered with by the said company.

Second—That in the laying of said pipes and mains, and in the repair and alteration thereof any and all pavements, walks, curb-stones, streets, highways, alleys and squares, or any part thereof which may be injured, disturbed, displaced or in any manner interfered with, shall be replaced, repaired and restored to the same condition as before the laying, repair or alteration of said pipes and mains, in a proper, suitable and sufficient manner, promptly and without unreasonable delay, under the direction and subject to the approval of the Commissioner of Public Works of the City of New York, his successor or successors in office, and that the said company shall be governed by such laws and ordinances as the Board of Aldermen of the City of New York may have enacted or shall hereafter enact, and also by such general rules and regulations as may be prescribed by the Commissioner of Public Works, his successor or successors in office, and by the general rules and regulations of the Rapid Transit Commissioners, which may be prescribed from time to time for the opening of streets in the line of proposed tunnels.

Third—That no pipes or mains shall be laid under any sidewalk in the said City of New York by the said company, without its having previously written permission therefor from the owner of the property fronting upon such sidewalk.

Fourth—That the said company, its successors or assigns, shall protect, indemnify and forever save harmless, the said City of New York from any and all claims, demands, actions, cause or causes of action, damages, costs, losses, expenses, debts or obligations which may at any time be made, incurred, suffered or allowed on account of, or in any manner whatsoever arising from the right, privilege, grant and franchise hereby applied for, or from any excavations or other works in any of the streets, alleys, common squares or places aforesaid at any time, or for any purpose, or from the operations of the said company in any manner, and from any cause or causes arising from any act or omission of the said company, its successors, agents or representatives, and that the said City of New York shall not incur by reason of the granting of said right, franchise or privilege, any liability or obligation whatsoever to the said company or to its successors or assigns upon or on account of any damages to its pipes, mains, plant or property, whether the same shall be occasioned by any neglect of the said city, its officers, agents or employees, or by any neglect of repairing the streets, or any interruption in the supply of gas, heat or power occasioned by any accident in repairs to or improvements on any of the streets, highways, squares, alleys and public places of the said city, or by any other cause or causes whatsoever.

Fifth—That the said company shall erect and construct works and shall lay pipes and mains with necessary connections and appliances, sufficient for the purpose of producing, furnishing and supplying fuel gas, for the purpose of heating, domestic and mechanical purposes, to all consumers thereof within the said city, which plant, manufactory or works shall be so constructed and located as not to be in any way injurious to the public health or to create or maintain a public nuisance.

Sixth—That the said company shall furnish and supply fuel gas free, within limits not injurious to the public health, from ammonia, sulphureted hydrogen and other sulphur, injurious and noxious compounds, which gas shall be of such odor, that the same may, in cases of leakage or escape, be as easily detected as the ordinary illuminating gas now in use in the City of New York, and the said company shall at all times furnish, supply and use all the most modern and improved appliances and apparatus for the discovery of and protection against escaping gas, and for the prevention of injury and damages which may be liable to result from the use and operation of the said plant and the manufacture and supply of said gas.

Seventh—That the said company shall furnish and supply to all consumers located or doing business upon the lines of the said company's mains, who may desire the same for domestic purposes at a rate not to exceed fifty cents per one thousand cubic feet, and not to exceed twenty-five cents per thousand cubic feet, for manufacturing, industrial and other purposes, and the said company shall furnish and supply fuel gas to any and all public buildings of the City of New York, located upon or along the lines of its mains or pipes, at a price not to exceed twenty-five cents per 1,000 cubic feet.

Eighth—That the said company shall begin operations within six months from the granting of the franchise hereby applied for, and commence the supply and distribution of fuel gas within one year from the time of granting such permission.

Ninth—That any consumer of fuel gas within the City of New York may require gas to be furnished by meter measurements and not by schedule rates, and the said company shall be obliged, upon the application of any consumer, to furnish and set in place without extra charge, such meter or meters as may be required, and shall be entitled to charge therefor an annual rent of \$3 for each meter, payable in advance.

Tenth—That said company, its successors, or assigns, shall be required or compelled to furnish fuel gas to all applicants whenever required, upon the terms and conditions herein set forth.

Eleventh—That the gas furnished for the purposes of heating shall be equal to 700 heat units at all times.

Twelfth—That upon the granting of the franchise, right, privilege and permission hereby applied for, by the Common Council of the City of New York, the said company shall pay into the Treasury of the said city the sum of \$100,000 in gold coin of the present standard of weight and fineness, in return for the granting thereof, and shall, after the first five years of its operations, thereafter pay into the Treasury of the said city three and one-half per cent. of the net profits of its said business for the preceding year, upon the first business day of the month of January in each and every year, and shall furnish and supply to the proper officers of said city a proper balance sheet or statement of its operations and earnings and shall allow the same to be verified by a proper inspection of its regular books of account, kept in the due course of its business.

Thirteenth—That the said company shall furnish a bond in the sum of \$500,000, executed by a responsible surety company in such form and manner as may be prescribed and approved by the authorities of said city, that it will faithfully keep and perform each of the conditions, stipulations and obligations herein expressed or provided for, and that it will commence operations as aforesaid.

Fourteenth—That the Common Council of said city shall at all times have the privilege of inspecting any and all machinery, pipes, appliances and meters of the said company, pursuant to such rules and regulations as may be prescribed by the Common Council of the said city for the inspection thereof.

All of which is respectfully submitted.

Dated New York, October 5, 1896.

THE METROPOLITAN FUEL GAS COMPANY, by JAMES JACKSON, General Manager.

Which was referred to the Committee on Lamps and Gas.

Twelfth—Plaintiff is informed and believes that the offer of compensation contained in the foregoing affidavit was not made in good faith and that the said Metropolitan Fuel Gas Company has no corporate existence.

Thirteenth—That thereafter and on or about October 13, 1896, the aforesaid Committee on Lamps and Gas reported to the Board of Aldermen of the City of New York, as follows, to wit:

Your Committee has given full weight to its obligation to recognize and be influenced, if not directed, by the opinion of the legal adviser of the city. In doing so, however, we have felt that the importance of the vital question involved would justify us in paying due regard to the opposing view of eminent counsel. That vital question, which involves the rights, powers and prerogatives of the Board of Aldermen, has agitated the minds of all our members, and has occasioned considerable discussion at times, when vast interests were affected.

On April 30, 1895, the Board adopted the following resolution (see page 192):

"Whereas, There seems to exist wide difference of opinion regarding the powers of the Board of Aldermen to grant permission for the use of the streets and sidewalks for private or public uses; and

"Whereas, Many resolutions adopted by the Board granting privileges for the use of streets and sidewalks are returned by his Honor the Mayor, without approval, because they are in conflict with or in violation of existing law; therefore

"Resolved, That the Committee on Law Department be and they are hereby instructed to make a careful and thorough examination of all the laws, statutes, ordinances, etc., which define the powers of or permit the Board of Aldermen to grant privileges for the use of the streets and the sidewalks to private use or for public purposes, and to present at an early date a full and comprehensive report on the subject."

Subsequent thereto the question of our powers has been prominently brought before the Board in various ways, and our Journal will show on many of its pages an evident desire to have this mooted question finally and satisfactorily settled by the Courts. That opportunity seems now to present itself. We would under no consideration advocate or favor any action on the part of this Board that would force an issue in the Courts as to our powers, except as in this case, because we feel that we have the right to grant the application before us, and that the application deserves affirmative action on our part. We earnestly believe this from a careful study of the various opinions presented herewith.

We take this position with due respect to our Corporation Counsel, and largely because he himself admits that, "after giving the matter careful consideration," he "finds it to be a question which is involved in a great deal of doubt."

Our conclusion to report favorably upon the petition of the company to lay mains, pipes, etc., is based on the grounds hereinafter set forth, we realizing the fact that, unless it is established that the Board has the power to grant the said petition, whatever affirmative action may be had becomes null and void; and, on the other hand, if we have the power the city and its citizens will be materially benefited thereby. In arriving at our conclusion, the following points have been taken into full consideration:

- 1st. Will the public receive sufficient benefit to justify permission to tear up our streets?
- 2d. Is the price per 1,000 cubic feet sufficiently low to allow a new company to lay mains and compete against other gas corporations?
- 3d. If the public will be benefited, is there ample compensation offered to the City for the great privilege to be accorded to the company, notwithstanding the advantages to the people?
- 4th. Are the conditions mentioned in the application ample for the protection of all interests, and should not special restrictions be insisted upon?
- 5th. What effect on our action should the two applications have for like privileges recently received from other companies, and to what extent ought those applications stay proceedings in this matter?

As to Query No. 1, we feel that the benefits accruing to our people by an opportunity to secure the great advantages of gas for fuel, heat and power, are of sufficient potency to warrant our conclusion.

Aside from the convenience, the cleanliness, etc., is the great boon of low price. Our streets belong to the people, and the people are willing, beyond all doubt, to suffer some inconvenience by the tearing up of streets, for the benefits to be ultimately derived therefrom. Our streets are continuously being opened for various causes, and to object to an additional cause, where special and important advantages to all the people—and especially the poorer classes—are offered, seems to us unwarranted. The extent of this work can be regulated so that traffic be not retarded, or injurious effects of any kind be not felt beyond a very minimized degree.

As to the second point, we feel that the rate is so far below the price of gas now used for fuel, heat and power as to justify the competition created. We remember the act of the Legislature (which became necessary) that forced gas companies to reduce their price to \$1.25 per thousand cubic feet, and we ought not now be influenced by any statement which promises reduction, after others have entered the field, because anyone comes forward with an offer to lower the figure which has for years remained unalterably high. If competition will force prices down, then by all means let us have it.

The third query is one which is difficult to answer. We believe the privilege to open our streets for the purpose of private gain to any corporation is so very valuable that the City should demand and receive adequate compensation. How to reach an equitable and just decision on that point is a difficult problem. We have considered it in all its phases, and feel that our exactions are not too severe, yet ample under all circumstances.

Fourth—The conditions mentioned in the application are, in our opinion, insufficient, and we have accordingly provided stipulations and restrictions which this Board ought exact and the company should readily acquiesce in.

To the last question we answer that our duty lies clearly in the direction of favoring the first petitioner. We see no reason whatever for a stay of proceedings. It would be decidedly unjust to allow any company to rob the first applicant of its rights because of loss of time in reporting on its petition. The Committee have been unable to report on account of unavoidable delay on the part of the Counsel to the Corporation to furnish the opinion asked for. These two new corporations have sprung into existence evidently for the purpose of taking advantage of the enterprise, business judgments, etc., evinced by the first applicant, and it may not be entirely amiss to suggest that probably some existing gas corporation or corporations are endeavoring to stem the tide of competition against them. It has been noticed in the public press recently that a consolidation of all the various gas companies in this city is contemplated, and the power of such combination to oppose new enterprises can be readily appreciated.

We offer the following:

Resolved, That the Consumers Fuel Gas, Heat and Power Company of New York, duly incorporated on the 15th day of May, 1896, under and in pursuance to the act of the Legislature of the State of New York, entitled "The Business Corporations Act," and the several acts amendatory thereof and supplementary thereto be and the same is hereby granted permission to lay

its mains and pipes in the streets, avenues and public places in the City of New York for the purpose of supplying non-illuminating fuel gas to the consumers thereof in said city.

Resolved, That the permission to lay mains and pipes as aforesaid is granted by the Commonalty of the City of New York on the following conditions and stipulations, to wit:

1st. That the manufactory or works for the purpose of producing and furnishing fuel gas shall be constructed, erected and maintained so as not to be in any way detrimental to the public health or otherwise create a nuisance, and the construction, erection and maintenance thereof shall be under the direction of the Health Department as well as the Building Department of the city.

2d. That as regards purity, the fuel gas shall be free within limits not injurious to the public health from ammonia, sulphureted hydrogen and other sulphur and noxious compounds, and shall be of such odor as may, in case of leakage, make its presence as easily detected as is ordinary illuminating gas; subject to such rules and regulations as the Board of Health may direct.

3d. That the fuel gas shall be supplied to all persons residing or doing business on the line or lines of the mains of said company, who may desire the same for domestic purposes, at a rate not to exceed forty (40) cents per 1,000 cubic feet, and at reduced rates for manufacturing, industrial and other purposes.

4th. That the Board of Aldermen of the City of New York shall have the right to order the mains and pipes of the company to be extended in or along any of the streets, avenues or highways of the city; provided, the said company shall not be compelled to expend in the laying of such mains or pipes a yearly sum exceeding twenty-five thousand dollars.

The mains and pipes shall be laid so as not to interfere with the public sewers or sewer connections, or with the Croton mains or water connections which are now laid in any of the streets, avenues or public places of the city; the said mains and pipes when laid, to be so laid under the direction of the Commissioner of Public Works, or the Commissioner of Street Improvements of the Twenty-third and Twenty-fourth Wards, according to the jurisdiction of the respective Commissioners.

5th. The said company shall be governed by the laws and ordinances of the Board of Aldermen of the City of New York and by such general rules and regulations as the Commissioner of Public Works and the Commissioner of Street Improvements of the Twenty-third and Twenty-fourth Wards, respectively, their successor or successors in office, may prescribe for the laying of the mains and pipes and the proper protection and filling of the trenches or excavations and for the taking up, replacing and repairing of the pavements, and shall also be governed by such general rules and regulations as the Rapid Transit Commissioners may prescribe for the opening of the streets on the lines of the proposed tunnels.

6th. The said company or its successor shall commence to supply and distribute fuel gas within one year after permission of the Board of Aldermen is granted and the said grant has been pronounced by proper authorities valid and in full force and effect.

7th. The meters of the said company shall be subject to the inspection, rules and regulations prescribed by law for all gas-meters used in the City of New York.

8th. The said company, its successor or successors, shall pay into the City Treasury the sum of twenty cents for each and every lineal foot of trench opened for its mains; such sum to be paid monthly and to be accompanied by a certificate from the Commissioner of Public Works or the Commissioner of Street Improvements of the Twenty-third and Twenty-fourth Wards, or their successor or successors, to the effect that the sum paid is in full payment, at such rate, for all trenches for mains opened during the month for which each payment is made.

9th. For a faithful discharge of every duty and obligation the said company shall, ere proceeding with its work to lay mains or pipes, execute and deliver a bond with satisfactory sureties, to the Commonalty of the City of New York; the said bond to be in amount such as the Comptroller may designate and in all other respects subject to the approval of said Comptroller.

10th. The said company or its successors shall not and is not permitted to consolidate with any other company or corporation for a period of at least ten years.

11th. The said company or its successors shall supply fuel gas to the public buildings of the City of New York situated along the line of its mains at not to exceed twenty-five (25) cents per 1,000 cubic feet.

JOSEPH SCHILLING, ELIAS GOODMAN, JOSEPH T. HACKETT, ANDREW A. NOONAN, JOHN J. O'BRIEN, Committee on Lamps and Gas.

Which was laid over.

Fourteenth—That thereafter and on or about October 19, 1896, an amended petition, together with a letter from Henry D. Macdonald, was duly and legally presented to the Board of Aldermen of the City of New York, and was referred to the Committee on Streets of the said Board. The said petition was, in words, tenor and figures, as follows:

To the Honorable Board of Aldermen of the City of New York and the Committee on Streets of the Honorable Board of Aldermen of the City of New York:

The amended petition of the New York Fuel Gas Company respectfully shows:

1st. That said company was duly incorporated on the 20th day of June, 1896, under and pursuant to the act of the Legislature of the State of New York, entitled "The Business Corporation Act," and the several acts amendatory thereof and supplementary thereto; that said company is now duly organized and is a valid and existing corporation; that a copy of the certificate of incorporation of said company is attached to the original certificate now in the Committee's hands.

2d. That the said company requests permission to lay its mains and pipes in the streets, avenues and public places in the City of New York, for the purpose of supplying non-illuminating fuel gas to the consumers thereof in said city.

3d. That the company stipulates as follows:

That the manufactory or works for the purpose of producing and furnishing fuel gas shall be constructed, erected and maintained so as not to be in any way detrimental to the public health, or otherwise create a nuisance, and the construction, erection and maintenance thereof shall be under the direction of the Health Department as well as the Building Department of the city.

That, as regards purity, the fuel shall be free, within limits not injurious to public health, from ammonia, sulphureted hydrogen, and other sulphur and noxious compounds, and shall be of such odor as may, in case of leakage, make its presence as easily detected as is ordinary illuminating gas, subject to such rules and regulations as the Board of Health may direct.

That the fuel gas shall be supplied to all persons residing or doing business on the line or lines of the mains of said company who may desire the same for domestic purposes, at a rate not to exceed forty (40) cents per one thousand cubic feet, and at reduced rates for manufacturing, industrial and other purposes.

That the Board of Aldermen of the City of New York shall have the right to order the mains and pipes of the company to be extended in or along any of the streets, avenues or highways of the city; provided the said company shall not be compelled to expend in the laying of such mains or pipes a yearly sum exceeding twenty-five thousand dollars (\$25,000).

The mains and pipes shall be laid so as not to interfere with the public sewers or sewer connections, or with the Croton mains or water connections, which are now laid in any of the streets, avenues or public places of the city; the said mains and pipes when laid, to be so laid under the direction of the Commissioner of Public Works, or the Commissioner of Street Improvements of the Twenty-third and Twenty-fourth Wards, according to the jurisdiction of the respective commissioners.

The said company shall be governed by the laws and regulations of the Board of Aldermen of the City of New York, and by such general rules and regulations as the Commissioner of Public Works and the Commissioner of Street Improvements of the Twenty-third and Twenty-fourth Wards, respectively, their successor or successors in office, may prescribe for the laying of mains and pipes, and the proper protection and filling of the trenches, or excavations, and for the taking up, replacing and repairing of the pavements, and shall also be governed by such general rules and regulations as the Rapid Transit Commissioners may prescribe for the opening of the streets on the lines of the proposed tunnels.

The said company or its successors shall commence to supply and distribute fuel gas within one year after the permission of the Board of Aldermen is granted, and the said grant has been pronounced by proper authorities valid and in full force and effect.

The meters of the said company shall be subject to the inspection, rules and regulations prescribed by law for all gas-meters used in the City of New York.

The said company upon the granting of this license shall pay into the City Treasury the sum of ten thousand dollars (\$10,000), and said company, its successor or successors, shall pay into the City Treasury the sum of twenty (20) cents for each and every lineal foot of trench open for its mains; such sum to be paid monthly and to be accompanied by a certificate from the Commissioner of Public Works, or the Commissioner of Street Improvements of the Twenty-third and Twenty-fourth Wards, or their successor or successors, to the effect that the sum paid is in full payment, at such rate, for all trenches or mains open during the months for which each payment is made.

For a faithful discharge of every duty and obligation the said company shall, before proceeding with its work to lay mains or pipes, execute and deliver a bond with satisfactory sureties to the Commonalty of the City of New York; the said bond to be in amount such as the Comptroller may designate, and in all other respects subject to the approval of the said Comptroller.

The said company, or its successors, shall not and is not permitted to consolidate with any other company or corporation for a period of at least ten years.

The said company, or its successors, shall supply fuel gas to the public buildings of the City of New York situated along the lines of its mains, at not to exceed twenty-five (25) cents per one thousand (1,000) cubic feet.

Respectfully submitted,

NEW YORK FUEL GAS COMPANY, by R. A. C. SMITH, President. [L. s.]

Dated, New York, October 19, 1896.

OCTOBER 19, 1896. To the Committee on Streets of the Honorable the Board of Aldermen of the City of New York:

GENTLEMEN—As counsel for the New York Fuel Gas Company, which has pending before you an application for permission to supply fuel gas in the City and County of New York, I respectfully ask to substitute for said application the one herewith submitted, which, you will observe, conforms in every word and particular with the resolution favorably reported by the Com-

mittee on Lamps and Gas on a similar application of another corporation, except in the important detail of compensation to the City.

In the pending resolution it is proposed to grant this permit for and in consideration of the sum of twenty cents (20) per lineal foot of trench opened.

Our amended application, in addition to this amount, proposes to pay into the City Treasury the sum of ten thousand (10,000) dollars for the permit. In order that there may be no question about the genuineness of this offer, I have handed to your Chairman, with this letter, a certificate of deposit for the sum of ten thousand (10,000) dollars, made by Mr. R. A. C. Smith, President of the New York Fuel Gas Company, in the Fulton and Market National Bank, payable to the order of the Mayor, Aldermen and Commonalty of the City of New York for the purpose specified.

I am aware there is pending before the Committee on Lamps and Gas, and not yet acted on, an ostensible offer from an alleged corporation to pay one hundred thousand (100,000) dollars for the privilege the New York Fuel Gas Company seeks, but I call your attention to the fact that it is not even pretended in the petition making the offer that the concern is an incorporated body, capable of receiving or exercising a franchise under the laws of this State. A glance at the petition shows that it is now signed by a responsible officer; that it does not state that the company has been duly organized; and a search of the records of the County Clerk's office of this county reveals the fact that no such company has been recently incorporated.

I wish to call your attention to the fact that, in the official printed record of the proceedings of the last meeting of your Honorable Board, reference is made (by way of argument against the application of the company I represent) to the priority of the Consumers Fuel Gas, Heat and Power Company's application. The records of the County Clerk show that the certificate of incorporation of the Consumers Fuel Gas, Heat and Power Company was filed on the 18th day of May, 1896, and that of the New York Fuel Gas Company on June 22, 1896.

Surely, a trifling discrepancy of thirty-four (34) days in the ages or applications of two corporations applying for a public franchise will not weigh, other things being equal, in an enlightened legislative body against a substantial money offer for the benefit of the citizens and taxpayers therein represented.

I most respectfully request (since one of the Standing Committees of your Honorable Body has decided, after a public hearing and long deliberation, that the people of this city should have the benefit of cheap fuel gas and has so reported) that our application, which is now identical with the one before the Board, except in the particular of compensation, be reported as speedily as possible, in order that the conscience of your Honorable Body may be enlightened as to the value of the franchise, and that it may have an opportunity to consider the whole subject at the public meeting to-morrow.

Respectfully yours, HENRY D. MACDONALD.

Fifteenth—That thereafter the Committee on Streets of the said Board of Aldermen reported upon the said petition that, having given the subject careful consideration, it finds that the Committee on Lamps and Gas held a public hearing on a similar petition and are therefore more familiar with the subject, and they therefore recommended that the said petition, together with an amended petition and communication from the said company hereto annexed, be referred to the Committee on Lamps and Gas.

Sixteenth—That the petitions of the Consumers Fuel Gas, Heat and Power Company of New York and the New York Fuel Gas Company are now before the Board of Aldermen, and each of the said companies request the right, privilege and license to lay mains, pipes, etc., in the streets, avenues and highways of the City of New York. As compensation to the City for the aforesaid rights and property the Consumers Fuel Gas, Heat and Power Company of New York offers to pay to the City the sum of twenty cents for each and every lineal foot of trench opened for its mains. The New York Fuel Gas Company makes the identical offer to the City, except in the important element of compensation to the City. The said company offers to pay into the City Treasury the sum of ten thousand dollars in cash upon the granting of the permit, in addition to the payment to the City of twenty cents for each lineal foot of trench laid. The Metropolitan Fuel Gas Company, by James Jackson, General Manager, offers to pay into the City Treasury the sum of one hundred thousand dollars in return for the granting of the identical franchise, right, privilege and permission above referred to.

Seventeenth—That the Committee on Lamps and Gas has recommended to the Board of Aldermen that the Consumers Fuel Gas, Heat and Power Company of New York be granted permission to lay its mains and pipes in the streets, avenues and public places in the City of New York for the purpose of supplying non-illuminating fuel gas to the consumers thereof in said city.

Eighteenth—Plaintiff further alleges, upon information and belief, that a majority of the said Board of Aldermen of the City of New York illegally, combining and confederating together, wrongfully and willfully, fraudulently, collusively and in bad faith in violation of their official duties to the City of New York and the taxpayers thereof, and in waste of the property, funds, effects and estate of the City solely in order to favor the Consumers Fuel Gas, Heat and Power Company and fraudulently colluding with such company with intent to cheat and defraud said city out of the real value of the right, privilege, license or permission to lay mains and pipes in the streets, avenues and public places in the City of New York for the purpose of supplying non-illuminating fuel gas, intend at the meeting of the said Board, to be held on Tuesday, October 27, 1896, to grant the aforesaid right, privilege and permission to the Consumers Fuel Gas, Heat and Power Company upon the terms and conditions contained in the resolution of the Committee on Lamps and Gas heretofore set forth.

Nineteenth—That the aforesaid fraudulent and illegal act of the said Board will prevent the realization by the City of the sum of ten thousand dollars, which could be realized if the said permit and right were granted to the New York Fuel Gas Company, and which offer plaintiff is informed and believes is made in perfect good faith and is evidenced by the certificate of deposit for ten thousand dollars, payable to the order of The Mayor, Aldermen and Commonalty of the City of New York, which has been delivered to Collin H. Woodward, Chairman of the Committee on Streets of the said Board of Aldermen.

Plaintiff further alleges that the aforesaid action of a majority of the said Board of Aldermen would prevent the realization by the City of the sum of one hundred thousand dollars, which it would realize if the offer of the Metropolitan Fuel Gas Company was accepted.

Twentieth—That the right, privilege, franchise or permission to lay mains and pipes in the streets, avenues and public places in the City of New York, for the purpose of supplying non-illuminating fuel gas to the consumers thereof in said city is very valuable, and the city should demand and receive the highest bona-fide adequate compensation offered for the said right and that the granting of the said privilege to the Consumers Fuel Gas, Heat and Power Company upon the terms proposed would be illegal, fraudulent and a waste of the public funds of the municipality.

Wherefore, Plaintiff prays that this Court will adjudge and decree that the granting of the right, privilege and license to lay pipes and mains in the streets, avenues and highways of the City of New York, for the purpose of supplying to consumers non-illuminating fuel gas to the Consumers Fuel Gas, Heat and Power Company for a lesser sum and lesser compensation than is offered by other responsible parties for the same right upon the same terms is a waste of the property rights of the municipality of the City of New York and would be illegal and void.

Plaintiff further prays that an injunction issue during the pendency of this action, enjoining and restraining the aforesaid defendants, and each of them, as and constituting the Board of Aldermen of the City of New York, from granting to the Consumers Fuel Gas, Heat and Power Company the right, privilege and franchise of laying the pipes and mains in the streets, highways and avenues of the City of New York for a lesser return and compensation than is now actually offered by other bona-fide and responsible applicants for the said privilege.

And that this Court will further adjudge and decree such action on the part of the defendants, and each of them, to be illegal, and perpetually enjoin and restrain them and each of them from the commission of the acts above set forth.

Plaintiff further prays that this Court will grant such other and further relief in the premises as may be just and equitable, together with the costs of this action.

LAWRENCE, SEMPLE & CLARK, Attorneys for Plaintiff, No. 120 Broadway, New York City.

City and County of New York, ss.:

being duly sworn deposes and says that he is the plaintiff above named; that he has read the foregoing complaint and knows the contents thereof; that the same is true of his own knowledge, except as to the matters therein stated to be alleged upon information and belief, and as to those matters he believes it to be true. HENRY C. WILLCOX.

Sworn to before me October 26, 1896.

JOHN C. MOWBRAY, Notary Public, Kings County. Certificate filed in New York County.

SUPREME COURT—NEW YORK COUNTY.

Henry C. Willcox, Plaintiff, against John Jeroloman, John P. Windolph, Nicholas T. Brown, William E. Burke, Thomas M. Campbell, William Clancy, Thomas F. Dwyer, Christian Goetz, Elias Goodman, Frank J. Goodwin, Joseph T. Hackett, Benjamin E. Hall, Jeremiah Kennefick, Francis J. Lantry, Frederick L. Marshall, Robert Muh, John J. Murphy, Andrew A. Noonan, John T. Oakley, John J. O'Brien, William M. K. Olcott, Charles A. Parker, Rufus R. Randall, Andrew Robinson, Joseph Schilling, Henry L. School, William Tait, Frederick A. Ware, Charles Wines, Collin H. Woodward and Jacob C. Wund, as and constituting the Board of Aldermen of the City of New York, Defendants.

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

Henry C. Willcox, being duly sworn, deposes and says that he is the plaintiff named in the above-entitled action, and that he is informed and verily believes that he has the capacity to bring said suit. That he has read the complaint in this action, which was verified by him, and that the facts therein alleged are true to the best of deponent's knowledge.

That the said facts were taken from the official record of the proceedings of the Board of Aldermen of the City of New York, which proceedings were regularly and duly printed by authority of the City officials.

Deponent further says that no other application has been made by deponent or any other person, as far as deponent is informed, for the injunction prayed for in this action, and that deponent is informed and believes that the Board of Aldermen of the City of New York will grant the

franchise referred to in the complaint to the Consumers Fuel Gas, Heat and Power Company on Tuesday, October 27, 1896, unless restrained from so doing by the order of this Court.

HENRY C. WILLCOX.

Sworn to before me this 26th day of October, 1896.

JOHN C. MOWBRAY, Notary Public, Kings Co. Cert. filed in N. Y. Co.
SUPREME COURT—NEW YORK COUNTY.

Henry C. Willcox, Plaintiff, against John Jeroloman, John P. Windolph, Nicholas T. Brown, William E. Burke, Thomas M. Campbell, William Clancy, Thomas F. Dwyer, Christian Goetz, Elias Goodman, Frank J. Goodwin, Joseph T. Hackett, Benjamin E. Hall, Jeremiah Kennefick, Francis J. Lantry, Frederick L. Marshall, Robert Muh, John J. Murphy, Andrew A. Noonan, John T. Oakley, John J. O'Brien, William M. K. Olcott, Charles A. Parker, Rufus R. Randall, Andrew Robinson, Joseph Schilling, Henry L. School, William Tait, Frederick A. Ware, Charles Wines, Collin H. Woodward, and Jacob C. Wund, as and constituting the Board of Aldermen of the City of New York, Defendants.

The above-named plaintiff having applied to one of the Justices of this Court for an injunction in the above-entitled action, restraining the defendants from granting to the Consumers Fuel Gas, Heat and Power Company the franchise to lay mains and pipes in the streets, avenues and highways of the City of New York for less compensation than that offered for the said franchise by other parties.

Now, therefore, pursuant to the statute in such case made and provided, the American Surety Company of New York, having an office and principal place of business at No. 100 Broadway, in the City of New York, undertakes, in the sum of five hundred dollars, that the plaintiff will pay to the defendants so enjoined such damages, not exceeding the before-mentioned sum, as they may sustain by reason of the injunction, if the Court finally decides that the plaintiffs were not entitled thereto; such damages to be ascertained and determined by the Court, or by a Referee appointed by the Court, or by a writ of inquiry, or otherwise, as the Court shall direct.

Dated NEW YORK, October 26, 1896.

[L.S.] AMERICAN SURETY COMPANY OF NEW YORK, By DAVID B. SICKLES, Second Vice-President.

CORTLANDT S. VAN RENSSLAER, Attorney.
State, City and County of New York, ss.:

On this 26th day of October, 1896, before me personally appeared David B. Sickles, Second Vice-President of the American Surety Company of New York, with whom I am personally acquainted, who being by me duly sworn, said that he resided in the City of New York; that he is the Second Vice-President of the American Surety Company of New York; that he knew the corporate seal of said company; that the seal affixed to the foregoing instrument is such corporate seal; that it was affixed by order of the Board of Trustees of said company, and that he signed said instrument as Second Vice-President of said company by like authority; and that the liabilities of said company do not exceed its assets, as ascertained in the manner provided in section 3, chapter 720, of the New York Session Laws of 1893. And the said David B. Sickles further said that he was acquainted with Cortlandt S. Van Rensselaer and knew him to be one of the Attorneys of said company; that the signature of said Cortlandt S. Van Rensselaer, subscribed to the said instrument, is in the genuine handwriting of the said Cortlandt S. Van Rensselaer, and was thereto subscribed by the like order of the said Board of Trustees, and in the presence of him, the said David B. Sickles, Second Vice-President.

WM. E. MINER, Notary Public No. 175, New York County.

Certificates filed in Kings, Queens, Richmond, Westchester, Dutchess, Putnam, Orange, Suffolk and Rockland Counties.

At a regular quarterly meeting of the Board of Trustees of the American Surety Company of New York, held on the 12th day of April, 1893, the following resolution was adopted:

Resolved, That the President and Vice-Presidents be and they hereby are, and each one of them is, authorized and empowered to execute and deliver, and attach the seal of the company to any and all bonds and undertakings for, on behalf of the company, in its business of guaranteeing the performance of contracts other than insurance policies, and executing or guaranteeing bonds and undertakings required or permitted in all actions or proceedings by law allowed; such guarantee, bonds and undertakings, however, to be attested in every instance by the Secretary, one of the Assistant Secretaries, or one of the Attorneys.
City and County of New York, ss.:

I, Cortlandt S. Van Rensselaer, Attorney of the American Surety Company of New York, have compared the foregoing resolution with the original thereof, as recorded in the minute book of said company, and do certify that the same is a correct and true transcript therefrom, and of the whole of said original resolution.

Given under my hand and the seal of the company, at the City of New York, this 26th day of October, 1896.

CORTLANDT S. VAN RENSSLAER, Attorney.

Alderman Brown moved that the injunction order be received, laid over and printed in the CITY RECORD.

The President put the question whether the Board would agree with said motion. Which was decided in the affirmative.

PETITIONS.

By Alderman Lantry—

Petition to Allow Speeding on Jerome Avenue.

John J. Quinn.
G. W. Irving.
R. W. Finlay, D. S.
M. T. Wilbur, 221 West 136th street.
David S. Owen.
John Ruddell.
John Boardman, Jr.
Michael Duff, 127 West 123d street.
John D. Barry.
Chas. P. Sackett.
E. S. Raynor.
Robert Bonyng.
John A. Taylor.
Paul Potenhauy.
W. A. Price, 127 West 126th street.
J. J. Paxton, 305 East 20th street.
G. K. Johnson, 72 East 127th street.
W. B. Kaufman, 218 West 122d street.
Edward Jeans.
P. Ryan, 1990 Madison avenue.
Ferdinand Ehrlich, 18 West 121st street.
J. J. Thompson, 234 West 135th street.
F. W. Mitchell, 149 West 121st street.
A. C. Rand, 35 Mount Morris Park.
Frank Thompson, 54 West 126th street.
James H. Wilson, 59 East 122d street.
J. W. Harrison, Harlem Club.
Marcus C. Spencer, 852 St. Nicholas avenue.
J. C. Watson, 2301 Seventh avenue.
John T. Haviland, 164 West 123d street.
R. Ten Broeck, Hotel Balmoral.
R. L. Kerker, 331 East 125th street.
J. B. Mulloy, 35 Mount Morris Park, West.
William Bowman, 42 West 119th street.
Bartow W. Bedell, 105 West 122d street.
Chas. A. Tucker, 124 West 121st street.
H. D. Hyde, 172 East 124th street.
William Gunn, Jr., 115 West 128th street.
Frank W. Fechtman, 71 East 127th street.
T. H. Supernan, 1413 First avenue.
William Delaney, 1566 Madison avenue.
William Cohn, 231 East 124th street.
A. A. Skillman, 240 East 124th street.
Michael Ferney, 336 East 125th street.
R. A. Halman, 220 East 124th street.
William Giese, 218 East 124th street.
J. H. Hoffman, 232 East 124th street.
F. F. Friedman, 10 Wall street.
Lusien D. Bloch, 150 East 127th street.
Frank Combes, M. D., 220 East 112th street.
M. Golland, 22 West 126th street.
Edward F. Ferdinand, 177th street and Morris avenue.
Edward Callan Coe, 121st street and Third avenue.
C. W. H. Elting, Park avenue cor. 126th street.
William J. Spicer, 208 East 118th street.
Henry Fulling, 352 East 123d street.
Harry Munson, 42 Duane street.
William Ruppel, 2314 Third avenue.
Francis C. Taylor, 205 East 126th street.

Frank D. Croft, 125th street and Madison avenue.
Thomas Farrell, 2257 Third avenue.
Lorenz Zeller, 326 East 124th street.
Thomas Carroll, 160 East 128th street.
George Abel, 5 East 124th street.
H. F. Abeel, 5 East 124th street.
H. L. Young, 2384 Second avenue.
John N. Zeller, 155 East 124th street.
B. J. Hughes, 52 East 130th street.
Charles Hallahan, 1790 Park avenue.
Theo. H. Schulz, 161 East 116th street.
John W. Cornish, 722 East 138th street.
Elmer E. Post, 306 East 64th street.
Henry Lehman, 244 East 49th street.
Sol. Hecht, 24 Avenue D.
Sol. Cohen, 743 Sixth street.
Chas. Bogart, 431 East Houston street.
Jas. Naughton, 611 Lexington avenue.
John McGlynn, 107 East 79th street.
Hugh Donnelly, 59 East 61st street.
Keran J. Guilfyle, 233 West 50th street.
Patrick O'Mayne, 52 and 54 Grove street.
Thos. Gibney, 305 Twenty-seventh street.
Peter F. Boyer, 466 Eighth avenue.
Andrew Phillips, 63 West 15th street.
Mrs. P. Brennan, Summit Hotel.
Miss Josephine Gibney, 365 West 24th street.
James Macarthy, 741 Seventh avenue.
Thos. Maguire, 209 East 73d street.
Joseph Cercenaw, 209 East 73d street.
Patrick Donnelly, 403 Eighth street.
W. J. Hirschfeld, 71 East 92d street.
A. N. Bauman, 130 East 113th street.
H. A. Rosenberg, 157 West 102d street.
H. Kasner, 205 East 80th street.
Oakley Hall Kerker, 116th street and Third ave.
Louis Offenheimer, 1699 Lexington avenue.
J. N. Wayland, 1282 Columbus avenue.
D. Hamilton, 1000 East 176th street.
A. Duryea, 1833 Vyse avenue.
G. W. Gumpert, 2150 Seventh avenue.
John H. Whittle, 184 East 116th street.
Thos. Courtney, Jerome avenue.
James Creamer, 870 Lexington avenue.
M. F. Fitzpatrick, 508 Park avenue.
F. J. Hazelton, 2266 Seventh avenue.
T. L. Van Orman, 2262 Lexington avenue.
Jos. J. Lyons, 422 East 57th street.
L. A. Hamilton, 305 West 76th street.
Frank M. Reilly, 104 East 56th street.
Chas. Schroder, 68 West 101st street.
Frank Conrad, 1388 Vanderbilt avenue.
John Paning, 100 East 106th street.
Theo. Tompkins, Kingsbridge road.
N. H. Niver, 331 West 23d street.
M. Schuepp, 502 East 118th street.
Chas. A. Kramer, 576 East 145th street.
E. L. Hanning, Jerome avenue and 174th street.
C. C. Sibbens, Sibbens Hotel, Jerome avenue.
H. Kolb, M. D., 356 West 42d street.
J. H. O'Connell, 474 Eighth avenue.

John E. Duffy, 231 East 18th street.
T. J. Mooney, 509 East 19th street.
W. I. McCoy, 510 East 19th street.
D. McCloskey, 128 East 19th street.
John A. Delany, 377 Second avenue.
Martin McHale, 338 Second avenue.
Henry J. Brune, 413 Fifth street.
Tony Pfeifer, 414 East 7th street.
John D. Strahmann, 1240 Lexington avenue.
Neil Mullett, 190 Jerome avenue.
Albert Biehfeld, 23 West 128th street.
John J. Timmins, 265 West 117th street.
Thomas J. Brennan, 230 West 105th street.
John McGuire, 204 West 50th street.
Thos. McGuire, 204 West 50th street.
A. C. Mahon, 119 East 41st street.
John H. Donley, 319 Lexington avenue.
E. J. Donley, 319 Lexington avenue.
C. W. Morgan, 318 West 52d street.
John Regan, 131 East 91st street.
Michael Bruelly, 43 Dominick street.
John M. Finlay, 136 East 94th street.
Thomas Mun, 109 Barrow street.
Michael Gleason, 1780 Washington avenue.
Chas. R. Scallen, 1244 Broadway.
R. D. Thompson, 130 West 31st street.
Wm. Kelley, 317 West 51st street.
Thomas F. Timmins, 314 West 129th street.
John J. Murphy, 506 West 29th street.
William Lindsay, 505 West 33d street.
J. F. Rieper, 67 West 69th street.
J. Henry Heitmann, 284 Boulevard.
Thomas Corr, 20th street and 7th avenue.
Daniel D. Shea, 159 East 103d street.
Henry Schnapp, Jerome avenue and 174th street.
Philip J. Clans, 622 East 140th street.
Wm. F. Cunningham, 312 East 84th street.
Stephen A. Ferguson, 350 West 33d street.
James McDonald, 502 West 32d street.
P. A. McManus, 342 West 51st street.
John Havery, 176 Fleetwood avenue.
John Schnapp, 174th street and Jerome avenue.
Edward Williams, 343 East 122d street.
Frank Forbes, 248 East 36th street.
Edward Graef, 174th street and Jerome avenue.
Thos. Sweeny, 684 Seventh avenue.
Cornelius Daly, 567 West 34th street.
Michael Williams, 462 Eighth avenue.
Thomas Cronin, 368 West 52d street.
Geo. Matteson, 227 East 46th street.
Rudolph Sweitzer, 447 Lexington avenue.
Ed. J. Radley, 224 West 14th street.
August Rosch, 116 East 18th street.
Charles A. Anderson, Broadway and 41st street.
Thomas F. Ronder, 62 East 125th street.
A. A. McCormack, Fourth avenue and 31st st.
Michael J. McCarthy, 363 West 30th street.
Henry Schnapp, Jerome avenue and 174th street.
James Howard, 174th street and Inwood avenue.
George Nagel, 174th street and Inwood avenue.
John Hollings, 443 West 45th street.
John F. Ebberts, 518 West 47th street.
B. H. Carley, 46th street, cor. Eleventh avenue.
George W. Freeborn, 107 and 169 East 122d st.

Dr. August J. A. Kuehn, 2002 Lexington avenue.
Dr. J. H. Derrmaris, 2002 Lexington avenue.
George W. Grate, 136 West 136th street.
Cains V. Dewey, 2236 Third avenue.
C. Schultz, 207 East 115th street.
G. Hamberger, 218 East 118th street.
Geo. W. Wood, 165 East 122d street.
Peter Kuhn, 179 East 122d street.
H. R. Borger, 2241 Third avenue.
G. T. Laird, 259 Lenox avenue.
Theo. Burroughs, 205 West 130th street.
John E. Orr, 137 West 128th street.
G. F. Hopkins, 201 West 132d street.
S. B. Clark, 201 West 128th street.
James Doyle, 70 West 47th street.
Harry E. Clark, 496 Grand street.
J. A. Megarge, 1927 Madison avenue.
E. A. Perkins, 407 Lenox avenue.
George E. Bannister, 2149 Seventh avenue.
N. P. Bennett, 210 West 130th street.
Wm. L. Crow, 119 West 128th street.
T. Oesterlein, 19 West 129th street.
L. S. Van Zandt, 156 West 128th street.
G. Gatfield, 16 East 128th street.
Henry B. Pye, 102 West 123d street.
John J. Foy, J. S., 31 West 132d street.
Dyer Pearl, 48 West 130th street.
George S. Holmes, 56 West 127th street.
J. M. Comstadt, 206 West 138th street.
H. B. Ball, 100 West 124th street.
R. L. Waters, 49 West 128th street.
J. D. Miner, 66 West 131st street.
Herman Aux, 207 West 133d street.
F. B. Underhill, 81 Dey street.
W. B. Hight, 33 Mercer street.
W. T. Romaine, 171 West 126th street.
Francis B. Powers, 2033 Fifth avenue.
Sam. Stern, 257 West 126th street.
C. A. Bransfield, 66 East 121st street.
Chas. Miller, 415 East 88th street.
P. H. Lynch, 177 East 122d street.
G. W. Fischer, 213 West 121st street.
E. G. Kettell, 47 East 134th street.
R. O. N. Ford, 145 West 130th street.
John A. Jarvis, 620 West 152d street.
Edwin L. Rose, M. D., 44 West 132d street.
Chas. T. Leonard, 63 West 131st street.
W. A. Leonard, 237 Lenox avenue.
Wm. H. Balkwill, 312 Lenox avenue.
Geo. Eberth, cor. 128th street and Lenox avenue.
G. H. Sutton, 119 West 126th street.
Thos. J. Ellison, 2173 Seventh avenue.
Clarence G. Martins, 171 West 132d street.
Charles L. Weygand, 105 E. 128th street.
Edward Martins, Mount Vernon.
L. A. Marconier, 118 East 127th street.
E. B. Goodwin, 1999 Madison avenue.
S. J. Magliola, 138 West 121st street.
E. S. Griffiths, 2032 Madison avenue.
C. J. Sterr, 48 West 126th street.
Geo. R. Stevens, 124 East 123d street.
E. N. Radford, 1959 Madison avenue.
Daniel D. Bailey, 26 East 127th street.
Wm. Edwin Woodend, 10 West 126th street.

