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NUMBER 10830.

THE CITY RECORD.

OFFICIAL JOURNAL OF THE CITY OF NEW YORK.

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GEORGE B. McCLELLAN, MAYOR.

FRANCIS K. PENDLETON, CORPORATION COUNSEL.

HERMAN A. METZ, COMPTROLLER.

PATRICK J. TRACY, SUPERVISOR.

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PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT,

No. 154 NASSAU STREET, NEW YORK CITY.

CALENDAR OF HEARINGS.

The following hearings will be held during the remainder of the week beginning Monday, Dec. 14, 1908:

Thursday, December 17—2:30 p. m.—Room 310.—Case No. 1000.—LONG ISLAND RAILROAD COMPANY.—"Proposed deflection of a part of Atlantic Avenue and re-location of the westbound platform at East New York."—Commissioner McCarroll.

3:30 p. m.—Room 305.—Order No. 786.—CENTRAL PARK, NORTH AND EAST RIVER R. R. CO., AND FREDERICK W. WHITRIDGE, RECEIVER OF THE THIRD AVENUE R. R. CO.—"Why Companies should not make a joint rate for through transportation of passengers."—Final Argument.—Whole Commission.

3:30 p. m.—Room 305.—Order No. 796.—CENTRAL PARK, NORTH AND EAST RIVER R. R. CO., AND FREDERICK W. WHITRIDGE, RECEIVER, FORTY-SECOND STREET, MANHATTANVILLE AND ST. NICHOLAS AVE. RY. CO.—"Why Companies should not make a joint rate for through transportation of passengers."—Final Argument.—Whole Commission.

Friday, December 18—11 a. m.—Mr. Harkness' Room.—CITY OF NEW YORK & DEGNON CONTRACTING CO.—"Arbitration of determination of Henry B. Seaman, Chief Engineer."

2:30 p. m.—Room 305.—Order No. 790.—NEW YORK, NEW HAVEN & HARTFORD R. R. CO.—South Bronx Property Owners' Association.—"Unsanitary methods in loading cars in Harlem River Yards."—Commissioner Eustis.

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

BOARD OF EDUCATION.

New York, December 1, 1908.

The Board of Education has entered into contracts with the following-named contractors during the week commencing November 30, 1908:

Contractor and Address.	Surety and Address.
Fredk. Pearce Company, No. 18 Rose street.....	American Bonding Company of Baltimore, No. 84 William street.
P. J. Foster, No. 21 East Fifteenth street.....	United States Fidelity and Guaranty Company, No. 66 Liberty street.
Julius Siegel, No. 2395 Eighth avenue.....	Massachusetts Bonding and Insurance Company, No. 27 Pine street.

FRED H. JOHNSON, Assistant Secretary.

THE BOARD OF ALDERMEN OF THE CITY OF NEW YORK.

STATED MEETING.

Tuesday, December 15, 1908, 1:30 o'clock p. m.

The Board met in the Aldermanic Chamber, City Hall.

Present:

Hon. Patrick F. McGowan, President of the Board of Aldermen.

Aldermen

Timothy P. Sullivan, Vice-Chairman;	O. Grant Esterbrook,
Thomas F. Baldwin,	James H. Finnigan,
Thomas F. Barton,	Joseph Flanagan,
Francis P. Bent,	Patrick F. Flynn,
Herman W. Beyer,	John Sylvester Gaynor,
B. W. B. Brown,	Bernhard Goldschmidt,
James W. Brown,	John D. Gunther,
Michael J. Carter,	Edward V. Handy,
L. Barton Case,	William J. Heffernan,
Charles P. Cole,	John J. Hickey,
Daniel R. Coleman,	James J. Hines,
George A. Colgan,	Frederick C. Hochdorffer,
John J. Collins,	Tristam B. Johnson,
William P. Corbett,	Joseph D. Kavanagh,
Matthew J. Crowley,	William P. Kenneally,
Percy L. Davis,	Francis P. Kenney,
Charles Delaney,	Max S. Levine,
John Diemer,	Frederick Linde,
Reginald S. Doull,	John Loos,
Frank L. Dowling,	James F. Martyn,
Robert F. Downing,	Samuel Marx,
William Drescher,	Thomas J. McAleer,
George Emener,	John McCann,
	John J. McDonald,