In connection herewith Alderman Lantry offered the following:

Resolved, That all ordinances or parts of ordinances regulating or restricting the speed of riding or driving horses on Central avenue or Jerome avenue, in the City of New York, be and the same are hereby suspended until the completion of the Harlem River Speedway.

The President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

MOTIONS AND RESOLUTIONS.

By Alderman Brown—

Resolved, That permission be and the same is hereby given to Robert Graham Dun to extend a vault in front of his premises on Manhattan (formerly Republican) Alley, between Reade and Duane streets, as shown upon the accompanying diagram, upon payment of the usual fee, provided the work be done in a safe and durable manner, and that the said Robert Graham Dun stipulates with the Commissioner of Public Works to save the City harmless from any loss or damage that may occur during the progress or subsequent to the work of extending said vault, the work to be done at his own expense, under the direction of the Commissioner of Public Works; such permission to continue only during the pleasure of the Common Council.

The President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

REPORTS.

NEW YORK, October 27, 1896. To the Honorable the Board of Aldermen:

On June 2, 1896, the undersigned, the Committee on Docks, presented a somewhat lengthy report on the subject of roof gardens on the piers of this city (see page 307 of Journal). In said report it was shown that, at the suggestion of the Commissioners on Docks, prompted by the action of this Board, it would be advisable to withdraw our request for a roof garden at the foot of One Hundred and Seventeenth street, and instead approve of the recommendation to erect a new pier, with garden attached, at the foot of East One Hundred and Twelfth street. It was further suggested by our report of that date that this Committee "be continued, with instructions and power to further the movement in favor of roof gardens, as contemplated, and to report from time to time the progress made in that direction."

In accordance with the foregoing we beg herewith to

REPORT:

That the work, which we had hoped would be begun during the past summer season, has been delayed, and that it is now again proposed to change that contemplated work to conform to recent opinions, which favor an entire different location from that originally desired, and also from that recommended by the Dock Commissioners, as set forth in our report of June 2 last.

This change of view is based on the ground that greater good to a larger number would be afforded by locating the first roof garden, properly constructed, in a more thickly-populated centre of the city, and further away from existing parks and location whereat it is proposed to lay out new parks.

If the roof garden were built at the foot of One Hundred and Twelfth street, as agreed to, the amount of money appropriated for the purpose would be devoted towards a new pier and roof garden combined; but if built as now proposed (more in the heart of the city), the sum expended will be used for the roof garden proper at an already existing pier, under which conditions a more elaborate and complete structure is assured.

We are pleased to state that the Aldermen who have urged the original plan, and who are somewhat disappointed at the failure to realize their hopes and expectations, readily yield their desires for the general welfare, and join with the Committee in advocating the latter proposition. We feel that what is wanted is a proper test of the utility and benefits of breathing spots on the river front, for women and children, during the heated term of the year, and we want that test to be thorough in all particulars. Consequently, the more perfect the first roof garden is, which is especially built for that purpose, and the more thickly populated the locality where it is situated, the better the test. The citizens of the upper end of the island who petitioned this Board for a roof garden at the foot of One Hundred and Seventeenth street can better afford to await the result of the first experiment, with a prospect of securing in the end much more consideration and greater facilities than would be granted them under the original propositions; and so also with the others who have requested this Board to locate roof gardens in their midst.

We offer the following:

Resolved, That this Board approves of the change of location as suggested by the latter proposition, and urges the Commissioners of Docks to hasten the work with as much expedition as possible.

Resolved, That his Honor the Mayor, who has manifested a deep interest in this project, and favors the plan now presented, be and he is hereby respectfully requested to lend his influence and co-operation in this work.

Resolved, That the Committee on Dock Department be and they are instructed to carry out the provisions of the resolution of June 2, as far as it relates to "further the movement in favor of roof gardens on city piers generally, and to report to this Board from time to time the progress

made in that direction, calling attention whenever necessary to needed legislation on the part of the Common Council and of the State Legislature."

JOHN P. WINDOLPH, Chairman; HENRY L. SCHOOL, JOSEPH T. HACKETT, THOMAS DWYER, FRANK J. GOODWIN.

The President put the question whether the Board would agree to accept said report and adopt said resolution. Which was decided in the affirmative.

MOTIONS AND RESOLUTIONS RESUMED.

By Alderman O'Brien—

Resolved, That when this Board adjourns it do adjourn to meet on Monday, November 2, 1896, at 11 A.M.

The President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

At this point the Vice-President took the chair.

REPORTS RESUMED.

NEW YORK, October 27, 1896. To the Honorable the Board of Aldermen:

On October 6th inst. the following application for permission to lay mains and pipes in the streets and avenues, etc., of the City of New York, was referred to the undersigned, the Committee on Lamps and Gas:

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

"Application is hereby made on behalf of the Metropolitan Fuel Gas Company of the City of New York for the right, franchise, privilege, permission and consent to lay mains and pipes in and through the streets, highways, alleys, avenues and public places in the City of New York for the purpose of conducting and supplying non-illuminating fuel gas to public and private buildings in the said city and to make the necessary excavations for the purpose of laying such mains and pipes and keeping the same in repair, and making necessary alterations as may be from time to time required, which right, franchise, privilege, permission and consent is to be granted and accepted on the following terms and conditions, and it is expressly stipulated by the said company as follows:

"First—That in the laying of said pipes and mains and in the repair and alteration thereof, no sewer-pipe, gas-pipe, water-pipe or drain or connections thereof shall be in any way injured, tapped or interfered with by the said company.

"Second—That in the laying of said pipes and mains, and in the repair and alteration thereof, any and all pavements, walks, curb-stones, streets, highways, alleys and squares, or any part thereof which may be injured, disturbed, displaced, or in any manner interfered with, shall be replaced, repaired and restored to the same condition as before the laying, repair or alteration of said pipes and mains, in a proper, suitable and sufficient manner, promptly and without unreasonable delay, under the direction and subject to the approval of the Commissioner of Public Works of the City of New York, his successor or successors in office, and that the said company shall be governed by such laws and ordinances as the Board of Aldermen of the City of New York may have enacted or shall hereafter enact, and also by such general rules and regulations as may be prescribed by the Commissioner of Public Works, his successor or successors in office, and by the general rules and regulations of the Rapid Transit Commissioners, which may be prescribed from time to time for the opening of streets in the line of proposed tunnels.

"Third—That no pipes or mains shall be laid under any sidewalk in the said City of New York by the said company without its having previously written permission therefor from the owner of the property fronting upon such sidewalk.

"Fourth—That the said company, its successors or assigns, shall protect, indemnify and forever save harmless the said City of New York from any and all claims, demands, actions, cause or causes of actions, damages, costs, losses, expenses, debts or obligations which may at any time be made, incurred, suffered or allowed on account of, or in any manner whatsoever arising from the right, privilege, grant and franchise hereby applied for, or from any excavations or other works in any of the streets, alleys, common squares or places aforesaid at any time, or for any purpose, or from the operations of the said company in any manner, and from any cause or causes arising from any act or omission of the said company, its successors, agents or representatives, and that the said City of New York shall not incur, by reason of the granting of said right, franchise or privilege, any liability or obligation whatsoever to the said company, or to its successors or assigns, upon or on account of any damages to its pipes, mains, plant or property, whether the same shall be occasioned by any neglect of the said city, its officers, agents or employees, or by any neglect of repairing the streets, or any interruption in the supply of gas, heat or power occasioned by any accident in, repairs to or improvements on any of the streets, highways, squares, alleys and public places of the said city, or by any other cause or causes whatsoever.

"Fifth—That the said company shall erect and construct works and shall lay pipes and mains, with necessary connections and appliances sufficient for the purpose of producing, furnishing and supplying fuel gas, for the purpose of heating, domestic and mechanical purposes, to all consumers thereof within the said city, which plant, manufactory or works shall be so constructed and located as not to be in any way injurious to the public health or to create or maintain a public nuisance.

"Sixth—That the said company shall furnish and supply fuel gas free, within limits not injurious to the public health, from ammonia, sulphureted hydrogen and other sulphur, injurious and noxious compounds, which gas shall be of such odor that the same may, in cases of leakage or escape, be as easily detected as the ordinary illuminating gas now in use in the City of New York, and the said company shall, at all times, furnish, supply and use all the most modern and improved appliances and apparatus for the discovery of and protection against escaping gas, and for the prevention of injury and damages, which may be liable to result from the use and operation of the said plant and the manufacture and supply of said gas.

"Seventh—That the said company shall furnish and supply to all consumers located or doing business upon the lines of said company's mains, who may desire the same for domestic purposes, at a rate not to exceed fifty cents per one thousand cubic feet, and not to exceed twenty-five cents per thousand cubic feet for manufacturing, industrial and other purposes, and the said company shall furnish and supply fuel gas to any and all public buildings of the City of New York located upon or along the lines of its mains or pipes at a price not to exceed twenty-five cents per one thousand cubic feet.

"Eighth—That the said company shall begin operations within six months from the granting of the franchise hereby applied for, and commence the supply and distribution of fuel gas within one year from the time of granting such permission.

"Ninth—That any consumer of fuel gas within the City of New York may require gas to be furnished by meter measurements and not by schedule rates, and the said company shall be obliged, upon application of any consumer, to furnish and set in place, without extra charge, such meter or meters as may be required, and shall be entitled to charge therefor an annual rent of \$3 for each meter, payable in advance.

"Tenth—That said company, its successors or assigns, shall be required or compelled to furnish fuel gas to all applicants whenever required, upon the terms and conditions herein set forth.

"Eleventh—That the gas furnished for the purposes of heating shall be equal to 700 heat units at all times.

"Twelfth—That upon the granting of the franchise, right, privilege and permission hereby applied for by the Common Council of the City of New York the said company shall pay into the treasury of the said city the sum of \$100,000 in gold coin of the present standard of weight and fineness, in return for the granting thereof, and shall, after the first five years of its operations, thereafter pay into the treasury of the said city three and one-half per cent. of the net profits of its said business for the preceding year, upon the first business day of the month of January in each and every year, and shall furnish and supply to the proper officers of said city a proper balance sheet or statement of its operations and earnings, and shall allow the same to be verified by a proper inspection of its regular books of account, kept in the due course of its business.

"Thirteenth—That the said company shall furnish a bond in the sum of \$500,000, executed by a responsible surety company in such form and manner as may be prescribed and approved by the authorities of said city, that it will faithfully keep and perform each of the conditions, stipulations and obligations herein expressed or provided for, and that it will commence operations as aforesaid.

"Fourteenth—That the Common Council of said city shall at all times have the privilege of inspecting any and all machinery, pipes, appliances and meters of the said company, pursuant to such rules and regulations as may be prescribed by the Common Council of the said city for the inspection thereof.

"All of which is respectfully submitted.

"Dated New York, October 5, 1896.

"THE METROPOLITAN FUEL GAS CO., by JAMES JACKSON, General Manager."

On the 20th inst. the following report of the Committee on Streets, including a similar application to the foregoing, was also referred to us, to wit:

"The Committee on Streets, to whom was referred the annexed petition in favor of granting franchise to the New York Fuel Gas Company to lay gas pipes, etc., respectfully

REPORT:

That, having given the subject careful consideration, find that the Committee on Lamps and Gas held a public hearing on a similar petition and are therefore more familiar with the subject.

They therefore recommend that the said petition, together with an amended petition and communication from the said company hereto annexed, be referred to the Committee on Lamps and Gas.

COLLIN H. WOODWARD, JACOB C. WUND, ANDREW A. NOONAN, WILLIAM M. K. OLCOTT, JOSEPH SCHILLING, Committee on Streets.

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

The petition of The New York Fuel Gas Company respectfully shows—

First—That said company was duly incorporated on the 20th day of June, 1896, under and pursuant to the act of the Legislature of the State of New York entitled "The Business Corporation Act," and the several acts amendatory thereof and supplementary thereto; that said company is now duly organized, and is a valid and existing corporation; that a copy of the certificate of incorporation of said company is hereunto annexed, marked "A."

Second—That said company requests permission to lay its mains and pipes in the streets, avenues and public places in the City of New York for the purpose of supplying non-illuminating fuel gas to the consumers thereof in said city.

Third—That the said company stipulates as follows:

That the manufactory or works for the purpose of producing and furnishing fuel gas shall be so constructed as not to be in any way detrimental to the public health or otherwise create a nuisance.

That the fuel gas to be supplied shall be free, within limits not injurious to the public health, from ammonia, sulphureted hydrogen and other sulphur and noxious compounds, and shall be of such odor as may, in case of leakage, make its presence as easily detected as is ordinary illuminating gas.

That the fuel gas shall be supplied to all persons residing or doing business on the line or lines of the mains of said company who may desire the same for domestic purposes at a rate not to exceed 50 cents per 1,000 cubic feet, and at reduced rates for manufacturing, industrial and other purposes.

The said company shall supply fuel gas to the public buildings of the City of New York situated along the line of its mains at a price not to exceed forty cents per 1,000 cubic feet.

That the Board of Aldermen of the City of New York shall have the right to order the mains or pipes of the company to be extended in or along any of the streets or avenues of the city, provided the said company shall not be compelled to spend in the laying of such pipes or mains a yearly sum exceeding twenty-five thousand dollars. The mains or pipes shall be laid so as not to interfere with the public sewers or sewer connections or with the Croton mains or water connections which are now laid or may hereafter be laid in any of the streets, avenues or public places of the city.

The said company shall be governed by the laws and ordinances of the Board of Aldermen of the City of New York and by such general rules and regulations as the Commissioner of Public Works, his successor or successors in office, may prescribe for the laying of pipes and mains and the proper protection and filling of the trenches or excavations, and for the taking up, replacing and repaving of the pavements, and shall also be governed by such general rules and regulations as the Rapid Transit Commissioners may prescribe for the opening of the streets on the lines of the proposed tunnels.

The said company or its successor shall commence to supply and distribute fuel gas within two years after the permission of the Board of Aldermen is granted.

The meters of the said company shall be subject to the inspection, rules and regulations prescribed by law for all gas meters used in the City of New York.

The said company, its successor or successors, shall pay into the city treasury the sum of thirty cents for each and every lineal foot of trench opened for its mains. Such sum to be paid monthly and to be accompanied by a certificate from the Commissioner of Public Works to the effect that the sum paid is in full payment at such rate for all trenches for mains opened during the month for which each payment is made.

The said company will furnish a bond in such form and amount as the authorities may demand for the faithful performance of all the conditions herein stipulated.

Respectfully submitted, THE NEW YORK FUEL GAS COMPANY, by W. F. ROSSELL, President; D. D. MALLORY, Secretary.

"A."

CERTIFICATE OF INCORPORATION.

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

We, the undersigned, desiring to form a corporation pursuant to the provisions of the Business Corporations Law, all being of full age and two-thirds being citizens of the United States and a majority residents of the State of New York, do hereby certify:

First—The name of the proposed corporation is New York Fuel Gas Company.

Second—The purposes for which it is to be formed to manufacture non-illuminating gas for fuel and supply the same to customers in the City of New York, and to do such other business as is incidental to or necessary for the manufacture and supplying of the same.

Third—The amount of the capital stock is one million dollars.

Fourth—The number of shares of which the capital stock shall consist is ten thousand shares, and the amount of capital with which said corporation will begin business is ten thousand dollars.

Fifth—The City of New York, in the County of New York, State of New York, is the city in which its principal business office is to be located.

Sixth—Its duration is to be fifty years.

Seventh—The number of its directors is to be five.

Eighth—The names and post-office addresses of the directors for the first year are as follows, viz.:

David D. Mallory, No. 309 Hancock street, Brooklyn, L. I.

Wilbur F. Rossell, No. 9 Debevoise place, Brooklyn, L. I.

W. N. Schwab, Ridgefield Park, New Jersey.

John W. Barrett, No. 234 West Seventy-fourth street, New York City.

Wm. A. Zell, Bay Seventeenth street, Bath Beach, N. Y.

Ninth—The post-office addresses of the subscribers and a statement of the number of shares of stock which each agrees to take in the corporation are as follows:

	Statement of No. of Shares subscribed.
David D. Mallory, No. 309 Hancock street, Brooklyn, L. I.	20
Wilbur F. Rossell, No. 9 Debevoise place, Brooklyn, L. I.	20
W. N. Schwab, Ridgefield Park, New Jersey.	20
John W. Barrett, No. 234 West Seventy-fourth street, New York City.	20
Wm. A. Zell, Bay Seventeenth street, Bath Beach, N. Y.	20

In witness whereof, we have made, signed and acknowledged this certificate this eighteenth day of June, 1896.

DAVID D. MALLORY, No. 389 Hancock street, Brooklyn, L. I.; WILBUR F. ROSSELL, No. 9 Debevoise place, Brooklyn, L. I.; W. N. SCHWAB, Ridgefield Park, New Jersey; JOHN W. BARRETT, No. 243 West Seventy-fourth street, N. Y. C.; WM. A. ZELL, Bay Seventeenth street, Bath Beach, N. Y.

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

On this eighteenth day of June, 1896, before me personally came David D. Mallory, Wilbur F. Rossell, W. N. Schwab, John W. Barrett and W. A. Zell, to me personally known to be the individuals described in and who executed the foregoing certificate, and severally duly acknowledged to me that they executed the same.

WILLIAM E. BIRD, JR., Notary Public, Kings Co. Certificate filed in N. Y. Co.

No. 84. State of New York, City and County of New York, ss.:

I, Henry D. Purroy, Clerk of the said City and County, and Clerk of the Supreme Court of said State for said County, do certify that I have compared the preceding with the original certificate of incorporation of the New York Fuel Gas Company on file in my office, and that the same is a correct transcript therefrom and of the whole of such original.

Indorsed, filed and recorded June 22, 1896, 1 h. 50 m.

In witness whereof, I have hereunto subscribed my name and affixed my official seal this thirtieth day of June, 1896.

[SEAL.]

HENRY D. PURROY, Clerk.

CERTIFICATE OF INCORPORATION.

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

We, the undersigned, desiring to form a corporation pursuant to the provisions of the Business Corporations Law, all being of full age and two-thirds being citizens of the United States and a majority residents of the State of New York, do hereby certify:

First—The name of the proposed corporation is New York Fuel Gas Company.

Second—The purposes for which it is to be formed, to manufacture non-illuminating gas for fuel and supply the same to customers in the City of New York, and to do such other business as is incidental to or necessary for the manufacture and supplying of the same.

Third—The amount of the capital stock is one million dollars.

Fourth—The number of shares of which the capital stock shall consist is ten thousand shares, and the amount of capital with which said corporation will begin business is ten thousand dollars.

Fifth—The City of New York, in the County and State of New York, is the city in which its principal business office is to be located.

Sixth—Its duration is to be fifty years.

Seventh—The number of its directors is to be five.

Eighth—The names and post-office addresses of the directors for the first year are as follows, viz.:

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Wilbur F. Rossell, No. 9 Debevoise place, Brooklyn, L. I.

W. N. Schwab, Ridgefield Park, New Jersey.

John W. Barrett, No. 243 West Seventy-fourth street, New York City.

Wm. A. Zell, Bay Seventeenth street, Bath Beach, N. Y.

Ninth—The post-office addresses of the subscribers and a statement of the number of shares of stock which each agrees to take in the corporation, are as follows:

	Statement of No. of Shares subscribed.
David D. Mallory, No. 389 Hancock street, Brooklyn, L. I.	20
Wilbur F. Rossell, No. 9 Debevoise place, Brooklyn, L. I.	20
W. N. Schwab, Ridgefield Park, New Jersey.	20
John W. Barrett, No. 243 West Seventy-fourth street, New York City.	20
Wm. A. Zell, Bay Seventeenth street, Bath Beach, N. Y.	20

In witness whereof, we have made, signed and acknowledged this certificate this eighteenth day of June, 1896.

DAVID D. MALLORY, No. 309 Hancock street, Brooklyn, N. Y.; WILBUR F. ROSSELL, No. 9 Debevoise place, Brooklyn, N. Y.; W. N. SCHWAB, Ridgefield Park, New Jersey; JOHN W. BARRETT, No. 243 West Seventy-fourth street, New York; WILLIAM A. ZELL, Bay Seventh street, Bath Beach, N. Y.

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

On this eighteenth day of June, 1896, before me personally came David D. Mallory, Wilbur F. Rossell, W. N. Schwab, John W. Barrett and William A. Zell, to me personally known to be the individuals described in and who executed the foregoing certificate, and severally duly acknowledged to me that they executed the same.

[SEAL.] WILLIAM E. BIRD, JR., Notary Public, Kings County. Certificate filed in New York County.

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

I have compared the preceding with the original certificate of incorporation of New York Fuel Gas Company filed and recorded in this office on the twentieth day of June, 1896, and do hereby certify the same to be a correct transcript therefrom and of the whole of said original.

Witness, my hand and the seal of office of the Secretary of State, at the City of Albany, this thirtieth day of June, one thousand eighth hundred and ninety-six.

[SEAL.] ANDREW DAVIDSON, Deputy Secretary of State.

HENRY D. MACDONA, ATTORNEY AND COUNSELLOR AT LAW, 38 PARK ROW, NEW YORK CITY, October 19, 1896. To the Committee on Streets of the Honorable the Board of Aldermen of the City of New York:

GENTLEMEN—As counsel for the New York Fuel Gas Company, which has pending before you an application for permission to supply fuel gas in the City and County of New York, I respectfully ask to substitute for said application the one herewith submitted, which, you will observe, conforms in every word and particular with the resolution favorably reported by the Committee on Lamps and Gas on a similar application of another corporation, except in the important detail of compensation to the City.

In the pending resolution it is proposed to grant this permit for and in consideration of the sum of twenty cents (20) per lineal foot of trench opened.

Our amended application, in addition to this amount, proposes to pay into the City Treasury the sum of ten thousand (10,000) dollars for the permit. In order that there may be no question about the genuineness of this offer, I have handed to your Chairman, with this letter, a certificate of deposit for the sum of ten thousand (10,000) dollars, made by Mr. R. A. C. Smith, President of the New York Fuel Gas Company, in the Fulton and Market National Bank, payable to the order of The Mayor, Aldermen and Commonalty of the City of New York, for the purpose specified.

I am aware there is pending before the Committee on Lamps and Gas, and not yet acted on, an ostensible offer from an alleged corporation to pay one hundred thousand (100,000) dollars for the privilege the New York Fuel Gas Company seeks, but I call your attention to the fact that it is not even pretended in the petition making the offer that the concern is an incorporated body capable of receiving or exercising a franchise under the laws of this State. A glance at the petition shows that it is not signed by a responsible officer; that it does not state that the company has been duly organized, and a search of the records of the County Clerk's office of this county reveals the fact that no such company has been recently incorporated.

I wish to call your attention to the fact that, in the official printed record of the proceedings of the last meeting of your Honorable Board, reference is made (by way of argument against the application of the company I represent) to the priority of the Consumers Fuel Gas, Heat and Power Company's application. The records of the County Clerk show that the certificate of incorporation of the Consumers Fuel Gas, Heat and Power Company was filed on the 18th day of May, 1896, and that of the New York Fuel Gas Company on June 22, 1896.

Surely a trifling discrepancy of thirty-four (34) days in the ages or applications of two corporations applying for a public franchise will not weigh, other things being equal, in an enlightened legislative body, against a substantial money offer for the benefit of the citizens and taxpayers therein represented.

I most respectfully request (since one of the Standing Committees of your Honorable Body has decided, after a public hearing and long deliberation, that the people of this city should have the benefit of cheap fuel gas, and has so reported), that our application, which is now identical with the one before the Board, except in the particular of compensation, be reported as speedily as possible, in order that the conscience of your Honorable Body may be enlightened as to the value of the franchise, and that it may have an opportunity to consider the whole subject at the public meeting to-morrow.

Respectfully yours, HENRY D. MACDONA.

To the Honorable Board of Aldermen of the City of New York and the Committee on Streets of the Honorable Board of Aldermen of the City of New York:

The amended petition of the New York Fuel Gas Company respectfully shows—

1st. That said company was duly incorporated on the 20th day of June, 1896, under and pursuant to the act of the Legislature of the State of New York, entitled "The Business Corporation Act," and the several acts amendatory thereof and supplementary thereto; that said company is now duly organized, and is a valid and existing corporation; that a copy of the certificate of incorporation of said company is attached to the original certificate now in the Committee's hands.

2d. That the said company requests permission to lay its mains and pipes in the streets, avenues and public places in the City of New York for the purpose of supplying non-illuminating fuel gas to the consumers thereof in said city.

3d. That the company stipulates as follows:

That the manufactory or works for the purpose of producing and furnishing fuel gas shall be constructed, erected and maintained so as not to be in any way detrimental to the public health, or otherwise create a nuisance, and the construction, erection and maintenance thereof shall be under the direction of the Health Department as well as the Building Department of the City.

That, as regards purity, the fuel gas shall be free, within limits not injurious to public health, from ammonia, sulphureted hydrogen, and other sulphur and noxious compounds, and shall be of such odor as may, in case of leakage, make its presence as easily detected as is ordinary illuminating gas, subject to such rules and regulations as the Board of Health may direct.

That the fuel gas shall be supplied to all persons residing or doing business on the line or lines of the mains of said company who may desire the same for domestic purposes, at a rate not to exceed forty (40) cents per one thousand cubic feet, and at reduced rates for manufacturing, industrial and other purposes.

That the Board of Aldermen of the City of New York shall have the right to order the mains and pipes of the company to be extended in or along any of the streets, avenues or highways of the city; provided the said company shall not be compelled to expend in the laying of such mains or pipes a yearly sum exceeding twenty-five thousand dollars (\$25,000).

The mains and pipes shall be laid so as not to interfere with the public sewers or sewer connections or with the Croton mains or water connections which are now laid in any of the streets, avenues or public places of the city; the said mains and pipes, when laid, to be so laid under the direction of the Commissioner of Public Works or the Commissioner of Street Improvements of the Twenty-third and Twenty-fourth Wards, according to the jurisdiction of the respective Commissioners.

The said company shall be governed by the laws and regulations of the Board of Aldermen of the City of New York, and by such general rules and regulations as the Commissioner of Public Works and the Commissioner of Street Improvements of the Twenty-third and Twenty-fourth Wards, respectively, their successor or successors in office, may prescribe for the laying of mains and pipes, and the proper protection and filling of the trenches or excavations, and for the taking up, replacing and repairing of the pavements, and shall also be governed by such general rules and regulations as the Rapid Transit Commissioners may prescribe for the opening of the streets on the lines of the proposed tunnels.

The said company, or its successors, shall commence to supply and distribute fuel gas within one year after the permission of the Board of Aldermen is granted and the said grant has been pronounced by proper authorities valid and in full force and effect.

The meters of the said company shall be subject to the inspection, rules and regulations prescribed by law for all gas meters used in the City of New York.

The said company, upon the granting of this license, shall pay into the City Treasury the sum of ten thousand dollars (\$10,000), and said company, its successor or successors, shall pay into the City Treasury the sum of twenty (20) cents for each and every lineal foot of trench open for its mains; such sum to be paid monthly and to be accompanied by a certificate from the Commissioner of Public Works or the Commissioner of Street Improvements of the Twenty-third and Twenty-fourth Wards, or their successor or successors, to the effect that the sum paid is in full payment, at such rate, for all trenches or mains opened during the months for which each pavement made.

For a faithful discharge of every duty and obligation the said company shall, before proceeding with its work to lay mains or pipes, execute and deliver a bond, with satisfactory sureties, to the Commonalty of the City of New York, the said bond to be in amount such as the Comptroller may designate, and in all other respects subject to the approval of the said Comptroller.

The said company, or its successors, shall not and is not permitted to consolidate with any other company or corporation for a period of at least ten years.

The said company, or its successors, shall supply fuel gas to the public buildings of the City of New York situated along the lines of its mains, at not to exceed twenty-five (25) cents per one thousand (1,000) cubic feet.

Respectfully submitted,
[L. S.] NEW YORK FUEL GAS COMPANY, by R. A. C. SMITH, President.

NEW YORK, October 19, 1896.

On the latter date, the following preamble and resolutions, which bear directly on the general propositions of supplying fuel gas in this city, were likewise referred to us:

"Whereas, There are now pending before this Board three different applications for permission to lay gas-mains through this city for the purpose of supplying fuel gas thereto; and

Whereas, It is the belief of this Board that the general use of gas for heating, household-fuel and manufacturing, especially in the densely populated portions of the city, is very desirable; and

Whereas, The employment of gas for such purposes has passed beyond the experimental stage, and is in successful use in various municipalities of Europe, and to a lesser extent in this country, and has proved more healthful, economical and cleanly than the fuel now in general use; and

Whereas, The granting by this Board to any one corporation of the right to tear up the streets and lay pipes would be practically the granting of an exclusive privilege or monopoly to such corporation, as this Board would not tolerate repeated excavations and destruction of the pavements by rival corporations; and

Whereas, The three pending applications promise different rates of compensation to the City, and offer to furnish gas to consumers upon different terms and at different prices; now, therefore

Resolved, That said three applications and the report of the Committee on Lamps and Gas be referred to a joint committee, consisting of the members of the Committee on Streets and the Committee on Lamps and Gas, and that such committee be requested to consider, in addition to the conditions set forth in the report above referred to:

First—Whether it should not be made a condition of the grant that the fuel gas to be furnished shall contain not less than three hundred and fifty heat units, or some other minimum figure to be suggested by said committee; otherwise the consumer would have no guarantee as to the heat value of his gas.

Second—To consider whether the public interests would not be best subserved by a requirement that the operating company shall pay to the City, as compensation for the franchise, a percentage of its gross receipts, as in the case of street railway franchises, rather than a fee to be measured by the length of the trench opened.

Third—To consider whether the public interests would not be best subserved by granting the franchise for a limited number of years rather than in perpetuity.

Fourth—To consider whether the public interests would not be best subserved by having a form of proposed franchise drafted by said committee, containing proper conditions and limitations, and that such franchise be exposed at public auction and granted to the bidder agreeing to pay the largest percentage of gross receipts into the City Treasury, thereby placing all applicants for such franchise upon an equality, and securing to the City the highest possible return for the grant."

It was also

"Resolved, That the Committee on Lamps and Gas report on the amended petition of the New York Fuel Gas Company at this date."

Conformably with the evident desire of this Board and with the spirit of all legislation had upon the subject of fuel gas, a public hearing was held and invitations extended to all parties in interest to attend. At this public meeting no one appeared to advocate the granting of the application of the New York Fuel Gas Company. The representatives of the Metropolitan Fuel Gas Company attended and presented arguments in favor of their application and against the competing petitioners.

The contention of the latter corporation is, that they are better able to serve the City than the others; that they have had wider experience; that their gas is stronger or of higher heat units; that they are successfully operating fuel gas plants in other parts of the country; that they have their own coal mines, and consequently are better equipped; that they are financially able to carry into effect all that they promise, or all that the Board may exact; that they are not interested in or allied with, or represent any existing illuminating gas corporation; that they will lay more mains and thus supply gas to a larger number than the others within a given period of time; that their offer of \$100,000 is tangible evidence of good faith; that the proposition to pay 3½ per cent. of net receipts after five years gives the City a mutual interest with them; that they own land in the city on which to build their plant, and that their offer in all respects deserves affirmative action on our part.

They charge that the representatives of the Consumers Fuel Gas Company are not acting in good faith, and that they were and are implicated in some of the scandals connected with the Lloyds Insurance Companies; they refer to the indefiniteness of the proposition to charge a lower figure than forty cents per thousand cubic feet for gas supplied to manufactories, industrial concerns, etc., and to the small sum required to be expended annually in laying mains and pipes. They charge that the capitalization of the company is inadequate to carry into effect all that the Committee expects and the people demand.

They admit they are not yet incorporated, but prepared to become so as soon as the franchise sought is obtained; and that ample stock is already subscribed for to comply with every requirement of this Board.

We feel the above outline of the claims of the Metropolitan Company is a fair, clear and complete presentation of their case; and that with the communication from the New York Company, forming part of this report, the Board is competent to judge impartially and justly as to the merits of each of the competing corporations.

Your Committee has given much thought to the matter; has weighed all the facts, all the claims and all the arguments carefully, with a view of doing full justice to the petitioners, to the City, and to the people; and have arrived at the conclusion that all interests would be best subserved by adhering to our recommendations of October 13 inst., with such modifications as are herein presented.

The character, business, and social standing of the petitioners representing the Consumers Company seem to us ample refutation of all the charges of bad faith, inadequacy of capital, and inability to comply with all our requirements. We have made some inquiry in that direction and are satisfied as to the result. The following communication from the Treasurer explains itself and sustains the impressions and conclusions we have formed:

"NEW YORK, October 24, 1896. To the Committee on Lamps and Gas of the Board of Aldermen:

"GENTLEMEN—The question having been raised as to the responsibility of the Consumers Fuel Gas, Heat and Power Company, and its ability to accomplish its purposes for the supply of fuel gas to the citizens of New York, it can be said that the commercial and financial standing of its President and several of the Directors should be ample evidence of their ability to carry out any undertaking in which they may be interested.

"The President is known as the head of the greatest manufacturing house in its line in the land. From small beginnings he has created an important industry, new to the country, now giving employment to thousands. He and other directors represent, as executive officers or directors, interests vast in amount, and are familiar with the organization and administration of large enterprises, one of them alone individually disbursing a pay-roll of \$5,000 weekly in this city.

"In the faith that the time had come when the needs of the public required improved facilities in connection with fuel for domestic and manufacturing purposes, the Consumers Company was organized with the intent and purpose of supplying what is believed to be a demand, and its officers believe they have the experience and facilities to carry the enterprise to a successful issue.

"Yours very respectfully, D. R. SATTERLEE, Treasurer."

Our requirement as to bonds will protect the City against most, if not all, of the dangers of delay, speculation, etc., complained of. The character of the men connected with the company satisfies us that the franchise is not sought for the purpose of speculation in the line of disposing it to others. The petitioner whom we favor has made similar claims as to experience, operating plants elsewhere, financial ability, etc., as does the last petitioner; and by and with the aid of the Comptroller, who is to provide as to the character of security, etc., this City is as well protected as it can possibly be.

The offer of \$100,000 and 3½ per cent. on the net receipts after a period of five years is far below the figure which is guaranteed to the City by the requirement of a stipulated amount for each lineal foot of trench opened.

As to that feature which relates to the laying of mains, amply sufficient to meet the demands of the people, we submit that it is preferable to avoid the inconveniences, etc., of a too rapid progress, and the effects of opening too many miles of street at one time; yet, in order to meet the objection raised as nearly as advisable, we have increased to double the amount stipulated as the maximum which the authorities can require the company to expend annually in that direction.

Regarding the units of heat, we learn that when the same is increased to a certain point—a point to which the Metropolitan people refer and offer—that the gas assumes the form of illuminating gas, and thereby the parties supplying it venture dangerously near to the law which prohibits this Board from acting. The law on which all agree;—though differing as to its construction, when the said gas can be only regarded as fuel gas. In order, however, to obtain for the people all the advantages we can in this particular, we have provided a condition that will enable us to exact all the degree of heat which we can under the law. By our modified stipulation we have also secured for manufacturers, etc., the advantages offered by the last petitioner.

As to the New York Fuel Gas Company we beg to submit: That we see no reason why we should favor their application at this time. They contend that our reference to the justice of recognition of priority of application is unwarranted, when considering the short period of time between the incorporation of the respective companies.

To that criticism we beg respectfully to reply, that because of that brief period of time, it justifies the impressions we formed and the reference we made as to those impressions. It will be noticed that the original petitioner offered twenty cents per lineal foot to the City for the trenches opened; and that the New York Company, in order to do a little better, offered thirty cents per lineal foot, and in all other respects exactly the same propositions as the former. The Committee intended to exact thirty cents from the Consumers Company, but by a clerical error, which we intended to correct, we reported twenty cents. The New York Company, in its amended proposition, lowers its offer to the latter sum, but endeavored to influence action in its favor by the additional offer of \$10,000. Every other condition and stipulation proposed by us in the grant to the Consumers Company is proposed by the amended petition of the New York Company.

The Committee feel that it would be wrong, from every standpoint, to allow competition of this character to influence action unfavorable to the company, who is responsible for the great boon to our people in the form of cheap fuel gas. We do not believe that we should disregard all elements of justice and equity to respectful petitioners because of an offer of a comparatively

insignificant amount to the City. If such method of competition were allowed and encouraged, all applications before us would result in interminable contention and bartering to an undignified degree.

There is no privilege this Board grants, from a news or bootblack stand to a franchise similar to that before us, which is not subject to the same conditions of barter, if we believe in the principle thereof.

We recognize the value of these franchises; we know it is our duty to secure for the City all the compensation which can be obtained consistent with the moral as well as all other obligations to our people; yet in this instance we prefer to exact the additional fee of \$10,000 from the originator of the project for cheap gas, if willing to pay it, rather than to accept the proposition of the company who wishes to obtain the advantages others are entitled to. The amended proposition is an offer of much less than the first offer. For the \$10,000 is far below the amount of difference between the twenty cents and thirty cents per lineal foot of trenches permitted to be opened.

We cannot refrain from admitting the fact also, that in addition to the reasons above assigned we are favorably influenced towards the Consumers Gas Company, because of its investigation so thoroughly made of the powers of this Board to grant the application, and its prompt offer to test the question of our rights in the courts. It is only after this examination of the law, the obtaining legal opinion thereon and the proposition to secure the aid of the highest tribunal in the State if necessary that the other petitioners have come forward and manifested a willingness to do the same. We confess that we want this matter settled and our powers defined, and believe that the Consumers Company will enter into the legal contest with greater zeal and determination than the others.

The fact that the Metropolitan Company is not incorporated should be emphasized. The criticism upon that point, made by the New York people, we feel, is well founded. If any one, or any number of men combining can apply for valuable franchises from this Board, speculating on favorable consideration of their application, we open the door far and wide for an influx of petitions, which would evolve into a comparative inundation of applications. Any one obtaining a franchise so valuable as the one now sought could, within twenty-four hours after affirmative action on our part, secure capital sufficient to operate it to the fullest extent. We do not favor the encouragement of such speculation on the results of the deliberations of this Board.

Believing we have clearly shown, and hoping we have done so satisfactorily, why, of the three petitions, the original applicant should be favored, we will now report our conclusions on the resolutions presented by Alderman Hall and referred to us.

We favor the first proposition, which alludes to the units of heat, and do so recommend. For reasons hereinbefore given we do not go beyond the figure suggested, but reserve the right to do so at any time.

As to the second proposition we beg to say that while it has merit we cannot advise it at this time for the following reasons:

The supplying of fuel gas in this city is an experiment. Operations elsewhere might offer to a considerable degree data by or from which we could fix a fair and just percentage of gross receipt, but conditions are somewhat different here than in the smaller cities where fuel gas is now supplied. We would have to accept the figures presented to us and would not be able to judge whether those figures represent a larger or a smaller income to the City than a fixed sum for each lineal foot of pipe, etc. A new venture, which all admit will be of incalculable benefit to the people, should be encouraged, and a spirit of liberality exercised to some degree.

There are railroads operating in this city to-day which pay no percentage of receipts to our Commonalty, while others, started recently, are compelled to pay a very large portion of gross income. This is due to just such conditions as we refer to, and we believe it is right.

The third proposition we do not favor. A company investing its capital, building up a good business and serving the people well and satisfactorily, should be permitted to enjoy the fruits of its enterprise, labor and investment, and the City should not step in at any time and take from it that which it owns, and which, because of such ownership and good management, it has made a success of.

The fourth proposition is very important, and has and does elicit more expression of opinion by press and public than all the rest. There are many divergent opinions as to the advisability of offering this franchise to the highest bidder at an auction sale. We cannot recommend it. If so offered for sale existing corporations could well afford to pay the highest price therefor. This potent fact was clearly presented by counsel for the Metropolitan Company. Competition at the sale would naturally be narrowed down to a contest between those who want to supply fuel gas and those who would prefer that it be not supplied at all. The latter would succeed, and the people would be deprived of the benefits now in sight. It is contended that the stipulations could be of a character that would compel the erection of a plant and operating it, and that bonds would be exacted, that would insure the fulfillment of all requirements. Such safeguards might appear ample, yet we believe they are not. Litigation in the courts would stay all proceedings, and on the most trivial pretense litigation could and would be begun. Our experience in the recent past has clearly demonstrated that fact. We have granted franchises to railroad companies under the belief that they were needed in certain localities; and in some instances not a move forward to the slightest extent has or could be made. The dispute between competing companies, or for other reasons, has so engrossed the attention of the courts that it will take years, in all probability, ere the privileges we have granted will be enjoyed by the petitioners whom we favored. It will be noticed that we have even admitted such possibilities under the grant of the present franchise, though bonds are exacted; but we feel so fully satisfied as to the integrity of purpose of the Consumers' Company that no doubt exists in our minds as to the determination to avoid rather than invite, litigation beyond the test of our powers.

There is no analogy between this franchise and one for railroad, ferry, etc., even if the objections we present were untenable. A railroad or ferry obtains exclusive right for certain location and naturally excludes all others. It becomes, as it were, a monopoly wherever operating. Such is not the case with a gas company. Others can be, ought to be, and probably will be given, at some future time, privilege to compete with existing corporations in their own particular territory. This fact will act as a menace and compel proper dealings with the people and a fair and just supply of gas, and the lowest price for the same. The first test or experiment being a pronounced success, the other petitioners, if they so desire, can and doubtless will receive from the Board of Aldermen due consideration at the right time.

It is not amiss to refer to the farce which the City has had to submit to, occasioned by the auction sale of the Peoples' Traction Companies franchise. The bid of nearly 7,000 per cent. of gross receipts and the litigation following, are too fresh in the minds of our community to be overlooked in this connection.

On May 19 last, the Consumers Gas Company filed its petition with this Board. It has taken five months to reach a conclusion on the question of granting or denying the application, and we feel that no further occasion exists for delay. Opposition, criticism, attack, and uncharitable insinuations are a common occurrence whenever enterprises of any magnitude are undertaken in this city. The elevated railroad system had to battle against such opposition, etc. The effort to gridiron the city with tracks for cable roads had to meet such attacks, and hardly any, if any public improvement at all, worthy of notice, has escaped the same conditions.

We earnestly believe there are elements at work that would encourage delay, in order to circumvent this Board and appeal to the Legislature for such action as would again chop off some of little power which we are still invested with. A violation of the principle of home rule is a too common occurrence; and we feel warranted in pursuing every honorable means to avert it whenever we can.