George A. Morrison,
Adolf Moskowitz,
Otto Muhlbauer,
John J. F. Mulcahy,
Thomas J. Mulligan,
John Mulvaney,
Arthur H. Murphy,
Percival E. Nagle,
James J. Nugent,
John W. O'Reilly,
Lewis M. Potter,
Thomas M. Quinn,
John J. Reardon,
James W. Redmond,
David S. Rendt,
William P. Sandiford,
Joseph Schloss,
George J. Schneider,
James J. Smith,
Michael Stapleton,
Alexander J. Stormont,
Jacob J. Velten,
John F. Walsh,

Lawrence Gresser, President, Borough of Queens, by Alfred A. Denton, Commissioner of Public Works.
Louis F. Haffen, President, Borough of The Bronx, by John F. Murray, Commissioner of Public Works.
Bird S. Coler, President, Borough of Brooklyn, by Thomas R. Farrell, Commissioner of Public Works.
John F. Ahearn, President, Borough of Manhattan.
The Clerk proceeded to read the minutes of the Stated Meeting of December 8, 1908.

On motion of the Vice-Chairman, further reading was dispensed with and the minutes were approved as printed.

MESSAGES FROM HIS HONOR THE MAYOR.

The President laid before the Board the following message from his Honor the Mayor:

No. 1186.

City of New York, Office of the Mayor, {

December 15, 1908. }

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

Gentlemen—I return herewith, with my disapproval, proposed ordinance No. 1186, adopted by your Honorable Board on December 1, 1908, entitled: "Ordinance to amend section 529 of the Code of Ordinances relative to flat wheels on railroad cars, etc."

I find that section 529 of the present ordinances provides as follows:

"All rails, pillars and columns of iron, steel or other material, which are being transported over and along the streets of The City of New York upon carts, drays, cars, or in any other manner, shall be so loaded as to avoid causing loud noises or disturbing the peace and quiet of such streets, under penalty of twenty-five dollars for each offense."

No reference appears to be made to the subject matter contained in the former ordinance in the one intended to take its place. It would appear, therefore, that in signing this ordinance I would cure one evil by permitting a greater one to remain unprovided for by ordinance.

I would suggest further to your Honorable Board that in the case of broken switches or large castings at crossings and junctions of railroads that the penalty in the ordinance should only be inflicted after some reasonable period of time subsequent to the service of notice to remedy the broken rails had been served by the Board of Health on the officials of the road. I would also suggest that in the case of defective cars or trucks that the retirement of the car, after notice of the Board of Health, within a certain number of hours should be set forth, and only after neglect to remedy the evil should the penalty be inflicted.

Respectfully,

GEO. B. McCLELLAN, Mayor.

The Committee on Laws and Legislation, to which was referred on October 6, 1908 (Minutes, page 37), the annexed ordinance in favor of causing the transportation of rails, etc., without unnecessary noise, respectfully

REPORTS:

That having held two public hearings, at which many elaborate and extended views were expressed on these and other noises which may be partially avoidable, recommends that the said ordinance be adopted, as a substitute for the existing section 529 of the Code of Ordinances, which is hereby repealed, and that it be known as section 529.

(SUBSTITUTE.)

AN ORDINANCE to amend section 529 of the Code of Ordinances relative to flat wheels on railroad cars, etc.

Be it Ordained by the Board of Aldermen of The City of New York, as follows:

Sec. 529. No railroad, street railroad, elevated railroad corporation, or any officer or receiver thereof, shall operate, or cause to be operated, any car, engine or other vehicle upon tracks laid on, through or over any street, highway or right of way in The City of New York which engine, car or other vehicle shall have flat or broken wheels, loose trucks, chains or bars, framework or other parts, whereby unnecessary noise shall be caused in said City; nor shall any railroad, street railroad, elevated railroad corporation, or any officer or receiver thereof, operate or maintain any rail, switch, frog or crossing, or other structure over which cars are run, which shall be broken, loose, sagged or otherwise defective, so as to cause unnecessary noise in said City.

A violation of this section shall be punishable, upon conviction, by a fine of not to exceed \$500 for each offense. Each and every day such car, engine or other vehicle, or said frog, switch, crossing or other structure, shall remain in said unlawful condition shall be deemed a separate offense.