We beg to refer to our report of October 13 as to the question of tearing up our streets, and to the advance of engineering, which insures a form of operation that minimizes to a marked degree the difficulties and inconveniences of such work.

The laying of cable on Broadway and on Third avenue was done without interfering with general traffic, and in each case without the stoppage of any of its cars.

The plans of the engineers who contemplated tunneling Broadway for Rapid Transit, shows such perfection of detail as would interfere but little with the ordinary business of that thoroughfare.

We offer the following:

Resolved, That the application of the New York Fuel Gas Company and of the Metropolitan Fuel Gas Company, respectively, be and they are hereby denied for the present and placed on file for consideration at some future time.

Resolved, That the following amendments to the resolutions presented by this Committee on October 13 instant, be received and considered when the report of which said resolutions form a part, is taken up for adoption, to wit:

Amend section 3 on page 70, Journal of October 13, 1896, by adding at the end thereof the following:

It being understood and agreed that the Board of Aldermen of the City of New York shall have power to direct that charges to manufacturers, industrial concerns, etc., be fixed at a price not exceeding twenty-five cents per thousand cubic feet.

Amend section 4 on page 70, Journal of October 13, 1896, by striking out of the last lines the words twenty-five and inserting in their place the words fifty.

Amend section 6 on page 71, Journal of October 13, 1896, by adding at the end thereof the following:

That the gas so furnished shall contain not less than three hundred and fifty heat units, and that the Board of Aldermen of the City of New York shall have power to direct and increase of the units of heat to not exceeding five hundred.

Amend section 8, on page 71, Journal of October 13, 1896, by striking out the word twenty on the second line and inserting in place thereof the word thirty, and at the end of the paragraph add the following:

And as further evidence of good faith and as compensation to the City of New York, the com-

pany receiving this franchise shall pay a sum of \$10,000 to the Comptroller as soon as the said franchise has been granted.

JOSEPH SCHILLING, JOSEPH T. HACKETT, JOHN J. O'BRIEN, ELIAS GOODMAN, ANDREW A. NOONAN.

In connection herewith Alderman Brown offered the following:

Resolved, That the order of Justice MacLean, and the papers therein which were served on the President of this Board and ordered to be received, laid over and printed, be and the same are hereby referred to the Committee on Lamps and Gas, who are hereby authorized to take such action as they deem proper in the premises.

The Vice-President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

UNFINISHED BUSINESS.

Alderman School called up G. O. 948, being a resolution and ordinance, as follows: Resolved, That the carriageway of One Hundred and Sixty-first street, from Gerard avenue to Jerome avenue, be regulated and paved with granite-block pavement, and that crosswalks be laid at each intersecting or terminating street and avenue, where not already laid, under the direction of the Commissioner of Street Improvements of the Twenty-third and Twenty-fourth Wards; and that the accompanying ordinance therefor be adopted.

The Vice-President put the question whether the Board would agree with said resolution. Which was decided in the affirmative by the following vote:

Affirmative—The Vice-President, Aldermen Brown, Burke, Campbell, Clancy, Dwyer, Goetz, Goodman, Goodwin, Hackett, Hall, Kennefick, Lantry, Marshall, Muh, Murphy, Noonan, Oakley, O'Brien, Olcott, Parker, Randall, Robinson, Schilling, School, Tait, Ware, Wines, Woodward, and Wund—30.

REPORTS AGAIN RESUMED.

The Committee on Finance, to whom was referred the annexed resolution in favor of authorizing the Clerk of the Common Council to employ a Typewriter and Stenographer at a salary of \$1,200 per annum, respectfully

REPORT:

That, having examined the subject, they believe the proposed increase in force to be necessary. They therefore recommend that the said resolution be adopted.

Whereas, By section 79 of the New York City Consolidation Act of 1882, the aggregate amount to be paid to the clerks and officers of the Board of Aldermen, including the Clerk, shall not exceed twenty-five thousand dollars in any one year; and

Whereas, The aggregate amount now appropriated for salaries for clerks and officers of said Board, including that of the Clerk of the Board, does not exceed twenty-three thousand three hundred dollars; and

Whereas, The constantly-increasing business of the office of the Clerk of the Common Council requires the services of a Stenographer and Typewriter; therefore be it

Resolved, That the Board of Estimate and Apportionment be and it is hereby respectfully requested to add to the appropriation for "Clerks, etc., of the Board of Aldermen" for 1897, the sum of one thousand two hundred dollars, to be expended for the annual salary of a Stenographer and Typewriter in said office, and that the Clerk of this Board be authorized and empowered to appoint a Stenographer and Typewriter in his office at a salary of one thousand two hundred dollars per annum, who shall be a Confidential Clerk to the President of said Board and to the Clerk of the Common Council.

WILLIAM M. K. OLCOTT, FREDERICK L. MARSHALL, ROBERT MUH, FRANK J. GOODWIN, JOHN P. WINDOLPH, Committee on Finance.

The Vice-President put the question whether the Board would agree to accept said report and adopt said resolution. Which was decided in the affirmative by the following vote:

Affirmative—The Vice-President, Aldermen Brown, Burke, Campbell, Clancy, Goetz, Goodman, Goodwin, Hackett, Hall, Kennefick, Lantry, Marshall, Muh, Murphy, Oakley, Olcott, Parker, Randall, Robinson, Schilling, School, Ware, Wines, and Woodward—25.

The Committee on Finance, to whom was referred the annexed communication, asking that the Health Board be authorized to contract, without public letting, for a new disinfecting apparatus at a cost not to exceed five thousand dollars, respectfully

REPORT:

That, having examined the subject, they believe the proposed apparatus to be necessary. They therefore recommend that the said annexed resolution be adopted.

Resolved, That the Health Department be and it is hereby authorized to contract for, without public letting, a new disinfecting apparatus, at a cost not to exceed five thousand dollars.

WILLIAM M. K. OLCOTT, FREDERICK L. MARSHALL, ROBERT MUH, JOHN P. WINDOLPH, Committee on Finance.

HEALTH DEPARTMENT, CRIMINAL COURT BUILDING, NEW YORK, October 16, 1896. To the Honorable the Board of Aldermen of New York City:

GENTLEMEN—Herewith please find copy of a resolution of the Board of Health of the Health Department, adopted at a meeting held October 13, 1896, requesting authority to contract for new disinfecting apparatus, without public competition, for the reason that this apparatus is of a special form, with new features not heretofore used in this country, requiring special skill and technical knowledge in its construction, with possible changes from time to time during construction, and that the work is not likely to be satisfactory if let at a public bidding.

Very respectfully, EMMONS CLARK, Secretary.

Extract from the minutes of a meeting of the Board of Health of the Health Department, held October 13, 1896:

"Whereas, Section 64 of the New York City Consolidation Act of 1882 provides that the method of procuring supplies exceeding in aggregate cost the sum of one thousand dollars (\$1,000) shall be by contract, unless otherwise ordered by a vote of three-fourths of the members of the Common Council; therefore be it

"Resolved, That the Honorable the Board of Aldermen be and is hereby respectfully requested to authorize the Board of Health of the Health Department, under the provisions of law above quoted, to erect, without competing bids, a new disinfecting apparatus, including new chamber for the disinfection of household furniture, merchandise, etc., including steam connections, fittings, etc., at an expense not exceeding five thousand dollars (\$5,000), the amount to be paid out of the appropriation made to the Board of Health of the Health Department for such purpose."

A true copy.

EMMONS CLARK, Secretary.

The Vice-President put the question whether the Board would agree to accept said report and adopt said resolution. Which was decided in the affirmative by the following vote:

Affirmative—The Vice-President, Aldermen Brown, Clancy, Goetz, Goodman, Hackett, Hall, Kennefick, Lantry, Marshall, Muh, Noonan, Oakley, O'Brien, Olcott, Parker, Randall, Robinson, Schilling, School, Tait, Ware, Wines, and Woodward—24.

COMMUNICATIONS.

By Alderman Goodman—

HENRY D. MACDONA, ATTORNEY AND COUNSELOR-AT-LAW, No. 38 PARK ROW, NEW YORK CITY, October 26, 1896. Hon. JOSEPH SCHILLING, Chairman of the Committee on Lamps and Gas of the Honorable Board of Aldermen of the City of New York:

DEAR SIR—On October 22, 1896, I wrote to you as follows:

"As counsel of the New York Fuel Gas Company, I respectfully request that your Committee give me an opportunity, consulting its own convenience, to demonstrate to it the bona fides of every offer made by the company, and satisfy you of its ability to forthwith set about the work to furnish the citizens and taxpayers of the city with fuel gas."

I have had no response to this courteous request, but I received, two days subsequently, a notice reading as follows:

"You are hereby notified to attend a meeting of the Lamps and Gas. The Committee on Lamps and Gas will hold a public meeting on Monday, October 26, 1896, at 2 o'clock P. M., in Room 16, City Hall, to consider application for franchise by the Metropolitan Fuel Gas Company."

I am ignorant of the various dates at which the fuel gas applications were presented to the Board, but it does seem to me that, if there was any desire on the part of your Honorable Committee to hear me or my clients, their application might have been included in this notice.

Will you now kindly inform me when it will suit the Committee to hear me on the application?

Very truly yours,

H. D. MACDONA.

Which was ordered on file.

Alderman Goodman moved that it be placed on record that Alderman Schilling, Chairman of the Committee on Lamps and Gas, makes the positive assertion that he informed the messenger who brought the original letter of inquiry as to a date of hearing on the application of the New York Fuel Gas Company and others that it would be held on the Monday following the date upon which the messenger called.

The Vice-President put the question whether the Board would agree with said motion. Which was decided in the affirmative.

Alderman Brown moved that the Committee on Lamps and Gas hold a public hearing, on the application of the New York Fuel Gas Company for permission to lay pipes and mains in the City of New York, on Friday, October 30, 1896, at 2 o'clock P. M., in Room 16, City Hall.

The Vice-President put the question whether the Board would agree with said motion. Which was decided in the affirmative.

REPORTS AGAIN RESUMED.

The Committee on County Affairs, to whom was referred the annexed resolution in favor of directing the Committee on Public Works to examine rooms in basement of City Hall as to their availability for use by the Mayor's Marshal (page 158 of Minutes of October 20, 1896); and also a resolution directing the Commissioner of Public Works to set aside room in basement of Brown-stone Building for use of the Mayor's Marshal (page 161 of Minutes of October 20, 1896), respectfully

REPORT :

That, having examined the subject, they believe that the first-named resolution be placed on file and the Committee discharged from further consideration thereof; and they recommend that the said second resolution be adopted.

Resolved, That the Commissioner of Public Works be and he is hereby authorized and directed to set aside the room on the southeast basement corner of the Brown-stone Building in the City Hall Park as offices for the use of the Mayor's Marshal and to furnish and fit up the same to the satisfaction of said Marshal.

Whereas, The new ordinance relating to hucksters, venders, hawkers, etc., will entail the necessity of additional room facilities for the Mayor's Marshal; therefore

Resolved, That the Committee on Public Works be and is hereby instructed to examine the various rooms in the basement of City Hall available for the uses of the Mayor's Marshal, and recommend to this Board such legislation as the exigencies demand or necessities require.

BENJAMIN E. HALL, JOHN F. WINDOLPH, FREDERICK A. WARE, FRANCIS J. LANTRY, THOMAS DWYER, WILLIAM M. K. OLCOTT, Committee on County Affairs.

The Vice-President put the question whether the Board would agree to accept said report and adopt said resolution. Which was decided in the affirmative.

The Committee on Law Department, to whom was referred the annexed resolution in favor of directing said Committee to prepare an act giving power to the Board of Aldermen to investigate City Departments, respectfully

REPORT :

That, having examined the subject, they find that the Greater New York Committee has the matter in charge. They therefore ask to be discharged from further consideration of the subject.

FREDERICK A. WARE, BENJAMIN E. HALL, JACOB C. WUND, RUFUS R. RANDALL, JOHN T. OAKLEY, Committee on Law Department.

"NEW YORK, June 25, 1895. To the Honorable the Board of Aldermen :

The undersigned, Committee on Legislation, who were instructed to urge the passage of the bill giving the Board of Aldermen power to investigate City Departments, beg leave to

REPORT :

That from information received through the public press, we learn that his Honor the Mayor did not indorse or approve the bill giving this Board the rights and privileges sought to be obtained by the act prepared by our Committee on Law Department, and presented to and passed by the Legislature of the State.

The City "not having accepted the bill," and the Legislature having adjourned, we are therefore deprived of the power which we feel should be vested in the Board of Aldermen.

It is worthy of notice that the Legislature passed our bill without a dissenting vote, all the members of both branches attending voting in favor thereof.

It should also be mentioned that at the public hearing before his Honor the Mayor, which was attended by the entire Board of Aldermen, no one appeared in opposition to the measure.

These facts, and the assurance the Committee received from his Honor the Mayor before the bill was prepared, "that he was in favor of granting to the Board of Aldermen power to investigate City departments," thus encouraging the Legislative Committee in its work, naturally led us to hope and believe that our efforts to secure the necessary legislation would result successfully.

In order to meet any objection which might arise in the mind of his Honor the Mayor, your Committee communicated a request to be permitted to discuss any and all points that might seem worthy of discussion. This privilege was not accorded us, which, however, may have been caused by the reception of our communication after his Honor had passed upon the bill.

We have heard of but one argument against the wisdom of the act, to wit: "That at some time a majority of the Board of Aldermen might be swayed by political reasons to inaugurate investigations with a view of hampering departments because of lack of patronage received from the heads thereof." While we must admit the possibility thereof, we at the same time realize that a department honestly administered need not fear investigation, nor be embarrassed thereby. In fact, an investigation will disclose its thorough and honest work and tend to emphasize it. On the other hand, an investigation of a department not properly conducted, be the reasons for investigating what they may, will bring to light irregularities and public good will ensue thereby.

Believing that the right to investigate City Departments by the Board of Aldermen is not only advisable, but often necessary and advantageous, and that even the Commissioners of Accounts should be subject to such investigation, we offer the following resolutions, which meet the only objection possible and provide a safeguard against the abuse of the power sought :

Resolved, That the Committee on Law Department be and they are hereby instructed to prepare an act, similar to that which passed the Legislature of this year, giving power to the Board of Aldermen to investigate City departments, so modified, however, that no investigation shall be inaugurated without the consent or approval of the Mayor of the City, or, in the event of the Mayor withholding his assent, such investigation may be had by a vote of three-fourths of the entire Board of Aldermen; and, furthermore, that the Board of Aldermen may be called upon to aid the Commissioners of Accounts in the investigation of any of the departments of the City, under such rules, regulations and powers as will tend to facilitate said investigations and enable the Commissioners of Accounts to extend their work beyond the narrow limits which, under existing circumstances and conditions, they are naturally confined to.

Resolved, That said bill, when approved by this Board, shall be referred to the Committee on Legislation, with instructions to have the same presented to both branches of the Legislature immediately on assembling, and to exert every effort consistent with honor and dignity to have the same passed and become law.

JOHN P. WINDOLPH, Chairman, ELIAS GOODMAN, ROBERT MUH, JOHN J. O'BRIEN, CHARLES WINES, JACOB C. WUND, FREDERICK A. WARE.

The Vice-President put the question whether the Board would agree to accept said report. Which was decided in the affirmative.

The Committee on Law Department, to whom was referred the annexed resolution in favor of permitting the Forty-second Street, Manhattanville and St. Nicholas Avenue Railroad Company to place temporary structure at Eighty-sixth street and the Boulevard, respectfully

REPORT :

The Corporation Counsel having given his opinion that the Board has no power in the matter, the Committee ask to be discharged from further consideration of the matter.

Resolved, That permission be and the same is hereby given to the Forty-second Street, Manhattanville and St. Nicholas Avenue Railroad Company to erect, place and keep a stand or temporary structure, to be used as a waiting-room for passengers of said road, on the plot at the intersection of West Eighty-sixth street and the Boulevard, as shown on the accompanying diagram, the work to be done at their own expense, under the direction of the Commissioner of Public Works; such permission to continue only during the pleasure of the Common Council.

FREDERICK A. WARE, BENJAMIN E. HALL, JACOB C. WUND, RUFUS R. RANDALL, JOHN T. OAKLEY, Committee on Law Department.

The Vice-President put the question whether the Board would agree to accept said report. Which was decided in the affirmative.

The Committee on Law Department, to whom was referred the annexed communication from Donato Tuzzo, protesting against granting a license to Isaac Lichtenstein in front of the premises No. 216 East One Hundred and Second street, respectfully

REPORT :

That, having examined the subject, they believe that the communication should be referred to the Alderman of the district. They therefore ask to be discharged from further consideration of the matter.

FREDERICK A. WARE, BENJAMIN E. HALL, JACOB C. WUND, RUFUS R. RANDALL, JOHN T. OAKLEY, Committee on Law Department.

NEW YORK, April 8, 1896. To his Honor WILLIAM L. STRONG, Mayor, etc., and the Mayor's Marshal :

I hereby protest against the granting of a license to Isaac Lichtenstein to sell newspapers and periodicals at No. 216 East One Hundred and Second street, New York City.

The grounds of my objections are as follows : I am located at No. 214 East One Hundred and Second street, New York City, and have been there for the last past six years, and have a license to sell newspapers and periodicals, being a license of the same kind and character now applied for by the said Lichtenstein.

Lichtenstein does business next door to my place, and if a license be granted to him it will result of my being deprived of the benefits of my license, which I applied for and obtained in good faith and which I have paid for. There is not enough business in the neighborhood to justify the granting of two licenses to next-door dealers. I take it that his Honor the Mayor will protect my license by refusing to grant this application.

If, however, there is any question, I would respectfully ask to be heard before the application is passed upon. Respectfully yours,

DONATO TUZZO, care of Henry Seldner, Counselor-at-Law, No. 108 Fulton street, New York City.

The Vice-President put the question whether the Board would agree to accept said report. Which was decided in the affirmative.

The Committee on Law Department, to whom was referred the annexed proposed ordinance in favor of the prevention of carrying of children on bicycles, respectfully

REPORT :

That, having examined the subject, they believe the proposed amendment to be necessary. They therefore recommend that the said proposed ordinance be adopted.

Resolved, That the Committee on Law Department, now having under advisement the subject of revising the ordinance relating to bicycles, be and they are hereby respectfully requested to insert in said proposed ordinance a clause for the prevention of the carrying of children on any and all bicycles in the City and County of New York.

FREDERICK A. WARE, RUFUS R. RANDALL, JACOB C. WUND, JOHN T. OAKLEY, Committee on Law Department.

The Vice-President put the question whether the Board would agree to accept said report and adopt said resolution. Which was decided in the affirmative.

The Committee on Salaries and Offices respectfully

REPORT :

for adoption the following resolution :

Resolved, That John H. Campbell, of No. 280 Broadway, and Charles H. Shulman, of No. 147 Clinton street, be and they are hereby appointed Commissioners of Deeds in and for the City and County of New York in the places of Anthony Sieke and R. S. Schell, respectively, whose term of office has expired.

RUFUS R. RANDALL, THOMAS DWYER, JOSEPH T. HACKETT, FRANK J. GOODWIN, Committee on Salaries and Offices.

The Vice-President put the question whether the Board would agree to accept said report and adopt said resolution. Which was decided in the affirmative by the following vote :

Affirmative—The Vice-President, Aldermen Burke, Campbell, Clancy, Goetz, Goodman, Goodwin, Hackett, Hall, Kennefick, Lantry, Marshall, Muh, Murphy, Noonan, Oakley, Olcott, Parker, Randall, Robinson, Schilling, School, Tait, Ware, Wines, and Woodward—25.

The Committee on Salaries and Offices, to whom was referred the annexed resolution in favor of appointing George C. Mason a City Surveyor, respectfully

REPORT :

That, having examined the subject, they believe the appointment to be necessary. They therefore recommend that the said resolution be adopted.

Resolved, That George C. Mason, No. 1423 Lexington avenue, New York City, be and he is hereby appointed a City Surveyor in and for the City and County of New York.

RUFUS R. RANDALL, THOMAS DWYER, JOSEPH T. HACKETT, FRANK J. GOODWIN, Committee on Salaries and Offices.

The President put the question whether the Board would agree to accept said report and adopt said resolution. Which was decided in the affirmative by the following vote :

Affirmative—The Vice-President, Aldermen Burke, Campbell, Clancy, Goetz, Goodman, Goodwin, Hall, Kennefick, Lantry, Marshall, Muh, Noonan, Oakley, Olcott, Parker, Randall, School, Tait, Ware, Wines, and Woodward—22.

COMMUNICATIONS FROM DEPARTMENTS AND CORPORATION OFFICERS.

The Vice-President laid before the Board the following communication from the Department of Public Works :

DEPARTMENT OF PUBLIC WORKS—COMMISSIONER'S OFFICE, No. 150 NASSAU STREET, NEW YORK, October 27, 1896. Hon. JOHN JEROLMAN, President, Board of Aldermen :

DEAR SIR—On the accompanying petition of the Property Owners' Union I have the honor to report that I have this day reported favorably to the Mayor resolutions for paving the east side of Park avenue, from Ninety-seventh to One Hundred and Second street, and there is no reason for not paving Ninety-eighth street except that a resolution and ordinance for the improvement have not yet been passed by the Board of Aldermen and approved by the Mayor.

This Department has certified to the Board of Aldermen the necessity of flagging sidewalks as follows :

East side of Fifth avenue, from Ninetieth to Ninety-seventh street, G. O. 522.

East side of Fifth avenue, from Ninety-fifth to One Hundred and First street, G. O. 742.

Madison avenue, from Ninety-fifth to One Hundred and First street, G. O. 743.

Until these ordinances are passed by the Board of Aldermen and approved by the Mayor this Department cannot improve the sidewalks.

As to the sidewalks on Ninety-seventh and Ninety-eighth streets, between Third and Lexington avenues, the Consulting Engineer reported, on September 14, that they were in good condition.

On Resolution No. 1128, requesting that Twenty-seventh street, from Seventh to Thirteenth avenue, be paved with asphalt, I beg to report that this is a very desirable improvement, but there is no money to enable us to make the improvement this year.

Very respectfully, CHARLES H. T. COLLIS, Commissioner of Public Works.

PROPERTY OWNERS' UNION OF THE CITY OF NEW YORK, No. 78 EAST NINETY-SIXTH STREET, NEW YORK, October 17, 1896. Hon. President Board of Aldermen :

DEAR SIR—Our association for the past year has been urging Alderman Parker to have introduced resolutions for improvements in this district, but all seem to fail, and we now ask you to use your influence to help us in these matters. We wish—

1. Resolution passed to pave the east side of Park avenue, from Ninety-seventh to One Hundred and Second street.

2. Resolution passed to pave Ninety-eighth street, from Lexington to Park avenue.

3. Resolution to flag sidewalk, full width, each side of Fifth avenue, from Ninetieth to One Hundred and Tenth street, where not already done.

4. Resolution to flag sidewalk, full width, Madison avenue, from Ninety-fifth to One Hundred and Sixth street, where not already done.

5. Resolution to flag the sidewalk, full width, around the blocks occupied by Elevated Railroad Company bounded by Ninety-eighth street, Ninety-ninth street, Third to Park avenue, including sidewalks on Lexington avenue from Ninety-eighth to Ninety-ninth street; also sidewalks on block occupied by Cable Depot, Ninety-ninth to One Hundredth street, Lexington to Park avenue.

We need all of this work and much more, and this should have been done years ago.

In fact, the sidewalks on east side of Fifth avenue are a disgrace to this city, and especially to our City Fathers.

We ask that these matters be laid before your Honorable Board, that a committee be appointed to examine into same and report to the true condition of this part of the city in which we make this complaint. Yours respectfully, A. MINERLY, Secretary.

Resolved, That the Commissioner of Public Works be and he is hereby respectfully requested to pave with asphalt the carriageway of Twenty-seventh street, from Seventh to Thirteenth avenue.

Which was ordered on file.

The Vice-President laid before the Board the following communication from the Clerk of the Common Council :

OFFICE OF THE BOARD OF ALDERMEN, No. 8 CITY HALL, NEW YORK, October 27, 1896. To the Honorable the Board of Aldermen :

GENTLEMEN—Pursuant to one of the provisions of section 2 of an ordinance to regulate the use of the sidewalks underneath the stairs of the elevated railroads for stands for the sale of newspapers and periodicals, adopted October 6, 1896, I transmit herewith all applications received by me to sell the articles named, as provided in said ordinance, during the month of October, 1896. Said applications are as follows :

By Alderman Burke.

Mark Plunket, S. W. cor. 59th street and Ninth avenue.

By Alderman Dwyer.

John Martin, N. E. cor. 8th street and Sixth avenue.

Robert Pittfield, S. E. cor. West Broadway and Bleecker street.

Peter, Dunn, Jr., N. W. cor. 6th avenue and Greenwich avenue.

James McCusker, N. W. cor. West Broadway and Bleecker street.

Thomas F. Shoy, S. E. cor. 14th street and Sixth avenue.

Thomas A. Moore, S. W. cor. 14th street and Sixth avenue.

By Alderman Goetz.

Daniel Casey, N. E. cor. Bowery and Division street.

Frank O'Brien, N. E. cor. Bowery and Grand street.

Joseph Bonaparte, N. W. cor. Bowery and Grand street.

By Alderman Goodman.

E. Fitzgerald, N. E. cor. 125th street and Third avenue.

Menassie Bonaparte, N. W. cor. 129th street and Third avenue.

Peter W. Kennedy, N. E. cor. 125th street and Third ave.

Bernhard Witt, N. W. cor. 125th street and Third ave.

By Alderman Ware.

Thomas J. Quinn, S. W. cor. 33d street and Sixth avenue.

Howard F. Tower, S. W. cor. 23d street and Sixth ave.

Edward P. Snow, N. E. cor. 18th street and Sixth avenue.

Michele Addiego, S. E. cor. 18th street and Sixth ave.

By Alderman Burke.

William H. Allen, N. W. cor. 66th street and Columbus avenue.

By Alderman Goodwin.

John Fagan, N. W. cor. 23d street and Ninth avenue.

John F. Foley, S. W. cor. 30th street and Ninth avenue.

Hugh Goodwin, N. E. cor. 23d street and Ninth avenue.

By Alderman Hackett.

Thomas J. Walsh, N. W. cor. 14th street and Ninth ave.

Alexander Beggs, N. E. cor. Greenwich and Christopher streets.

By Alderman Hall.

John B. Westervelt, N. W. cor. 42d street and Sixth ave.

James J. Reilly, N. W. cor. 50th street and Sixth ave.

By Alderman Kennefick.

Nicholas Deegan, S. E. cor. Rector and Greenwich streets.

Henry C. Tietjen, S. E. cor. Franklin and Greenwich sts.

Michael Cunningham, S. E. cor. Franklin street and West Broadway.

James Gallagher, S. E. cor. Grand street and West Broadway.

Susan A. Blake, S. E. cor. Greenwich and Cortlandt streets.

Richard O'Rourke, S. E. cor. Barclay and Greenwich streets.

John Brennan, N. E. cor. Franklin street and West Broadway.

Edward J. Fitzgerald, S. E. cor. Church street and Park place.

John J. Hickey, S. E. cor. Chambers street and West Broadway.

Henry Brawley, N. E. cor. Grand street and West Broadway.

Patrick J. Finn, N. E. cor. Chambers street and West Broadway.

M. J. Conroy, N. E. cor. Cortlandt and Church streets.

Patrick D.oley, N. W. cor. Barclay and Greenwich streets.

James Connors, N. E. cor. Park place and Church st.

Michael Farrell, N. W. cor. Battery place and Greenwich street.

Arthur Hanley, S. W. cor. Church and Cortlandt sts.

Mary Flynn, S. E. cor. Cortlandt and Church sts.

Joseph F. Davis, N. E. cor. Desbrosses and Greenwich streets.

Walter B. Holt, S. E. cor. Greenwich and Warren streets.

Thomas Carroll, entrance to Bay Ridge Ferry, Whitehall street.

By Alderman O'Brien.

Maurice Elish, N. W. cor. 76th street and Third avenue.

James J. McGinty, N. E. cor. 76th street and Third ave.

Thomas McGinty, S. W. cor. 76th street and Third avenue.

Frederick A. Nocchi, S. E. cor. 93d street and Columbus avenue.	By Alderman Olcott.	David Menio, N. E. cor. 104th street and Columbus ave.
Geo. G. A. Riemp, N. W. cor. 72d street and Columbus avenue.		Brone Nelson, S. E. cor. 116th street and Eighth avenue.
Jerome J. Reilly, N. W. cor. 81st street and Columbus avenue.		John Lerch, N. E. cor. 72d st. and Columbus avenue.
Abraham Netter, S. W. cor. 174th street and Third avenue.	By Alderman Randall.	Henry Machson, S. W. cor. 93d st. and Columbus ave.
		Alexander Newmark, N. W. cor. 104th street and Columbus avenue.
David Rosenblatt, N. E. cor. 86th street and Second avenue.	By Alderman Schilling.	Harry J. McNamara, N. W. cor. Third and Tremont avenues.
Thomas J. O'Mara, cor. 92d street and Second avenue.		Jacob Kanter, N. W. cor. 86th street and Second ave.
Louis Rabinowitz, N. E. cor. 84th street and Third ave.		Rose McCann, S. W. cor. 89th street and Third avenue.
William Volk, N. W. cor. 14th street and Sixth avenue.	By Alderman Wares.	Louis Halprin, N. W. cor. 84th street and Third avenue.
Victor Seidman, S. W. cor. 106th street and Third avenue.		Reimond J. Barry, N. E. cor. 89th street and Third ave.
Charles Marks, N. W. cor. 106th street and Third avenue.	By Alderman Wines.	
Emma Dixon, S. E. cor. 116th street and Third avenue.		James T. Clifford, N. W. cor. 116th street and Third avenue.
Louis Kessell, S. E. cor. 125th street and Eighth avenue.	By Alderman Woodward.	Charles J. Mooney, S. W. cor. 116th street and Third ave.
George L. Covert, N. W. cor. 130th street and Eighth avenue.		James Enright, N. W. cor. 135th street and Eighth avenue.
Isidor Liebfeld, S. W. cor. 145th street and Eighth avenue.	By Alderman Wund.	Nathan Frank, S. W. cor. 135th street and Eighth avenue.
John Keefe, S. W. cor. 28th street and Third avenue.		Eugene J. Martin, N. E. cor. 34th street and Third avenue.
Herman Gluck, N. E. cor. 28th street and Third avenue.		
John Flaherty, at No. 414 East 34th street.		

Which was referred to the Committee on Law Department.

The Vice-President laid before the Board the following communication from the Clerk of the Common Council:

OFFICE OF THE BOARD OF ALDERMEN, NO. 8 CITY HALL, NEW YORK, October 27, 1896.

To the Honorable Board of Aldermen:

GENTLEMEN—Pursuant to one of the provisions of section 1 of an ordinance to regulate the use of the sidewalks of the streets of the City of New York, within the stoop-lines, for stands for the sale of newspapers, periodicals, fruit and soda water, approved October 3, 1888, I herewith transmit all applications, with accompanying resolutions, received by me to sell the articles named, as provided in said ordinance, during the month of October, 1896; said applications being as follows:

First Assembly District.
Joseph Canepa, 207 West street.
Raffaello Demayo, 117 West street.

Second Assembly District.
Giovanni Ferraro, 4 and 6 New Chambers street.
Joseph Sousa, 85 Park street.

Third Assembly District.
John Sullivan, 36 New Chambers street.
Louis Silverman, 7 Market street.

Fourth Assembly District.
James Aguard, 78 Spring street.
Abraham Kunen, 163 Grand street.

Fifth Assembly District.
Sigmund Schwarz, 183 Bowery.
Alexander Hecht, 164 Rivington street.

Sixth Assembly District.
Samuel Root, 35½ Jefferson street.
Harry Nurnberg, 25½ Rivington street.

Seventh Assembly District.
Michele Denfennio, 1 Willet street.
Angelo Longone, 35 Suffolk street.

Eighth Assembly District.
Morris Rosen, 63 Suffolk street.
Rocco Motto, 443 East Houston street.

Ninth Assembly District.
Louis Zabler, 72 Clinton street.
Joseph Aronow, 447 East Houston street.

Tenth Assembly District.
Samuel Davis, 114 Delancey street.
F. Kallier, 10 First avenue.

Eleventh Assembly District.
F. M. Haus, S. W. cor. Pitt and Stanton streets.
Stephen Flacks, 67 First avenue.

Twelfth Assembly District.
Isaac Wiener, 167 Ridge street.
F. Kallier, 10 First avenue.

Thirteenth Assembly District.
Henry Nekritz, N. E. cor. Houston street and Bowery.
Stephen Flacks, 67 First avenue.

Fourteenth Assembly District.
Isidor Hanell, N. W. cor. Second avenue and 1st street.
Stephen Flacks, 67 First avenue.

Fifteenth Assembly District.
Domenico Pazzalondo, 100 East 4th street.
Stephen Flacks, 67 First avenue.

Sixteenth Assembly District.
Wm. H. Denton, 226 West street.
Stephen Flacks, 67 First avenue.

Seventeenth Assembly District.
Emma Rubensohn, 135 Seventh avenue.
Stephen Flacks, 67 First avenue.

Eighteenth Assembly District.
David Vallant, S. W. cor. 12th street and Fourth avenue.
Stephen Flacks, 67 First avenue.

Nineteenth Assembly District.
Isaac Goldberg, 57 East 10th street.
Stephen Flacks, 67 First avenue.

Twentieth Assembly District.
Simon Goldstein, 319 Seventh avenue.
Stephen Flacks, 67 First avenue.

Twenty-first Assembly District.
Kisel Poretz, 696 Third avenue.
Stephen Flacks, 67 First avenue.

Twenty-second Assembly District.
Patrick Murphy, S. E. cor. Tenth avenue and 38th street.
Stephen Flacks, 67 First avenue.

Twenty-third Assembly District.
Michael Mallaghan, 78½ Ninth avenue.
Stephen Flacks, 67 First avenue.

Twenty-fourth Assembly District.
Abraham Mashbir, N. W. cor. 65th street and Third avenue.
Stephen Flacks, 67 First avenue.

Twenty-fifth Assembly District.
Louisa Calamary, 787 Third avenue.
Stephen Flacks, 67 First avenue.

Twenty-sixth Assembly District.
J. E. Clauss, 564 Columbus avenue.
Stephen Flacks, 67 First avenue.

Twenty-seventh Assembly District.
Martins Astorita, N. E. cor. 92d street and Second avenue.
Stephen Flacks, 67 First avenue.

Twenty-eighth Assembly District.
Antonio Dundero, 9 East 105th street.
Stephen Flacks, 67 First avenue.

Twenty-ninth Assembly District.
Michael Benceas, 1675 Lexington avenue.
Stephen Flacks, 67 First avenue.

Thirtieth Assembly District.
Jacob Nothan, 230 East 106th street.
Stephen Flacks, 67 First avenue.

Thirty-first Assembly District.
Domenico Tancredi, 357 East 113th street.
Stephen Flacks, 67 First avenue.

Thirty-second Assembly District.
William Smith, 234½ Third avenue.
Stephen Flacks, 67 First avenue.

Thirty-third Assembly District.
Lawrence F. Boves, 2428 Eighth avenue.
Stephen Flacks, 67 First avenue.

Thirty-fourth Assembly District.
John Cassinelli, 498 Southern Boulevard.
Stephen Flacks, 67 First avenue.

WM. H. TEN EYCK, Clerk of the Common Council.

Which was referred to the Committee on Law Department.

The Vice-President laid before the Board the following communication from the Board of Education:

HALL OF THE BOARD OF EDUCATION, NO. 146 GRAND STREET, NEW YORK, October 23, 1896.

Hon. WILLIAM CLANCY, Chairman, Committee on Essex Market, Board of Aldermen:

DEAR SIR—Referring to inquiry made by yourself and Alderman Goetz at this office yesterday in regard to delay in converting Essex Market building into a public school, would respectfully submit the following:

On June 4, 1895, your Board adopted a resolution, as follows:

"Resolved, That Essex Market be and hereby is declared no longer a Public Market, and that all tenants therein are permitted to remain in the exercise of their present privileges until such time as the Comptroller shall give them notice to surrender same."

At the same time you requested the Commissioners of the Sinking Fund to provide permanent quarters for the Volunteer Firemen's Association, but it seems, according to an act of the Legislature, this association could not be ordered until suitable quarters acceptable to them were provided for their accommodation elsewhere. This was not done, but in order that there should be no delay in commencing the work as soon as the building be vacated, application was made to the Department of Buildings to alter the said building on June 17, 1895.

Inasmuch as the building did not comply with the law in regard to a structure to be used for school purposes, it was necessary to apply to the Board of Examiners for a modification of the law. This was done, and after a very careful examination made by the Department of Buildings, and several alterations were made in the plans, they were finally approved in December, 1895, since which time the drawings and specifications have been ready, waiting for the building to be vacated.

We now understand that permanent quarters have at last been provided for the Volunteer Firemen's Association, and they have been ordered to vacate the building on November 1. If this is done, the work will be advertised, bids received, an appropriation asked for, and as soon as granted, work commenced at once. It will be about one year, however, before the proposed alterations can be entirely completed, but the work will be carried on in such a manner that the pupils now occupying the building can be accommodated in same during this period by altering but half of the building at one time, the children occupying the other half.

Therefore, you can readily see that there has been no delay on the part of the Board of Education.

Any further information you may desire in regard to this matter will be cheerfully furnished.

Respectfully, WM. C. HASKELL, Deputy Superintendent of School Buildings.

Alderman Goodman moved that the above communication be referred to Alderman Olcott as a member of the Sinking Fund Commission.

The Vice-President put the question whether the Board would agree with said motion. Which was decided in the affirmative.

Alderman Hall moved that the Special Committee be discharged from the further consideration of the subject of Essex Market.

The Vice-President put the question whether the Board would agree with said motion. Which was decided in the affirmative.

The Vice-President laid before the Board the following communication from the Finance Department:

CITY OF NEW YORK—FINANCE DEPARTMENT, COMPTROLLER'S OFFICE, October 24, 1896.

To the Honorable Board of Aldermen:

Weekly statement, showing the appropriations made under the authority contained in section 189, New York City Consolidation Act of 1882, for carrying on the Common Council from January 1 to December 31, 1896, both days inclusive, and of the payments made up to and including the date hereof for and on account of each appropriation, and the amount of unexpended balances:

TITLES OF APPROPRIATIONS.	AMOUNT OF APPROPRIATIONS.	PAYMENTS.	AMOUNT OF UNEXPENDED BALANCES.
City Contingencies	\$2,000 00	\$589 25	\$1,410 75
Contingencies—Clerk of the Common Council....	500 00	200 00	300 00
Salaries—Common Council	86,300 00	64,722 96	21,577 04

WILLIAM J. LYON, Deputy Comptroller.

Which was ordered on file.

COMMUNICATIONS RESUMED.

The Vice-President laid before the Board the following communication from a citizen:

To the Honorable Board of Aldermen of New York City:

GENTLEMEN—I, Louis Shapiro, a citizen of the United States, at present being the owner of a newspaper stand situated at Grand street and West Broadway, on the northeast corner, do hereby apply to the Honorable Board for a permit allowing me the continuation of possession of the above-described stand in accordance with the law recently passed by your Honorable Board; this law or ordinance relating to news-stands under "L" stations specifically justifies me in applying for permit.

I remain in sincere and real hope to have my humble request granted by the Honorable Board, and in this hope I remain, yours, etc.,

LOUIS SHAPIRO, residence, No. 35 Watts street, New York City.

In presence of EDGAR E. EGGERS.

Which was referred to Alderman Kennefick.

The Vice-President laid before the Board the following communication from Metropolitan Fuel Gas Company:

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

The Metropolitan Fuel Gas Company of the City of New York desires to amend its application for franchise as follows:

Strike out paragraph eleventh thereof and insert in the place and stead the following: "That the gas furnished for the purpose of heating shall be equal to 500 heat units per cubic foot at all times."

Dated NEW YORK, October 20, 1896.

METROPOLITAN FUEL GAS COMPANY, by JAMES JACKSON, General Manager.

Which was referred to the Committee on Lamps and Gas.

The Vice-President laid before the Board the following communication from a citizen:

The Board of Aldermen of New York City:

SIRS—The undersigned calls your attention to the necessity of compelling the Manhattan Railroad Company to put stairways on each side of all their stations on their Suburban line, as they have below the Harlem division. Two of their principal stations, that at One Hundred and Forty-ninth street and that at One Hundred and Sixty-first street, have but one stairway each. Passengers to and from those stations are compelled to make a detour of nearly a block and to risk their lives by crossing the avenue at points where three or four streets converge and also three or four lines of trolley-cars run. I wonder that such a nuisance and an outrage has been allowed to exist so long. In no other city of the world would it be tolerated, at least in Europe, where public companies are not allowed to seduce the guardians of the people's interests by free passes and appointments and patronage.

There should be two stairways at every station, at diametrically opposite sides of the avenue. At the two stations I have mentioned they should be made at once, as they are most needed.

JAMES C. HOGAN, No. 562 East One Hundred and Fifty-first street, City.

Which was referred to the Clerk, who is instructed to confer with the citizen in regard to the power of this Board.

The Vice-President laid before the Board the following communication from a citizen:

NO. 140 EAST NINETY-SEVENTH STREET, NEW YORK CITY, October 25, 1896.

To the President and Board of Aldermen, New York City and County:

GENTLEMEN—I beg leave to ask your Honorable Board if something in the shape of an ordinance could be framed to compel the "cable railroads" of this city to adopt a system of warning as they approach the street crossings, other than the gong bell now in use here in this city.

There is a system now in use, and for many years past in Philadelphia, in which a "jingle bell" is used to warn pedestrians, vehicles, etc., of the approach of a cable-car, at same time it indicates the rate of speed the car is making, to wit: the bell jingles rapidly as the axle revolves rapid "or vice versa," when running slow. The system now in use here is a humbug and ought to be dispensed with; it is a nuisance, and a shocker of the nerves of our citizens. The jingle bell system is "inexpensive" and each car in this city can be fitted for a total cost of 50 cents each. It will work automatically and the gripman will be relieved of the extra wear and tear on his boots in banging the gong, at same time it will give him more time and less distraction to his thoughts of duty to look out for the welfare of the public.

The Market street cars of Philadelphia use this system and it works all right. I think New York City is rich enough to investigate and see for themselves, and put a stop to the wholesale murder by this abominable system now in vogue here.

I am, very respectfully yours, with the highest consideration,

THOS. E. BULGER, No. 140 East Ninety-seventh street, New York City.

Which was referred to the Committee on Railroads.

MOTIONS AND RESOLUTIONS AGAIN RESUMED.

By the Vice-President—

Resolved, That permission be and the same is hereby given to Charles S. Albert to drive an advertising wagon with music through the streets, avenues and thoroughfares in the area bounded by Twenty-third street, Seventh avenue, Fifty-ninth street and Hudson river, the work to be done at his own expense, under the direction of the Chief of Police; such permission to continue only until December 1, 1896.

The Vice-President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By Alderman Burke—

Resolved, That permission be and the same is hereby given to the Potomac Social Club to place and keep transparencies on the lamps on the southwest corner of Fifty-fifth street and Ninth avenue and on the southwest corner of Fifty-ninth street and Ninth avenue, the work to be done at their own expense, under the direction of the Commissioner of Public Works; such permission to continue only for two weeks from the date of approval by his Honor the Mayor.

The Vice-President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By Alderman Goodman—

Resolved, That permission be and the same is hereby given to the Mount Morris Baptist Church to place and keep transparencies on the lamp-posts on Fifth avenue, between One Hundred and Twenty-sixth and One Hundred and Twenty-seventh streets, the work to be done at its own expense, under the direction of the Commissioner of Public Works; such permission to continue only until November 10, 1896.

The Vice-President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

(G. O. 1129.)

By the same—

DEPARTMENT OF PUBLIC WORKS—COMMISSIONER'S OFFICE, NO. 150 NASSAU STREET, NEW YORK, October 23, 1896.

To the Honorable Board of Aldermen:

GENTLEMEN—In accordance with the provisions of section 321 of the New York City Consolidation Act of 1882, as amended by chapter 569 of the Laws of 1887, I hereby certify and report to your Honorable Board that the safety, health and convenience of the public require that crosswalks of two courses, with a row of new specification stone-block pavement between the courses, be laid across Seventh and Lenox avenues, at their intersection with the northerly and southerly sides of One Hundred and Forty-first and One Hundred and Forty-second streets, the materials to be used for said work to be bridge-stone of North river blue stone of the dimensions and according to the specifications now used in the Department of Public Works.

Very respectfully, CHARLES H. T. COLLIS, Commissioner of Public Works.

Resolved, That crosswalks of two courses, with a row of new specification stone-block pavement between the courses, be laid across Seventh and Lenox avenues, at their intersection with the northerly and southerly sides of One Hundred and Forty-first and One Hundred and Forty-second streets, the materials to be used for said work to be bridge-stone of North river blue stone of the dimensions and according to the specifications now used in the Department of Public Works, under the direction of the Commissioner of Public Works; and that the accompanying ordinance therefor be adopted.

Which was laid over.

By Alderman Goodwin—

Resolved, That permission be and the same is hereby given to A. M. E. Bethel Church to place and keep transparencies on the following lamp-posts: Northwest corner of Sixth avenue and Twenty-fifth street and the northwest corner of Seventh avenue and Twenty-fifth street, the work to be done at their own expense, under the direction of the Commissioner of Public Works; such permission to continue only for two weeks from November 4, 1896.

The Vice-President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By Alderman Hall—

Resolved, That permission be and the same is hereby given to the Fifth Avenue Swimming School to parade through the streets of the city with two bicycles, bearing advertisements, the work to be done at their own expense, under the direction of the Chief of Police; such permission to continue only two weeks from date of approval by his Honor the Mayor.

The Vice-President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By the same—

Resolved, That permission be and the same is hereby given to "The New York Morning Journal" to place, erect and keep a temporary platform on Broadway, between Forty-fourth and Forty-fifth streets, in front of Hammerstein's Theatre, for the purpose of throwing stereopticon pictures on a screen, the work to be done at its own expense, under the direction of the Commissioner of Public Works; such permission to continue only November 5, 1896.

The Vice-President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By Alderman Kennefick—

Resolved, That permission be and the same is hereby given to the Patrick J. Lyons Association to discharge fireworks while parading in the territory bounded by Houston street, Broadway and the Hudson river; such permission to continue only for Wednesday, October 28, 1896.

The Vice-President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By Alderman Marshall—

Resolved, That permission be and the same is hereby given to E. Jacobs & Son, of No. 57 Avenue A, to erect a storm-door in front of their premises, provided that the said storm-door shall not exceed the dimensions prescribed by law, the work to be done at their own expense, under the direction of the Commissioner of Public Works; such permission to continue only during the pleasure of the Common Council.

The Vice-President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

(G. O. 1130.)

By Alderman Muh—

Resolved, That the vacant lots Nos. 532, 534 and 536 West Forty-fourth street be fenced in with a tight board fence, under the direction of the Commissioner of Public Works; and that the accompanying ordinance therefor be adopted.

Which was laid over.

By Alderman Marshall—

Resolved, That permission be and the same is hereby given to Edward Michel, of No. 40 Avenue B, to erect, keep and maintain an iron awning in front of his premises, provided that said awning shall be constructed in accordance with the provisions of the ordinance of 1886, the work to be done at his own expense, under the direction of the Commissioner of Public Works; such permission to continue only during the pleasure of the Common Council.

The Vice-President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By the same—

Resolved, That so much of G. O. 777½ as is contained in the application of S. Permush to place and keep a stand in front of premises No. 1 Clinton street, be and the same is hereby adopted.

The Vice-President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

On motion, so much of G. O. 777½ as remains undisposed of was again laid over.

By Alderman Noonan—

Resolved, That permission be and the same is hereby given to St. Mary Library Association to place and keep transparencies on the following lamp-posts: Southeast corner Grand and Ridge streets; southeast corner Gouverneur and Division streets, the work to be done at their own expense, under the direction of the Commissioner of Public Works; such permission to continue only two weeks from the date of approval by his Honor the Mayor.

The Vice-President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By Alderman Oakley—

Resolved, That permission be and the same is hereby given to George Huber to place and keep an ornamental lamp-post and lamp in front of his premises, No. 106 East Fourteenth street, provided the lamp be kept lighted during the same hours as the public lamps, that the post shall not exceed the dimensions prescribed by law (eighteen inches square at the base), the lamp not to exceed two feet in diameter and not to be used for advertising purposes, the work to be done and gas supplied at his own expense, under the direction of the Commissioner of Public Works; such permission to continue only during the pleasure of the Common Council.

The Vice-President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By the same—

Resolved, That permission be and the same is hereby given to J. K. Parker to place and keep an ornamental lamp-post and lamp in front of his premises, Nos. 118 and 120 East Fourteenth street, provided the lamp be kept lighted during the same hours as the public lamps, that the post shall not exceed the dimensions prescribed by law (eighteen inches square at the base), the lamp not to exceed two feet in diameter and not to be used for advertising purposes, the work to be done and gas supplied at his own expense, under the direction of the Commissioner of Public Works; such permission to continue only during the pleasure of the Common Council.

The Vice-President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By the same—

Resolved, That permission be and the same is hereby given to Charles J. Smith to place and keep an ornamental lamp-post and lamp in front of his premises, No. 162 Avenue A, provided the lamp be kept lighted during the same hours as the public lamps, that the post shall not exceed the dimensions prescribed by law (eighteen inches square at the base), the lamp not to exceed two feet in diameter and not to be used for advertising purposes, the work to be done and gas supplied at his own expense, under the direction of the Commissioner of Public Works; such permission to continue only during the pleasure of the Common Council.

The Vice-President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By the same—

Resolved, That the ordinance relating to peddlers, hawkers and hucksters in the City of New York, which was adopted by the Board of Aldermen, September 29, 1896, and approved by the Mayor, October 13, 1896, be and the same is hereby amended to read as follows:

Section 3 is hereby amended by striking out from the last line of said section the clause "No one person shall be granted more than one license per year" and inserting in lieu thereof the words "Any peddler who uses a horse and wagon from which he sells goods, wares or merchandise can obtain more than one license."

Section 3 is hereby further amended by adding at the end thereof the following words: "The fee for the renewal of the license of peddler or huckster with a horse and wagon shall be five dollars."

Which was referred to the Committee on Law Department, with instructions to report at the next meeting.

By Alderman Oakley—

Resolved, That permission be and the same is hereby given to John Ennis to place and keep an ornamental lamp-post and lamp in front of his premises, No. 142 East Fourteenth street, provided the lamp be kept lighted during the same hours as the public lamps, that the post shall not exceed the dimensions prescribed by law (eighteen inches square at the base), the lamp not to exceed two feet in diameter and not to be used for advertising purposes, the work to be done and gas supplied at his own expense, under the direction of the Commissioner of Public Works; such permission to continue only during the pleasure of the Common Council.

The Vice-President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By Alderman Olcott—

Resolved, That permission be and the same is hereby given to place trucks and wagons along the curb-lines, except where special permits have already been granted to individuals, on streets intersecting and adjacent to the line of march of the Republican Business Men's Parade on Saturday, October 21, 1896, for the use of persons desiring to witness such procession and for no other purpose; such trucks to be placed close to the curb-line and no two or more trucks to be placed adjoining each other; and a free passageway to be maintained for pedestrians, bicycles, cars and other vehicles, such permission to be conditioned upon the City of New York being held harmless of, and from, any loss or damage which might arise or occur from the exercise of the privilege granted; such permission to continue only for the day and date mentioned.

The Vice-President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By Alderman Parker—

Resolved, That permission be and the same is hereby given to property owners along the line of the Republican Business Men's Parade on Saturday, October 31, 1896, to erect and place temporary stands, for the purpose of reviewing said procession, on the sidewalks in front of their premises, provided said stands be erected at least eight feet high, so that they will afford a free passage to pedestrians, and to be removed immediately after said parade, but no such stand to be erected in Union Square, the work to be done at their own expense, under the direction of the Commissioner of Public Works; such permission to continue only for the day and date mentioned.

The Vice-President put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

At this point Alderman Olcott took the chair.

By Alderman O'Brien—

Resolved, That the Police Department be and it is hereby requested to refrain from interfering

with peddlers, hawkers and hucksters who now have licenses in the City of New York until licenses under the new ordinance are ready.

The President pro tem. put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By Alderman Parker—

Resolved, That the Commissioners of the Department of Public Parks be and they are hereby respectfully requested to give early heed to the constant complaints made against the vicious and unseemly advertisements which are displayed on signboards on Fifth avenue, from Ninetieth to One Hundred and Tenth street, and to take speedy action in the matter of regulating the height of said signboards.

The President pro tem. put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By the same—

Resolved, That permission be and the same is hereby given to J. Ruppert to place and keep a temporary platform thirty feet long over the sidewalk in front of his premises, north side of East Ninety-first street, one hundred and thirty feet east of Third avenue, such platform to present no obstacle or obstruction to traffic in said street, and to be removed immediately after the alterations to said building are completed, the work to be done at his own expense, under the direction of the Commissioner of Public Works; such permission to continue only during the pleasure of the Common Council.

The President pro tem. put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

(G. O. 1131.)

By Alderman Randall—

Resolved, That One Hundred and Eightieth street, from Third avenue to Webster avenue, be regulated and graded, curb-stones set, sidewalks flagged a space of four feet in width, crosswalks laid at each intersecting or terminating street or avenue, where not already laid, and fences placed where necessary, under the direction of the Commissioner of Street Improvements of the Twenty-third and Twenty-fourth Wards; and that the accompanying ordinance therefor be adopted.

Which was laid over.

By Alderman Schilling—

Resolved, That permission be and the same is hereby given to N. J. Norman to drive a coach bearing advertisements thereon through the streets of the City of New York, the work to be done at his own expense, under the direction of the Commissioner of Public Works; such permission to continue only until December 31, 1896.

The President pro tem. put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By Alderman Ware—

Resolved, That permission be and the same is hereby given to A. Stevens to stand with his truck on the northwest corner of Thirty-first street and Fifth avenue, on the occasion of the Republican Business Men's Parade, on Saturday, October 31, 1896, the work to be done at his own expense, under the direction of the Commissioner of Public Works; such permission to continue only for that day.

The President pro tem. put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By the same—

Resolved, That permission be and the same is hereby given to Mayer Loeb to erect, place and keep a reviewing stand in front of the Brunswick Hotel, situated at Fifth avenue, Twenty-sixth and Twenty-seventh streets, providing said stands be removed immediately after the parade on October 31, 1896, and the consent of the owner of said property be obtained; said stand shall not exceed ninety feet on Fifth avenue and thirty feet on Twenty-sixth street, the work to be done at his own expense, under the direction of the Commissioner of Public Works.

The President pro tem. put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

Alderman Hall moved that the courtesies of the floor be extended to Assemblyman F. E. Laimber.

The President pro tem. put the question whether the Board would agree with said motion. Which was decided in the affirmative.

By Alderman Ware—

Resolved, That permission be and the same is hereby given to the Republican State Committee to erect, place and keep a platform on the east side of Fifth avenue, beginning at the south side of Twenty-sixth street and running thence southward eighty feet, the platform to be built partly on the carriageway and partly on the sidewalk, and to be used as a reviewing-stand from which to witness the Republican Business Men's Parade on Saturday, October 31, 1896, the work to be done at its own expense, under the direction of the Commissioners of Public Works and Park Departments; such permission to continue only for the day and date mentioned.

The President pro tem. put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By the same—

Resolved, That permission be and the same is hereby given to Thomas L. Hamilton to place a truck near the curb-line on the south side of Twenty-seventh street, just west of the southwest corner of Twenty-seventh street and Fifth avenue, for the purpose of witnessing the Republican Business Men's Parade on Saturday, October 31, 1896, the work to be done at his own expense, under the direction of the Chief of Police; such permission to continue only for the day and date above mentioned.

The President pro tem. put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By the same—

Resolved, That permission be and the same is hereby given to P. Cianci to erect, keep and maintain a storm-door in front of his premises, No. 11 West Twenty-sixth street, provided said storm-door be erected in conformity with the ordinance relating to storm-doors, the work to be done at his own expense, under the direction of the Commissioner of Public Works; such permission to continue only during the pleasure of the Common Council.

The President pro tem. put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By the same—

Resolved, That permission be and the same is hereby given to Arnold Grob to erect, keep and maintain a storm-door in front of his premises, No. 142 West Twenty-ninth street, provided said storm-door be erected in conformity with the ordinance relating to storm-doors, the work to be done at his own expense, under the direction of the Commissioner of Public Works; such permission to continue only during the pleasure of the Common Council.

The President pro tem. put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By Alderman School—

Resolved, That permission be and the same is hereby given to Lyons & Chabot to erect, place and keep a storm-door in front of their premises on the northwest corner of One Hundred and Fiftieth street and Third avenue, as shown upon the accompanying diagram, provided the dimensions of said storm-door shall not exceed those prescribed by the ordinance of 1886, the work to be done at their own expense, under the direction of the Commissioner of Public Works; such permission to continue only during the pleasure of the Common Council.

The President pro tem. put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By Alderman Ware—

Resolved, That permission be and the same is hereby given to Thomas L. Thompson to stand with his truck on the northeast corner of Fifth avenue and Thirty-seventh street, on the occasion of the Republican Business Men's Parade, on Saturday, October 31, 1896, the work to be done at his own expense, under the direction of the Chief of Police; such permission to continue only for that day.

The President pro tem. put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By Alderman Goodman—

Resolved, That the Committee on Law Department be and they are hereby instructed to consider the matter of injunctions prohibiting this Board from acting in the matter of the application for permission to lay mains and pipes for fuel gas and to take such action as they deem best and the exigencies may demand.

The President pro tem. put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By Alderman Wines—

Resolved, That permission be and the same is hereby given to Miller & Zimmerman to place and keep an iron watering-trough on the sidewalk, near the curb, in front of their premises, No. 1401 Fifth avenue, the work to be done and water supplied at their own expense, under the direction of the Commissioner of Public Works; such permission to continue only during the pleasure of the Common Council.

Which was referred to the Committee on Streets.

By Alderman Wund—

Resolved, That permission be and the same is hereby given to Max Luria to erect, place and keep an iron watering-trough on the sidewalk, near the curb, in front of his premises, No. 613 First avenue, the work to be done and water supplied at his own expense, under the direction of the Commissioner of Public Works; such permission to continue only during the pleasure of the Common Council.

Which was referred to the Committee on Streets.

By Alderman Woodward—

Resolved, That permission be and the same is hereby given to the Republican Campaign Committee of the Twenty-third Assembly District to erect two poles in the carriageway of One Hundred and Twenty-fifth street, one pole to be erected on the south side of One Hundred and Twenty-fifth street, about thirty feet west from the corner of Eighth avenue, and the other on the same side of the street about twenty feet west from the first pole, for the purpose of showing the election returns, provided said Campaign Committee restore the pavement to its present condition after the removal of said poles, the work to be done at their own expense, under the direction of the Commissioner of Public Works; such permission to continue only from November 2 to November 5, 1896.

The President pro tem. put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

(G. O. 1132.)

By the same—

Resolved, That water-mains be laid in the west side of Amsterdam avenue, from One Hundred and Twentieth to One Hundred and Twenty-third street, as provided in section 356 of the New York City Consolidated Act of 1882.

Which was laid over.

(G. O. 1133.)

By the same—

Resolved, That Terrace View avenue, about one hundred feet north of United States channel line, from Broadway to Kingsbridge avenue, be regulated and graded, the curb-stones set and sidewalks flagged a space four feet wide through the centre thereof, under the direction of the Commissioner of Public Works; and that the accompanying ordinance therefor be adopted.

Which was laid over.

By the same—

Resolved, That permission be and the same is hereby given to the Washington Heights Methodist Episcopal Church to place and keep transparencies on the following lamp-post: Southwest corner One Hundred and Fifty-third street and Amsterdam avenue, the work to be done at their own expense, under the direction of the Commissioner of Public Works; such permission to continue only for two weeks from the date of approval by his Honor the Mayor.

The President pro tem. put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By the same—

Resolved, That G. O. 762, calling for the paving of Kingsbridge avenue, Marble Hill, from Terrace View avenue to Van Corlear place, with macadam pavement, be amended so as to read asphalt pavement.

The President pro tem. put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By the same—

Resolved, That G. O. 246, 247, 493, 561 and 1032 be taken from the list of General Orders and placed on file.

The President pro tem. put the question whether the Board would agree with said resolution. Which was decided in the affirmative.

By the Vice-President—

Resolved, That Seth Wilks, of No. 336 West Thirty-fifth street, be and he is hereby appointed a Commissioner of Deeds in and for the City and County of New York.

Which was referred to the Committee on Salaries and Offices.

By the same—

Resolved, That Henry L. Davenport, of No. 257 West Forty-third street, be and he is hereby reappointed a Commissioner of Deeds in and for the City and County of New York.

Which was referred to the Committee on Salaries and Offices.

By Alderman Campbell—

Resolved, That James A. Doyle, of No. 1214 Third avenue, be and he is hereby appointed a Commissioner of Deeds in and for the City and County of New York.

Which was referred to the Committee on Salaries and Offices.

By Alderman Goodman—

Resolved, That Max J. Byck, of No. 1925 Madison avenue, be and he is hereby reappointed a Commissioner of Deeds in and for the City and County of New York.

Which was referred to the Committee on Salaries and Offices.

By Alderman Kennefick—

Resolved, That Dennis Nunan, of No. 27 Park Row, be and he is hereby reappointed a Commissioner of Deeds in and for the City and County of New York.

Which was referred to the Committee on Salaries and Offices.

By the same—

Resolved, That James E. Brande, of No. 280 Broadway, and Pasquale Pati, of No. 240 Elizabeth street, be and they are hereby appointed Commissioners of Deeds in and for the City and County of New York.

Which was referred to the Committee on Salaries and Offices.

By Alderman Lantry—

Resolved, That Edward J. Hopkins, of No. 271 Broadway, be and he is hereby appointed a Commissioner of Deeds in and for the City and County of New York.

Which was referred to the Committee on Salaries and Offices.

By Alderman Oakley—

Resolved, That William C. Butler, of No. 113 East Twelfth street, be and he is hereby appointed a Commissioner of Deeds in and for the City and County of New York.

Which was referred to the Committee on Salaries and Offices.

By Alderman Tait—

Resolved, That Morris Amster, of No. 115 Lewis street, be and he is hereby appointed a Commissioner of Deeds in and for the City and County of New York.

Which was referred to the Committee on Salaries and Offices.

By Alderman School—

Resolved, That Joseph Weil, of No. 2787 Third avenue, be and he is hereby appointed a Commissioner of Deeds in and for the City and County of New York.

Which was referred to the Committee on Salaries and Offices.

By the same—

Resolved, That Floyd M. Lord, of No. 315 East One Hundred and Forty-ninth street, be and he is hereby appointed a Commissioner of Deeds in and for the City and County of New York.

Which was referred to the Committee on Salaries and Offices.

By Alderman Wund—

Resolved, That Philip Marks, of No. 249 East Thirty-third street, be and he is hereby appointed a Commissioner of Deeds in and for the City and County of New York.

Which was referred to the Committee on Salaries and Offices.

By Alderman Woodward—

Resolved, That Edward Galinger, of No. 2142 Seventh avenue, be and is hereby appointed a Commissioner of Deeds in and for the City and County of New York.

Which was referred to the Committee on Salaries and Offices.

By the same—

Resolved, That Herbert A. St. George, of No. 2172 Seventh avenue, be and he is hereby appointed a Commissioner of Deeds in and for the City and County of New York.

Which was referred to the Committee on Salaries and Offices.

UNFINISHED BUSINESS RESUMED.

Alderman Tait called up G. O. 889, being a resolution and ordinance, as follows: Resolved, That One Hundred and Seventy-second street, from the Southern Boulevard to Bronx river, be regulated and graded, the curb-stones set, the sidewalks flagged a space four feet in width, crosswalks laid at each intersecting and terminating street or avenue, where not already laid, and that fences be placed where necessary, under the direction of the Commissioner of Street Improvements of the Twenty-third and Twenty-fourth Wards; and that the accompanying ordinance therefor be adopted.

The President pro tem. put the question whether the Board would agree with said resolution. Which was decided in the negative by the following vote:

Affirmative—The Vice-President, Aldermen Burke, Dwyer, Goetz, Goodman, Goodwin, Hackett, Hall, Kennefick, Lantry, Marshall, Noonan, O'Brien, Parker, Olcott, Randall, Robinson, Schilling, School, Tait, Ware, Wines, and Woodward—23.

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

MOTIONS AND RESOLUTIONS AGAIN RESUMED.

Alderman Noonan moved the Board do now adjourn.

The President pro tem. put the question whether the Board would agree with said motion. Which was decided in the affirmative.

And the President pro tem. declared that the Board stood adjourned until Monday, November 2, 1896, at 11 o'clock A. M.

WILLIAM H. TEN EYCK, Clerk.

POLICE DEPARTMENT.

The Board of Police met on the 7th day of October, 1896. Present—Commissioners Roosevelt, Andrews and Grant.

Leave of Absence Granted.

Patrolman Martin Casey, Twelfth Precinct, one-half day, without pay.

Mask Ball Permit Granted.

Louis Wendel, at Wendel's Assembly Rooms, October 19.

Sundry reports and communications were ordered on file, copies to be forwarded, etc.

Application of Leroy B. Crane for appointment of C. G. Hunt as Special Patrolman, was denied.

Communications Referred to the Treasurer.

Comptroller—Weekly financial statement. Board Apportionment—Resolution transferring \$3,500. Chief of Police—Enclosing \$125, mask ball fees, to pay into Pension Fund. In the matter of Margaret Webber vs. Edward W. Webber (New York Supreme Court, Kings County)—Order vacating injunction against payment of pension.

Application of McElhenny and Martin for address of Edward Muret, was referred to the Chief Clerk to answer.

Applications for Pension Referred to Committee on Pensions.

Minnie Gillanan, Margaret McCadden.

Communications Referred to Commissioner Grant.

Standard Roofing and Paint Company—Asking permission to submit estimates. Lemuel E. Quigg—Asking information as to John J. Murphy.

Applications for Promotion Ordered on File.

Roundsman James J. Kane, Twenty-fifth Precinct; Roundsman Gustavus Rehahn, Thirtieth Precinct; Matthew McKeon, Thirtieth Precinct.

Affidavit in case of Eugene A. Masterson was ordered to be returned to the Counsel to the Corporation.

New York Supreme Court—Summons and complaint. Max Hirsch against the Property Clerk. Referred to the Counsel to the Corporation.

Application of Patrolman Michael J. Hickey, Thirtieth Precinct, for permission to withdraw application for retirement, was granted.

Sundry communications and complaints were referred to the Chief of Police for report, etc.

The Chief of Police reported the following transfers, etc.:

Roundsman Milton Woodbridge, from Twenty-fifth Precinct to Thirty-fifth Precinct; Roundsman Thomas H. Kane, from Sixth Precinct to Twenty-fifth Precinct; Patrolman Augustus B. Wood, from Thirty-third Precinct to Thirty-eighth Precinct; Patrolman Thomas J. Sullivan, from Nineteenth Precinct to Third Precinct; Patrolman Herman H. Gebhardt, from Thirtieth Precinct to Thirty-eighth Precinct, remanded; Patrolman James Nolan, from Thirty-eighth Precinct to Thirtieth Precinct, detail driver patrol wagon; Patrolman Walter J. Bellinger, from Thirteenth Precinct to Fifteenth Precinct; Patrolman Richard Slavin, from Ninth Precinct to Twenty-sixth Precinct; Patrolman Joseph F. Jennings, from Ninth Precinct to Second Precinct; Patrolman Joseph A. Schaefer, from Ninth Precinct to Twenty-sixth Precinct; Patrolman Henry A. Krekel, from Second Precinct to Ninth Precinct; Patrolman Mack Donnelly, from Twenty-sixth Precinct to Ninth Precinct; Patrolman James J. Perkins, from Fourth Precinct to Twentieth Precinct; Patrolman Leonard Herbolzheimer, from Twenty-eighth Precinct to Third Precinct; Patrolman Henry Schaefer, from Sixteenth Precinct to Thirty-sixth Precinct; Patrolman Patrick H. McGirr, Twenty-fourth Precinct, remand to patrol; Patrolman Owen Sullivan, Twenty-eighth Precinct, suspended without pay; Doorkeeper Henry A. Spalding, Twenty-eighth Precinct, suspended without pay. Sundry temporary details.

Resolved, That the returns in the cases of Henry E. Corbett, Francis Mallon and Bernard Fitzpatrick be verified by the signatures of the President and Chief Clerk and forwarded to the Counsel to the Corporation.

Resolved, That the Board of Surgeons be directed to examine the following officers, and report as to their physical condition, with a view to retirement.

Resolved, That the Counsel to the Corporation be requested to assign a suitable attorney to this Department, for the purpose of preparing and conducting charges against Captain William S. Devery.

Resolved, That the question on "City information" be eliminated from Civil Service examination for applicants.

Resolved, That no complaint against members of the force shall be tried unless such case has been put upon the regular calendar for the week, without the action of the Board.

Resolved, That Commissioner Andrews be designated to receive reports on complaints for the month of October.

Resolved, That the Honorable Board of Aldermen be and are hereby respectfully requested to amend resolution adopted June 9, 1896, authorizing the Police Commissioners to purchase in the open market, without competing bids, launches, at an expense not exceeding twelve thousand dollars, the amount to be paid out of the appropriation made to the Police Department for such purpose for the year 1895 and 1896, so that the same shall read "for the years 1894 and 1896."

Resolved, That a special meeting of the Board be held Thursday, October 8, at 10.30 o'clock A. M., for the consideration of the contest in the case of Samuel G. French and Lawrence E. Brown, Twenty-ninth Assembly District.

Resolved, That the regular meeting of the Board be held on Friday, October 9, at 10 o'clock A. M., and on each Tuesday and Friday thereafter, at the same hour.

Resolved, That Patrolman Gustavus Gick, Third Precinct, be and is hereby commended for prompt and energetic action in preventing a panic and probable loss of life, at No. 274 Allen street, on September 9, 1896; and that this commendation be placed upon his record.

Employed as Probationary Doorman.

Timothy J. Phelan.

Advanced to Grades.

Patrolman John McLaughlin, Twenty-fifth Precinct, to Third Grade, October 1, 1896; Patrolman James J. Kelly, Fourth Precinct, to Fourth Grade, October 3, 1896; Patrolman James J. McKeon, Fourth Precinct, to Fourth Grade, October 6, 1896; Patrolman James Murphy, Tenth Precinct, to Fourth Grade, October 3, 1896; Patrolman John A. Elliott, Thirteenth Precinct, to Fourth Grade, October 3, 1896; Patrolman William J. Seip, Thirteenth Precinct, to Fourth Grade, September 29, 1896; Patrolman Henry W. Lemkuhl, Eighteenth Precinct, to Fourth Grade, September 29, 1896; Patrolman Arthur M. Werner, Eighteenth Precinct, to Fourth Grade, October 3, 1896; Patrolman George B. Carton, Twenty-first Precinct, to Fourth Grade, September 29, 1896; Patrolman William Tyndall, Twenty-second Precinct, to Fourth Grade, October 3, 1896; Patrolman Daniel A. Kerr, Twenty-second Precinct, to Fourth Grade, October 3, 1896; Patrolman Thomas F. O'Connell, Twenty-fourth Precinct, to Fourth Grade, October 3, 1896; Patrolman John R. Hawthorn, Twenty-fourth Precinct, to Fourth Grade, October 6, 1896; Patrolman Henry Klomberg, Twenty-fourth Precinct, to Fourth Grade, October 6, 1896; Patrolman John C. Borries, Twenty-seventh Precinct, to Fourth Grade, October 3, 1896; Patrolman William F. Maher, Twenty-eighth Precinct, to Fourth Grade, October 3, 1896; Patrolman Thomas J. Farrell, Twenty-ninth Precinct, to Fourth Grade, October 3, 1896.

Judgments—Fines Imposed.

Patrolman John Wimmer, Twenty-fifth Precinct, neglect of duty, 10 days' pay; Patrolman Harry Johnston, Fifth Precinct, violation of rules, 5 days' pay; Patrolman Louis C. Boerner, Eleventh Precinct, neglect of duty, 3 days' pay; Patrolman John J. Hughes, Sixteenth Precinct, violation of rules, 10 days' pay; Patrolman John Bowes, Jr., Twenty-fifth Precinct, conduct unbecoming an officer, 2 days' pay.

Complaints Dismissed.

Patrolman John J. Brogan, Sixth Precinct, conduct unbecoming an officer; Patrolman Robert E. Mills, Twenty-eighth Precinct, conduct unbecoming an officer.

ELECTION MINUTES.

On reading and filing the proposals of J. J. Little & Co. and Martin B. Brown Company, for printing official and sample ballots, it was

Resolved, That the proposal of the Martin B. Brown Company, to supply official and sample ballots required for the general election of 1896, as follows: nine hundred and eighty thousand official ballots for candidates; two hundred and forty-five thousand sample ballots for candidates; nine hundred and eighty thousand official ballots for question; two hundred and forty-five thousand sample ballots for question, to comply with sections 81-82, 83, 86 and 87, chapter 909, Laws of 1896, as per instructions from the Bureau of Elections, for the sum of twenty-six thousand, two hundred and fifteen dollars, be and the same is hereby accepted, they being the lowest bidders.

Resolved, That the location of polling places in the following-named election and assembly districts be and the same are hereby changed.

E. D.	A. D.	FROM		TO		E. D.	A. D.	FROM		TO	
17	13	432 West 40th st.	.....	434 West 40th st.		34	17	6 Amsterdam ave.	.....	866 Eleventh ave.	
28	28	200 East 82d st.	.....	157 1/2 Second ave.		40	21	2113 Eighth ave.	.....	2143 Eighth ave.	
30	26	1454 First ave.	.....	402 East 76th st.		3	21	581 Columbus ave.	.....	599 Columbus ave.	

Protests were filed against certificate of nomination for Assembly for the Republican party in the Twenty-ninth Assembly District, viz.: Lawrence E. Brown (represented by Edward Lauterbach, Edward F. Brown and Arthur Mason) against certificate of nomination of Samuel G. French, and Samuel G. French (represented by Hon. Frank D. Pavey) against certificate of nomination of Lawrence E. Brown.

After hearing contestants the case was adjourned until Thursday, October 8, 1896, at 10.30 o'clock A. M.

Resolved, That the hearing in the matter of the protest filed against Conrad C. Wiseman, nominated for Assembly for the Fourteenth Assembly District, be set down for Friday, October 9, at 12.30 o'clock P. M., and that the Chief of the Bureau of Elections issue necessary notices therefor.

Adjourned.

WM. H. KIPP, Chief Clerk.

		SINKING FUND FOR REDEMPTION OF CITY DEBT.		SINKING FUND FOR PAYMENT OF INTEREST ON CITY DEBT.	
		DR.	CR.	DR.	CR.
1896.	By Bal., as per last account current				
Sept. 30	Sundry Licenses	Healy \$633 50			
Oct. 10	Market R. & F.	O'Brien 5,803 98			
	Street Vaults	Collis 9,798 32			
	Dock and Slip Rents.	Einstein... 49,705 65			
	Interest on Deposits—				
	Bowery Nat'l Bank.	\$24 65			
	Central Nat. Bank.	232 88			
	Chase Nat. Bank...	571 23			
	Chatham National.	2 74			
	Cont. Nat. Bank...	234 11			
	Corn Ex. National.	82 19			
	Fourth Nat. Bank..	198 90			
	Germania Bank....	432 00			
	Mech. and Traders.	26 03			
	Nat. Bank of N. A.	53 42			
	National City Bank	164 38			
	Nat. Park Bank....	95 89			
	Seaboard National..	236 68			
	Third National Bk.	41 10			
	Tradesmen's Nat'l.	54 79			
	U. S. Nat. Bank....	41 09			
	Cont. Trust Co....	82 10			
	Knick. Trust Co...	394 52			
	Man. Trust Co....	341 09			
	Merc. Trust Co....	312 33			
	N. Y. S. & T. Co...	257 53			
	Wash. Trust Co....	4 11			
	Hamover National..	53 42			
	Ninth National Bk.	39 73			
	Gallatin National..	2 74			
	Bank of America..	1 37			
	Seventh National..	1 39			
	State Trust Co....	2 74			
	Imps. & Traders...	2,366 44			
	Lincoln Nat. Bank.	2 74			
		6,354 42			
	Rev. from Investments	C. S. Fund	23,800 00		
				96,095 87	
	Arrears on C. W. R. ..	Austen.... \$11,289 96			
	"	Gilon.... 4,768 52			
	Interest on C. W. R. ..	" 617 45			
	Croton Water R. & P	Johnson... 123,534 12			
	House Rent.....	O'Brien... 2,354 66			
	Ground Rent.....	" .. 134 01			
	Ferry Rent.....	" .. 6,650 00			
	Court Fees & Fines—				
	Lynch.....	\$373 36			
	Bernard.....	183 50			
	McGoldrick.....	2,355 21			
	Carroll.....	25 00			
	Stewart.....	19 50			
	Wagstaff.....	3 50			
	Galligan.....	478 50			
	Demarest.....	1,664 00			
	Germaine.....	126 00			
	Mangin.....	279 50			
	Murphy.....	444 00			
	Hayes.....	313 89			
	Costigan.....	238 00			
	Fuller.....	1,887 00			
	Williams.....	158 25			
	McCabe.....	224 50			
	Kennedy.....	323 50			
	Thoma.....	1,909 50			
	Doremus.....	922 00			
	Bloch.....	1,369 50			

		SINKING FUND FOR REDEMPTION OF CITY DEBT.		SINKING FUND FOR PAYMENT OF INTEREST ON CITY DEBT.	
		Dr.	Cr.	Dr.	Cr.
Du Mahaut.....	\$142 50				
Wolff.....	485 50				
Tibbitts.....	1,406 00				
	\$15,333 21				
Fines and Penalties—					
Van De Carr.....	\$936 00				
Lyon.....	273 92				
Kerr.....	2,805 00				
Stenographer's Fees. Purroy ...	3,314 92				
	2,871 00				
To Sinking Fund—Redemption...		\$17,494 18			\$171,507 85
To Sinking Fund—Interest.....				\$150,320 00	
To Balances.....		1,094,446 25		1,222,268 88	
		\$1,111,940 43	\$1,111,940 43	\$1,372,588 88	\$1,372,588 88

October 10, 1896. By Balances..... \$1,094,446 25..... \$1,222,268 88
 E. & O. E., F. W. SMITH, Bookkeeper. ANSON G. MCCOOK, City Chamberlain.
 THE MAYOR, ALDERMEN AND COMMONALTY OF THE CITY OF NEW YORK, in account with
 DR. ANSON G. MCCOOK, Chamberlain, during the week ending October 10, 1896. CR.

1896.		1896.	
Oct. 10		Sept. 30	
To Jury Fees.....	\$1,332 00	By Balance.....	\$29,511 00
Balance.....	28,179 00		
	\$29,511 00		\$29,511 00

October 10, 1896. By Balance..... \$28,179 00
 E. & O. E., F. W. SMITH, Bookkeeper. ANSON G. MCCOOK, City Chamberlain.
 THE MAYOR, ALDERMEN AND COMMONALTY OF THE CITY OF NEW YORK, in account with
 DR. ANSON G. MCCOOK, Chamberlain, during the week ending October 10, 1896. CR.

1896.		1896.	
Oct. 10		Sept. 30	
To Witness Fees.....	\$470 06	By Balance.....	\$1,970 10
Balance.....	1,500 04		
	\$1,970 10		\$1,970 10

October 10, 1896. By Balance..... \$1,500 04
 E. & O. E., F. W. SMITH, Bookkeeper. ANSON G. MCCOOK, City Chamberlain.
 THE MAYOR, ALDERMEN AND COMMONALTY OF THE CITY OF NEW YORK, in account with
 DR. ANSON G. MCCOOK, Chamberlain, during the week ending October 10, 1896. CR.

1896.		1896.	
Oct. 10		Sept. 30	
To Interest Registered.....	\$441,269 87	By Balance.....	\$47,091 62
Balance.....	65,653 00	Interest Registered.....	459,831 25
	\$506,922 87		\$506,922 87

October 10, 1896. By Balance..... \$506,922 87
 E. & O. E., F. W. SMITH, Bookkeeper. ANSON G. MCCOOK, City Chamberlain.
 THE COMMISSIONERS OF THE SINKING FUNDS OF THE CITY OF NEW YORK, in account with
 ANSON G. MCCOOK, Chamberlain, for and during the week ending October 10, 1896.

		SINKING FUND FOR THE REDEMPTION OF THE CITY DEBT—No. 2.	
1896.	By Balance as per last account current.....		\$69,844 29
Sept. 30	To Sinking Fund Redemption No. 2.....		608,969 80
Oct. 10	To Sinking Fund Redemption No. 2.....	\$13,000 00	
" 10	To Balance.....	665,814 09	
		\$678,814 09	\$678,814 09

October 10, 1896. By Balance..... \$665,814 09
 E. & O. E., F. W. SMITH, Bookkeeper. ANSON G. MCCOOK, City Chamberlain.

AQUEDUCT COMMISSION.

Minutes of Stated Meeting of the Aqueduct Commissioners, held at their Office, No. 209 Stewart Building, on Wednesday, October 21, 1896, at 3 o'clock P. M.

Present—Commissioners Duane, Tucker, Cannon and Green.
 The Construction or Executive Committee presented the following communication, received from the Chief Engineer:

To the Honorable the Committee on Construction:

GENTLEMEN—The accompanying bill, to the amount of \$51.78, is for extra work in connection with the work furnished by John Fox for brass and bronze work for Titicus and Carmel Dams. It is due to some changes and additions that I found necessary during the execution of the work.

Yours, respectfully,
 A. FTELEY, Chief Engineer.

And recommended the adoption of the following resolution:
 Resolved, That the accompanying bill of John Fox, for extra work in connection with the furnishing of composition metal work and fittings for the stop-planks at Reservoirs "M" and "D," as above set forth, amounting to fifty-one dollars and seventy-eight cents, is hereby approved and ordered certified to the Comptroller for payment.

On motion of Commissioner Tucker, the same was adopted.

The Committee presented a communication, received from the Secretary, stating that the sum of \$579.33 had been received from Division Engineer Wegmann, being for rental of buildings owned by the City of New York, and under the control of the Aqueduct Commissioners, in the Villages of Katonah and Croton Falls, New York, for the month of October, 1896, and stating that said amount had been transmitted to the City Chamberlain for the credit of the "Additional Water Fund," and that his receipt therefor was on file.

On motion of Commissioner Cannon, the action of the Secretary was approved.

The Committee of Finance and Audit reported their examination and audit of bills contained in Vouchers Nos. 11328 to 11341, inclusive, amounting to \$2,016.91.

On motion of Commissioner Tucker, the same were approved and ordered certified to the Comptroller for payment.

The Commissioners then adjourned.

EDWARD L. ALLEN, Secretary.

DEPARTMENT OF PUBLIC CHARITIES.

EXTRACT OF MINUTES OF OFFICIAL PROCEEDINGS OF THE BOARD OF PUBLIC CHARITIES, FOR THE WEEK ENDING OCTOBER 24, 1896.

Department of Correction—In regard to inquiry as to whether Department of Correction should furnish and clothe Workhouse Help detailed to the Department of Public Charities, the Corporation Counsel's opinion is that the maintenance and clothing of such detailed help should be paid by the Correction Department.

Central Office—The following preambles and resolutions were adopted:

Whereas, Experience in the management of this Department proves the necessity of accurate information regarding the internal operations of the various institutions; and

Whereas, It is felt that many items of general expense and administration may receive special study whereby increased efficiency may be attained at reduced cost; therefore, be it

Resolved, That the position of "General Inspector" be and the same hereby is created; and

Resolved, That the duties of such officer shall be to investigate such matters as may be referred to him from time to time by the Board; his reports on such matters, and on any and all matters that he may deem or ascertain to be important in the best interests of the Department, to be made directly to the Board.

Resolved, That the position of "General Inspector" shall carry with it a salary of \$3,000 per annum.

Resolved, That Mr. Jas. S. Knowles be and he hereby is appointed to the position thus created, subject to Civil Service Regulations.

Resolved, That the foregoing preambles and resolutions shall go into effect on November 1, 1896, or as soon thereafter as Mr. Knowles may be able to arrange.

Bellevue Hospital—Superintendent Murphy states that telegrams from undertakers for bodies of those who die in any of the institutions of this Department will be acceptable; but where bodies are picked up on the streets, or taken from lodging-houses, etc., a written notice from the relatives or friends must be presented. Approved, and Secretary so informed the Undertakers' Association.

Appointments and Increase in Salaries.

For week ending October 24, 1896.

Lodging-house for Homeless Men—October 1—Col. W. White, Superintendent, reappointed, \$1,200 per annum.

Bellevue Hospital—October 22—John McKenna, Fireman, \$360 per annum. October 1—Thomas Spencer, Attendant, increased to \$600 per annum; Mrs. T. Spencer, Attendant, increased to \$420 per annum.

City Hospital—October 23—Albert D. Wilson, Head Nurse, \$360 per annum.

Metropolitan Hospital—October 17—Edwin Este, Attendant, \$720 per annum. October 1—Anna Hughes, Nurse, increased to \$300 per annum.

Randall's Island—October 19—Alex. Gerard, Attendant, \$180 per annum. October 22—Michael Murphy, Fireman, \$360 per annum. October 26—Jas. F. Burke, Fireman, \$360 per

annum. October 19—Edw. Daly, Attendant, \$240 per annum. October 26—Maurice Colbert, Fireman, \$360 per annum. October 20—Dora Carty, Nurse (temporary), \$192 per annum. October 1—Sarah Farrell, Nurse, salary increased from \$192 to \$240 per annum; Alice Harnett, Nurse, salary increased from \$192 to \$240. October 18—Patrick Hourigan, Attendant, salary increased from \$240 to \$300.

Resignations.

Steamboats—October 18—John McDonald, Engineer (temporary services dispensed).

Metropolitan Hospital—October 16—H. H. Ketcham, Hospital Orderly.

Alms-house—October 17—Ferdinand Hartman, Attendant.

Randall's Island—October 18—John Upton, Attendant.

Bellevue Hospital—October 15—William Sullivan, Attendant. October 9—Thomas J. Brennan, Attendant. October 4—J. H. Parseghian, Attendant.

Dismissals.

October 19—John E. Ford, Gasman, absence without leave; William Kelly, Clerk, Storehouse, intoxication.

H. G. WEAVER, Secretary.

DEPARTMENT OF BUILDINGS.

NEW YORK, October 26, 1896.

Operations for the week ending October 19, 1896:

Plans filed for new buildings, 54; estimated cost, \$647,500; plans filed for alterations, 34; estimated cost, \$24,887; buildings reported for additional means of escape, 35; other violations of law reported, 81; buildings reported as unsafe, 70; violation notices issued, 288; fire-escape notices issued, 39; unsafe buildings notices issued, 141; violation cases forwarded for prosecution, 76; fire-escape cases forwarded for prosecution, 4; unsafe buildings case forwarded for prosecution, 1; complaints lodged with the Department, 125; iron beams, columns, girders, etc., tested, 8,484.