Sec. 2. This ordinance shall take effect immediately.

(ORIGINAL.)

AN ORDINANCE to amend section 529 of the Code of Ordinances relative to flat wheels on railroad cars, etc.

Be it Ordained by the Board of Aldermen as follows:

Sec. 529. No railroad, street railroad, elevated railroad corporation, or any officer or receiver thereof, shall operate, or cause to be operated, any car, engine or

other vehicle upon tracks laid on, through or over any street, highway or right of way in The City of New York which engine, car or other vehicle shall have flat or broken wheels, loose trucks, chains or bars, framework, or other parts, whereby unnecessary noise shall be caused in said city, nor shall any railroad, street railroad, elevated railroad corporation, or any officer or receiver thereof, operate or maintain any rail, switch, frog or crossing, or other structure over which cars are run, which shall be broken, loose, sagged, or otherwise defective, so as to cause unnecessary noise in said City.

A violation of this section shall be a misdemeanor, and punishable by a fine of not to exceed \$500 for each offense, and each and every day such car, engine or other vehicle, or said frog, switch, crossing or other structure shall remain in said unlawful condition shall be deemed a separate offense.

JAMES W. REDMOND, JOSEPH SCHLOSS, CHARLES DELANEY, JOHN J. REARDON, JOHN F. WALSH, JOHN McCANN, JOHN J. F. MULCAHY, JOHN S. GAYNOR, Committee on Laws and Legislation.

Which was laid over, ordered to be printed in the minutes and published in full in the CITY RECORD.

The President laid before the Board the following message from his Honor the Mayor:

Nos. 11, 1076, 1077; No. 2.

City of New York, Office of the Mayor, }
December 15, 1908. }

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

Gentlemen—I return herewith, with my disapproval, proposed ordinance (Nos. 1076 and 1077) adopted by your Honorable Board on December 1, 1908, entitled: "Ordinance in relation to the sale of tickets of admission to places of public exhibition, etc."

I find that this ordinance provides:

First—That the ticket of admission to any theatre, opera house, concert hall or place of public amusement shall have the price of admission thereof printed on its face, and that it shall be unlawful for any person to offer the same for sale within The City of New York for any sum in excess of said printed amount.

Second—That said tickets shall only be sold on the premises of the theatre, opera house, concert hall or place of public amusement to which they entitle the purchasers admission.

Third—That no person, firm or corporation conducting any theatre, opera house, concert hall or place of public amusement shall sell or permit to be sold any such ticket to a broker or speculator with the intention of having the same resold at an increased price.

Fourth—For a violation of any of the above provisions a fine of not less than ten dollars nor more than fifty dollars is to be imposed, and on default of payment an imprisonment not to exceed ten days is provided.

I am of the opinion that this ordinance as framed is within the rule laid down by the Court of Appeals in People ex rel. Tyroler vs. Warden of Prison, 157 N. Y., 116. In this case the Court held that an act of the Legislature which prohibited the selling of tickets for passage on vessels or railroad trains, except by certain agents, was unconstitutional and void. It was further held that such legislation is beyond the police power of the State and that it abridged the constitutional rights and privileges and liberty secured by sections 1 and 6 of article 1 of the Constitution of the State of New York. In this case Chief Judge Parker, at page 122, expressed the views of the Court in regard to ticket brokerage as follows:

"Ticket brokerage as a business has been in existence for many years. It is a matter of common knowledge that at great agencies such as Cook's and Gaze's tickets can be purchased over a great portion of the transportation routes of the world. Intending travelers in great numbers have gone to those agencies for advice as to choice of routes to be taken in contemplated journeys and to purchase the tickets for the trip, whether it should require days or weeks or months to make it. The traveling public in large numbers have come to make use of the facilities afforded by such agencies, of which there are now very many. And Cook's and Gaze's are among the agencies that must go out of business in this State if this statute can live, unless some transportation company shall deem it wise to clothe them with the authority to act as its agents."

I am, therefore, of the belief that this proposed ordinance as drafted is beyond the powers of the Board of Aldermen, and for this reason return the same disapproved.

Respectfully,

GEORGE B. McCLELLAN, Mayor.

Alderman Brown offered the following substitute for this ordinance and moved its adoption:

No. 1407.