STEVENSON CONSTABLE, Superintendent of Buildings.

WILLIAM H. CLASS, Chief Clerk.

APPROVED PAPERS.

Resolved, That permission be and the same is hereby given to Sarah Lewis to erect, construct and maintain a bay-window in front of her premises, No. 844 Seventh avenue, as shown upon the accompanying diagram, provided said bay-window shall not extend more than one foot from the house-line, the work to be done at her own expense, under the direction of the Commissioner of Public Works; such permission to continue only during the pleasure of the Common Council.

Adopted by the Board of Aldermen, October 13, 1896. Approved by the Mayor, October 17, 1896.

Resolved, That permission be and the same is hereby given to New York Belting and Packing Company, Limited, to erect, place and keep a storm-door in front of their premises, No. 22 Murray street, provided such storm-door shall not exceed the dimensions prescribed by law, viz.: Ten feet high, two feet wider than the doorway, and not to exceed six feet from the house-line, the work to be done at their own expense, under the direction of the Commissioner of Public Works; such permission to continue only during the pleasure of the Common Council.

Adopted by the Board of Aldermen, October 13, 1896. Approved by the Mayor, October 17, 1896.

Resolved, That permission be and the same is hereby given to Philip Abramson to erect, place and keep a storm-door in front of his premises on the southwest corner of Broadway and Fulton street, said storm-door to be placed on the Fulton street side of said building, and to be erected so as to comply in all respects with the provisions of the ordinance of 1886, the work to be done at his own expense, under the direction of the Commissioner of Public Works; such permission to continue only during the pleasure of the Common Council.

Adopted by the Board of Aldermen, October 13, 1896. Approved by the Mayor, October 17, 1896.

Resolved, That permission be and the same is hereby given to the Friendship Musical Club to place and keep transparencies on the following lamp-posts: Corner Avenue A and Second street, corner Second avenue and Fourth street, the work to be done at their own expense, under the direction of the Commissioner of Public Works; such permission to continue only for two weeks from the date of approval by his Honor the Mayor.

Adopted by the Board of Aldermen, October 13, 1896. Approved by the Mayor, October 17, 1896.

Resolved, That resolution for laying gas-mains, etc., in Surburban street, adopted by the Board of Aldermen September 22, 1896, and returned by His Honor the Mayor October 7, 1896, without his approval or objections thereto, be amended so as to read as follows:

Resolved, That gas-mains be laid, lamp-posts erected and street lamps placed thereon and lighted in Surburban place, from Boston road to Penfold avenue, and in Penfold avenue to a point one hundred and fifty feet east and one hundred and seventy-five feet west of said Surburban place, under the direction of the Commissioner of Public Works.

Adopted by the Board of Aldermen, October 13, 1896. Approved by the Mayor, October 17, 1896.

Resolved, That permission be and the same is hereby given to J. Callar to drive an advertising wagon through the streets of Harlem on each week day, the work to be done at his own expense, under the direction of the Chief of Police; such permission to continue only until November 10, 1896.

Adopted by the Board of Aldermen, October 13, 1896. Approved by the Mayor, October 17, 1896.

Resolved, That permission be and the same is hereby given to the Fidelia Lyceum to place and keep transparencies on the following lamp-posts: One Hundred and Forty-ninth street and Third avenue, One Hundred and Fiftieth street and Third avenue, One Hundred and Fifty-sixth street and Third avenue, One Hundred and Fifty-second street and Robbins avenue, the work to be done at their own expense, under the direction of the Commissioner of Public Works; such permission to continue only for two weeks from the date of approval by his Honor the Mayor.

Adopted by the Board of Aldermen, October 13, 1896. Approved by the Mayor, October 17, 1896.

Resolved, That resolution adopted September 17, 1895, and approved September 25, 1895, permitting Gertrude Glockner to keep a stand for the sale of fruit on the northwest corner One Hundred and Fifty-fourth street and Eighth avenue be amended so as to read southwest corner One Hundred and Fifty-fourth street and Eighth avenue.

Adopted by the Board of Aldermen, October 13, 1896. Approved by the Mayor, October 17, 1896.

Resolved, That the resolution of this Board adopted June 9, 1896, authorizing the Board of Police Commissioners to purchase in the open market, without competing bids, launches at an expense not to exceed twelve thousand dollars (\$12,000) the amount to be paid out of the appropriation made to the Police Department for such purpose for the years 1895 and 1896, be and the same is hereby amended so as to read as follows:

Resolved, That permission be and the same is hereby given to P. Gomprecht's Sons to place and keep an ornamental lamp-post and lamp in front of their premises No. 978 Third avenue, provided the lamp be kept lighted by electricity during the same hours as the public lamps; that the post shall not exceed the dimensions prescribed by law (eighteen inches square at the base), the lamp not to exceed two feet in diameter and not to be used for advertising purposes, the work to be done and electricity supplied at their own expense, under the direction of the Commissioner of Public Works; such permission to continue only during the pleasure of the Common Council.

Adopted by the Board of Aldermen, October 13, 1896. Approved by the Mayor, October 20, 1896.

Resolved, That the Board of Health of the Health Department be and they are hereby authorized to purchase in the open market, without competing bids, a naphtha launch, at an expense not to exceed the sum of two thousand eight hundred dollars (\$2,800), the amount to be paid out of the appropriation made to the Board of Health of the Health Department for such purpose.

Adopted by the Board of Aldermen, October 13, 1896. Approved by the Mayor, October 17, 1896.

Resolved, That, upon the annexed consent filed herewith, permission be and hereby is granted to J. Giffen to erect, keep and maintain a stand for the sale of soda-water in front of the premises No. 112 Orchard street, in the City of New York, but within the stoop-line of said premises, and which shall not extend over four feet from the house-line nor exceed six feet in length, the work to be done and material furnished at the cost and expense of said J. Giffen, under the direction of the Commissioner of Public Works; the permission hereby granted to continue during the pleasure of the Common Council.

Adopted by the Board of Aldermen, October 13, 1896. Approved by the Mayor, October 17, 1896.

ALDERMANIC COMMITTEES.

Law Department and Lamps and Gas.

Lamps and Gas. Streets.

LAW DEPARTMENT AND LAMPS AND GAS—The Committees on Law Department and Lamps and Gas will hold a joint meeting on Thursday, October 29, 1896, at 1 o'clock P. M., in Room 13, City Hall.

LAMPS AND GAS—The Committee on Lamps and Gas will hold a public meeting on

Friday, October 30, 1896, at 2 o'clock P. M., in Room 16, City Hall, "to consider the application of the New York Fuel Gas Company."

STREETS—The Committee on Streets will hold a public meeting on Thursday, November 5, 1896, at 2 o'clock P. M., in Room 16, City Hall, "to consider ordinance to regulate traffic on Fifth avenue, from Twenty-fifth to Fifty-ninth street."

WM. H. TEN EYCK, Clerk, Common Council.

OFFICIAL DIRECTORY.

Mayor's Office—No. 6 City Hall, 9 A. M. to 5 P. M. Saturdays, 9 A. M. to 12 M.

Mayor's Marshal's Office—No. 1 City Hall, 9 A. M. to 5 P. M.

Commissioners of Accounts—Stewart Building, 9 A. M. to 4 P. M.

Aqueduct Commissioners—Stewart Building, 5th floor, 9 A. M. to 4 P. M.

Board of Armory Commissioners—Stewart Building, 9 A. M. to 4 P. M.; Saturdays, 9 A. M. to 12 M.

Clerk of Common Council—No. 8 City Hall, 9 A. M. to 4 P. M.

Department of Public Works—No. 130 Nassau street, 9 A. M. to 4 P. M.

Department of Street Improvements, Twenty-third and Twenty-fourth Wards—No. 2622 Third avenue, 9 A. M. to 4 P. M.; Saturdays, 12 M.

Department of Buildings—No. 220 Fourth avenue, 9 A. M. to 4 P. M.

Comptroller's Office—No. 15 Stewart Building, 9 A. M. to 4 P. M.

Auditing Bureau—Nos. 19, 21 and 23 Stewart Building, 9 A. M. to 4 P. M.

Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents—Nos. 31, 33, 35, 37 and 39 Stewart Building, 9 A. M. to 4 P. M. No money received after 2 P. M.

Bureau for the Collection of City Revenue and of Markets—Nos. 1 and 3 Stewart Building, 9 A. M. to 4 P. M. No money received after 2 P. M.

Bureau for the Collection of Taxes—Stewart Building, 9 A. M. to 4 P. M. No money received after 2 P. M.

City Chamberlain—Nos. 25 and 27 Stewart Building, 9 A. M. to 4 P. M.

City Engineer—Stewart Building, 9 A. M. to 4 P. M.

Counsel to the Corporation—Staats-Zeitung Building, 9 A. M. to 5 P. M.; Saturdays, 9 A. M. to 12 M.

Corporation Attorney—No. 119 Nassau street, 9 A. M. to 4 P. M.

Attorney for Collection of Arrears of Personal Taxes—Stewart Building, 9 A. M. to 4 P. M.

Bureau of Street Openings—Nos. 90 and 92 West Broadway.

Public Administrator—No. 119 Nassau street, 9 A. M. to 4 P. M.

Police Department—Central Office, No. 300 Mulberry street, 9 A. M. to 4 P. M.

Board of Education—No. 146 Grand street.

Department of Charities—Central Office, No. 66 Third avenue, 9 A. M. to 4 P. M.

Department of Correction—Central Office, No. 148 East Twentieth street, 9 A. M. to 4 P. M.

Fire Department—Headquarters, Nos. 157 to 159 East Sixty-seventh street, 9 A. M. to 4 P. M.; Saturdays, 12 M. Central Office open at all hours.

Health Department—New Criminal Court Building, Centre street, 9 A. M. to 4 P. M.

Department of Public Parks—Arsenal, Central Park, Sixty-fourth street and Fifth avenue, 10 A. M. to 4 P. M.; Saturdays, 12 M.

Department of Docks—Battery, Pier A, North river, 9 A. M. to 4 P. M.

Department of Taxes and Assessments—Stewart Building, 9 A. M. to 4 P. M.; Saturdays, 12 M.

Board of Electrical Control—No. 1262 Broadway.

Department of Street Cleaning—No. 32 Chambers street, 9 A. M. to 4 P. M.

Civil Service Board—Criminal Court Building, 9 A. M. to 4 P. M.

Board of Estimate and Apportionment—Stewart Building, 9 A. M. to 4 P. M.

Board of Assessors—Office, 27 Chambers street, 9 A. M. to 4 P. M.

Sheriff's Office—Nos. 6 and 7 New County Court-house, 9 A. M. to 4 P. M.

Register's Office—East side City Hall Park, 9 A. M. to 4 P. M.

Commissioner of Jurors—Room 127, Stewart Building, 9 A. M. to 4 P. M.

County Clerk's Office—Nos. 7 and 8 New County Court-house, 9 A. M. to 4 P. M.

District Attorney's Office—New Criminal Court Building, 9 A. M. to 4 P. M.

The City Record Office—No. 2 City Hall, 9 A. M. to 5 P. M., except Saturdays, 9 A. M. to 12 M.

Governor's Room—City Hall, open from 10 A. M. to 4 P. M.; Saturdays, 10 to 12 A. M.

Coroners' Office—New Criminal Court Building, open constantly. Edward F. Reynolds, Clerk.

Surrogate's Court—New County Court-house, 10:30 A. M. to 4 P. M.

Appellate Division, Supreme Court—Court-house, No. 111 Fifth avenue, corner Eighteenth street. Court opens at 1 P. M.

Supreme Court—County Court-house, 10:30 A. M. to 4 P. M.

Criminal Division, Supreme Court—New Criminal Court Building, Centre street, opens at 10:30 A. M.

Court of General Sessions—New Criminal Court Building, Centre street. Court opens at 11 o'clock A. M.; adjourns 4 P. M. Clerk's Office, 10 A. M. till 4 P. M.

City Court—City Hall. General Term, Room No. 20. Trial Term, Part I, Room No. 20; Part II, Room No. 21; Part III, Room No. 15; Part IV, Room No. 11. Special Term Chambers will be held in Room No. 19, 10 A. M. to 4 P. M. Clerk's Office, Room No. 10, City Hall, 9 A. M. to 4 P. M.

Court of Special Sessions—New Criminal Court Building, Centre street. Opens daily, except Saturday, at 10 A. M. Clerk's office hours daily, except Saturday from 9 A. M. until 4 P. M.; Saturdays, 9 A. M. until 12 M.

District Civil Courts—First District—Southwest corner of Centre and Chambers streets. Clerk's office open from 9 A. M. to 4 P. M. Second District—Corner of Grand and Centre streets. Clerk's office open from 9 A. M. to 4 P. M. Third District—Southwest corner Sixth avenue and West Tenth street. Court open daily (Sundays and legal holidays excepted) from 9 A. M. to 4 P. M. Fourth District—No. 30 First street. Court opens 9 A. M. daily. Fifth District—No. 154 Clinton street. Sixth District—Northwest corner Twenty-third street and Second avenue. Court opens 9 A. M. daily. Seventh District—No. 151 East Fifty-seventh street. Court opens 9 o'clock (except Sundays and legal holidays). Eighth District—Northwest corner of Twenty-third street and Eighth avenue. Court opens 9 A. M. Trial days: Wednesdays, Fridays and Saturdays. Return days: Tuesdays, Thursdays and Saturdays. Ninth District—No. 170 East One Hundred and Twenty-first street. Court opens every morning at 9 o'clock (except Sundays and legal holidays). Tenth District—Corner of Third avenue and One Hundred and Fifty-eighth street, 9 A. M. to 4 P. M. Eleventh District—No. 919 Eighth avenue. Court open daily (Sundays and legal holidays excepted) from 9 A. M. to 4 P. M. Twelfth District—Westchester, New York City. Open daily (Sundays and legal holidays excepted), from 9 A. M. to 4 P. M. Thirteenth District—Corner Columbus avenue and One Hundred and Twenty-sixth street. Court open daily (Sundays and legal holidays excepted), from 9 A. M. to 4 P. M.

City Magistrate's Courts—Office of Secretary, Fifth District Police Court, One Hundred and Twenty-fifth street, near Fourth avenue. First District—Tomb, Centre street. Second District—Jefferson Market. Third District—No. 60 Essex street. Fourth District—Fifty-seventh street, near Lexington avenue. Fifth District—One Hundred and Twenty-first street, southeast corner of Sylvan place. Sixth District—One Hundred and Fifty-eighth street and Third avenue.

STREET CLEANING DEPT.

PERSONS HAVING BULKHEADS TO FILL, IN the vicinity of New York Bay, can procure material for that purpose—ashes, street sweepings, etc., such as is collected by the Department of Street Cleaning—free of charge, by applying to the Commissioner of Street Cleaning, in the Criminal Court Building.

GEORGE E. WARING, JR.,
Commissioner of Street Cleaning.

DAMAGE COMM.—23-24 WARDS.

PURSUANT TO THE PROVISIONS OF CHAPTER 537 OF THE LAWS OF 1893, entitled "An act providing for ascertaining and paying the amount of damages to lands and buildings suffered by reason of changes of grade of streets or avenues, made pursuant to chapter 721 of the Laws of 1887, providing for the depression of railroad tracks in the Twenty-third and Twenty-fourth Wards, in the City of New York, or otherwise," and the acts amendatory thereof and supplemental thereto, notice is hereby given, that public meetings of the Commissioners, appointed pursuant to said acts, will be held at Room 58, Schermerhorn Building, No. 96 Broadway, in the City of New York, on Monday, Wednesday and Friday of each week, at 2 o'clock P. M., until further notice.

Dated New York, October 30, 1896.

DANIEL LORD, JAMES M. VARNUM, GEORGE W. STEPHENS, Commissioners.
LAMONT McLOUGHLIN, Clerk.

CITY CIVIL SERVICE BOARDS.

NEW CRIMINAL COURT BUILDING, NEW YORK, September 19, 1896.

EXAMINATIONS WILL BE HELD AS FOLLOWS:

October 30, 10 A. M. **SANITARY INSPECTORS.** Candidates must have degree of M. D. and show diplomas to Board of Examiners on day of examination.

November 6, 10 A. M. **INSPECTORS IN THE MAYOR'S MARSHAL'S OFFICE.** Applicants will be examined in arithmetic, including fractions, handwriting, city information, letter-writing, and a knowledge of the ordinances pertaining to the Bureau of the Mayor's Marshal.

Notice is hereby given that no applications shall be received excepting from residents of the State of New York.

S. WILLIAM BRISCOE, Secretary.

NEW YORK, March 19, 1896.

NOTICE IS GIVEN THAT THE REGISTRATION days in the Labor Bureau will be Monday, Wednesday and Friday, and that examinations will take place on those days at 2 P. M.

S. WILLIAM BRISCOE, Secretary.

AQUEDUCT COMMISSION.

AQUEDUCT COMMISSIONERS' OFFICE, ROOM 209, STEWART BUILDING, NO. 280 BROADWAY, NEW YORK, October 15, 1896.

TO CONTRACTORS.

BIDS OR PROPOSALS FOR DOING THE WORK and furnishing the materials called for in the approved forms of contract now on file in the office of the Aqueduct Commissioner, for excavating a tunnel and constructing a masonry dam, at Jerome Park Reservoir, near Sedgwick avenue, in the Twenty-fourth Ward of the City of New York, will be received at this office until Wednesday, November 4, 1896, at 3 o'clock P. M., and they will be publicly opened by the Aqueduct Commissioners as soon thereafter as possible, and the award of the contract for doing said work and furnishing said materials will be made by said Commissioners as soon thereafter as practicable.

Blank forms of said approved contract, and the specifications thereof, and bids or proposals and proper envelopes for their inclosure, form of bonds, and all other information, can be obtained at the above office of the Aqueduct Commissioners on application to the Secretary.

By order of the Aqueduct Commissioners,
JAMES C. DUANE, President.
EDWARD L. ALLEN, Secretary.

DEPARTMENT OF BUILDINGS.

DEPARTMENT OF BUILDINGS, NO. 220 FOURTH AVENUE, NEW YORK, June 22, 1896.

NOTICE TO OWNERS, ARCHITECTS AND BUILDERS.

THE DEPARTMENT OF BUILDINGS HAS established a branch office at junction of Third and Courtlandt avenues, where all plans for the erection or alteration of buildings above the Harlem river may be submitted and filed.

STEVENSON CONSTABLE, Superintendent Buildings.

DEPARTMENT OF PUBLIC PARKS.

DEPARTMENT OF PUBLIC PARKS, ARSENAL, CENTRAL PARK, NEW YORK, October 27, 1896.

TO CONTRACTORS.

SEALED BIDS OR ESTIMATES, WITH THE indorsement thereon, will be received by the Department of Public Parks, at its offices, Arsenal Building, Sixty-fourth street and Fifth avenue, Central Park, until 2 o'clock P. M., of Monday, November 9, 1896, for the following named works:

No. 1. **FOR CONSTRUCTING PARAPET-WALL ON WESTERLY SIDE OF RIVERSIDE DRIVE**, from the existing wall near Eighty-sixth street to Eighty-eighth street, in the City of New York.

No. 2. **FOR REGULATING AND GRADING FOR WIDENING THE ROADWAY OF ONE HUNDRED AND FIFTY-THIRD STREET**, between Seventh avenue and Macomb's Dam road, FOR AN APPROACH TO THE NEW MACOMB'S DAM BRIDGE AND SETTING CURB-STONES AND GRADING AND PAVING WITH ASPHALT THE SIDEWALKS SURROUNDING THE PLOT OF LAND NORTH OF ONE HUNDRED AND FIFTY-THIRD STREET, between Seventh avenue and Macomb's Dam road.

No. 3. **FOR FURNISHING AND DELIVERING GARDEN-MOLD, WHERE REQUIRED ON CENTRAL AND RIVERSIDE PARKS.**

The Engineer's estimates of the works to be done, and by which the bids will be tested, are as follows:

No. 1.—ABOVE MENTIONED.
75 cubic yards concrete in foundation.
112 cubic yards rubble masonry, laid in cement, in foundation wall.
330 lineal feet parapet-wall to be taken down, removed and rebuilt.
166 lineal feet new parapet-wall to be built.
330 lineal feet granite coping to be taken up, removed and reset.
166 lineal feet new granite coping to be furnished and set.

The time allowed for the completion of the whole work will be forty-five consecutive working days.

The damages to be paid by the contractor for each day that the contract, or any part thereof, may be unfulfilled after the time fixed for the completion thereof has expired are fixed at Ten Dollars per day.

The amount of security required is Fifteen Hundred Dollars.

No. 2 ABOVE MENTIONED.

1,600 cubic yards excavation of all kinds, including earth, rock, stones and all solid material, and for the removal and disposition of the same, including the trimming of surface.

275 cubic yards garden-mold to be furnished and placed in tree plots.
990 lineal feet six-inch blue-stone curb, straight and curved on face, to furnish and set.
9,000 square feet of walk pavement of asphalt, with concrete base and rubble-stone foundation.

The time allowed for the completion of the whole work will be forty consecutive working days.

The damages to be paid by the contractor for each day that the contract or any part thereof may be unfulfilled after the time fixed for the completion thereof has expired are fixed at Four Dollars per day.

The amount of security required is Three Thousand Dollars.

The bidder must deposit with the Commissioners of the Department of Public Parks, at least two (2) days before making his bid, samples of materials he intends to use, as follows:

1st. Specimens of mastic of rock asphalt, refined bitumen and grit.

2d. Specimens of asphaltum and of asphaltic cement.

3d. A statement of the elements of the composition of the bituminous cements used in the composition of the paving surface.

4th. Specimens of sand intended to be used.

5th. Specimens of pulverized carbonate of lime intended to be used. And such specimens must be furnished to the Department of Public Parks as often as may be required during the progress of the work.

6th. Specimens of the asphaltic rock, with a certificate or other evidence that it is of even fabric and a product of the first quality and from the mines hereinafter designated.

No bid will be received or considered unless the deposits of materials referred to above are made with the Commissioners of the Department of Public Parks within the time prescribed, nor unless they conform to the requirements of the specifications.

No. 3. ABOVE MENTIONED.

6,000 cubic yards of garden-mold, where required on Riverside Park, between Seventy-ninth and Ninety-sixth streets, and on the Central Park north of Ninety-seventh street, to be delivered at such times and in such quantities as may be directed by the Department, the entire quantity to be delivered prior to June 1, 1897.

The amount of security required is Four Thousand Dollars.

Bidders must satisfy themselves by personal examination of the location of the proposed work, and by such other means as they may prefer, as to the nature and extent of the work, and shall not, any time after the submission of an estimate, dispute or complain of such statement, nor assert that there was any misunderstanding in regard to the nature or amount of the work to be done.

The estimates received will be publicly opened by the head of the said Department at the place and hour last above mentioned and read.

Each bid or estimate shall contain and state the name and place of residence of each of the persons making the same; the names of all persons interested with him or them therein; and if no other person be so interested, it shall distinctly state that fact; 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 Common Council, head of a department, chief of a bureau, deputy thereof, or clerk therein, or other officer of the Corporation, is directly or indirectly interested therein, or in the supplies or work to which it relates, or in any portion of the profits thereof. The bid or estimate must be verified by the oath, in writing, of the party or parties making the estimate, that the several matters stated therein are in all respects true. Where more than one person is interested it is requisite that the verification be made and subscribed by all the parties interested.

Each bid or estimate shall be accompanied by the consent, in writing, of two householders or freeholders in the City of New York, with their respective places of business or residence, to the effect that if the contract be awarded to the person making the estimate, they will, on its being so awarded, become bound as his sureties for his faithful performance, and that if he shall omit or refuse to execute the same, they will pay to the Corporation any difference between the sum to which he would be entitled on its completion and that which the Corporation may be obliged to pay to the person or persons to whom the contract may be awarded at any subsequent letting; the amount in each case to be calculated upon the estimated amount of the work by which the bids are tested. The consent above mentioned shall be accompanied by the oath or affirmation, in writing, of each of the persons signing the same, that he is a householder or freeholder in the City of New York, and is worth the amount of the security required for the completion of this contract, over and above all his debts of every nature and over and above his liabilities as bail, surety or otherwise, and that he has offered himself as a surety in good faith and with the intention to execute the bond required by section 27 of chapter 8 of the Revised Ordinances of the City of New York, if the contract shall be awarded to the person or persons for whom he consents to become surety. The adequacy and sufficiency of the security offered to be approved by the Comptroller of the City of New York.

No bid or estimate will be received or considered unless accompanied by either 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 security required for the faithful performance of the contract. Such check or money must not be inclosed in the sealed envelope containing the estimate, but must be handed to the officer or clerk of the Department who has charge of the estimate-box, and no estimate can be deposited in said box until such check or money has been examined by said officer or clerk and found to be correct. All such deposits, except that of the successful bidder, will be returned to the persons making the same within three days after the contract is awarded. If the successful bidder shall refuse or neglect, within five days after notice that the contract has been awarded to him, to execute the same, the amount of the deposit made by him shall be forfeited to and retained by the City of New York as liquidated damages for such neglect or refusal; but if he shall execute the contract within the time aforesaid the amount of his deposit will be returned to him.

N. B.—The prices must be written in the estimate and also stated in figures, and all estimates will be considered as informal which do not contain bids for all items for which bids are herein called, or which contain bids for items for which bids are not herewith called for. Permission will not be given for the withdrawal of any bid or estimate. No bid will be accepted from, or contract awarded to, any person who is in arrears to the Corporation upon debt or contract, or who is a defaulter, as surety or otherwise, upon any obligation to the Corporation.

The Department of Public Parks reserves the right to reject any or all the bids received in response to this advertisement if it should deem it for the interest of the City so to do, and to readvertise until satisfactory bids or proposals shall be received, but the contract when awarded will be awarded to the lowest bidder.

Blank forms for proposals and forms of the several contracts which the successful bidders will be required to execute, can be had, the plans can be seen and information relative to them can be had at the office of the Department, Arsenal, Central Park.

S. V. R. CRUGER, SAMUEL McMILLAN, WILLIAM A. STILES, SMITH ELY, Commissioners of Public Parks.

ST. JOHN'S CEMETERY, HUDSON, CLARKSON AND LEROY S. REEKS.

TO WHOM IT MAY CONCERN: NOTICE IS hereby given that title to this property has been acquired by the City of New York, and that it is to be laid out as a public park. Persons desirous of removing any remains therein interred will, upon application to this Department, be given permits to make such removals until November 15, 1896. After that date work upon the park will be started, the remains of the dead will not be disturbed, but the gravestones will be buried.

By order of the Department of Public Parks,
WILLIAM LEARY, Secretary.
THE ARSENAL, CENTRAL PARK, September 10, 1896.

DEPARTMENT OF DOCKS.

TO CONTRACTORS. (No. 553.)

PROPOSALS FOR ESTIMATES FOR DREDGING AT AND IN SHERMAN'S CREEK, ON THE HARLEM RIVER.

ESTIMATES FOR DREDGING AT AND IN Sherman's Creek, on the Harlem river, will be received by the Board of Commissioners at the head of the Department of Docks, at the office of said Department, on Pier "A," foot of Battery place, North river, in the City of New York, until 12 o'clock M. of

TUESDAY, NOVEMBER 10, 1896,

at which time and place the estimates will be publicly opened by the head of said Department. The award of the contract, if awarded, will be made as soon as practicable after the opening of the bids.

Any person making an estimate for the work shall furnish the same in a sealed envelope to said Board, at said office, on or before the day and hour above named, which envelope shall be indorsed with the name or names of the person or persons presenting the same, the date of its presentation and a statement of the work to which it relates.

The bidder to whom the award is made shall give security for the faithful performance of the contract, in the manner prescribed and required by ordinance, in the sum of Seven Thousand Five Hundred Dollars.

The Engineer's estimate of the quantities of material necessary to be dredged is as follows:

Mud and sand dredging, about, . . . 85,000 cubic yards.

N. B.—Bidders are required to submit their estimates upon the following express conditions, which shall apply to and become a part of every estimate received:

1st. Bidders must satisfy themselves, by personal examination of the location of the proposed dredging, and by such other means as they may prefer, as to the accuracy of the foregoing Engineer's estimate, and shall not at any time after the submission of an estimate dispute or complain of the above statement of quantities, nor assert that there was any misunderstanding in regard to the nature or amount of the work to be done.

2d. Bidders will be required to complete the entire work to the satisfaction of the Department of Docks and in substantial accordance with the specifications of the contract. No extra compensation beyond the amount payable for the work before mentioned, which shall be actually performed at the price therefor per cubic yard, to be specified by the lowest bidder, shall be due or payable for the entire work.

The work to be done under this contract is to be commenced within five days after receiving a notification from the Engineer-in-Chief of the Department of Docks that any part or portion of the dredging therein mentioned is required. The dredging to be done under this contract will be in the bed of the Harlem river and in the bed of Sherman's Creek, on the Harlem river, in conformity with the accompanying drawing, marked "Dredging at Sherman's Creek, H. R." and is to be done from time to time, and in such quantities and at such times as may be directed by the Engineer, and all the work under this contract is to be fully completed on or before the 15th day of January, 1897.

The damages to be paid by the contractor for each day that the contract, or any part thereof, that may be ordered or directed by the Engineer, may be unfulfilled after the time fixed for the fulfillment thereof has expired are, by a clause in the contract, determined, fixed and liquidated at Fifty Dollars per day.

Bidders will state in their estimates a price, per cubic yard, for doing such dredging, in conformity with the approved form of agreement and the specifications therein set forth, by which prices the bids will be tested. This price is to cover all expenses of every kind involved in or incidental to the fulfillment of the contract, including any claim that may arise through delay, from any cause, in the performing of the work thereunder.

Bidders will distinctly write out, both in words and in figures, the amount of their estimates for doing this work.

The person or persons to whom the contract may be awarded will be required to attend at this office with the sureties offered by him or them and execute the contract within five days from the date of the service of a notice to that effect, and in case of failure or neglect so to do he or they will be considered as having abandoned it and as in default to the Corporation, and the contract will be readvertised and relet and so on until it be accepted and executed.

Bidders are required to state in their estimates their names and places of residence, the names of all persons interested with them therein, and if no other person be so interested the estimate shall distinctly state the fact; also that the estimate is made without any consultation, connection or agreement with and the amount thereof has not been disclosed to any other person or persons making an estimate for the same purpose, and is not higher than the lowest regular market price for the same kind of labor or material, and is in all respects fair and without collusion or fraud; that no combination or pool exists of which the bidder is a member, or in which he is directly or indirectly interested, or of which he has knowledge, either personal or otherwise, to bid a certain price, or not less than a certain price, for said labor or material, or to keep others from bidding thereon, and also that no member of the Common Council, Head of a Department, Chief of a Bureau, Deputy thereof or Clerk therein, or any other officer or employee of the Corporation of the City of New York, or any of its Departments, is directly or indirectly interested in this estimate or in the supplies or work to which it relates, or in any portion of the profits thereof, and has not been given, offered or promised, either directly or indirectly, any pecuniary or other consideration by the bidder or anyone in his behalf with a view to influencing the action or judgment of such officer or employee in this or any other transaction heretofore had with this Department, which estimate must be verified by the oath, in writing, of the party making the estimate, that the several matters stated therein are in all respects true. Where more than one person is interested, it is requisite that the verification be made and subscribed to by all the parties interested.

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

No estimate will be received or considered unless accompanied by either 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 security required for the faithful performance of the contract. Such check or money must not be inclosed in the sealed envelope containing the estimate, but must be handed to the officer or clerk of the Department who has charge of the estimate-box, and no estimate can be deposited in said box until such check or money has been examined by said officer or clerk and found to be correct. All such deposits, except that of the successful bidder, will be

returned to the persons making the same within three days after the contract is awarded. If the successful bidder shall refuse or neglect, within five days after notice that the contract has been awarded to him, to execute the same, the amount of the deposit made by him shall be forfeited to and retained by the City of New York as liquidated damages for such neglect or refusal; but if he shall execute the contract within the time aforesaid the amount of his deposit will be returned to him.

Bidders are informed that no deviation from the specifications will be allowed unless under the written instructions of the Engineer-in-Chief.

No estimate will be accepted from, or contract awarded to, any person who is in arrears to the Corporation, upon debt or contract, or who is a defaulter, as surety or otherwise, upon any obligation to the Corporation.

* In case two or more bids are received at the same price, which price is the lowest price bid, the contract, if awarded, will be awarded by lot to one of the lowest bidders.

THE RIGHT TO DECLINE ALL THE ESTIMATES IS RESERVED IF DEEMED FOR THE INTEREST OF THE CORPORATION OF THE CITY OF NEW YORK.

Bidders are requested, in making their bids or estimates, to use the blank prepared for that purpose by the Department, a copy of which, together with the form of the agreement, including specifications, and showing the manner of payment for the work, can be obtained upon application therefor at the office of the Department.

EDWARD C. O'BRIEN, EDWIN EINSTEIN, JOHN MONKS, Commissioners of the Department of Docks.

Dated New York, October 15, 1896.

TO CONTRACTORS. (No. 552.)
PROPOSALS FOR ESTIMATES FOR THE REMOVAL OF THE PIER AND APPURTENANCES AT THE FOOT OF WEST TWELFTH STREET, ON THE NORTH RIVER.

ESTIMATES FOR REMOVAL OF THE PIER at the foot of West Twelfth street, on the North river, will be received by the Board of Commissioners at the head of the Department of Docks, at the office of said Department, on Pier "A," foot of Battery place, North river, in the City of New York, until 12 o'clock M. of

FRIDAY, OCTOBER 30, 1896, at which time and place the estimates will be publicly opened by the head of said Department. The award of the contract, if awarded, will be made as soon as practicable after the opening of the bids.

Any person making an estimate for the work shall furnish the same in a sealed envelope to said Board, at said office, on or before the day and hour above named, which envelope shall be indorsed with the name or names of the person or persons presenting the same, the date of its presentation and a statement of the work to which it relates.

The bidder to whom the award is made shall give security for the faithful performance of the contract, in the manner prescribed and required by ordinance, in the sum of Three Hundred and Fifty Dollars.

The Engineer's estimate of the nature, quantities and extent of the work is as follows:

Labor of removing the existing pier and dumping board covering an area of about 7,588 square feet, including about 115 lineal feet of sewer.

N. B.—Bidders are required to submit their estimates upon the following express conditions, which shall apply to and become a part of every estimate received:

1st. Bidders must satisfy themselves by personal examination of the location of the proposed work, and by such other means as they may prefer, as to the accuracy of the foregoing Engineer's estimate, and shall not at any time after the submission of an estimate dispute or complain of the above statement of quantities, nor assert that there was any misunderstanding in regard to the nature or amount of the work to be done.

2d. Bidders will be required to complete the entire work to the satisfaction of the Department of Docks, and in substantial accordance with the specifications of the contract. No extra compensation, beyond the amount payable for the work before mentioned, which shall be actually performed at the price therefor to be specified by the lowest bidder, shall be due or payable for the entire work.

The work to be done under the contract is to be commenced within five days from the date of the receipt of a notice from the Engineer-in-Chief of the Department of Docks that the work may be begun, and the entire work is to be fully completed on or before the expiration of three weeks after said date, and the damages to be paid by the contractor for each day that the contract may be unfulfilled after the time fixed for the fulfillment thereof has expired, are, by a clause in the contract, fixed and liquidated at One Hundred Dollars per day.

All the old material taken from the structures to be removed under the contract will become the property of the contractor, and bidders must estimate the value of such material when considering the prices for which they will do the work under the contract.

Bidders will state in their estimates a price for the whole of the work to be done, in conformity with the approved form of agreement and the specifications therein set forth, by which price the bids will be tested. This price is to cover all expenses of every kind involved in or incidental to the fulfillment of the contract, including any claim that may arise through delay from any cause in the performing of the work thereunder.

Bidders will distinctly write out, both in words and in figures, the amount of their estimates for doing this work.

The person or persons to whom the contract may be awarded will be required to attend at this office with the sureties offered by him or them, and execute the contract within five days from the date of the service of a notice to that effect; and in case of failure or neglect so to do, he or they will be considered as having abandoned it, and as in default to the Corporation, and the contract will be readvertised and relet, and so on until it be accepted and executed.

Bidders are required to state in their estimates their names and places of residence, the names of all persons interested with them therein, and if no other person be so interested the estimate shall distinctly state the fact; also that the estimate is made without any consultation, connection or agreement with, and the amount thereof has not been disclosed to any other person or persons making an estimate for the same purpose, and is not higher than the lowest regular market price for the same kind of labor or material, and is in all respects fair and without collusion or fraud; that no combination or pool exists of which the bidder is a member, or in which he is directly or indirectly interested, or of which he has knowledge, either personal or otherwise, to bid a certain price, or not less than a certain price, for said labor or material, or to keep others from bidding thereon; and also that no member of the Common Council, Head of a Department, Chief of a Bureau, Deputy thereof or Clerk therein, or any other officer or employee of the Corporation of the City of New York, or any of its departments, is directly or indirectly interested in this estimate, or in the supplies or work to which it relates, or in any portion of the profits thereof, and has not been given, offered or promised, either directly or indirectly, any pecuniary or other consideration by the bidder or anyone in his behalf with a view to influencing his action or judgment in this or any other transaction heretofore had with this Department, which estimate must be verified by the oath, in writing, of the party making the estimate, that the several matters stated therein are in all respects true. *Where more than one person is interested it is requisite that the verification be made and subscribed to by all the parties interested.*

Each estimate shall be accompanied by the consent, in writing, of two householders or freeholders in the City of New York, with their respective places of business or residence, to the effect that if the contract be awarded to the person or persons making the estimate, they will, upon its being so awarded, become bound as his or their sureties for its faithful performance; and that if said person or persons shall omit or

refuse to execute the contract, they will pay to the Corporation of the City of New York any difference between the sum to which said person or persons would be entitled upon its completion and that which said Corporation may be obliged to pay to the person to whom the contract may be awarded at any subsequent letting, the amount in each case to be calculated upon the estimated amount of the work to be done, by which the bids are tested. The consent above mentioned shall be accompanied by the oath or affirmation, in writing, of each of the persons signing the same, that he is a householder or freeholder in the City of New York and is worth the amount of the security required for the completion of the contract, over and above all his debts of every nature, and over and above his liabilities as bail, surety and otherwise, and that he has offered himself as a surety in good faith and with the intention to execute the bond required by law. The adequacy and sufficiency of the security offered will be subject to approval by the Comptroller of the City of New York after the award is made and prior to the signing of the contract.

No estimate will be received or considered unless accompanied by either 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 security required for the faithful performance of the contract. Such check or money must not be inclosed in the sealed envelope containing the estimate, but must be handed to the officer or clerk of the Department who has charge of the estimate-box, and no estimate can be deposited in said box until such check or money has been examined by said officer or clerk and found to be correct. All such deposits, except that of the successful bidder, will be returned to the persons making the same within three days after the contract is awarded. If the successful bidder shall refuse or neglect, within five days after notice that the contract has been awarded to him to execute the same, the amount of the deposit made by him shall be forfeited to and retained by the City of New York as liquidated damages for such neglect or refusal; but if he shall execute the contract within the time aforesaid, the amount of his deposit will be returned to him.

Bidders are informed that no deviation from the specifications will be allowed unless under the written instructions of the Engineer-in-Chief.

No estimate will be accepted from, or contract awarded to, any person who is in arrears to the Corporation upon debt or contract, or who is a defaulter, as surety or otherwise, upon any obligation to the Corporation.

THE RIGHT TO DECLINE ALL THE ESTIMATES IS RESERVED IF DEEMED FOR THE INTERESTS OF THE CORPORATION OF THE CITY OF NEW YORK.

Bidders are requested, in making their bids or estimates, to use the blank prepared for that purpose by the Department, a copy of which, together with the form of the agreement, including specifications, and showing the manner of payment for the work, can be obtained upon application therefor at the office of the Department.

EDWARD C. O'BRIEN, EDWIN EINSTEIN, JOHN MONKS, Commissioners of the Department of Docks.

Dated New York, October 1, 1896.

TO CONTRACTORS. (No. 551.)
PROPOSALS FOR ESTIMATES FOR THE REMOVAL OF THE PIERS AT THE FOOT OF JANE AND HORATIO STREETS, ON THE NORTH RIVER.

ESTIMATES FOR REMOVAL OF THE PIERS at the foot of Jane and Horatio streets, on the North river, will be received by the Board of Commissioners at the head of the Department of Docks, at the office of said Department, on Pier "A," foot of Battery place, North river, in the City of New York, until 12 o'clock M. of

MONDAY, NOVEMBER 2, 1896, at which time and place the estimates will be publicly opened by the head of said Department. The award of the contract, if awarded, will be made as soon as practicable after the opening of the bids.

Any person making an estimate for the work shall furnish the same in a sealed envelope to said Board, at said office, on or before the day and hour above named, which envelope shall be indorsed with the name or names of the person or persons presenting the same, the date of its presentation, and a statement of the work to which it relates.

The bidder to whom the award is made shall give security for the faithful performance of the contract, in the manner prescribed and required by ordinance, in the sum of Seven Hundred Dollars.

The Engineer's estimate of the nature, quantities and extent of the work is as follows:

Labor of removing the existing piers, covering an area of about 15,461 square feet.

N. B.—Bidders are required to submit their estimates upon the following express conditions, which shall apply to and become a part of every estimate received:

1st. Bidders must satisfy themselves, by personal examination of the location of the proposed work, and by such other means as they may prefer, as to the accuracy of the foregoing Engineer's estimate, and shall not at any time after the submission of an estimate dispute or complain of the above statement of quantities, nor assert that there was any misunderstanding in regard to the nature or amount of the work to be done.

2d. Bidders will be required to complete the entire work to the satisfaction of the Department of Docks and in substantial accordance with the specifications of the contract. No extra compensation beyond the amount payable for the work before mentioned, which shall be actually performed at the price therefor, to be specified by the lowest bidder, shall be due or payable for the entire work.

The work to be done under the contract is to be commenced within five days from the date of the receipt of a notice from the Engineer-in-Chief of the Department of Docks that the work may be begun, and the entire work is to be fully completed on or before the expiration of four weeks after said date, and the damages to be paid by the contractor for each day that the contract may be unfulfilled after the time fixed for the fulfillment thereof has expired, are, by a clause in the contract, fixed and liquidated at One Hundred Dollars per day.

All the old material taken from the structures to be removed under the contract will become the property of the contractor, and bidders must estimate the value of such material when considering the prices for which they will do the work under the contract.

Bidders will state in their estimates a price for the whole of the work to be done, in conformity with the approved form of agreement and the specifications therein set forth, by which price the bids will be tested. This price is to cover all expenses of every kind involved in or incidental to the fulfillment of the contract, including any claim that may arise through delay, from any cause, in the performing of the work thereunder.

Bidders will distinctly write out, both in words and in figures, the amount of their estimate for doing this work.

The person or persons to whom the contract may be awarded will be required to attend at this office with the sureties offered by him or them, and execute the contract within five days from the date of the service of a notice to that effect, and in case of failure or neglect so to do, he or they will be considered as having abandoned it, and as in default to the Corporation, and the contract will be readvertised and relet, and so on until it be accepted and executed.