AN ORDINANCE relating to public places of amusement.

Be it Ordained by the Board of Aldermen of The City of New York as follows: Sec. 2. No license shall be granted for any or all of the purposes set forth in section 1482 of the Greater New York Charter unless an application therefor, subscribed by the person or corporation seeking said license, shall first be made to the Police Department upon a printed form of application to be furnished by said Department; which said application shall contain, plainly printed therein, the following conditions; and every license granted thereon shall be so granted upon, and shall also contain, plainly printed therein, said conditions, to wit:

First—The price of each and every ticket of admission issued by or on behalf of the licensee herein shall be plainly and legibly printed on such ticket, and no price in excess of that so designated shall be asked or accepted by or on behalf of the licensee.

Second—No ticket of admission shall be issued, sold or offered for sale by or on behalf of the licensee to any person, persons or corporation, with the knowledge or connivance of the licensee, his managers, officers, agents or employees, or with the purpose or intention that such ticket shall be resold or offered for resale at a price in excess of that designated thereon.

Third—A violation of any of the foregoing conditions by such licensee, or his agents or employees, shall subject such licensee to the revocation of this license.

Sec. 3. Every person violating any of the provisions of the foregoing section of this ordinance shall be liable to a penalty of \$50 for each offense, to be recovered in an action to be brought therefor in the name of The City of New York.

Sec. 4. This ordinance shall take effect thirty days after signature by the Mayor. Which motion was lost.

AN ORDINANCE in relation to the sale of tickets of admission to places of public exhibition or amusement in The City of New York.

Be it Ordained by the Board of Aldermen of The City of New York as follows:

Section 1. Every ticket entitling a person to admission to any theatre, opera house, concert hall, or place of public exhibition or amusement, shall have plainly and conspicuously printed on its face the price thereof, and no greater sum shall be asked or exacted therefor, and it shall be unlawful for any person, firm or corporation to sell or offer for sale any such ticket within the limits of The City of New York for a sum in excess of that printed on the ticket.

Sec. 2. Every such ticket shall be sold and offered for sale only on the premises of the theatre, opera house, concert hall or place of public exhibition or amusement, admission to which it entitles the purchaser.

Sec. 3. No person, firm or corporation conducting any such theatre, opera house, concert hall or place of public exhibition or amusement, nor any officer, agent or employee thereof, shall directly or indirectly sell, or permit to be sold, any ticket of admission to any broker, speculator, scalper, or other person engaged in the business of selling any such tickets of admission, knowingly and with the intention of permitting and having the purchaser resell or offer for resale said ticket of admission at an increased price above that printed on the face thereof.

Sec. 4. Any person or corporation violating any of the provisions of this ordinance, or any person or persons directly or indirectly aiding or conniving in the sale of any ticket or tickets of admission to any theatre, opera house, concert hall or other place or places of public exhibition or amusement, at an increased price over the regular price printed thereon, shall be liable, upon conviction thereof by any magistrate, to a fine of not less than \$10 nor more than fifty dollars (\$50) for each offense, and in default of the payment of such fine, may be committed to prison by such magistrate until the same be paid; but such imprisonment shall not exceed

ten days. The sale of each ticket sold in violation of any provision of this ordinance shall constitute a separate and distinct offense.

Sec. 5. This ordinance to take effect thirty days after the date of its approval by the Mayor.

Which was laid over, ordered to be printed in the minutes and published in full in the CITY RECORD.

MOTIONS, ORDINANCES AND RESOLUTIONS.

Alderman B. W. B. Brown asked and obtained unanimous consent to introduce the following:

No. 1460.

AN ORDINANCE relating to public places of amusement.

Be it Ordained by the Board of Aldermen of The City of New York as follows:

Section 1. No license shall be granted for any or all of the purposes set forth in section 1472 of the Greater New York Charter unless an application therefor, subscribed by the person or corporation seeking said license, shall first be made to the Police Department upon a printed form of application to be furnished by said Department; which said application shall contain, plainly printed therein, the following conditions, and every license granted thereon shall be so granted upon, and shall also contain, plainly printed therein, said conditions, to wit:

First—The price of each and every ticket of admission issued by or on behalf of the licensee herein shall be plainly and legibly printed on such ticket, and no price in excess of that so designated shall be asked or accepted by or on behalf of the licensee.

Second—No ticket of admission shall be issued, sold or offered for sale by or on behalf of the licensee to any person, persons or corporation, with the knowledge or connivance of the licensee, his managers, officers, agents or employees, with the purpose or intention that such ticket shall be resold or offered for resale at a price in excess of that designated thereon.

Third—A violation of any of the foregoing conditions by such licensee, or his agents or employees, shall subject such licensee to the revocation of this license.

Sec. 2. This ordinance shall take effect thirty days after signature by the Mayor.

Which was referred to the Committee on Laws and Legislation.

PETITIONS AND COMMUNICATIONS.

No. 1461.

Thomas F. Daly,
No. 366 Fifth Avenue, New York City,
December 10, 1908.

Secretary, Board of Aldermen, New York City:

Dear Sir—What kind of a welcome is little Old New York going to give the globe encircling fleet and our brave boys when they finish their great cruise next spring?

Is it going to be outdone in showing appreciation and in enthusiasm by any little second rate city which had the good fortune to entertain our gallant boys?

I should hope not.

I think some concerted action should be taken at once, and the necessary steps made to show the Yankee fleet that when it comes to a rousing welcome, Old Manhattan can make any other demonstration look, in contrast, like a Fourth of July celebration in Rubetown.

Start the wheels moving.

Very truly yours,

THOMAS F. DALY.

Which was referred to the Committee on Rules.

No. 1462.

Chamber of Commerce of the State of New York,
New York, December 8, 1908.

The Hon. PATRICK F. McGOWAN, President, Board of Aldermen, City Hall, City:

Sir—At the meeting of the Chamber of Commerce of the State of New York on the 3d inst, the Committee on Foreign Commerce and the Revenue Laws presented a report on the question of traffic congestion on Manhattan Island. This report was adopted, and the Committee was instructed to present copy of it to the proper City authorities.

Inclosed, I now take the liberty of handing you a copy of the report in question, in which the attention of the City authorities is drawn to the possible relief of congestion on the streets in the lower part of the City through the continuation of the marginal way on the North River front from Thirtieth to Fifteenth street, and by the widening of two or more of the lower cross-street streets for the purpose of providing freer access to and from West street and relieving other lateral streets.

I am, my dear sir,

Yours very respectfully,

GUSTAV H. SCHWAB, Chairman.

To the Chamber of Commerce:

Supplementary to their report in which your Committee describe the plans that have been presented for the treatment of the question of freight distribution in this City, your Committee desire to emphasize the fact that, while the congestion of traffic on Manhattan Island can only be permanently cured by the adoption of a comprehensive plan, there appear to your Committee to be certain measures through the adoption of which some immediate relief from the present intolerable conditions of congestion on Manhattan Island could be had.

Your Committee point to the fact that practically the entire produce consumed by the inhabitants of New York City, such as meats, poultry, milk and vegetables, is moved during the night hours, starting early in the evening from various parts of the territory contiguous and tributary to Manhattan to market, and distributed from central markets during the early morning hours to small dealers throughout the City.

It appears to your Committee that, if through commercial usage the handling of other classes of freight during the night time could be substituted for day work, appreciable relief in the traffic conditions of Manhattan would immediately be apparent.

The wide marginal way created at great expense by The City of New York on the North River front has relieved the trucking congestion on West street on the north and south haul. This marginal way now ends at Thirtieth street, and should, in the opinion of your Committee, be continued from Thirtieth street to Fifty-third street, whence it is now open to Fifty-ninth street. It would then afford a wide artery for trucking purposes from its present southern terminus near the Battery to Fifty-ninth street, giving a certain amount of relief to the traffic on other north and south thoroughfares.

Congestion in the narrow east and west streets, furnishing the only ingress to and egress from the North River front, is constantly increasing, and limits the true value of the marginal way in the economy and expedition of distributing freight. The congestion in these narrow downtown streets is largely caused by trucks which are obliged to back up to the sidewalk to receive or deliver goods, thereby obstructing through traffic. As a vast amount of the package freight arriving at and distributed from North River piers is destined for or originates in the territory below Washington square on Manhattan Island, an increase in the capacity of a few cross-street streets between the East and North Rivers, or from Lafayette street to the North River marginal way, by widening, would, in the opinion of your Committee, relieve a considerable part of the congestion that now exists in the distribution and collection of package freight in the lower part of the City. As an illustration of the benefits conferred by increasing the capacity of streets, your Committee point to the widening of Elm street, now Lafayette street, which has provided a north and south artery for trucking, very largely relieving Broadway of the congestion which formerly existed.