Bidders are required to state in their estimates their names and places of residence, the names of all persons interested with them therein, and if no other person be so interested the estimate shall distinctly state the fact; also that the estimate is made without any consultation, connection or agreement with, and the amount thereof has not been disclosed to any other person or persons making an estimate for the same purpose, and is not higher than the lowest regular market price for the same kind of labor or material, and is in all respects

fair and without collusion or fraud; that no combination or pool exists of which the bidder is a member, or in which he is directly or indirectly interested, or of which he has knowledge, either personal or otherwise, to bid a certain price or not less than a certain price for said labor or material, or to keep others from bidding thereon, and also that no member of the Common Council, Head of a Department, Chief of a Bureau, Deputy thereof, or Clerk therein, or any other officer or employee of the Corporation of the City of New York, or any of its departments, is directly or indirectly interested in this estimate, or in the supplies or work to which it relates, or in any portion of the profits thereof, and has not been given, offered or promised, either directly or indirectly, any pecuniary or other consideration by the bidder or anyone in his behalf with a view to influencing his action or judgment in this or any other transaction heretofore had with this department, which estimate must be verified by the oath, in writing, of the party making the estimate, that the several matters stated therein are in all respects true. *Where more than one person is interested, it is requisite that the verification be made and subscribed to by all the parties interested.*

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

law. The adequacy and sufficiency of the security offered will be subject to approval by the Comptroller of the City of New York after the award is made and prior to the signing of the contract.

No estimate will be received or considered unless accompanied by either 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 security required for the faithful performance of the contract. Such check or money must not be inclosed in the sealed envelope containing the estimate, but must be handed to the officer or clerk of the Department who has charge of the estimate-box, and no estimate can be deposited in said box until such check or money has been examined by said officer or clerk and found to be correct. All such deposits, except that of the successful bidder, will be returned to the persons making the same within three days after the contract is awarded. If the successful bidder shall refuse or neglect, within five days after notice that the contract has been awarded to him, to execute the same, the amount of the deposit made by him shall be forfeited to and retained by the City of New York as liquidated damages for such neglect or refusal; but if he shall execute the contract within the time aforesaid the amount of his deposit will be returned to him.

Bidders are informed that no deviation from the specifications will be allowed unless under the written instructions of the Engineer-in-Chief.

No estimate will be accepted from or contract awarded to any person who is in arrears to the Corporation upon debt or contract, or who is a defaulter, as surety or otherwise, upon any obligation to the Corporation.

THE RIGHT TO DECLINE ALL THE ESTIMATES IS RESERVED IF DEEMED FOR THE INTEREST OF THE CORPORATION OF THE CITY OF NEW YORK.

Bidders are requested, in making their bids or estimates, to use the blank prepared for that purpose by the Department, a copy of which, together with the form of agreement, including specifications, and showing the manner of payment for the work, can be obtained upon application therefor at the office of the Department.

EDWARD C. O'BRIEN, EDWIN EINSTEIN, JOHN MONKS, Commissioners of the Department of Docks.

Dated New York, October 1, 1896.

FINANCE DEPARTMENT.

NOTICE OF ASSESSMENTS FOR OPENING STREETS AND AVENUES.

IN PURSUANCE OF SECTION 916 OF THE "New York City Consolidation Act of 1882," as amended, the Comptroller of the City of New York hereby gives public notice of the confirmation by the Supreme Court of the assessments for OPENING AND ACQUIRING TITLE to the following-named streets in the respective wards herein designated:

TWELFTH WARD.

ONE HUNDRED AND EIGHTY-SIXTH STREET, between Amsterdam and Wadsworth avenues; confirmed April 16, 1896, entered October 19, 1896. Area of assessment: All those lots, pieces or parcels of land situate, lying and being in the City of New York, which taken together are bounded and described as follows, viz.: Northerly by the southerly line of West One Hundred and Eighty-seventh street and said southerly line produced; southerly by the northerly line of West One Hundred and Eighty-fifth street and said northerly line produced; easterly by a line drawn parallel to and distant easterly 150 feet from the easterly side of Amsterdam avenue, and westerly by a line drawn parallel to and distant westerly 150 feet from the westerly side of Wadsworth avenue.

TWENTY-THIRD WARD.

ST. JOSEPH'S STREET, from Robbins avenue to Whitlock avenue; confirmed June 18, 1896, entered October 19, 1896. Area of Assessment: All those lots, pieces or parcels of land situate, lying and being in the City of New York, which taken together are bounded and described as follows, viz.: On the north by the centre line of the blocks between Bungay street and St. Joseph's street and said centre line produced from a point on a line drawn parallel to Whitlock avenue and distant 100 feet easterly from the easterly side thereof to the westerly side of Timpon place; thence by the westerly side of Timpon place and the northerly side of Crane street; on the south by the centre line of the blocks between St. Mary's street

and St. Joseph's street and said centre line produced to a point on a line drawn parallel to Whitlock avenue and distant 100 feet easterly from the easterly side thereof; on the east by a line drawn parallel to Whitlock avenue and distant 100 feet easterly from the easterly side thereof, and on the west by the westerly side of Robbins avenue.

The above-entitled assessments were entered 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" on the respective dates herein above given, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the said respective dates of entry of the assessments, interest will be collected thereon as provided in section 917 of said "New York City Consolidation Act of 1882."

Section 917 of the said act 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 from the date of such entry to the date of payment."

The above assessments are payable to the Collector of Assessments and Clerk of Arrears, at the "Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents," Room 31, Stewart Building, between the hours of 9 A. M. and 2 P. M., and all payments made thereon on or before December 18, 1896, will be exempt from interest, as above provided, and after that date will be charged interest at the rate of seven per centum per annum from the above respective dates of entry of the assessments in the Record of Titles of Assessments in said Bureau to the date of payment.

ASHBEL P. FITCH, Comptroller.

CITY OF NEW YORK—FINANCE DEPARTMENT, COMPTROLLER'S OFFICE, October 24, 1896.

PROPOSALS FOR \$16,046,590.70 OF THREE AND ONE-HALF PER CENT. GOLD BONDS AND STOCK OF THE CITY OF NEW YORK.

EXECUTORS, ADMINISTRATORS, GUARDIANS AND OTHERS HOLDING TRUST FUNDS ARE AUTHORIZED, BY AN ACT OF THE LEGISLATURE PASSED MARCH 14, 1889, TO INVEST IN THESE BONDS AND STOCK.

SEALED PROPOSALS WILL BE RECEIVED BY THE COMPTROLLER OF THE CITY OF New York, at his office, No. 280 Broadway, in the City of New York, until

MONDAY, THE 9TH DAY OF NOVEMBER, 1896,

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 Coupon or Registered Bonds and Stock of the City of New York, bearing interest at three and one-half per cent. per annum, to wit:

AMOUNT.	TITLE.	AUTHORITY.	PRINCIPAL PAYABLE.	INTEREST PAYABLE.
\$400,000 00	Consolidated Stock of the City of New York, for constructing a bridge over the Harlem river at Third avenue.	Sections 132 and 134, New York City Consolidation Act of 1882; chapter 413, Laws of 1892; chapter 716, Laws of 1896, and resolutions, Board of Estimate and Apportionment, June 19, 1893, and May 27, 1896	Nov. 1, 1917	May 1 and Nov. 1
	This stock is Exempt from Taxation by the City and County of New York, pursuant to a resolution of the Commissioners of the Sinking Fund adopted September 23, 1896.			
1,925,141 37	Consolidated Stock of the City of New York, known as "School-house Bonds."	Sections 132 and 134, New York City Consolidation Act of 1882; chapter 88, Laws of 1895, and resolutions, Board of Estimate and Apportionment, May 5, May 19, June 2, June 25, June 30, July 10, August 18 and September 23, 1896,	Nov. 1, 1915	"
	This stock is Exempt from Taxation by the City and County of New York, pursuant to resolutions of the Commissioners of the Sinking Fund adopted September 23 and October 7, 1896.			
102,849 33	Consolidated Stock of the City of New York, Sanitary Improvement, School-house Bonds	Sections 132 and 134, New York City Consolidation Act of 1882, chapter 432, Laws of 1893, and resolutions, Board of Estimate and Apportionment, June 9, June 25, July 10 and August 18, 1896,	Nov. 1, 1916	"
	This stock is Exempt from Taxation by the City and County of New York, pursuant to a resolution of the Commissioners of the Sinking Fund adopted September 23, 1896.			
158,600 00	Consolidated Stock of the City of New York, for new grounds and buildings for the College of the City of New York	Sections 132 and 134, New York City Consolidation Act of 1882; chapter 168, Laws of 1895; chapter 608, Laws of 1896, and resolutions, Board of Estimate and Apportionment, December 23, 1895, and February 20, May 19 and June 25, 1896,	Nov. 1, 1915	"
	This Stock is Exempt from Taxation by the City and County of New York, pursuant to a resolution of the Commissioners of the Sinking Fund adopted September 23, 1896.			
85,000 00	Consolidated Stock of the City of New York, for the payment of awards, costs, charges and expenses certified by the Change of Grade Damage Commission.	Sections 132 and 134, New York City Consolidation Act of 1882; chapter 537, Laws of 1893; chapter 567, Laws of 1894, and resolutions, Board of Estimate and Apportionment, June 25 and September 23, 1896,	Nov. 1, 1911	"
	This stock is Exempt from Taxation by the City and County of New York, pursuant to resolutions of the Commissioners of the Sinking Fund adopted September 21 and October 7, 1896.			

AMOUNT.	TITLE.	AUTHORITY	PRINCIPAL PAYABLE.	INTEREST PAYABLE.
\$600,000 00	Consolidated Stock of the City of New York, for Re-paving Streets and Avenues.....	Sections 132 and 134, New York City Consolidation Act of 1882; chapter 475, Laws of 1895, and resolution, Board of Estimate and Apportionment, October 6, 1896.....	Nov. 1, 1917	May 1 and Nov. 1
This stock is Exempt from Taxation by the City and County of New York, pursuant to a resolution of the Commissioners of the Sinking Fund adopted October 7, 1896.				
300,000 00	Consolidated Stock of the City of New York, for the construction of the New East River Bridge.....	Sections 132 and 134, New York City Consolidation Act of 1882; chapter 789, Laws of 1895, and resolution, Board of Estimate and Apportionment, September 28, 1896.....	Nov. 1, 1918	"
This stock is Exempt from Taxation by the City and County of New York, pursuant to a resolution of the Commissioners of the Sinking Fund adopted October 7, 1896.				
250,000 00	Consolidated Stock of the City of New York, for the construction and equipment of the West Wing of the American Museum of Natural History.....	Sections 132 and 134, New York City Consolidation Act of 1882; chapter 235, Laws of 1895, and resolution, Board of Estimate and Apportionment, June 25, 1895.....	Nov. 1, 1917	"
This stock is Exempt from Taxation by the City and County of New York, pursuant to a resolution of the Commissioners of the Sinking Fund adopted June 28, 1895.				
175,000 00	Consolidated Stock of the City of New York, for the Improvement of Public Parks, Parkways and Drives in the City of New York.....	Sections 132 and 134, New York City Consolidation Act of 1882; chapter 194, Laws of 1896, and resolution, Board of Estimate and Apportionment, May 27, June 9, June 30, July 2, July 10 and September 28, 1896.....	Nov. 1, 1918	"
This stock is Exempt from Taxation by the City and County of New York, pursuant to resolutions of the Commissioners of the Sinking Fund adopted September 23 and October 7, 1896.				
100,000 00	Consolidated Stock of the City of New York, for Re-paving Roads, Streets and Avenues in the Twenty-third and Twenty-fourth Wards.....	Sections 132 and 134, New York City Consolidation Act of 1882; chapter 112, Laws of 1895, and resolution, Board of Estimate and Apportionment, May 19, 1896.....	Nov. 1, 1917	"
This stock is Exempt from Taxation by the City and County of New York, pursuant to a resolution of the Commissioners of the Sinking Fund adopted September 23, 1896.				
1,000,000 00	Consolidated Stock of the City of New York, known as "Dock Bonds".....	Sections 132, 134 and 143, New York City Consolidation Act of 1882, and a resolution of the Commissioners of the Sinking Fund adopted September 23, 1896.....	Nov. 1, 1927	"
This stock is Exempt from Taxation by the City and County of New York, pursuant to a resolution of the Commissioners of the Sinking Fund adopted September 23, 1896.				
7,000,000 00	Consolidated Stock of the City of New York, for the Redemption of Bonds and Stock maturing in the year 1896.....	Sections 132, 134 and 204, New York City Consolidation Act of 1882, and resolution, Board of Estimate and Apportionment, December 30, 1895.....	Nov. 1, 1922	"
This stock is Exempt from Taxation by the City and County of New York, pursuant to a resolution of the Commissioners of the Sinking Fund adopted September 23, 1896.				
1,200,000 00	Consolidated Stock of the City of New York, for the payment of State Taxes for the Support of the Insane.....	Sections 132 and 134, New York City Consolidation Act of 1882; chapter 3, Laws of 1896, and resolution, Board of Estimate and Apportionment, July 2, 1896.....	Nov. 1, 1916	"
This stock is Exempt from Taxation under the authority of chapter 3, Laws of 1896.				
2,750,000 00	Consolidated Stock of the City of New York, known as Additional Water Stock of the City of New York.....	Sections 132 and 134, New York City Consolidation Act of 1882; chapter 490, Laws of 1883, and resolutions of the Aqueduct Commission, April 22, August 5 and September 30, 1896.....	Oct. 1, 1915	Apr. 1 and Oct. 1
This stock is Exempt from Taxation by the City and County of New York, pursuant to a resolution of the Commissioners of the Sinking Fund adopted September 3, 1893.				

The aforesaid resolutions of the Commissioners of the Sinking Fund, exempting said Bonds and Stock from local taxation, were adopted, pursuant to the authority of an ordinance of the Common Council, approved by the Mayor October 2, 1880, and section 137 of the New York City Consolidation Act of 1882.

THE PRINCIPAL OF AND THE INTEREST ON THE ABOVE-DESCRIBED BONDS AND STOCK ARE PAYABLE IN GOLD COIN OF THE UNITED STATES OF AMERICA, OF THE PRESENT STANDARD OF WEIGHT AND FINENESS, AT THE OFFICE OF THE COMPTROLLER OF THE CITY OF NEW YORK.

CONDITIONS.

Section 146 of the New York City Consolidation Act of 1882 provides that "the Comptroller, with the approval of the Commissioners of the Sinking Fund, shall determine what, if any, part of said proposals shall be accepted, and upon the payment into the City Treasury of the amounts due by the persons whose bids are accepted, respectively, certificates therefor shall be issued to them, as authorized by law"; and provided, also, "that no proposals for Bonds or Stock shall be accepted for less than the par value of the same."

Those persons whose bids are accepted will be required to deposit with the City Chamberlain the amount of stock awarded to them at its par value, together with the premium thereon, within three days after notice of such acceptance. In the event of failure to make such deposit the Comptroller shall have the option of awarding said stock to the next highest bidder, or of readvertising said stock for sale, and the bidders thus failing to make such deposit shall be liable to the City of New York for the loss, if any, thus sustained.

The proposals should be inclosed in a sealed envelope, indorsed "Proposals for Bonds of the Corporation of the City of New York," and then inclosed in a second envelope, addressed to the Comptroller of the City of New York.

CITY OF NEW YORK—FINANCE DEPARTMENT, COMPTROLLER'S OFFICE, October 9, 1896.

NOTICE OF THE REDEMPTION OF NEW YORK CITY BONDS AND STOCK.

NOTICE IS HEREBY GIVEN TO THE HOLDERS of the New York City Stock and Bonds herein-after described, that in a cordance with the terms of issue I will redeem said Stock and Bonds on the 2d day of November, 1896, at my office in the Stewart Building, No. 280 Broadway, New York City, and that on that day said Stock and Bonds will cease to bear interest, viz.:

FIVE PER CENT. CONSOLIDATED STOCK, CITY IMPROVEMENT STOCK OF THE CITY OF NEW YORK, issued in pursuance of chapter 920, Laws of 1879, and chapter 322, Laws of 1871, redeemable after November 1, 1896, and payable May 1, 1906.

FIVE PER CENT. CONSOLIDATED STOCK, NEW YORK BRIDGE BONDS OF THE CITY OF NEW YORK, issued in pursuance of chapter 322, Laws of 1871, and chapter 300, Laws of 1875, redeemable after November 1, 1896, and payable May 1, 1906.

SIX PER CENT. CONSOLIDATED STOCK "E" OF THE CITY OF NEW YORK, issued in pursuance of chapter 322, Laws of 1871, and chapter 604, Laws of 1874, redeemable after November 1, 1896, and payable May 1, 1916.

FIVE PER CENT. CONSOLIDATED STOCK "F" OF THE CITY OF NEW YORK, issued in pursuance of chapter 322, Laws of 1871, and chapter 565, Laws of 1865, redeemable after November 1, 1896, and payable May 1, 1915.

ASHBEL P. FITCH, Comptroller.
CITY OF NEW YORK—FINANCE DEPARTMENT, COMPTROLLER'S OFFICE, September 28, 1896.

PETER F. MEYER, AUCTIONEER.

CORPORATION SALE OF REAL ESTATE.

PUBLIC NOTICE IS HEREBY GIVEN THAT the Commissioners of the Sinking Fund of the City of New York, by virtue of the powers vested in them by law, will offer for sale, at public auction, on Thursday, the 5th day of November, 1896, at noon, at the Comptroller's Office, No. 280 Broadway, New York City, all the right, title and interest of the City of New York in and to a certain interior lot of land described as follows:

Beginning at a point where the low water mark of the Harlem river, as the same existed on the 20th day of July, 1801, intersected a line drawn parallel to One Hundred and Thirtieth street and distant 24 feet 11 inches southerly therefrom, and running thence southeasterly along said low water mark to the point of intersection of said mark with another line drawn parallel to One Hundred and Thirtieth street and distant 49 feet 11 inches southerly therefrom; thence easterly along said last-mentioned parallel line until it intersects a line drawn parallel with Third avenue and distant 105 feet easterly therefrom; thence northerly along said

last-mentioned line to the point where it is intersected by the southerly line of the approach to the Third Avenue Bridge; thence northwesterly along said southerly line of the approach to the Third Avenue Bridge to its intersection with a line drawn parallel with One Hundred and Thirtieth street and distant twenty-four feet eleven inches therefrom; thence westwardly along the last-mentioned line to the point or place of beginning, shown on a map submitted to the Commissioners of the Sinking Fund June 30, 1896, signed "C. W., June 12th, '96."

TERMS AND CONDITIONS OF SALE:

The highest bidder will be required to pay in cash at the time of the sale the whole of the purchase-money and the expenses of such sale and of the conveyance.

The Comptroller may, at his option, resell the property struck off to the highest bidder who shall fail to comply with the terms of the sale, and the party who fails to comply therewith will be held liable for any deficiency resulting from such resale.

The right to reject any bid is reserved.

The map of the property may be seen upon application at the Comptroller's Office, Stewart Building, No. 280 Broadway.

By order of the Commissioners of the Sinking Fund, under a resolution adopted September 23, 1896.

ASHBEL P. FITCH, Comptroller.

CITY OF NEW YORK, FINANCE DEPARTMENT, COMPTROLLER'S OFFICE, September 26, 1896.

FINANCE DEPARTMENT, BUREAU FOR THE COLLECTION OF TAXES, No. 57 CHAMBERS STREET (STEWART BUILDING), NEW YORK, October 1, 1896.

NOTICE TO TAXPAYERS.

NOTICE IS HEREBY GIVEN THAT THE Assessment Rolls of Real Estate, Personal Property and Bank Stock in the City and County of New York, for the year 1896, and the warrants for the collection of taxes, have been delivered to the undersigned, and that all the taxes on said assessment rolls are now due and payable at this office.

In case of payment on or before the 1st day of November next, the person so paying shall be entitled to the benefits mentioned in section 842 of the New York City Consolidation Act of 1882, viz.: a reduction of interest at the rate of 6 per cent. per annum between the day of such payment and the 1st day of December next.

DAVID E. AUSTEN, Receiver of Taxes.

INTEREST ON CITY BONDS AND STOCKS.

THE INTEREST DUE NOVEMBER 1, 1896, ON the Registered Bonds and Stocks of the City and County of New York will be paid on that day by the Comptroller at the office of the City Chamberlain, Room 27, Stewart Building, corner of Broadway and Chambers street.

The Transfer Books will be closed from September 30 to November 1, 1896.

The interest due November 1, 1896, on the Coupon Bonds and Stocks of the City of New York, will be paid on that day by the State Trust Company, No. 100 Broadway.

ASHBEL P. FITCH, Comptroller.
CITY OF NEW YORK—FINANCE DEPARTMENT, COMPTROLLER'S OFFICE, September 15, 1896.

CORPORATION NOTICE.

PUBLIC NOTICE IS HEREBY GIVEN TO THE owner or owners, occupant or occupants, of all houses and lots, improved or unimproved lands affected thereby, that the following assessments have been completed and are lodged in the office of the Board of Assessors for examination by all persons interested, viz.:

List 4316, No. 1. Paving Thirtieth avenue, from Eighteenth to Twenty-third streets, with granite-blocks and laying crosswalks (so far as the same is within the limits of grants of land under water).

List 5145, No. 2. Paving Columbus avenue, from One Hundred and Twenty-sixth to One Hundred and Twenty-seventh street, with granite blocks and laying crosswalks.

List 5151, No. 3. Paving One Hundred and Second street, between Central Park, West, and Manhattan avenue, with asphalt.

List 5219, No. 4. Paving One Hundred and Thirty-eighth street, from Amsterdam avenue to the Boulevard, with granite blocks and laying crosswalks.

List 5266, No. 5. Paving One Hundred and Thirty-third street, between Twelfth avenue and Boulevard, with granite blocks.

List 5276, No. 6. Paving Pleasant avenue, from One Hundred and Fourteenth to One Hundred and Fifteenth street, with asphalt.

List 5277, No. 7. Paving One Hundred and Twentieth street, from Amsterdam avenue to the Boulevard, with asphalt.

The limits embraced by such assessments include all the several houses and lots of ground, vacant lots, pieces and parcels of land situated on—

No. 1. Both sides of Thirtieth avenue, from about 100 feet south of Eighteenth street to Twenty-third street, and to the extent of half the block at the intersecting streets.

No. 2. Both sides of Columbus avenue, from One Hundred and Twenty-sixth to One Hundred and Twenty-seventh street, and to the extent of half the block at the intersecting streets.

No. 3. Both sides of One Hundred and Second street, from Central Park, West, to Manhattan avenue, and to the extent of half the block at the intersecting avenues.

No. 4. Both sides of One Hundred and Thirty-eighth street, from Amsterdam avenue to the Boulevard, and to the extent of half the block at the intersecting avenues.

No. 5. Both sides of One Hundred and Thirty-third street, from Twelfth avenue to the Boulevard, and to the extent of half the block at the intersecting avenues.

No. 6. Both sides of Pleasant avenue, from One Hundred and Fourteenth street to a point about 100 feet north of One Hundred and Fifteenth street, and to the extent of half the block at the intersecting streets.

No. 7. Both sides of One Hundred and Twentieth street, from Amsterdam avenue to the Boulevard, and to the extent of half the block at the intersecting avenues.

All persons whose interests are affected by the above-named assessments, and who are opposed to the same, or either of them, are requested to present their objections, in writing, to the Chairman of the Board of Assessors, at their office, No. 27 Chambers street, within thirty days from the date of this notice.

The above-described lists will be transmitted, as provided by law, to the Board of Revision and Correction of Assessments, for confirmation on the 21st day of November, 1896.

THOMAS J. RUSH, Chairman; PATRICK M. HAVERTY, JOHN W. JACOBUS, EDWARD McCUE, Board of Assessors.
NEW YORK, October 20, 1896.

STREET IMPROVEMENTS, 23D AND 24TH WARDS.

NOTICE IS HEREBY GIVEN THAT THE Commissioner of Street Improvements of the Twenty-third and Twenty-fourth Wards, in pursuance of chapter 576 of the Laws of 1895, will, on Tuesday, the 10th day of November, 1896, at 10 o'clock A. M., at his office, No. 2622 Third avenue, corner of East One Hundred and Forty-first street, consider and determine upon such proof as may be adduced before him whether the following streets in the Twenty-third and Twenty-fourth Wards, the title to which has not as yet been acquired by the Mayor, Aldermen and Commonalty of the City of New York, are now and have been used for public traffic and travel since January 1, 1874, and are so used for at least 50 feet in width, etc.:

East One Hundred and Ninety-seventh street (Ridge street), from Marion avenue to Bainbridge avenue.

East One Hundred and Sixty-third street, from Sheridan avenue to Mor is avenue.

East One Hundred and Sixty-second street, from Sherman avenue to Morris avenue.

Morris avenue, from East One Hundred and Sixty-first street to Fleetwood avenue.

Valentine avenue, from Burnside avenue to East One Hundred and Eighty-third street.

East One Hundred and Seventy-seventh street (Waverly street), from Jerome avenue to the Concourse.

Morris avenue (Madison avenue and North street), from the Concourse to East One Hundred and Seventy-seventh street.

Mount Hope place, from Jerome avenue to Monroe avenue.

East One Hundred and Seventy-sixth street, from Jerome avenue to Monroe avenue.

Morris avenue (Second avenue), from Belmont street to the Concourse.

Eastern avenue (First avenue), from Belmont street to the Concourse.

Weeks avenue (Clinton street), from Belmont street to East One Hundred and Seventy-fifth street.

Monroe avenue, from Belmont street to East One Hundred and Seventy-sixth street.

Belmont street (Jane street), from Morris avenue to Weeks street.

Eden avenue (Third avenue), from old Walnut street to East One Hundred and Seventy-fourth street.

East One Hundred and Seventy-fourth street (Spring street), from Topping avenue to Eastburn avenue.

East One Hundred and Seventy-fifth street (Gray street), from Weeks avenue to Anthony avenue.

Dated NEW YORK, October 24, 1896.

LOUIS F. HAFEN, Commissioner of Street Improvements. Twenty-third and Twenty-fourth Wards.

October 23, 1896

TO CONTRACTORS.

SEALED BIDS OR ESTIMATES FOR EACH of the following-mentioned works, with the title of the work and name of the bidder indorsed thereon, also the number of the work, as in the advertisement, will be received by the Commissioner of Street Improvements of the Twenty-third and Twenty-fourth Wards, at his office, No. 2622 Third avenue, corner of One Hundred and Forty-first street, until 11 o'clock A. M., on Thursday, November 5, 1896, at which time and hour they will be publicly opened:

No. 1. FOR REGULATING, GRADING, SETTING CURB-STONES, FLAGGING THE SIDEWALKS, LAYING CROSSWALKS AND PLACING FENCES IN ONE HUNDRED AND SEVENTY-NINTH STREET, from the New York and Harlem Railroad to Valentine avenue.

No. 2. FOR REGULATING, GRADING, SETTING CURB-STONES, FLAGGING THE SIDEWALKS, LAYING CROSSWALKS AND PLACING FENCES IN ONE HUNDRED AND SIXTY-THIRD STREET, from Brook avenue to Courtlandt avenue.

No. 3. FOR REGULATING, GRADING, SETTING CURB-STONES, FLAGGING THE SIDEWALKS AND LAYING CROSSWALKS IN JACKSON AVENUE, from Westchester avenue to Boston road.

No. 4. FOR REGULATING, GRADING, SETTING CURB-STONES, FLAGGING SIDEWALKS AND LAYING CROSSWALKS IN WEBSTER AVENUE, from the southerly line of Moshulu Parkway to the City line.

No. 5. FOR REGULATING AND PAVING WITH GRANITE-BLOCK PAVEMENT THE CARRIAGEWAY OF AND LAYING CROSSWALKS IN EAST ONE HUNDRED AND SIXTY-FIRST STREET, from Gerard avenue to Jerome avenue.

No. 6. FOR CONSTRUCTING SEWER AND APPURTENANCES IN FOX STREET (Simpson street), between Freeman street and East One Hundred and Sixty-seventh street.

No. 7. FOR CONSTRUCTING A SEWER AND APPURTENANCES IN MARION AVENUE (Hull avenue), between East Two Hundred and First street and East Two Hundredth street.

Each estimate must contain the name and place of residence of the person making the same, the names of all persons interested with him therein, and if no other person be so interested it shall distinctly state that fact. That it is made without any connection with any other person making an estimate for the same work, and is in all respects fair and without collusion or fraud. That no member of the Common Council, Head of a Department, Chief of a Bureau, Deputy thereof, or Clerk therein, or other officer of the Corporation, is directly or indirectly interested in the estimate or in the work to which it relates, or in the profits thereof.

Each bid or estimate must be verified by the oath, in writing, of the party making the same, that the several matters therein stated are true, and must be accompanied by the consent, in writing, of two householders or freeholders in the City of New York, to the effect that if the contract is awarded to the person making the estimate, they will, upon its being so awarded, become bound as his sureties for its faithful performance, and that if he shall refuse or neglect to execute the same they will pay to the Corporation any difference between the sum to which he would be entitled upon its completion and that which the Corporation may be obliged to pay to the person to whom the contract shall be awarded at any subsequent letting, the amount to be calculated upon the estimated amount of the work by which the bids are tested.

The consent last above mentioned must be accompanied by the oath or affirmation, in writing, of each of the persons signing the same, that he is a householder or freeholder in the City of New York, and is worth the amount of the security required for the completion of the contract, over and above all his debts of every nature, and over and above his liabilities as bail, surety, or otherwise, and that he has offered himself as surety in good faith, with the intention to execute the bond required by law.

No estimate will be considered unless accompanied by either 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 security required for the faithful performance of the contract. Such check or money must not be inclosed in the sealed envelope containing the estimate, but must be handed to the officer or clerk of the Department who has charge of the estimate-box, and no estimate can be deposited in said box until such check or money has been examined by said officer or clerk and found to be correct. All such deposits, except that of the successful bidder, will be returned to the person making the same within three days after the contract is awarded. If the successful bidder shall refuse or neglect, within five days after notice that the contract has been awarded to him, to execute the same, the amount of the deposit made by him shall be forfeited to and retained by the City of New York, as liquidated damages for such neglect or refusal; but if he shall execute the contract within the time aforesaid the amount of the deposit will be returned to him.

The Commissioner of Street Improvements of the Twenty-third and Twenty-fourth Wards reserves the right to reject all bids received for any particular work if he deems it for the best interests of the City.

Blank forms of bid or estimate, the proper envelopes in which to inclose the same, the specifications and agreements, and any further information desired, can be obtained at this office.

LOUIS F. HAFEN, Commissioner of Street Improvements, Twenty-third and Twenty-fourth Wards.

OFFICE OF THE COMMISSIONER OF STREET IMPROVEMENTS OF THE TWENTY-THIRD AND TWENTY-FOURTH WARDS, NEW YORK, October 14, 1896.

AUCTION SALE.

THE COMMISSIONER OF STREET IMPROVEMENTS of the Twenty-third and Twenty-fourth Wards will sell at Public Auction, by James McCauley, Auctioneer, Buildings and parts of Buildings, Fences, etc., now standing within the lines of—

1. East One Hundred and Thirty-fifth street, from Third avenue to Exterior street.

2. Public place at Mott avenue, East One Hundred and Thirty-eighth street, Railroad avenue, East.

3. East One Hundred and Thirty-eighth street, from Harlem river to a point 493.22 feet west of Alexander avenue.

4. East One Hundred and Fifty-sixth street, from Railroad avenue, East, to Elton avenue, and from St. Ann's avenue to Prospect avenue.

5. Wales avenue, from Southern Boulevard to St. Joseph's street.

6. St. Joseph's street, from Robbins avenue to Whitlock avenue.

7. East One Hundred and Forty-ninth street, from Austin place to Southern Boulevard.

8. Bryant street, from L. S. Samuel property to Woodruff street.

9. Woodruff street, from Longfellow street to Boston road.

10. East One Hundred and Seventy-fourth street, from Boston road to Bronx river.

11. Jennings street, from West Farms road to Stebbins avenue.

12. Home street, from Intervale avenue to Westchester avenue.

13. Stebbins avenue, from Boston road to Dawson street.

14. Prospect avenue, from Westchester avenue to Boston road.

15. Crotona Park, South, from Prospect avenue to Fulton avenue.

16. Fulton avenue, from Spring place to the Twenty-third Ward line.

17. Brook avenue, from Webster avenue to Wendover avenue.

18. Lind avenue, from Aqueduct avenue to Wolf street.

19. Inwood avenue, from Cromwell avenue to Featherbed lane.

20. Tremont avenue, from the New York and Harlem Railroad to transverse road under the Grand Boulevard and Concourse.

21. East One Hundred and Ninety-fifth street, from Webster avenue to Marion avenue.

22. Webster avenue, from Moshulu Parkway to Bronx river road.

—Thursday, October 29, 1896, at 10 o'clock A. M., and the following day if necessary.

The sale will begin with, and in front of, premises numbered one on the catalogue.

TERMS OF SALE.

The purchase-moneys to be paid in bankable funds at the time of sale. The purchasers will be required to remove their property on or before the expiration of thirty days from the date of sale. Purchasers to be liable for any and all damages by reason of the occupancy or removal of said buildings, etc.

For further information and for catalogues apply at the office of the Commissioner of Street Improvements of the Twenty-third and Twenty-fourth Wards, No. 2622 Third avenue.

By order of the Commissioner.

JOSEPH P. HENNESSY, Secretary.

BOARD OF EDUCATION.

SEALED PROPOSALS WILL BE RECEIVED by the Committee on Buildings, of the Board of Education, of the City of New York, at the Hall of the Board, No. 146 Grand street, until 4 o'clock P. M. on Monday, November 9, 1896, for Erecting a New School Building on the westerly side of Trinity avenue, between One Hundred and Thirty-fifth and One Hundred and Thirty-sixth streets; also for Supplying New Piano for Grammar Schools Nos. 30, 66 and 103.

Plans and specifications may be seen and blank proposals obtained at the office of the Superintendent of School Buildings, No. 146 Grand street, third floor.

The Committee reserve the right to reject any or all of the proposals submitted.

The party submitting a proposal, and the parties proposing to become sureties, must each write his name and place of residence on said proposal.

Two responsible and approved sureties, residents of this city, are required in all cases.

No proposal will be considered from persons whose character and antecedent dealings with the Board of Education render their responsibility doubtful.

The party submitting a proposal must include in his proposal the names of all sub-contractors, and no change will be permitted to be made in the sub-contractors named without the consent of the Committee and Superintendent of School Buildings.

It is required as a condition precedent to the reception or consideration of any proposals, that a certified check upon or a certificate of deposit of one of the State or National banks or Trust Companies of the City of New York, drawn to the order of the President of the Board of Education, shall accompany the proposal to an amount of not less than three per cent. of such proposal when said proposal is for or exceeds ten thousand dollars, and to an amount of not less than five per cent. of such proposal when said proposal is for an amount under ten thousand dollars; that on demand, within one day after the awarding of the contract by the Committee, the President of the Board will return all deposits of checks and certificates of deposits made, to the persons making the same, except that made by the person or persons whose bid has been so accepted; and that if the person or persons whose bid has been so accepted shall refuse or neglect, within five days after due notice has been given that the contract is ready for execution, to execute the same, the amount of the deposit or of the check or certificate of deposit made by him or them shall be forfeited to and retained by this Board, not as a penalty, but as liquidated damages for such neglect or refusal, and shall be paid into the City Treasury to the credit of the Sinking Fund of the City of New York; but if the said person or persons whose bid has been so accepted shall execute the contract within the time aforesaid, the amount of his or their deposit of check or certificate of deposit shall be returned to him or them.

ROBERT MACLAY, NATHANIEL A. PRENTISS, RICHARD H. ADAMS, WM. H. HURLBUT, JOHN G. AGAR, Committee on Buildings,
ARTHUR McMULLIN, Clerk.
Dated New York, October 28, 1896.

DEPARTMENT OF PUBLIC WORKS

COMMISSIONER'S OFFICE, No. 150 NASSAU STREET, NEW YORK, October 20, 1896.

TO CONTRACTORS.

BIDS OR ESTIMATES, INCLOSED IN A sealed envelope, with the title of the work and the name of the bidder indorsed thereon, also the number of the work as in the advertisement, will be received at No. 150 Nassau street, corner of Spruce street, in the Chief Clerk's Office, Room No. 1704-7, until 12 o'clock M. on Monday, November 2, 1896. The bids will be publicly opened by the head of the Department in the basement at No. 150 Nassau street, at the hour above-mentioned.

No. 1. FOR REGULATING AND PAVING WITH ASPHALT BLOCK PAVEMENT, ON CONCRETE FOUNDATION, THE CARRIAGEWAY OF NINETY-THIRD STREET, between West End avenue and Riverside Drive.

No. 2. FOR REGULATING AND PAVING WITH ASPHALT BLOCK PAVEMENT, ON CONCRETE FOUNDATION, THE CARRIAGEWAY OF NINETY-EIGHTH STREET, from the Boulevard to West End avenue.

No. 3. FOR REGULATING AND PAVING WITH ASPHALT BLOCK PAVEMENT, ON CONCRETE FOUNDATION, THE CARRIAGEWAY OF NINETY-NINTH STREET, from Park to Madison avenue.

No. 4. FOR REGULATING AND PAVING WITH ASPHALT PAVEMENT, ON CONCRETE FOUNDATION, THE CARRIAGEWAY OF ONE HUNDRED AND SEVENTEENTH STREET, from Lenox to St. Nicholas avenue.

No. 5. FOR REGULATING AND PAVING WITH ASPHALT PAVEMENT, ON CONCRETE FOUNDATION, THE CARRIAGEWAY OF CONVENT AVENUE, from the south side of One Hundred and Forty-ninth street to the north side of One Hundred and Fifty-second street, at its intersection with St. Nicholas avenue.

No. 6. FOR REGULATING AND PAVING WITH ASPHALT PAVEMENT, ON THE PRESENT PAVEMENT, THE CARRIAGEWAY OF THIRTIETH STREET, from Tenth to Eleventh avenue, so far as the same is not within the limits of grants of land under water.

No. 7. FOR REGULATING AND PAVING WITH ASPHALT PAVEMENT, ON THE PRESENT PAVEMENT, THE CARRIAGEWAY OF THIRTIETH STREET, from Tenth to Eleventh avenue, so far as the same is within the limits of grants of land under water.

No. 8. FOR REGULATING AND PAVING WITH GRANITE OR SYENITE BLOCK PAVEMENT, WITH CONCRETE FOUNDATION, THE CARRIAGEWAY OF FORTY-SEVENTH STREET, from the end of the present pavement to the bulkhead-line on the Hudson river, so far as the same is within the limits of grants of land under water.

No. 9. FOR REGULATING AND PAVING WITH GRANITE OR SYENITE BLOCK PAVEMENT, WITH CONCRETE FOUNDATION, THE CARRIAGEWAY OF FIFTY-THIRD STREET, at the intersection of Avenue A.

No. 10. FOR ALTERATION, IMPROVEMENT AND EXTENSION TO SEWER IN WALL STREET, between Pearl and William streets, WITH NEW CONNECTION AT PEARL STREET.

No. 11. FOR ALTERATION AND IMPROVEMENT TO SEWER IN PEARL STREET, between Burling Slip and Fulton street.

No. 12. FOR ALTERATION AND IMPROVEMENT TO SEWER IN FORTY-SEVENTH STREET, between Eighth avenue and Broadway.

No. 13. FOR SEWER IN ONE HUNDRED AND FORTY-NINTH STREET, between Hudson river and Boulevard.

No. 14. FOR SEWER IN NAEGLE AVENUE, between Dyckman street and Kingsbridge road.

No. 15. FOR REGULATING AND PAVING WITH ASPHALT PAVEMENT, ON THE PRESENT PAVEMENT, SO MUCH OF THE CARRIAGEWAY OF MADISON AVENUE, from One Hundred and Twenty-fifth street, North, to the bridge over the Harlem river as lies between the outer rails of the railroad tracks.

Each bid or estimate shall contain and state the name and place of residence of each of the persons making the same, the names of all persons interested with him therein, and if no other person be so interested it shall distinctly state that fact; 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 Common Council, head of a department, chief of a bureau, deputy thereof, or clerk thereof, or other officer of the Corporation, is directly or

indirectly interested therein, or in the supplies or in the work to which it relates, or in any portion of the profits thereof.

Each estimate must be verified by the oath, in writing, of the party making the same, that the several matters therein stated are true, and must be accompanied by the consent, in writing, of two householders or freeholders in the City of New York, to the effect that if the contract is awarded to the person making the estimate, they will, upon its being so awarded, become bound as his sureties for its faithful performance; and that if he shall refuse or neglect to execute the same, they will pay to the Corporation any difference between the sum to which he would be entitled upon its completion, and that which the Corporation may be obliged to pay to the person to whom the contract shall be awarded at any subsequent letting, the amount to be calculated upon the estimated amount of the work by which the bids are tested.

The consent last above mentioned must be accompanied by the oath or affirmation, in writing, of each of the persons signing the same, that he is a householder or freeholder in the City of New York, and is worth the amount of the security required for the completion of the contract, over and above all his debts of every nature, and over and above his liabilities as bail, surety, or otherwise, and that he has offered himself as surety in good faith, with the intention to execute the bond required by law.

No estimate will be considered unless accompanied by either 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 security required for the faithful performance of the contract. Such check or money must not be inclosed in a sealed envelope containing the estimate, but must be handed to the officer or clerk of the Department who has charge of the estimate-box, and no estimate can be deposited in said box until such check or money has been examined by said officer or clerk and found to be correct. All such deposits, except that of the successful bidder, will be returned to the persons making the same within three days after the contract is awarded. If the successful bidder shall refuse or neglect, within five days after notice that the contract has been awarded to him, to execute the same, the amount of the deposit made by him shall be forfeited to and retained by the City of New York as liquidated damages for such neglect or refusal, but if he shall execute the contract within the time aforesaid the amount of the deposit will be returned to him.

THE COMMISSIONER OF PUBLIC WORKS RESERVES THE RIGHT TO REJECT ALL BIDS RECEIVED FOR ANY PARTICULAR WORK IF HE DEEMS IT FOR THE BEST INTERESTS OF THE CITY.

Blank forms of bid or estimate, the proper envelopes in which to inclose the same, the specifications and agreements, and any further information desired, can be obtained at the Water Purveyor's office in the basement and in Room No. 1701.

CHARLES H. T. COLLIS, Commissioner of Public Works.

DEPARTMENT OF PUBLIC WORKS—COMMISSIONER'S OFFICE, No. 150 NASSAU STREET, NEW YORK, October 10, 1896.

NOTICE

TO MANUFACTURERS OF HYDRANTS, GATE-VALVES AND OTHER SUPPLIES CONNECTED THEREWITH.

THE DEPARTMENT WILL BE PLEASED to receive illustrations and literature explanatory of the above-mentioned articles, from which a selection will be made, that may be exhibited at the Twenty-fourth street Corporation Yard November 10, 1896, the object being to ascertain the state of the art relative to such contrivances with a view to improving the city service.

Manufacturers of articles selected for exhibition must bear all expenses and have representative at the exhibition to explain exhibits. Only articles selected will be allowed to be exhibited, and the Department reserves the right to reject any or all exhibited.

The Mayor, the Board of Underwriters and Engineers of City Departments, the Press and prominent citizens will be invited to inspect the same, and experienced judges will be appointed to examine and report upon the merits.

All communications relative to exhibition to be addressed to the undersigned.

CHAS. H. T. COLLIS, Commissioner of Public Works.

DEPARTMENT OF PUBLIC WORKS, COMMISSIONER'S OFFICE, No. 150 NASSAU STREET, NEW YORK, August 6, 1896.

NOTICE IS HEREBY GIVEN THAT THE charge for vault permits is fixed at the rate of \$2 per square foot, under and pursuant to ordinance of the Common Council relating thereto.

HOWARD PAYSON WILDS, Deputy Commissioner of Public Works.

NOTICE TO PROPERTY-OWNERS, BUILDERS, FLAGGERS AND OTHERS.

NOTICE IS HEREBY GIVEN THAT THE practice of placing concrete or other friable curbs on the streets of this city is in contravention of chapter 6, Article 7, section 105, Revised Ordinances of 1880, which reads: "All curbs-stones * * * shall be of the best hard blue or gray granite." And this Department will find it necessary to prosecute to the full penalty imposed by law persons setting or making such curbs, whether they have broken up or removed the curbs-stones provided by the City or not.

Further notice is given that this Department will in no case entertain claims or damages to concrete or other artificial sidewalks that are caused by repair or setting of hydrants, or by other work which the City does for the general good.

CHARLES H. T. COLLIS, Commissioner of Public Works.

COMMISSIONERS OF THE SINKING FUND.

PROPOSALS FOR CHANGES AND ADDITIONAL WORK FOR PUBLIC BUILDING TO BE ERRECTED IN CROTONA PARK, NEAR THIRD AVENUE, IN THE TWENTY-FOURTH WARD OF THE CITY OF NEW YORK, PURSUANT TO CHAPTER 248, LAWS OF 1894.

SEALED ESTIMATES FOR THE ABOVE work, indorsed with the above title, also with the name of the person or persons making the same, and the date of presentation, will be received at the office of the Comptroller, Rooms Nos. 14 and 15, Finance Department, Stewart Building, No. 280 Broadway, in the City of New York, until 12 o'clock M., Thursday, November 5, 1896, at which place and hour the bids will be publicly opened by and in presence of the Commissioners of the Sinking Fund and read, and the award of the contract, if awarded, will be made to the lowest bidder, with adequate surety, as soon thereafter as practicable. The person or persons to whom the contract may be awarded will be required to attend at the office of the Department of Public Works, with the sureties offered by him or them, and execute the contract within five days from the date of the service of a notice to that effect, and in case of failure or neglect so to do, he or they will be considered as having abandoned it and, as in default to the Corporation, and thereupon the work shall be re-advertised, and relet, and so on until the contract be accepted and executed; the work to commence as such time as the Commissioner of Public Works may designate.

N.B.—Permission will not be given for the withdrawal of any bid or estimate. No bid will be accepted from or contract awarded to any person who is in arrears to the Corporation upon debt or contract, or who is a defaulter, as surety or otherwise, upon any obligation to the Corporation.

Bidders are required to state in their estimates, under oath, their names and places of residence, the names of all persons interested with them therein, and if no other

person be so interested they shall distinctly state the fact; also that it is made without any connection with any other person making any bid or estimate for the same purpose, and that it is in all respects fair and without collusion or fraud; and also that no member of the Common Council, head of a department, chief of a bureau, deputy thereof or clerk therein, or other officer of the Corporation, is directly or indirectly interested therein or in the supplies or work to which it relates, or in any portion of the profits thereof. Where more than one person is interested it is requisite that the verification be made and subscribed by all the parties interested.

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

For the nature and extent of the work to be done bidders are referred to the plans and specifications. The plans may be seen at the office of the Architect, Mr. George B. Post, No. 33 East Seventeenth street, New York City.

The entire work will be completed within ninety days after the notice to commence work has been given by the Commissioner of Public Works.

The damages to be paid by the contractor or contractors for each day that the contract or contracts may be unfulfilled after the time specified for the completion thereof shall have expired, are, by a clause in the contract, fixed and liquidated at One Hundred Dollars per day.

Bidder will state, in writing, and also in figures, a price for the whole work complete, which price is to cover the furnishing of all necessary materials and labor and the performance of all the work set forth in the plans and specifications and form of agreement.

No estimate will be considered unless accompanied by either 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 of money to the amount of five per centum of the amount of the security required for the faithful performance of the contract. All such deposits, except that of the successful bidder, will be returned to the persons making the same within three days after the contract is awarded. If the successful bidder shall refuse or neglect within five days after notice that the contract has been awarded to him, to execute the same, the amount of the deposit made by him shall be forfeited to and retained by the City of New York as liquidated damages for such neglect or refusal, but if he shall execute the contract within the time aforesaid the amount of his deposit will be returned to him.

The amount of security required is Ten Thousand Dollars.

Blank forms of estimates, and further information, if desired, also the form of agreement, including the specifications for the work, can be obtained at the office of the Comptroller, No. 280 Broadway.

WILLIAM L. STRONG, Mayor; JOHN W. GOFF, Recorder; ASHBEEL P. FITCH, Comptroller; ANSON G. MCCOOK, Chamberlain; WILLIAM M. K. OLCOTT, Chairman of Committee on Finance, Board of Aldermen, Commissioners of the Sinking Fund.

New York, October 20, 1896.

DEPT. OF PUBLIC CHARITIES.

DEPARTMENT OF PUBLIC CHARITIES, No. 66 THIRD AVENUE, NEW YORK, October 23, 1896.

TO CONTRACTORS.

MATERIALS AND WORK REQUIRED FOR ALTERING THE BUILDING NOW OCCUPIED AS ALCOHOLIC WARD—BELLEVUE HOSPITAL.

SEALED BIDS OR ESTIMATES FOR THE aforesaid work and materials, in accordance with the specifications and plans, will be received at the office of the Department of Public Charities, No. 66 Third avenue, in the City of New York, until Thursday, November 5, 1896, until 10 o'clock A. M. The person or persons making any bid or estimate shall furnish the same in a sealed envelope, indorsed "Bid or Estimate for General Alterations to Building now occupied as Alcoholic Ward, Bellevue Hospital, New York City," and with his or her name or names, and the date of presentation, to the head of said Department, at the said office, on or before the day and hour above named, at which time and place the bids or estimates received will be publicly opened by the President of said Department and read.

THE BOARD OF PUBLIC CHARITIES RESERVES THE RIGHT TO REJECT ALL BIDS OR ESTIMATES IF DEEMED TO BE FOR THE PUBLIC INTEREST, AS PROVIDED BY SECTION 64, CHAPTER 410, LAWS OF 1882.

No bid or estimate will be accepted from, or contract awarded to, any person who is in arrears to the Corporation upon debt or contract, or who is a defaulter, as surety or otherwise, upon any obligation to the Corporation.

The award of the contract will be made as soon as practicable after the opening of the bids.

Any bidder for this contract must be known to be engaged in and well prepared for the business, and must have satisfactory testimonials to that effect; and the person or persons to whom the contract may be awarded will be required to give security for the performance of the contract, by his or their bond, with two sufficient sureties, each in the penal amount of Two Thousand (\$2,000) Dollars.

Each bid or estimate shall contain and state the name and place of residence of each of the persons making the same, the names of all persons interested with him or them 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 Common Council, head of a department, chief of a bureau, deputy thereof or clerk therein, or other officer of the Corporation, is directly or indirectly interested therein, or in the supplies or work to which it relates, or in any portion of the profits thereof. The bid or estimate must be verified by the oath, in writing, of the party or parties making the estimate, that the several matters stated therein are in all respects true. Where more than one person is interested it is requisite that the verification be made and subscribed by all the parties interested.

Each bid or estimate shall be accompanied by the consent, in writing, of two householders or freeholders in the City of New York, with their respective places of business or residence, to the effect that if the contract be awarded to the person making the estimate, they will, on its being so awarded, become bound as sureties for its faithful performance in the sum of Five Thousand (\$5,000) Dollars, and that if he shall omit or refuse to execute the same they will pay to the Corporation any difference between the sum to which he would be entitled upon its completion and that which the Corporation may be obliged to pay to the person or persons to whom the contract may be awarded at any subsequent letting, the amount in each case to be calculated upon the estimated amount of the work by which the bids are tested. The consent above mentioned shall be accompanied by the oath or affirmation, in writing, of each of the persons signing the same, that he is a householder or freeholder in the City of New York and is worth the amount of the security required for the completion of this contract, over and above all his debts of every nature, and over and above his liabilities as bail, surety or otherwise, and that he has offered himself as a surety in good faith and with the intention to execute the bond required by law. The adequacy and sufficiency of the security offered is to be approved by the Comptroller of the City of New York before the award is made and prior to the signing of the contract.

No estimate will be considered unless accompanied by either a certified check upon one of the banks of the City of New York, drawn to the order of the Comptroller,

calculated upon the estimated amount of the supplies by which the bids are tested. The consent above mentioned shall be accompanied by the oath or affirmation, in writing, of each of the persons signing the same, that he is a householder or freeholder in the City of New York, and is worth the amount of the security required for the completion of this contract, over and above all his debts of every nature, and over and above his liabilities as bail, surety or otherwise; and that he has offered himself as a surety in good faith, and with the intention to execute the bond required by section 12 of chapter 7 of the Revised Ordinances of the City of New York, if the contract shall be awarded to the person or persons for whom he consents to become surety. The adequacy and sufficiency of the security offered is to be approved by the Comptroller of the City of New York.

No bid or estimate will be received or considered unless accompanied by either 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 security required for the faithful performance of the contract. Such check or money must not be inclosed in the sealed envelope containing the estimate, but must be handed to the officer or clerk of the Department who has charge of the estimate-box; and no estimate can be deposited in said box until such check or money has been examined by said officer or clerk and found to be correct. All such deposits, except that of the successful bidder, will be returned to the persons making the same within three days after the contract is awarded. If the successful bidder shall refuse or neglect, within five days after notice that the contract has been awarded to him, to execute the same, the amount of the deposit made by him shall be forfeited to and retained by the City of New York as liquidated damages for such neglect or refusal; but if he shall execute the contract within the time aforesaid the amount of his deposit will be returned to him.

Should the person or persons to whom the contract may be awarded neglect or refuse to accept the contract within five days after written notice that the same has been awarded to his or their bid or proposal, or if he or they accept but do not execute the contract and give the proper security, he or they shall be considered as having abandoned it, and as in default to the Corporation, and the contract will be re-advertised and relet, as provided by law.

Bidders will write out the amount of their estimates in addition to inserting the same in figures.

Payment will be made by a requisition on the Comptroller, in accordance with the terms of the contract.

The form of the contract, including specifications, showing the manner of payment, can be obtained at the office, No. 66 Third avenue, and bidders are cautioned to examine each and all of their provisions carefully, as the Board of Public Charities will insist upon their absolute enforcement in every particular.

SILAS C. CROFT, President; JOHN P. FAURE

AND JAMES R. O'BEIRNE, Commissioners, Department of Public Charities.

FIRE DEPARTMENT.

SEALED PROPOSALS FOR FURNISHING this Department with the articles below specified, will be received by the Board of Commissioners of the Fire Department, at the office of said Department, Nos. 157 and 159 East Sixty-seventh street, in the City of New York, until 10:30 o'clock A. M., Wednesday, November 4, 1896, at which time and place they will be publicly opened by the head of said Department and read:

500,000 pounds best, long, prime Timothy Hay.
125,000 pounds best, long, clean Rye Straw.
5,000 bags No. 2 clean, sweet Oats, clipped.
1,500 bags fresh, clean, white Bran.

To be delivered at the various houses of the Department south of One Hundred and Seventy-sixth street, at such times and in such quantities as may be required. The articles to be inspected and weighed at the several places of delivery by an Inspector in the presence of the officer or other employee in charge. The weighing to be upon beam scales furnished by the Department and transported by the contractor.

No estimate will be received or considered after the hour named.

The form of the agreement, with specifications, showing the manner of payment for the articles, and list, showing locations of places of delivery, may be seen and forms of proposals may be obtained at the office of the Department.

Proposals must include all the items, specifying the price per cwt. for Hay and Straw and per bag for Oats and Bran.

Bidders must write out the amount of their estimate in addition to inserting the same in figures.

The award of the contracts will be made as soon as practicable after the opening of the bids.

Any person making an estimate for the work shall present the same in a sealed envelope to said Board, at said office, on or before the day and hour above named, which envelope shall be indorsed with the name or names of the person or persons presenting the same, the date of its presentation and a statement of the work to which it relates.

The Fire Department reserves the right to decline any and all bids or estimates, and to accept the lowest proposal, as may be deemed to be for the public interest.

No bid or estimate will be accepted from, or contract awarded to, any person who is in arrears to the Corporation upon debt or contract, or who is a defaulter, as surety or otherwise, upon any obligation to the Corporation.

Each bid or estimate shall contain and state the name and place of residence of each of the persons making the same; the names of all persons interested with him or them therein; and if no other person be so interested it shall distinctly state that fact; 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 Common Council, head of a department, chief of a bureau, deputy thereof or clerk therein, or other officer of the Corporation, is directly or indirectly interested therein, or in the supplies or work to which it relates, or in any portion of the profits thereof. The bid or estimate must be verified by the oath, in writing, of the party or parties making the estimate, that the several matters stated therein are in all respects true. Where more than one person is interested it is requisite that the verification be made and subscribed by all the parties interested.

Each bid or estimate shall be accompanied by the consent, in writing, of two householders or freeholders of the City of New York, with their respective places of business or residence, to the effect that if the contract be awarded to the person making the estimate, they will, on its being so awarded, become bound as sureties for its faithful performance in the sum of Five Thousand (\$5,000) Dollars, and that if he shall omit or refuse to execute the same they will pay to the Corporation any difference between the sum to which he would be entitled upon its completion and that which the Corporation may be obliged to pay to the person or persons to whom the contract may be awarded at any subsequent letting, the amount in each case to be calculated upon the estimated amount of the work by which the bids are tested. The consent above mentioned shall be accompanied by the oath or affirmation, in writing, of each of the persons signing the same, that he is a householder or freeholder in the City of New York and is worth the amount of the security required for the completion of this contract, over and above all his debts of every nature, and over and above his liabilities as bail, surety or otherwise, and that he has offered himself as a surety in good faith and with the intention to execute the bond required by law. The adequacy and sufficiency of the security offered is to be approved by the Comptroller of the City of New York before the award is made and prior to the signing of the contract.

No estimate will be considered unless accompanied by either a certified check upon one of the banks of the City of New York, drawn to the order of the Comptroller,

or money to the amount of Two Hundred and Fifty (250) Dollars. Such check or money must not be inclosed in the sealed envelope containing the estimate, but must be handed to the officer or clerk of the Department who has charge of the estimate-box, and no estimate can be deposited in said box until such check or money has been examined by said officer or clerk and found to be correct. All such deposits, except that of the successful bidder, will be returned to the persons making the same within three days after the contract is awarded. If the successful bidder shall refuse or neglect, within five days after notice that the contract has been awarded to him, to execute the same, the amount of the deposit made by him shall be forfeited to and retained by the City of New York as liquidated damages for such neglect or refusal; but if he shall execute the contract within the time aforesaid the amount of his deposit will be returned to him.

Should the person or persons to whom the contract may be awarded neglect or refuse to accept the contract within five days after written notice that the same has been awarded to his or their bid or proposal, or if he or they accept but do not execute the contract and give the proper security he or they shall be considered as having abandoned it and as in default to the Corporation, and the contract will be readvertised and relet as provided by law.

JAMES R. SHEFFIELD, O. H. LA GRANGE,
THOMAS STURGIS, Commissioners.

POLICE DEPARTMENT.

POLICE DEPARTMENT OF THE CITY OF NEW YORK,
No. 300 MULBERRY STREET.

TO CONTRACTORS.

PROPOSALS FOR ESTIMATES.

SEALED ESTIMATES FOR PRINTING, BINDING and supplying the Police Department with seven thousand five hundred copies of the "Manual Containing the Rules and Regulations of the Police Department of the City of New York," will be received at the Central Office of the Department of Police, in the City of New York, until 10 o'clock A. M. of Tuesday, the 10th day of November, 1896.

The person or persons making an estimate shall furnish the same in a sealed envelope, indorsed "Estimates for Supplying Manual of Rules and Regulations," and with his or their name or names, and the date of presentation, to the head of said Department, at the said office, on or before the day and hour above named, at which time and place the estimates received will be publicly opened by the head of said Department and read.

For particulars as to the quality and kind of paper, printing and binding required reference must be made to the specifications, blank forms of which may be obtained at the office of the Chief Clerk in the Central Department.

Bidders will state a price for the work and material furnished in accordance with the specifications. The price must be written in the bid and stated in figures. Permission will not be given for the withdrawal of any bid or estimate, and the right is expressly reserved by the head of said Department to reject any or all bids which may be deemed prejudicial to the public interests.

No estimates will be accepted from, or a contract awarded to, any person who is in arrears to the Corporation, upon debt or contract, or who is a defaulter, as surety or otherwise, upon any obligation to the Corporation.

The entire quantity of Manuals is to be delivered at the Central Office of the Department of Police in accordance with the specifications.

The person or persons to whom the contract may be awarded will be required to give security for the performance of the contract in the manner prescribed by law in the sum of Five Thousand Dollars.

Each estimate shall contain and state the name and place of residence of each of the persons making the same, the names of all persons interested with him or them 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 Common Council, Head of a Department, Chief of a Bureau, Deputy thereof or Clerk therein, or other officer of the Corporation is directly or indirectly interested therein or in the supplies or work to which it relates, or in any portion of the profits thereof. The estimate must be verified by the oath, in writing, of the party or parties making the estimate that the several matters stated therein are in all respects true. Where more than one person is interested it is requisite that the verification be made and subscribed by all the parties interested.

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

Should the person or persons to whom the contract may be awarded neglect or refuse to accept the contract within five days after written notice that the same has been awarded to his or their bid or proposal, and that the adequacy and sufficiency of the security offered has been approved by the Comptroller, or if he or they accept but do not execute the contract and give the proper security, he or they shall be considered as having abandoned it and as in default to the Corporation, and the contract will be readvertised and relet, as provided by law.

No estimate will be received or considered unless accompanied by either 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 security required for the faithful performance of the contract. Such check or money must not be inclosed in the sealed envelope containing the estimate, but must be handed to the officer or clerk of the Department who has charge of the estimate-box, and no estimate can be deposited in said box until such check or money has been examined by said officer or clerk and found to be correct. All such deposits, except that of the successful bidder, will be returned to the persons making the same within three days after the contract is awarded. If the successful bidder shall refuse or neglect, within five days after notice that the contract has been awarded to him to execute the same, the amount of the deposit made by him shall be forfeited to and retained by the City of New York as liquidated damages for such neglect or refusal; but if he shall execute the contract within the time aforesaid the amount of his deposit will be returned to him.

Samples of paper, printing and binding required may be examined and blank forms for estimates may be obtained by application to the undersigned at his office in the Central Department.

By order of the Board,
WILLIAM H. KIPP, Chief Clerk.
NEW YORK, October 26, 1896.

POLICE DEPARTMENT—CITY OF NEW YORK, 1896.
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 money taken from prisoners and found by Patrolmen of this Department.

JOHN F. HARRIOT, Property Clerk.

SUPREME COURT.

In the matter of the application of the The Mayor, Aldermen and Commonalty 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 purpose of opening ANDREWS AVENUE (although not yet named by proper authority), from East One Hundred and Eighty-first street (formerly University Avenue) to Fordham road, as the same has been heretofore laid out and designated as a first-class street or road, in the Twenty-fourth Ward of the City of New York.

NOTICE IS HEREBY GIVEN THAT THE undersigned were appointed by an order of the Supreme Court, bearing date the 29th day of September, 1896, Commissioners of Estimate and Assessment for the purpose of making a just and equitable estimate and assessment of the loss and damage, if any, or of the benefit and advantage, if any, as the case may be, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the lands, tenements, hereditaments and premises required for the purpose by and in consequence of opening the above-mentioned street or avenue, the same being particularly set forth and described in the petition of The Mayor, Aldermen and Commonalty of the City of New York, and also in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the City and County of New York on the 30th day of September, 1896, and a just and equitable estimate and assessment of the value of the benefit and advantage of said street or avenue so to be opened or laid out and formed, to the respective owners, lessees, parties and persons respectively entitled to or interested in the said respective lands, tenements, hereditaments and premises not required for the purpose of opening, laying out and forming the same, but benefited thereby, and of ascertaining and defining the extent and boundaries of the respective tracts or parcels of land to be taken or to be assessed therefor, and of performing the trusts and duties required of us by chapter 16, title 5, of the act entitled "An act to consolidate into one act and to declare the special and local laws affecting public interests in the City of New York," passed July 1, 1882, and the acts or parts of acts in addition thereto or amendatory thereof.

All parties and persons interested in the real estate taken or to be taken for the purpose of opening the said street or avenue, or affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, to us, the undersigned Commissioners of Estimate and Assessment, at our office, Nos. 90 and 92 West Broadway, ninth floor, in the City of New York, with such affidavits or other proofs as the said owners or claimants may desire, within twenty days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 12th day of November, 1896, at 10 o'clock in the forenoon of that day, to hear the said parties and persons in relation thereto, and at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto and examine the proofs of such claimant or claimants, or such additional proofs and allegations as may then be offered by such owner or on behalf of The Mayor, Aldermen and Commonalty of the City of New York.

Dated NEW YORK, October 19, 1896.
CHARLES H. RUSSELL, JOSEPH E. MCMAHON,
JOSEPH KAUFMANN, Commissioners.
JOHN P. DUNN, Clerk.

In the matter of the application of The Mayor, Aldermen and Commonalty 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 purpose of opening EAST EIGHTY-FOURTH STREET (although not yet named by proper authority), between East End Avenue and the East River, in the Nineteenth Ward of the City of New York.

NOTICE IS HEREBY GIVEN THAT THE BILl of costs, charges and expenses incurred by reason of the proceedings in the above-entitled matter will be presented for taxation to one of the Justices of the Supreme Court, at a Special Term thereof, Part I., to be held in and for the City and County of New York, at the County Court-house, in the City of New York, on the 24th day of November, 1896, 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 City and County of New York, there to remain for and during the space of ten days, as required by law.

Dated NEW YORK, October 12, 1896.
GEO. E. MOTT, RUFUS B. COWING, JR., DAVID MITCHELL, Commissioners.
HENRY DE FOREST BALDWIN, Clerk.

In the matter of the application of The Mayor, Aldermen and Commonalty of the City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, to KINGSBRIDGE ROAD (although not yet named by proper authority), from Webster Avenue to the Harlem River, in the Twenty-fourth Ward of the City of New York, as the same has been heretofore laid out and designated as a first-class street or road.

PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that an application will be made to the Supreme Court of the State of New York, at a Special Term of said Court, to be held at Part I. thereof, in the County Court-house, in the City of New York, on Thursday, the 29th day of October, 1896, at the opening of the Court on that day, or as soon thereafter as counsel can be heard thereon, for the appointment of Commissioners of Estimate and Assessment in the above-entitled matter. The nature and extent of the improvement hereby intended is the acquisition of title by The Mayor, Aldermen and Commonalty of the City of New York, for the use of the public, to all the lands and premises, with the buildings thereon and the appurtenances thereto belonging, required for the opening of a certain street or avenue known as Kingsbridge Road, from Webster Avenue to the Harlem River, in the Twenty-fourth Ward of the City of New York, being the following-described lots, pieces or parcels of land, viz.:

PARCEL "A."

Beginning at a point in the eastern line of Marion Avenue distant 574.18 feet northeasterly from the intersection of the eastern line of Marion Avenue with the northern line of East One Hundred and Eighty-ninth street.

- 1st. Thence northeasterly along the eastern line of Marion Avenue for 112.69 feet.
- 2d. Thence easterly, curving to the left on the arc of a circle whose radius drawn northerly from the northern extremity of the preceding course forms an angle of 30 degrees 12 minutes 55 seconds to the west with the northern prolongation of the preceding course and whose radius is 515 feet, for 60.14 feet.
- 3d. Thence easterly on a line tangent to the preceding course for 174.69 feet to the western line of Decatur Avenue.
- 4th. Thence southeasterly along the southern line of Decatur Avenue for 60.01 feet to the eastern line of Decatur Avenue.
- 5th. Thence northeasterly along the eastern line of Decatur Avenue for 0.93 feet.

6th. Thence southeasterly deflecting 84 degrees 43 minutes 59 seconds to the right for 57.60 feet to the western line of Webster Avenue.

7th. Thence southwesterly along the western line of Webster Avenue for 100.10 feet.

8th. Thence westerly, curving to the left on the arc of a circle whose centre lies in the southern prolongation of the preceding course and whose radius is 180 feet, for 155.60 feet to a point of reverse curve.

9th. Thence westerly, on the arc of a circle whose radius is 615 feet, for 175.03 feet to the point of beginning.

PARCEL "B."

Beginning at a point in the western line of Marion Avenue distant 546.22 feet northeasterly from the intersection of the western line of Kingsbridge Road with the northern line of East One Hundred and Eighty-ninth street.

- 1st. Thence northeasterly along the western line of Marion Avenue for 108.23 feet.
- 2d. Thence westerly, curving to the right on the arc of a circle whose radius drawn northerly from the northern extremity of the preceding course forms an angle of 24 degrees 41 minutes 45 seconds to the west with the northern prolongation of said course and whose radius is 515 feet, for 149.58 feet to a point of compound curve.
- 3d. Thence northerly, on the arc of a circle whose radius is 261.45 feet, for 285.27 feet.
- 4th. Thence northerly on a line tangent to the preceding course for 554.50 feet.
- 5th. Thence northerly deflecting 22 degrees 35 minutes 18 seconds to the right for 342.60 feet to the southern line of the eastern approach to the Grand Boulevard and Concourse at Kingsbridge Road.
- 6th. Thence westerly along the southern line of the eastern approach to the Grand Boulevard and Concourse at Kingsbridge Road for 100 feet.
- 7th. Thence southerly deflecting 90 degrees 26 minutes 37 seconds to the left for 363.34 feet.
- 8th. Thence southerly deflecting 22 degrees 35 minutes 18 seconds to the left for 666.27 feet.
- 9th. Thence southeasterly deflecting 27 degrees 45 minutes 10 seconds to the left for 127.01 feet.
- 10th. Thence easterly, curving to the left on the arc of a circle whose radius drawn northerly from the eastern extremity of the preceding course forms an angle of 95 degrees 29 minutes 21 seconds to the north from its eastern prolongation and whose radius is 361.45 feet, for 184.68 feet to a point of compound curve.
- 11th. Thence easterly, on the arc of a circle of 615 feet radius, for 133.35 feet to the point of beginning.

PARCEL "C."

Beginning at a point in the eastern line of Jerome Avenue distant 734.18 feet northerly from the intersection of the eastern line of Jerome Avenue with the northern line of East One Hundred and Ninety-second street.

- 1st. Thence northerly along the eastern line of Jerome Avenue for 100 feet.
- 2d. Thence easterly deflecting 90 degrees to the right for 260 feet.
- 3d. Thence easterly deflecting 29 minutes 10 seconds to the right for 60 feet.
- 4th. Thence easterly deflecting 2 degrees 30 minutes 20 seconds to the right for 151.05 feet to the western line of approach to the Grand Boulevard and Concourse at Kingsbridge Road.
- 5th. Thence southerly along the western line of the western approach to the Grand Boulevard and Concourse at Kingsbridge Road for 100 feet.
- 6th. Thence westerly deflecting 90 degrees 1 minute 16 seconds to the right for 145.87 feet.
- 7th. Thence westerly deflecting 2 degrees 22 minutes 33 seconds to the left for 60 feet.
- 8th. Thence westerly for 260 feet to the point of beginning.

PARCEL "D."

Beginning at a point in the western line of Jerome Avenue distant 1,871.85 feet northerly from the intersection of the western line of Jerome Avenue with the northern line of Fordham Road.

- 1st. Thence northerly along the western line of Jerome Avenue for 105.20 feet.
- 2d. Thence westerly deflecting 103 degrees 5 minutes 39 seconds to the left for 274.71 feet.
- 3d. Thence westerly deflecting 5 degrees 14 minutes 6 seconds to the right for 690.58 feet to the eastern line of Aqueduct Avenue.
- 4th. Thence southerly along the eastern line of Aqueduct Avenue for 159.47 feet.
- 5th. Thence northeasterly, curving to the right on the arc of a circle tangent to the preceding course whose radius is 70.57 feet, for 96.23 feet.
- 6th. Thence easterly on a line tangent to the preceding course for 610.02 feet.
- 7th. Thence easterly deflecting 0 degrees 26 minutes 55 seconds to the left for 51.26 feet.
- 8th. Thence easterly for 242.20 feet to the point of beginning.

PARCEL "E."

Beginning at the intersection of the northern and western lines of Aqueduct Avenue.

- 1st. Thence southerly along the western line of Aqueduct Avenue for 141.81 feet.
- 2d. Thence northeasterly, curving to the left on the arc of a circle tangent to the preceding course whose radius is 32.63 feet, for 57.13 feet to a point of reverse curve.
- 3d. Thence westerly, on the arc of a circle whose radius is 1,520 feet, for 684.28 feet to the eastern line of Sedgwick Avenue.
- 4th. Thence northeasterly along the eastern line of Sedgwick Avenue for 80 feet.
- 5th. Thence northerly, curving to the right on the arc of a circle of 75 feet radius, for 122.39 feet along the eastern line of Sedgwick Avenue.
- 6th. Thence northerly along the eastern line of Sedgwick Avenue, curving to the left on the arc of a circle of 980 feet radius, for 17.64 feet to a point of reverse curve.
- 7th. Thence southerly, on the arc of a circle of 74.01 feet radius, tangent to the preceding course, for 119.44 feet to a point of compound curve.
- 8th. Thence easterly on the arc of a circle of 1,420 feet radius for 677.42 feet.
- 9th. Thence easterly on a line tangent to the preceding course for 19.37 feet to the point of beginning.

PARCEL "F."

Beginning at a point in the western line of Sedgwick Avenue distant 37.28 feet westerly from the point of compound curve between two curves of 80 feet radius and 25 feet radius respectively.

- 1st. Thence easterly along the western line of Sedgwick Avenue, curving to the left on the arc of a circle of 80 feet radius, for 37.78 feet to a point of compound curvature.
- 2d. Thence westerly, on the arc of a circle of 25 feet radius, for 5.85 feet to a point of compound curvature.
- 3d. Thence westerly, on the arc of a circle of 658.17 feet radius, for 31.64 feet to the point of beginning.

PARCEL "G."

Beginning at a point in the eastern line of Bailey Avenue at the southern extremity of the curve of 75.667 feet radius.

- 1st. Thence southwesterly along the eastern line of Bailey Avenue for 60 feet.
- 2d. Thence westerly, curving to the left on the arc of a circle of 12 feet radius, for 24.39 feet along the eastern line of Bailey Avenue.
- 3d. Thence southwesterly along the eastern line of Bailey Avenue for 44.86 feet.
- 4th. Thence easterly, curving to the right on the arc of a circle of 12 feet radius, tangent to the preceding course, for 21.76 feet.
- 5th. Thence easterly on a line tangent to the preceding course for 266.25 feet.
- 6th. Thence southerly, curving to the right on the arc of a circle of 105 feet radius, tangent to the preceding course, for 105.60 feet.
- 7th. Thence southerly on a line tangent to the preceding course for 190.85 feet.
- 8th. Thence southerly deflecting 0 degrees 8 minutes 20 seconds to the left for 486.66 feet.
- 9th. Thence southeasterly deflecting 31 degrees 16 minutes 42 seconds to the left for 70.50 feet.
- 10th. Thence southeasterly deflecting 2 degrees 39 minutes 38 seconds to the left for 161.05 feet to the western line of Sedgwick Avenue.

11th. Thence northerly along the western line of Sedgwick Avenue, curving to the left on the arc of a circle of 465 feet radius, for 106.16 feet.

12th. Thence easterly along the western line of Sedgwick Avenue for 21.73 feet.

13th. Thence northwesterly, curving to the right on the arc of a circle of 658.17 feet radius whose radius drawn northerly from the eastern extremity of the preceding course forms an angle of 50 degrees 21 minutes 22 seconds to the north with the eastern prolongation of said course, for 29.47 feet.

14th. Thence northwesterly on a line tangent to the preceding course for 75 feet.

15th. Thence northwesterly deflecting 10 degrees 45 minutes 2 seconds to the right for 65.15 feet.

16th. Thence northerly deflecting 23 degrees 21 minutes 18 seconds to the right for 440.13 feet.

17th. Thence northerly deflecting 0 degrees 8 minutes 20 seconds to the right for 150.73 feet.

18th. Thence northerly, curving to the left on the arc of a circle of 205 feet radius, and tangent to the preceding course, for 206.18 feet.

19th. Thence nor westerly on a line tangent to the preceding course for 244.91 feet.

20th. Thence northwesterly, curving to the right on the arc of a circle of 75.66 feet radius, and tangent to the preceding course, for 16.60 feet to the point of beginning.

PARCEL "H."

Beginning at a point in the western line of Bailey Avenue at the southern extremity of the curve of 35.137 feet radius.

- 1st. Thence southwesterly along the western line of Bailey Avenue for 60 feet.
- 2d. Thence southerly, curving to the right on the arc of a circle of 25 feet radius, for 41.59 feet along the western line of Bailey Avenue.
- 3d. Thence southwesterly along the western line of Bailey Avenue for 40.17 feet.
- 4th. Thence northerly, curving to the left on the arc of a circle of 25 feet radius, and tangent to the preceding course, for 41.59 feet.
- 5th. Thence westerly on a line tangent to the preceding course for 465.30 feet.
- 6th. Thence northerly deflecting 97 degrees 54 minutes 24 seconds to the right for 100.96 feet.
- 7th. Thence easterly for 455.22 feet to the point of beginning.

Kingsbridge Road is designated as a street of the first class and is shown on sections 16, 17, 20 and 21 of the Final Maps and Profiles of the Twenty-third and Twenty-fourth Wards of the City of New York, filed as follows: Section 16 in the office of the Commissioner of Street Improvements of the Twenty-third and Twenty-fourth Wards on November 18, 1895, in the office of the Register of the City and County of New York on November 18, 1895, in the office of the Secretary of State of the State of New York on November 20, 1895; section 17 in the office of the Commissioner of Street Improvements of the Twenty-third and Twenty-fourth Wards on December 27, 1895, in the office of the Register of the City and County of New York on December 29, 1895, in the office of the Secretary of State of the State of New York on December 28, 1895; section 20 in the office of the Commissioner of Street Improvements of the Twenty-third and Twenty-fourth Wards on December 16, 1895, in the office of the Register of the City and County of New York on December 17, 1895, in the office of the Secretary of State of the State of New York on December 18, 1895; section 21 in the office of the Commissioner of Street Improvements of the Twenty-third and Twenty-fourth Wards on December 15, 1895, in the office of the Register of the City and County of New York on December 17, 1895, in the office of the Secretary of State of the State of New York on December 18, 1895.

Dated NEW YORK, October 17, 1896.
FRANCIS M. STOTT, Counsel to the Corporation,
No. 2 Tryon Row, New York City.

In the matter of the application of The Mayor, Aldermen and Commonalty 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 purpose of opening GRAND VIEW PLACE (although not yet named by proper authority), from East One Hundred and Sixty-seventh street to East One Hundred and Sixty-eighth street, as the same has been heretofore laid out and designated as a first-class street or road, in the Twenty-third Ward of the City of New York.

NOTICE IS HEREBY GIVEN THAT WE, THE undersigned, were appointed by an order of the Supreme Court, bearing date the 20th day of September, 1896, Commissioners of Estimate and Assessment for the purpose of making a just and equitable estimate and assessment of the loss and damage, if any, or of the benefit and advantage, if any, as the case may be, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the lands, tenements, hereditaments and premises required for the purpose by and in consequence of opening the above-mentioned street or avenue, the same being particularly set forth and described in the petition of The Mayor, Aldermen and Commonalty of the City of New York, and also in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the City and County of New York on the 30th day of September, 1896, and a just and equitable estimate and assessment of the value of the benefit and advantage of said street or avenue so to be opened or laid out and formed, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the said respective lands, tenements, hereditaments and premises not required for the purpose of opening, laying out and forming the same, but benefited thereby, and of ascertaining and defining the extent and boundaries of the respective tracts or parcels of land to be taken or to be assessed therefor, and of performing the trusts and duties required of us by chapter 16, title 5, of the act entitled "An act to consolidate into one act and to declare the special and local laws affecting public interests in the City of New York," passed July 1, 1882, and the acts or parts of acts in addition thereto or amendatory thereof.

All parties and persons interested in the real estate taken or to be taken for the purpose of opening the said street or avenue, or affected thereby, are hereby required to present the same, duly verified, to us, the undersigned Commissioners of Estimate and Assessment, at our office, Nos. 90 and 92 West Broadway, ninth floor, in the City of New York, with such affidavits or other proofs as the said owners or claimants may desire, within twenty days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 10th day of November, 1896, at 10 o'clock in the forenoon of that day, to hear the said parties and persons in relation thereto, and at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto and examine the proofs of such claimant or claimants, or such additional proofs and allegations as may then be offered by such owner or on behalf of The Mayor, Aldermen and Commonalty of the City of New York.

Dated NEW YORK, October 16, 1896.
FLOYD M. LORD, GEO. W. THYM, JOHN D. C. IRELAND, Commissioners.
JOHN P. DUNN, Clerk.

In the matter of the application of The Mayor, Aldermen and Commonalty 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 purpose of opening MORRIS AVENUE (although not yet named by proper authority), from east side of the New York and Harlem Railroad to the Grand Boulevard and Concourse, as the same has been heretofore laid out and designated as a first-class street or road, in the Twenty-third and Twenty-fourth Wards of the City of New York.

NOTICE IS HEREBY GIVEN THAT WE, THE undersigned, were appointed by an order of the Supreme Court, bearing date the 21st day of August, 1896, Commissioners of Estimate and Assessment for

the purpose of making a just and equitable estimate and assessment of the loss and damage, if any, or of the benefit and advantage, if any, as the case may be, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the lands, tenements, hereditaments and premises required for the purpose by and in consequence of opening the above-mentioned street or avenue, the same being particularly set forth and described in the petition of The Mayor, Aldermen and Commonalty of the City of New York, and also in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the City and County of New York on the 29th day of September, 1896, and a just and equitable estimate and assessment of the value of the benefit and advantage of said street or avenue so to be opened or laid out and formed, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the said respective lands, tenements, hereditaments and premises not required for the purpose of opening, laying out and forming the same, but benefited thereby, and of ascertaining and defining the extent and boundaries of the respective tracts or parcels of land to be taken or to be assessed therefor, and of performing the trusts and duties required of us by chapter 16, title 5, of the act entitled "An act to consolidate into one act and to declare the special and local laws affecting public interests in the City of New York," passed July 1, 1882, and the acts or parts of acts in addition thereto or amendatory thereof.

All parties and persons interested in the real estate taken or to be taken for the purpose of opening the said street or avenue, or affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, to us, the undersigned Commissioners of Estimate and Assessment, at our office, Nos. 90 and 92 West Broadway, ninth floor, in the City of New York, with such affidavits or other proofs as the said owners or claimants may desire, within twenty days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 9th day of November, 1896, at 11 o'clock in the forenoon of that day, to hear the said parties and persons in relation thereto, and at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto and examine the proofs of such claimant or claimants, or such additional proofs and allegations as may then be offered by such owner or on behalf of The Mayor, Aldermen and Commonalty of the City of New York.

Dated New York, October 15, 1896.
EUGENE DURNIN, JULIUS M. MAYER,
LORENZO S. PALMER, Commissioners.
HENRY DE FOREST BALDWIN, Clerk.

In the matter of the application of The Mayor, Aldermen and Commonalty 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 purpose of opening CRANE STREET (although not yet named by proper authority), from Robbins avenue to Timpson place, as the same has been heretofore laid out and designated as a first-class street or road in the Twenty-third Ward of the City of New York.

NOTICE IS HEREBY GIVEN THAT WE, THE undersigned, were appointed by an order of the Supreme Court, bearing date the 29th day of September, 1896, Commissioners of Estimate and Assessment for the purpose of making a just and equitable estimate and assessment of the loss and damage, if any, or of the benefit and advantage, if any, as the case may be, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the lands, tenements, hereditaments and premises required for the purpose by and in consequence of opening the above-mentioned street or avenue, the same being particularly set forth and described in the petition of The Mayor, Aldermen and Commonalty of the City of New York, and also in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the City and County of New York on the 30th day of September, 1896, and a just and equitable estimate and assessment of the value of the benefit and advantage of said street or avenue so to be opened or laid out and formed, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the said respective lands, tenements, hereditaments and premises not required for the purpose of opening, laying out and forming the same, but benefited thereby, and of ascertaining and defining the extent and boundaries of the respective tracts or parcels of land to be taken or to be assessed therefor, and of performing the trusts and duties required of us by chapter 16, title 5, of the act entitled "An act to consolidate into one act and to declare the special and local laws affecting public interests in the City of New York," passed July 1, 1882, and the acts or parts of acts in addition thereto or amendatory thereof.

All parties and persons interested in the real estate taken or to be taken for the purpose of opening the said street or avenue, or affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, to us, the undersigned Commissioners of Estimate and Assessment, at our office, Nos. 90 and 92 West Broadway, ninth floor, in the City of New York, with such affidavits or other proofs as the said owners or claimants may desire, within twenty days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 9th day of November, 1896, at 10 o'clock in the forenoon of that day, to hear the said parties and persons in relation thereto, and at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto and examine the proofs of such claimant or claimants, or such additional proofs and allegations as may then be offered by such owner or on behalf of The Mayor, Aldermen and Commonalty of the City of New York.

Dated New York, October 15, 1896.
MICHAEL McCORMICK, FLOYD M. LORD,
JOHN J. HART, Commissioners.
JOHN P. DUNN, Clerk.

In the matter of the application of The Mayor, Aldermen and Commonalty 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 purpose of opening BATHGATE AVENUE (although not yet named by proper authority), from Wendover avenue to East One Hundred and Eighty-eighth street, as the same has been heretofore laid out and designated as a first-class street or road, in the Twenty-fourth Ward of the City of New York.

NOTICE IS HEREBY GIVEN THAT WE, THE undersigned, were appointed by an order of the Supreme Court, bearing date the 21st day of August, 1896, Commissioners of Estimate and Assessment for the purpose of making a just and equitable estimate and assessment of the loss and damage, if any, or of the benefit and advantage, if any, as the case may be, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the lands, tenements, hereditaments and premises required for the purpose by and in consequence of opening the above-mentioned street or avenue, the same being particularly set forth and described in the petition of The Mayor, Aldermen and Commonalty of the City of New York, and also in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the City and County of New York on the 29th day of September, 1896, and a just and equitable estimate and assessment of the value of the benefit and advantage of said street or avenue so to be opened or laid out and formed, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the said respective lands, tenements, hereditaments and premises not required for the purpose of opening, laying out and forming the same, but benefited thereby, and of ascertaining and defining the extent and boundaries of the respective tracts or parcels of land to be taken or to be assessed therefor, and of performing the trusts and duties required of us by chapter 16, title 5, of the act entitled "An act to consolidate into one act and to declare the special and local laws affecting public

interests in the City of New York," passed July 1, 1882, and the acts or parts of acts in addition thereto or amendatory thereof.

All parties and persons interested in the real estate taken or to be taken for the purpose of opening the said street or avenue, or affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, to us, the undersigned Commissioners of Estimate and Assessment, at our office, Nos. 90 and 92 West Broadway, ninth floor, in the City of New York, with such affidavits or other proofs as the said owners or claimants may desire, within twenty days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 9th day of November, 1896, at 3 o'clock in the afternoon of that day, to hear the said parties and persons in relation thereto, and at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto and examine the proofs of such claimant or claimants, or such additional proofs and allegations as may then be offered by such owner or on behalf of The Mayor, Aldermen and Commonalty of the City of New York.

Dated New York, October 15, 1896.
I. H. KLEIN, LOUIS EICKWORT, WILLIAM G. DAVIES, Commissioners.
JOHN P. DUNN, Clerk.

In the matter of the application of The Mayor, Aldermen and Commonalty 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 purpose of opening EAST EIGHTY-THIRD STREET (although not yet named by proper authority), between East End avenue and the East river, in the Nineteenth Ward of the City of New York.