Your Committee offer the following preamble and resolutions:

Whereas, Measures for the permanent relief of the congestion in the lower part of Manhattan Island will require careful investigation, and a long period of time will necessarily elapse before the ultimate completion of a comprehensive system of freight distribution; and

Whereas, It is of importance that such prompt measures for the partial relief of the congestion in the lower part of Manhattan Island as appear practicable should be adopted; now therefore be it

Resolved, That the business exchanges and the trade and transportation interests of the City be requested to take under consideration the adoption of measures whereby a night movement of freight, where feasible, may be inaugurated and facilitated throughout the City, and that the attention of the City authorities be drawn to the possible relief of congestion on the streets in the lower part of the City through the continuation of the marginal way on the North River front, from Thirtieth to Fiftieth street, and by the widening of two or more of the lower crosstown streets for the purpose of providing freer access to and from West street, and relieving other lateral streets; and be it further

Resolved, That the Committee on Foreign Commerce and the Revenue Laws and the members of the Chamber associated therewith, be instructed to transmit this report and the accompanying resolutions to the proper City authorities and to the business exchanges and trade and transportation associations of the City.

All of which is respectfully submitted.

GUSTAV H. SCHWAB, SILAS D. WEBB, GEORGE GRAY WARD, THOMAS A. PHELAN, E. H. OUTERBRIDGE, CHARLES D. BARRY, Committee on Foreign Commerce and the Revenue Laws.

JOHN A. BENSEL, ALFRED P. BOLLER, R. A. G. SMITH, CHARLES A. SCHIEREN, McDougall HAWKES, Members of the Chamber associated therewith.

New York, November 27, 1908.

Which was referred to the Committee on Streets, Highways and Sewers.

COMMUNICATIONS FROM CITY, COUNTY AND BOROUGH OFFICERS.

The President laid before the Board the following communication from the President, Borough of Brooklyn:

No. 1463.

The City of New York,
Office of the President of the Borough of Brooklyn,
Brooklyn, December 11, 1908.

To the Honorable Board of Aldermen, New York City:

Gentlemen—Request is hereby made for issue of Special Revenue Bonds to the amount of \$1,500, proceeds to be used by the President of the Borough of Brooklyn to pay for the erection of headstones over the graves of veteran soldiers and sailors.

Yours very truly,

BIRD S. COLER, President, Borough of Brooklyn.

Which was referred to the Committee on Finance.

The President laid before the Board the following communication from the Department of Health:

No. 1464.

Department of Health,
Corner Fifty-fifth Street and Sixth Avenue,
New York, December 3, 1908.

Hon. P. J. SCULLY, Clerk, Board of Aldermen:

Sir—The inclosed certified copies of resolutions adopted by the Board of Health at a meeting held December 2, 1908, requesting the Board of Aldermen to authorize the Board of Health to purchase in the open market without public letting, at the lowest price obtainable, such milk as may be necessary for the use of the various hospitals of the Department during the balance of the current year, the total cost not to exceed the sum of \$6,000, and of butter and eggs to the extent of \$2,500, are forwarded with the request that you will cause same to be submitted to the Board of Aldermen for consideration at its next meeting.

The contracts for the present year were drawn and advertised during the month of December, 1907, and were based upon the average census of the hospitals for that year. During the present year, however, the Department of Health has materially increased its tuberculosis service at North Brother Island, in the Borough of The Bronx, with the result that many of the food contracts became exhausted, resulting in a condition which was not discovered until recently, too late to prepare and advertise supplemental contracts for milk, butter and eggs for the balance of the year.

Respectfully yours,

EUGENE W. SCHEFFER, Secretary.

A Transcript of Such of His Accounts as Have been Closed or Finally Settled Since the Date of His Last Report.