WE, THE UNDERSIGNED COMMISSIONERS of Estimate and Assessment in the above-entitled matter, hereby give notice to all persons interested in this proceeding, and to the owner or owners, occupant or occupants, of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our estimate and assessment, and that all persons interested in this proceeding, or in any of the lands 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, ninth floor, in said city, on or before the 12th day of November, 1896, and that we, the said Commissioners, will hear parties so objecting within the ten week-days next after the said 12th day of November, 1896, and for that purpose will be in attendance at our said office on each of said ten days, at 11 o'clock A. M.

Second—That the abstract of our said estimate and assessment, together with our damage and benefit maps, and also all the affidavits, estimates and other documents used by us in making our report, 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, ninth floor, in the said city, there to remain until the 13th day of November, 1896.

Third—That the limits of our assessment for benefit include all those lots, pieces or parcels of land situate, lying and being in the City of New York, which taken together are bounded and described as follows, viz: On the north by the middle line of the blocks between East Eighty-third and East Eighty-fourth streets; on the south by the middle line of the blocks between East Eighty-third and East Eighty-second streets; on the east by the bulkhead-line, East river, and on the west by the easterly side of Avenue A; excepting from said area all streets, avenues, roads, or portions thereof, heretofore legally opened, as such area is shown upon our benefit map deposited as aforesaid.

Fourth—That our report herein will be presented to a Special Term of the Supreme Court, Part III., of the State of New York, to be held in and for the City and County of New York, at the County Court-house, in the City of New York, on the 14th day of December, 1896, 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, September 30, 1896.
EUGENE VAN SCHAILIK, Chairman; HUGH H. MOORE, EDWARD D. O'BRIEN, Commissioners.
HENRY DE FOREST BALDWIN, Clerk.

In the matter of the application of The Mayor, Aldermen and Commonalty 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 purpose of opening DEPOT STREET (although not yet named by proper authority), at Bedford Park, east of Webster avenue, as the same has been heretofore laid out and designated as a first-class street or road, in the Twenty-fourth Ward of the City of New York.

NOTICE IS HEREBY GIVEN THAT WE, THE undersigned, were appointed by an order of the Supreme Court, bearing date the 21st day of August, 1896, Commissioners of Estimate and Assessment for the purpose of making a just and equitable estimate and assessment of the loss and damage, if any, or of the benefit and advantage, if any, as the case may be, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the lands, tenements, hereditaments and premises required for the purpose by and in consequence of opening the above-mentioned street or avenue, the same being particularly set forth and described in the petition of The Mayor, Aldermen and Commonalty of the City of New York, and also in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the City and County of New York on the 29th day of September, 1896, and a just and equitable estimate and assessment of the value of the benefit and advantage of said street or avenue so to be opened or laid out and formed, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the said respective lands, tenements, hereditaments and premises not required for the purpose of opening, laying out and forming the same, but benefited thereby, and of ascertaining and defining the extent and boundaries of the respective tracts or parcels of land to be taken or to be assessed therefor, and of performing the trusts and duties required of us by chapter 16, title 5, of the act entitled "An act to consolidate into one act and to declare the special and local laws affecting public interests in the City of New York," passed July 1, 1882, and the acts or parts of acts in addition thereto or amendatory thereof.

All parties and persons interested in the real estate taken or to be taken for the purpose of opening the said street or avenue, or affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, to us, the undersigned Commissioners of Estimate and Assessment, at our office, Nos. 90 and 92 West Broadway, ninth floor, in the City of New York, with such affidavits or other proofs as the said owners or claimants may desire, within twenty days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 6th day of November, 1896, at 11 o'clock in the forenoon of that day, to hear the said parties and persons in relation thereto, and at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto and examine the proofs of such claimant or claimants, or such additional proofs and allegations as may then be offered by such owner or on behalf of The Mayor, Aldermen and Commonalty of the City of New York.

Dated New York, October 13, 1896.
WILLIAM H. WILLIS, JOHN H. VOSS, EMANUEL PERLS, Commissioners.
JOHN P. DUNN, Clerk.

In the matter of the application of The Mayor, Aldermen and Commonalty 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 purpose of opening

EDGEWATER ROAD (although not yet named by proper authority), from Westchester avenue to West Farms road, as the same has been heretofore laid out and designated as a first-class street or road, in the Twenty-third Ward of the City of New York.

WE, THE UNDERSIGNED COMMISSIONERS of Estimate and Assessment in the above-entitled matter, hereby give notice to all persons interested in this proceeding, and to the owner or owners, occupant or occupants of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our estimate and assessment, and that all persons interested in this proceeding, or in any of the lands 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, ninth floor, in said city, on or before the 11th day of November, 1896, and that we, the said Commissioners, will hear parties so objecting within the ten week-days next after the said 11th day of November, 1896, and for that purpose will be in attendance at our said office on each of said ten days at 3 o'clock P. M.

Second—That the abstract of our said estimate and assessment, together with our damage and benefit maps, and also all the affidavits, estimates and other documents used by us in making our report, 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, ninth floor, in the said city, there to remain until the 12th day of November, 1896.

Third—That the limits of our assessment for benefit include all those lots, pieces or parcels of land situate, lying and being in the City of New York, which taken together are bounded and described as follows, viz: On the north by the southerly side of Boston road and the southerly side of Tremont avenue; on the south by the northerly side of Mohawk avenue; on the east by the Bronx river; on the west by the middle line of the blocks between West Farms road and Lillian place and by the middle line of the blocks between Boone street and Longfellow street from the southerly side of Boston road to the middle line of the blocks between East One Hundred and Seventy-second street and Jennings street; thence along the middle line of the blocks between East One Hundred and Seventy-second street and Jennings street to the easterly side of Hoe street; thence along the easterly side of Hoe street to the middle line of the blocks between Jennings street and Freeman street; thence along the middle line of the blocks between Jennings street and Freeman street to the middle line of the blocks between Westchester avenue and West Farms road; thence along the middle line of the blocks between Westchester avenue and West Farms road to the easterly side of Hoe street; thence along the easterly side of Hoe street to a line drawn parallel to Guttenberg street distant 100 feet southerly from the southerly side thereof; thence along the said line drawn parallel to Guttenberg street distant 100 feet southerly from the southerly side thereof to the middle line of the blocks between Longfellow street and Whitlock avenue; thence along the middle line of the blocks between Longfellow street and Whitlock avenue to the middle line of the blocks between Whittier street and Longfellow street; thence along the middle line of the blocks between Whittier street and Longfellow street to the northerly side of Mohawk street or southerly boundary of area of assessment; excepting from said area all streets, avenues, roads, or portions thereof, heretofore legally opened, as such area is shown upon our benefit map deposited as aforesaid.

Fourth—That our report herein will be presented to a Special Term of the Supreme Court, Part III., of the State of New York, to be held in and for the City and County of New York, at the County Court-house, in the City of New York, on the 11th day of December, 1896, 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, September 30, 1896.
J. C. O'CONNOR, FLOYD M. LORD, A. LATHEN SMITH, Commissioners.
HENRY DE FOREST BALDWIN, Clerk.

In the matter of the application of the Board of Street Opening and Improvement 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, wherever the same has not been heretofore acquired, to CLINTON AVENUE (although not yet named by proper authority), from Boston road and East One Hundred and Sixty-ninth street to Crotona Park, in the Twenty-third Ward of the City of New York, as the same has been heretofore laid out and designated as a first-class street or road.

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 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, ninth floor, in said city, on or before the 11th day of November, 1896, and that we, the said Commissioners, will hear parties so objecting within the ten week-days next after the said 11th day of November, 1896, and for that purpose will be in attendance at our said office on each of said ten days at 2 o'clock P. M.

Second—That the abstract of our said estimate and assessment, together with our damage and benefit maps, and also all the affidavits, estimates and other documents used by us in making our report, 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, ninth floor, in the said city, there to remain until the 12th day of November, 1896.

Third—That the limits of our assessment for benefit include all those lots, pieces or parcels of land situate, lying and being in the City of New York, which taken together are bounded and described as follows, viz: On the north by the southerly boundary of Crotona Park; on the south by a line drawn parallel to East One Hundred and Sixty-fifth street and distant 100 feet southerly from the southerly side thereof and the said southerly lines produced; on the east by a line drawn parallel to Broadway and distant about 120 feet easterly from the easterly side thereof from the northerly side of Crotona Park, South, to a line drawn parallel to Boston road and distant 100 feet easterly from the easterly side thereof; thence by a line drawn parallel to Boston road and distant 100 feet easterly from the easterly side thereof to a line drawn parallel to Union avenue and distant 100 feet easterly from the easterly side thereof; thence by a line drawn parallel to Union avenue and distant 100 feet easterly from the easterly side thereof to a line drawn parallel to East One Hundred and Sixty-ninth street and distant 100 feet southerly from the southerly side thereof; thence by a line drawn parallel to East One Hundred and Sixty-ninth street and distant 100 feet southerly from the southerly side thereof to the middle line of the blocks between Tinton avenue and Union avenue; thence by the middle line of the blocks between Tinton avenue and Union avenue to the southerly boundary of the area of assessment; on the west by a line drawn parallel to Franklin avenue and distant 100 feet westerly from the westerly side thereof from the northerly side of Crotona Park, South, to the easterly side of Third avenue; thence along the easterly side of Third avenue to the prolongation of the southerly boundary of the area of assessment; excepting from said area all streets, avenues, roads, or portions thereof, heretofore legally opened, as such area is shown upon our benefit map deposited as aforesaid.

Fourth—That our report herein will be presented to a Special Term of the Supreme Court, Part III., of the State of New York, to be held in and for the City and County of New York, at the County Court-house, in the City of New York, on the 11th day of December, 1896, 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, October 12, 1896.
EDWARD S. KAUFMAN, HUGH G. KELLY, OBEDE H. SANDERSON, Commissioners.
HENRY DE FOREST BALDWIN, Clerk.

In the matter of the application of the Board of Street Opening and Improvement 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, wherever the same has not been heretofore acquired, to EAST ONE HUNDRED AND SEVENTY-THIRD STREET (although not yet named by proper authority), from Southern Boulevard to West Farms road, in the Twenty-fourth Ward of the City of New York, as the same has been heretofore laid out and designated as a first-class street or road.

NOTICE IS HEREBY GIVEN THAT THE BILL of costs, charges and expenses incurred by reason of the proceedings in the above-entitled matter, will be presented for taxation to one of the Justices of the Supreme Court, at a Special Term thereof, Part I., to be held in and for the City and County of New York, at the County Court-house, in the City of New York, on the 4th day of November, 1896, 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 City and County of New York, there to remain in and during the space of ten days, as required by law.

Dated New York, October 19, 1896.
JAMES R. TORRANCE, I. J. CARLETON, JR., THEODORE WESTON, Commissioners.
JOHN P. DUNN, Clerk.

In the matter of the application of the Board of Education, by the Council to the Corporation of the City of New York, relative to acquiring title by The Mayor, Aldermen and Commonalty of the City of New York, to certain lands on the northerly side of ONE HUNDRED AND NINTH STREET, between Second and Third avenues, in the Twelfth Ward of said city, duly selected and approved by said Board as a site for school purposes under and in pursuance of the provisions of chapter 191 of the Laws of 1888, as amended by chapter 35 of the Laws of 1890.

WE, THE UNDERSIGNED COMMISSIONERS of Estimate in the above-entitled matter, appointed pursuant to the provisions of chapter 191 of the Laws of 1888, as amended by chapter 35 of the Laws of 1890, hereby give notice to the owner or owners, lessee or lessees, parties and 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:

State of New York, to be held in and for the City and County of New York, at the County Court-house, in the City of New York, on the 11th day of December, 1896, 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, September 30, 1896.
CHARLES D. BURRILL, BOUDINOT KEITH, Commissioners.
HENRY DE FOREST BALDWIN, Clerk.

In the matter of the application of The Mayor, Aldermen and Commonalty 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 purpose of opening BAINBRIDGE AVENUE (although not yet named by proper authority), from Kingsbridge road to Southern Boulevard, as the same has been heretofore laid out and designated as a first-class street or road, in the Twenty-fourth Ward of the City of New York.

NOTICE IS HEREBY GIVEN THAT WE, THE undersigned, were appointed by an order of the Supreme Court, bearing date the 21st day of August, 1896, Commissioners of Estimate and Assessment for the purpose of making a just and equitable estimate and assessment of the loss and damage, if any, or of the benefit and advantage, if any, as the case may be, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the lands, tenements, hereditaments and premises required for the purpose by and in consequence of opening the above-mentioned street or avenue, the same being particularly set forth and described in the petition of The Mayor, Aldermen and Commonalty of the City of New York, and also in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the City and County of New York on the 29th day of September, 1896, and a just and equitable estimate and assessment of the value of the benefit and advantage of said street or avenue so to be opened or laid out and formed, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the said respective lands, tenements, hereditaments and premises not required for the purpose of opening, laying out and forming the same, but benefited thereby, and of ascertaining and defining the extent and boundaries of the respective tracts or parcels of land to be taken or to be assessed therefor, and of performing the trusts and duties required of us by chapter 16, title 5, of the act entitled "An act to consolidate into one act and to declare the special and local laws affecting public interests in the City of New York," passed July 1, 1882, and the acts or parts of acts in addition thereto or amendatory thereof.

All parties and persons interested in the real estate taken or to be taken for the purpose of opening the said street or avenue, or affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, to us, the undersigned Commissioners of Estimate and Assessment, at our office, Nos. 90 and 92 West Broadway, ninth floor, in the City of New York, with such affidavits or other proofs as the said owners or claimants may desire, within twenty days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 5th day of November, 1896, at 10 o'clock in the forenoon of that day, to hear the said parties and persons in relation thereto, and at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto and examine the proofs of such claimant or claimants, or such additional proofs and allegations as may then be offered by such owner or on behalf of The Mayor, Aldermen and Commonalty of the City of New York.

Dated New York, October 12, 1896.
EDWARD S. KAUFMAN, HUGH G. KELLY, OBEDE H. SANDERSON, Commissioners.
HENRY DE FOREST BALDWIN, Clerk.

In the matter of the application of the Board of Street Opening and Improvement 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, wherever the same has not been heretofore acquired, to EAST ONE HUNDRED AND SEVENTY-SECOND STREET (although not yet named by proper authority), from the Southern Boulevard to the Bronx river, in the Twenty-fourth Ward of the City of New York, as the same has been heretofore laid out and designated as a first-class street or road.

NOTICE IS HEREBY GIVEN THAT THE BILL of costs, charges and expenses incurred by reason of the proceedings in the above-entitled matter, will be presented for taxation to one of the Justices of the Supreme Court, at a Special Term thereof, Part I., to be held in and for the City and County of New York, at the County Court-house, in the City of New York, on the 4th day of November, 1896, 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 City and County of New York, there to remain in and during the space of ten days, as required by law.

Dated New York, October 19, 1896.
JAMES R. TORRANCE, I. J. CARLETON, JR., THEODORE WESTON, Commissioners.
JOHN P. DUNN, Clerk.

In the matter of the application of the Board of Street Opening and Improvement 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, wherever the same has not been heretofore acquired, to EAST ONE HUNDRED AND SEVENTY-THIRD STREET (although not yet named by proper authority), from Southern Boulevard to West Farms road, in the Twenty-fourth Ward of the City of New York, as the same has been heretofore laid out and designated as a first-class street or road.

NOTICE IS HEREBY GIVEN THAT THE BILL of costs, charges and expenses incurred by reason of the proceedings in the above-entitled matter, will be presented for taxation to one of the Justices of the Supreme Court, at a Special Term thereof, Part I., to be held in and for the City and County of New York, at the County Court-house, in the City of New York, on the 4th day of November, 1896, 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 City and County of New York, there to remain in and during the space of ten days, as required by law.

Dated New York, October 21, 1896.
GEO. E. MOTT, JULIUS WEIL, WILLIAM M. LAWRENCE, Commissioners.
JOHN P. DUNN, Clerk.

In the matter of the application of the Board of Education, by the Council to the Corporation of the City of New York, relative to acquiring title by The Mayor, Aldermen and Commonalty of the City of New York, to certain lands on the northerly side of ONE HUNDRED AND NINTH STREET, between Second and Third avenues, in the Twelfth Ward of said city, duly selected and approved by said Board as a site for school purposes under and in pursuance of the provisions of chapter 191 of the Laws of 1888, as amended by chapter 35 of the Laws of 1890.

WE, THE UNDERSIGNED COMMISSIONERS of Estimate in the above-entitled matter, appointed pursuant to the provisions of chapter 191 of the Laws of 1888, as amended by chapter 35 of the Laws of 1890, hereby give notice to the owner or owners, lessee or lessees, parties and 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:

Dated New York, October 21, 1896.
GEO. E. MOTT, JULIUS WEIL, WILLIAM M. LAWRENCE, Commissioners.
JOHN P. DUNN, Clerk.

In the matter of the application of the Board of Education, by the Council to the Corporation of the City of New York, relative to acquiring title by The Mayor, Aldermen and Commonalty of the City of New York, to certain lands on the northerly side of ONE HUNDRED AND NINTH STREET, between Second and Third avenues, in the Twelfth Ward of said city, duly selected and approved by said Board as a site for school purposes under and in pursuance of the provisions of chapter 191 of the Laws of 1888, as amended by chapter 35 of the Laws of 1890.

WE, THE UNDERSIGNED COMMISSIONERS of Estimate in the above-entitled matter, appointed pursuant to the provisions of chapter 191 of the Laws of 1888, as amended by chapter 35 of the Laws of 1890, hereby give notice to the owner or owners, lessee or lessees, parties and 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 and persons interested in the lands or 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 Education for the inspection of whomsoever it may concern.

Second—That all parties or persons whose rights may be affected by the said estimate, and who may object to the same, or any part thereof, may, within ten days after the first publication of this notice, October 28, 1896, file their objections to such estimate, in writing, with us, at our office, Room No. 2, on the fourth floor of the Staats-Zeitung Building, No. 2 Tryon Row, in said city, as provided by section 4 of chapter 191 of the Laws of 1888, as amended by chapter 35 of the Laws of 1890; and that we, the said Commissioners, will hear parties so objecting, at our said office, on the 11th day of November, 1896, at 2 o'clock in the afternoon, and upon such subsequent days as may be found necessary.

Third—That our report herein will be presented to the Supreme Court of the State of New York, at a Special Term thereof, to be held in Part III, in the County Court-house, in the City of New York, on the 27th day of November, 1896, 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, October 27, 1896.
EDWARD H. SCHELL, CONRAD HARRES,
EUGENE S. WILLARD, Commissioners.
HAROLD S. RANKINE, Clerk.

In the matter of the application of the Board of Education, by the Counsel to the Corporation of the City of New York, relative to acquiring title by The Mayor, Aldermen and Commonalty of the City of New York, to certain lands on the southerly side of SEVENTEENTH STREET, between Eighth and Ninth avenues, in the Sixteenth Ward of said city, duly selected and approved by said Board as a site for school purposes, under and in pursuance of the provisions of chapter 191 of the Laws of 1888, as amended by chapter 35 of the Laws of 1890.

WE THE UNDERSIGNED COMMISSIONERS of Estimate in the above-entitled matter, appointed pursuant to the provisions of chapter 191 of the Laws of 1888, as amended by chapter 35 of the Laws of 1890, hereby give notice to the owner or owners, lessee or lessees, parties and 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 and persons interested in the lands or 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 Education for the inspection of whomsoever it may concern.

Second—That all parties or persons whose rights may be affected by the said estimate, and who may object to the same, or any part thereof, may, within ten days after the first publication of this notice, October 28, 1896, file their objections to such estimate, in writing, with us, at our office, Room No. 2, on the fourth floor of the Staats-Zeitung Building, No. 2 Tryon Row, in said city, as provided by section 4 of chapter 191 of the Laws of 1888, as amended by chapter 35 of the Laws of 1890; and that we, the said Commissioners, will hear parties so objecting, at our said office, on the 11th day of November, 1896, at 3 o'clock in the afternoon, and upon such subsequent days as may be found necessary.

Third—That our report herein will be presented to the Supreme Court of the State of New York, at a Special Term thereof, to be held in Part III, in the County Court-house, in the City of New York, on the 27th day of November, 1896, 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, October 27, 1896.
ARTHUR H. MASTEN, THOMAS J. MILLER,
CHARLES SCHWICK, Commissioners.
JOSEPH M. SCHENCK, Clerk.

In the matter of the application of The Mayor, Aldermen and Commonalty 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 purpose of opening AQUEDUCT AVENUE (although not yet named by proper authority), from Lind avenue to Kingsbridge road, as the same has been heretofore laid out and designated as a first-class street or road, in the Twenty-fourth Ward of the City of New York.

NOTICE IS HEREBY GIVEN THAT WE, THE undersigned, were appointed by an order of the Supreme Court, bearing date the 21st day of August, 1896, Commissioners of Estimate and Assessment, for the purpose of making a just and equitable estimate and assessment of the loss and damage, if any, or of the benefit and advantage, if any, as the case may be, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the lands, tenements, hereditaments and premises required for the purpose by and in consequence of opening the above-mentioned street or avenue, the same being particularly set forth and described in the petition of The Mayor, Aldermen and Commonalty of the City of New York, and also in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the City and County of New York on the 29th day of September, 1896, and a just and equitable estimate and assessment of the value of the benefit and advantage of said street or avenue so to be opened or laid out and formed, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the said respective lands, tenements, hereditaments and premises not required for the purpose of opening, laying out and forming the same, but benefited thereby, and of ascertaining and defining the extent and boundaries of the respective tracts or parcels of land to be taken or to be assessed therefor, and of performing the trusts and duties required of us by chapter 16, title 5, of the act entitled "An act to consolidate into one act and to declare the special and local laws affecting public interests in the City of New York," passed July 1, 1882, and the acts or parts of acts in addition thereto or amendatory thereof.

All parties and persons interested in the real estate taken or to be taken for the purpose of opening the said street or avenue, or affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, to us, the undersigned Commissioners of Estimate and Assessment, at our office, Nos. 90 and 92 West Broadway, ninth floor, in the City of New York, with such affidavits or other proofs as the said owners or claimants may desire, within twenty days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 16th day of November, 1896, at 10 o'clock in the forenoon of that day, to hear the said parties and persons in relation thereto, and at such time and place, and at such further or other time and place as we may appoint, we will hear such owners or claimants, or such additional proofs and allegations as may then be offered by such owner or on behalf of The Mayor, Aldermen and Commonalty of the City of New York.

Dated New York, October 22, 1896.
W. G. ROSS, GEO. CARLTON COMSTOCK,
GEO. L. NICHOLS, Commissioners.
JOHN P. DUNN, Clerk.

In the matter of the application of The Mayor, Aldermen and Commonalty 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 purpose of opening FREEMAN STREET (although not yet named by proper authority), from the Southern Boulevard to

Westchester avenue, as the same has been heretofore laid out and designated as a first-class street or road, in the Twenty-third Ward of the City of New York.

NOTICE IS HEREBY GIVEN THAT WE, THE undersigned, were appointed by an order of the Supreme Court, bearing date the 29th day of September, 1896, Commissioners of Estimate and Assessment, for the purpose of making a just and equitable estimate and assessment of the loss and damage, if any, or of the benefit and advantage, if any, as the case may be, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the lands, tenements, hereditaments and premises required for the purpose by and in consequence of opening the above-mentioned street or avenue, the same being particularly set forth and described in the petition of The Mayor, Aldermen and Commonalty of the City of New York, and also in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the City and County of New York on the 30th day of September, 1896, and a just and equitable estimate and assessment of the value of the benefit and advantage of said street or avenue so to be opened or laid out and formed, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the said respective lands, tenements, hereditaments and premises not required for the purpose of opening, laying out and forming the same, but benefited thereby, and of ascertaining and defining the extent and boundaries of the respective tracts or parcels of land to be taken or to be assessed therefor, and of performing the trusts and duties required of us by chapter 16, title 5, of the act entitled "An act to consolidate into one act and to declare the special and local laws affecting public interests in the City of New York," passed July 1, 1882, and the acts or parts of acts in addition thereto or amendatory thereof.

All parties and persons interested in the real estate taken or to be taken for the purpose of opening the said street or avenue, or affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, to us, the undersigned Commissioners of Estimate and Assessment, at our office, Nos. 90 and 92 West Broadway, ninth floor, in the City of New York, with such affidavits or other proofs as the said owners or claimants may desire, within twenty days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 12th day of November, 1896, at 11 o'clock in the forenoon of that day, to hear the said parties and persons in relation thereto, and at such time and place, and at such further or other time and place as we may appoint, we will hear such owners or claimants, or such additional proofs and allegations as may then be offered by such owner or on behalf of The Mayor, Aldermen and Commonalty of the City of New York.

Dated New York, October 19, 1896.
CLIFFORD W. HARTRIDGE, JOHN TORNEY,
WM. J. BROWNE, Commissioners.
JOHN P. DUNN, Clerk.

In the matter of the application of The Mayor, Aldermen and Commonalty 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 purpose of opening EAST ONE HUNDRED AND FORTY-SIXTH STREET (although not yet named by proper authority), from Mott avenue to River avenue, as the same has been heretofore laid out and designated as a first-class street or road, in the Twenty-third Ward of the City of New York.

NOTICE IS HEREBY GIVEN THAT WE, THE undersigned, were appointed by an order of the Supreme Court, bearing date the 29th day of September, 1896, Commissioners of Estimate and Assessment, for the purpose of making a just and equitable estimate and assessment of the loss and damage, if any, or of the benefit and advantage, if any, as the case may be, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the lands, tenements, hereditaments and premises required for the purpose by and in consequence of opening the above-mentioned street or avenue, the same being particularly set forth and described in the petition of The Mayor, Aldermen and Commonalty of the City of New York, and also in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the City and County of New York on the 30th day of September, 1896, and a just and equitable estimate and assessment of the value of the benefit and advantage of said street or avenue so to be opened or laid out and formed, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the said respective lands, tenements, hereditaments and premises not required for the purpose of opening, laying out and forming the same, but benefited thereby, and of ascertaining and defining the extent and boundaries of the respective tracts or parcels of land to be taken or to be assessed therefor, and of performing the trusts and duties required of us by chapter 16, title 5, of the act entitled "An act to consolidate into one act and to declare the special and local laws affecting public interests in the City of New York," passed July 1, 1882, and the acts or parts of acts in addition thereto or amendatory thereof.

All parties and persons interested in the real estate taken or to be taken for the purpose of opening the said street or avenue, or affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, to us, the undersigned Commissioners of Estimate and Assessment, at our office, Nos. 90 and 92 West Broadway, ninth floor, in the City of New York, with such affidavits or other proofs as the said owners or claimants may desire, within twenty days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 12th day of November, 1896, at 11 o'clock in the forenoon of that day, to hear the said parties and persons in relation thereto, and at such time and place, and at such further or other time and place as we may appoint, we will hear such owners or claimants, or such additional proofs and allegations as may then be offered by such owner or on behalf of The Mayor, Aldermen and Commonalty of the City of New York.

Dated New York, October 17, 1896.
WM. C. REDDY, WM. M. BLAKE, CHARLES
P. LATTING, Commissioners.
JOHN P. DUNN, Clerk.

In the matter of the application of the Board of Education, by the Counsel to the Corporation of the City of New York, relative to acquiring title by The Mayor, Aldermen and Commonalty of the City of New York, to certain lands on the northerly side of FIFTY-FOURTH STREET, between Sixth and Seventh avenues, in the Twenty-second Ward of said city, duly selected and approved by said Board as a site for school purposes under and in pursuance of the provisions of chapter 191 of the Laws of 1888 and the various statutes amendatory thereof.

PURSUANT TO THE PROVISIONS OF CHAPTER 191 of the Laws of 1888, and the various statutes amendatory thereof, notice is hereby given that an application will be made to the Supreme Court of the State of New York, at a Special Term of said Court, to be held in Part I. thereof, at the County Court-house, in the City of New York, on the 30th day of October, 1896, at the opening of the Court on that day, or as soon thereafter as counsel can be heard thereon, for the appointment of Commissioners of Estimate in the above-entitled matter.

The nature and extent of the improvement hereby intended is the acquisition of title by The Mayor, Aldermen and Commonalty of the City of New York, to certain lands and premises, with the buildings thereon and the appurtenances thereto belonging, on the northerly side of Fifty-fourth street, between Sixth and Seventh avenues, in the Twenty-second Ward of said city, in fee simple absolute, the same to be converted, appropriated and used to and for the purposes specified in said chapter 191 of the Laws of 1888, and the various statutes amendatory thereof, said property having been duly selected and approved by the Board of Education as a site for school purposes under and in pursuance of the provisions of said chapter 191 of the Laws of 1888, and the various statutes amendatory thereof, being the following described lot, piece or parcel of land, namely:

All that certain lot, piece or parcel of land situate, lying and being in the Twenty-second Ward of the City of New York, bounded and described as follows:

Beginning at a point in the northerly line of Fifty-fourth street distant 300 feet westerly from the intersection of the westerly line of Sixth avenue with the northerly line of Fifty-fourth street; running thence northerly, parallel with Sixth avenue, 100 feet and 5 inches to the centre line of the block; thence westerly along said centre line of the block 25 feet to the easterly line of the present site of Grammar School No. 69; thence southerly, parallel with Sixth avenue and along said easterly line of the present site of Grammar School No. 69, 100 feet and 5 inches to the northerly line of Fifty-fourth street; thence easterly along said northerly line of Fifty-fourth street 25 feet to the point or place of beginning.

Dated New York, October 6, 1896.
FRANCIS M. SCOTT, Counsel to the Corporation,
No. 2 Tryon Row, New York City.

In the matter of the application of the Board of Education, by the Counsel to the Corporation of the City of New York, relative to acquiring title by The Mayor, Aldermen and Commonalty of the City of New York, to certain lands and premises, with the buildings thereon and the appurtenances thereto belonging, in the Thirteenth Ward of said city, duly selected and approved by said Board as a site for school purposes under and in pursuance of the provisions of chapter 191 of the Laws of 1888 and the various statutes amendatory thereof.

PURSUANT TO THE PROVISIONS OF CHAPTER 191 of the Laws of 1888, and the various statutes amendatory thereof, notice is hereby given that an application will be made to the Supreme Court of the State of New York, at a Special Term of said Court, to be held in Part I. thereof, at the County Court-house, in the City of New York, on the 30th day of October, 1896, at the opening of the Court on that day, or as soon thereafter as counsel can be heard thereon, for the appointment of Commissioners of Estimate in the above-entitled matter.

The nature and extent of the improvement hereby intended is the acquisition of title by The Mayor, Aldermen and Commonalty of the City of New York, to certain lands and premises, with the buildings thereon and the appurtenances thereto belonging, at the southwest corner of Rivington and Suffolk streets, in the Thirteenth Ward of said city, in fee simple absolute, the same to be converted, appropriated and used to and for the purposes specified in said chapter 191 of the Laws of 1888, and the various statutes amendatory thereof, said property having been duly selected and approved by the Board of Education as a site for school purposes under and in pursuance of the provisions of said chapter 191 of the Laws of 1888, and the various statutes amendatory thereof, being the following described lots, pieces or parcels of land, namely:

All those certain lots, pieces or parcels of land situate, lying and being in the Thirteenth Ward of the City of New York, bounded and described as follows:

Beginning at the corner formed by the intersection of the southerly line of Rivington street with the westerly line of Suffolk street; running thence southerly along said westerly line of Suffolk street 200 feet and 8 inches; thence westerly, parallel with Rivington street, 100 feet; thence northerly, parallel with Suffolk street, 200 feet and 8 inches to the southerly line of Rivington street; thence easterly along said southerly line of Rivington street 100 feet to the point or place of beginning.

Dated New York, October 6, 1896.
FRANCIS M. SCOTT, Counsel to the Corporation,
No. 2 Tryon Row, New York City.

In the matter of the application of the Board of Education, by the Counsel to the Corporation of the City of New York, relative to acquiring title by The Mayor, Aldermen and Commonalty of the City of New York, to certain lands on the westerly side of LEWIS STREET, between Rivington and Stanton streets, in the Eleventh Ward of said city, duly selected and approved by said Board as a site for school purposes under and in pursuance of the provisions of chapter 191 of the Laws of 1888 and the various statutes amendatory thereof.

PURSUANT TO THE PROVISIONS OF CHAPTER 191 of the Laws of 1888, and the various statutes amendatory thereof, notice is hereby given that an application will be made to the Supreme Court of the State of New York, at a Special Term of said Court, to be held in Part I. thereof, at the County Court-house, in the City of New York, on the 30th day of October, 1896, at the opening of the Court on that day, or as soon thereafter as counsel can be heard thereon, for the appointment of Commissioners of Estimate in the above-entitled matter.

The nature and extent of the improvement hereby intended is the acquisition of title by The Mayor, Aldermen and Commonalty of the City of New York, to certain lands and premises, with the buildings thereon and the appurtenances thereto belonging, on the westerly side of Lewis street, between Rivington and Stanton streets, in the Eleventh Ward of said city, in fee simple absolute, the same to be converted, appropriated and used to and for the purposes specified in said chapter 191 of the Laws of 1888, and the various statutes amendatory thereof, said property having been duly selected and approved by the Board of Education as a site for school purposes under and in pursuance of the provisions of said chapter 191 of the Laws of 1888, and the various statutes amendatory thereof, being the following described lot, piece or parcel of land, namely:

All that certain lot, piece or parcel of land situate, lying and being in the Eleventh Ward of the City of New York, bounded and described as follows:

Beginning at a point in the westerly line of Lewis street distant 100 feet northerly from the intersection of the northerly line of Rivington street with the westerly line of Lewis street, which point is also the intersection of the northerly line of the present site of Grammar School No. 83 with the westerly line of Lewis street; running thence westerly, parallel with Rivington street and along the northerly line of the present site of Grammar School No. 83, 100 feet to the easterly line of said site of Grammar School No. 83; thence northerly, parallel with Lewis street and along said easterly line of the present site of Grammar School No. 83, 25 feet; thence easterly, nearly parallel with Rivington street, 100 feet, to the westerly line of Lewis street, at a point distant 25 feet and 3 inches northerly from the place of beginning; thence southerly along said westerly line of Lewis street 25 feet and 3 inches to the point or place of beginning.

Dated New York, October 6, 1896.
FRANCIS M. SCOTT, Counsel to the Corporation,
No. 2 Tryon Row, New York City.

In the matter of the application of the Board of Education, by the Counsel to the Corporation of the City of New York, relative to acquiring title by The Mayor, Aldermen and Commonalty of the City of New York, to certain lands in the block bounded by FORTY-NINTH AND FIFTIETH STREETS, NINTH AND TENTH AVENUES, in the Twenty-second Ward of said city, duly selected and approved by said Board as a site for school purposes under and in pursuance of the provisions of chapter 191 of the Laws of 1888 and the various statutes amendatory thereof.

PURSUANT TO THE PROVISIONS OF CHAPTER 191 of the Laws of 1888, and the various statutes amendatory thereof, notice is hereby given that an application will be made to the Supreme Court of the State of New York, at a Special Term of said Court, to be held in Part I. thereof, at the County Court-house, in the City of New York, on the 30th day of October, 1896, at the opening of the Court on that day, or as soon thereafter as counsel can be heard thereon, for the appointment of Commissioners of Estimate in the above-entitled matter.

The nature and extent of the improvement hereby intended is the acquisition of title by The Mayor, Aldermen and Commonalty of the City of New York, to certain lands and premises, with the buildings thereon and the appurtenances thereto belonging, on the northerly side of Fifty-fourth street, between Sixth and Seventh avenues, in the Twenty-second Ward of said city, in fee simple absolute, the same to be converted, appropriated and used to and for the purposes specified in said chapter 191 of the Laws of 1888, and the various statutes amendatory thereof, said property having been duly selected and approved by the Board of Education as a site for school purposes under and in pursuance of the provisions of said chapter 191 of the Laws of 1888, and the various statutes amendatory thereof, being the following described lots, pieces or parcels of land, namely:

All those certain lots, pieces or parcels of land situate, lying and being in the Twenty-second Ward of the City of New York, bounded and described as follows:

Beginning at a point in the centre line of the block between Forty-ninth and Fiftieth streets, which point is distant easterly 275 feet from the easterly line of Tenth avenue; running thence easterly along said centre line of the block and along the rear of the present site of Grammar School No. 84, 100 feet; thence southerly, parallel with Tenth avenue, 20 feet; thence westerly, parallel with the centre line of the block, 100 feet; thence northerly, parallel with Tenth avenue, 20 feet to the point or place of beginning.

Dated New York, October 6, 1896.
FRANCIS M. SCOTT, Counsel to the Corporation,
No. 2 Tryon Row, New York City.

In the matter of the application of the Board of Street Opening and Improvement 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, for the use of the public, to all or any of the land and property not owned by the Corporation of the City of New York, including any rights, terms, easements and privileges, or interest pertaining thereto, which are not subject to extinguishment or termination by public authority, required for an exterior street, extending along the westerly shore of the East river in the City of New York, from the centre line of East Sixty-fourth street, as such line is and would be if extended easterly into the East river, to the northerly line of East Eighty-first street, as such line is and would be if extended easterly into the East river, pursuant to the plans heretofore determined upon by the Board of the Department of Docks and adopted by the Commissioners of the Sinking Fund, and the profiles thereof fixed and determined by the Department of Docks with the concurrence of the Commissioner of Public Works.

NOTICE IS HEREBY GIVEN THAT WE, THE undersigned Commissioners of Estimate and Assessment in the above-entitled matter, will be in attendance at our office, Nos. 90 and 92 West Broadway, ninth floor, in said city, on the 30th of October, 1896, at 3 o'clock P. M., to hear any person or persons who may consider themselves aggrieved by our estimate or assessment (an abstract of which has been heretofore filed by us for and during the space of forty days in the office of the Commissioner of Public Works, No. 31 Chambers street), in opposition to the same; that our said abstract of estimate and assessment may be hereafter inspected at our said office, Nos. 90 and 92 West Broadway, ninth floor; that it is our intention to present our report for confirmation to a Special Term of the Supreme Court, Part III, to be held in and for the City and County of New York, at the County Court-house, in the City of New York, on the 5th day of November, 1896, at the opening of Court on that day, to which day the motion to confirm the same will be adjourned, 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.

that day, or as soon thereafter as counsel can be heard thereon, for the appointment of Commissioners of Estimate in the above-entitled matter.

The nature and extent of the improvement hereby intended is the acquisition of title by The Mayor, Aldermen and Commonalty of the City of New York, to certain lands and premises, with the buildings thereon and the appurtenances thereto belonging, in the block bounded by Forty-ninth and Fiftieth streets, Ninth and Tenth avenues, in the Twenty-second Ward of said city, in fee simple absolute, the same to be converted, appropriated and used to and for the purposes specified in said chapter 191 of the Laws of 1888, and the various statutes amendatory thereof, said property having been duly selected and approved by the Board of Education as a site for school purposes under and in pursuance of the provisions of said chapter 191 of the Laws of 1888, and the various statutes amendatory thereof, being the following described lots, pieces or parcels of land, namely:

All those certain lots, pieces or parcels of land situate, lying and being in the Twenty-second Ward of the City of New York, bounded and described as follows:

Beginning at a point in the centre line of the block between Forty-ninth and Fiftieth streets, which point is distant easterly 275 feet from the easterly line of Tenth avenue; running thence easterly along said centre line of the block and along the rear of the present site of Grammar School No. 84, 100 feet; thence southerly, parallel with Tenth avenue, 20 feet; thence westerly, parallel with the centre line of the block, 100 feet; thence northerly, parallel with Tenth avenue, 20 feet to the point or place of beginning.

Dated New York, October 6, 1896.
FRANCIS M. SCOTT, Counsel to the Corporation,
No. 2 Tryon Row, New York City.

In the matter of the application of the Board of Street Opening and Improvement 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, for the use of the public, to all or any of the land and property not owned by the Corporation of the City of New York, including any rights, terms, easements and privileges, or interest pertaining thereto, which are not subject to extinguishment or termination by public authority, required for an exterior street, extending along the westerly shore of the East river in the City of New York, from the centre line of East Sixty-fourth street, as such line is and would be if extended easterly into the East river, to the northerly line of East Eighty-first street, as such line is and would be if extended easterly into the East river, pursuant to the plans heretofore determined upon by the Board of the Department of Docks and adopted by the Commissioners of the Sinking Fund, and the profiles thereof fixed and determined by the Department of Docks with the concurrence of the Commissioner of Public Works.

NOTICE IS HEREBY GIVEN THAT WE, THE undersigned Commissioners of Estimate and Assessment in the above-entitled matter, will be in attendance at our office, Nos. 90 and 92 West Broadway, ninth floor, in said city, on the 30th of October, 1896, at 3 o'clock P. M., to hear any person or persons who may consider themselves aggrieved by our estimate or assessment (an abstract of which has been heretofore filed by us for and during the space of forty days in the office of the Commissioner of Public Works, No. 31 Chambers street), in opposition to the same; that our said abstract of estimate and assessment may be hereafter inspected at our said office, Nos. 90 and 92 West Broadway, ninth floor; that it is our intention to present our report for confirmation to a Special Term of the Supreme Court, Part III, to be held in and for the City and County of New York, at the County Court-house, in the City of New York, on the 5th day of November, 1896, at the opening of Court on that day, to which day the motion to confirm the same will be adjourned, 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, October 15, 1896.
DANIEL LORD, JR., Chairman; JOSEPH J.
O'DONOHUE, JOSEPH BLUMENTHAL, Commissioners.
JOHN P. DUNN, Clerk.

In the matter of the application of The Mayor, Aldermen and Commonalty 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 purpose of opening LORING PLACE (although not yet named by proper authority), from Hampden street to Fordham road, as the same has been heretofore laid out and designated as a first-class street or road, in the Twenty-fourth Ward of the City of New York.

NOTICE IS HEREBY GIVEN THAT WE, THE undersigned, were appointed by an order of the Supreme Court, bearing date the 21st day of August, 1896, Commissioners of Estimate and Assessment for the purpose of making a just and equitable estimate and assessment of the loss and damage, if any, or of the benefit and advantage, if any, as the case may be, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the lands, tenements, hereditaments and premises required for the purpose by and in consequence of opening the above-mentioned street or avenue, the same being particularly set forth and described in the petition of The Mayor, Aldermen and Commonalty of the City of New York, and also in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the City and County of New York on the 29th day of September, 1896, and a just and equitable estimate and assessment of the value of the benefit and advantage of said street or avenue so to be opened or laid out and formed, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the said respective lands, tenements, hereditaments and premises not required for the purpose of opening, laying out and forming the same, but benefited thereby, and of ascertaining and defining the extent and boundaries of the respective tracts or parcels of land to be taken or to be assessed therefor, and of performing the trusts and duties required of us by chapter 16, title 5, of the act entitled "An act to consolidate into one act and to declare the special and local laws affecting public interests in the City of New York," passed July 1, 1882, and the acts or parts of acts in addition thereto or amendatory thereof.

All parties and persons interested in the real estate taken or to be taken for the purpose of opening the said street or avenue, or affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, to us, the undersigned Commissioners of Estimate and Assessment, at our office, Nos. 90 and 92 West Broadway, ninth floor, in the City of New York, with such affidavits or other proofs as the said owners or claimants may desire, within twenty days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 6th day of November, 1896, at 2 o'clock in the afternoon of that day, to hear the said parties and persons in relation thereto, and at such time and place, and at such further or other time and place as we may appoint, we will hear such owners or claimants, or such additional proofs and allegations as may then be offered by such owner, or on behalf of The Mayor, Aldermen and Commonalty of the City of New York.

Dated New York, October 13, 1896.
ABRAHAM KLING, WM. S. KEILEY, JNO.
P. KELLY, Commissioners.
JOHN P. DUNN, Clerk.

THE CITY RECORD.

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