Name of Deceased.	Date of Final Decree.	Total Amount Received.	Total Amount Paid for Funeral Expenses of Administration and Claims of Creditors.	Commissions Paid Into the City Treasury.	Amount Paid to Legatees or Next of Kin.	Amount Paid Into City Treasury for Unknown Next of Kin.	Sundries.
Sigmund Kohn .....	.....	\$165 75	\$127 86	\$8 29	\$29 60	.....	.....
Josie May .....	.....	32 00	32 00	.....	.....	.....	.....
William Green .....	.....	227 14	117 90	11 51	97 73	.....	.....
John M. Jennings .....	.....	73 52	.....	5 83	67 69	.....	.....
Reeta Pulkiner .....	.....	212 97	.....	.....	212 97	.....	.....
Henrich Tiedemann	Nov. 4, 1908	649 56	90 81	32 48	526 27	.....	.....
Vincenzo Baldichino .....	.....	2 29	2 18	11	.....	.....	.....
Henry Gilbert .....	.....	2 52	2 39	13	.....	.....	.....
Alfred D. D'Honat .....	.....	14 18	13 47	71	.....	.....	.....
Sarah A. Walker	Nov. 4, 1908	6,041 88	32 49	213 54	5,795 85	.....	.....
Charles D. Vincent .....	.....	40 00	1 70	.....	38 30	.....	.....
Carl A. A. Genell .....	.....	122 50	90 10	6 53	25 87	.....	.....
James Merryweather .....	.....	2 23	2 23	.....	.....	.....	.....
Catherine Lee .....	.....	28 06	28 06	.....	.....	.....	.....
David Killen	Nov. 12, 1908	351 38	13 61	17 57	320 20	.....	.....
John Kenealy	Nov. 12, 1908	509 48	8 09	25 47	475 92	.....	.....
Pauline Flugel	Nov. 12, 1908	738 15	338 07	36 91	363 17	.....	.....
Lulu B. Grover	Nov. 16, 1908	990 96	450 06	54 55	486 35	.....	.....
Roschuf Scholgr	Nov. 12, 1908	1,384 08	248 53	69 20	1,066 35	.....	.....
Sofia Cagara .....	.....	224 63	207 98	11 23	.....	\$5 42	.....
Estates closed pursuant to chapter 230, Laws of 1898, as per report to Chamberlain	.....	1,277 41	.....	182 37	.....	1,095 04	.....
Valentine Roth .....	.....	185 00	175 75	9 25	.....	.....	.....
Michael G. Mavookflos .....	.....	119 15	108 48	7 06	3 61	.....	.....
Anna French .....	.....	26 50	26 50	.....	.....	.....	.....
Estates received from Commissioner of Charities, August 6, 1908, as per list attached .....	.....	32 60	.....	1 63	.....	30 97	.....
Gustav Luhrs	Nov. 20, 1908	1,948 39	70 02	97 42	1,780 95	.....	.....
Total.....	.....	\$15,402 33	\$2,188 28	\$791 79	\$11,290 83	\$1,131 43	.....

A Statement of the Title of any Estate on Which any Money Has Been Received Since the Date of the Last Report.

Name of Deceased.	Total Amount Received.	Name of Deceased.	Total Amount Received.
Albert Giese	\$81 26	Adam Becker	1,391 68
Anna Libleck	17 00	Sophia H. Stifens	251 83
John M. Jennings	73 52	Josephine Groyer	2 10
Jacob Weinstein	12 00	August Reiss	26 00
William Stampf, etc.	261 18	James Merryweather	2 23
Alfred Kirk	2 00	Valentine Roth	185 00
Jacob Kopp	129 35	Estates received from Commissioner of Charities, November 9, 1908, as per list attached	48 43
Anna Divoll	773 00	.....	.....
Anna Ewald	258 02	.....	.....
Sophia L. Johnson	401 09	.....	.....
Edward W. Neil	1,081 40	.....	.....
Charles D. Vincent	40 00	.....	.....
Martha R. Wood	129 70	.....	.....

Department of Health,
Corner Fifty-fifth Street and Sixth Avenue,
New York, December 3, 1908.

Hon. P. J. SCULLY, Clerk of the Board of Aldermen:

Sir—At a meeting of the Board of Health of the Department of Health, held December 2, 1908, the following resolution was adopted:

Resolved, That pursuant to the provisions of section 419 of the Greater New York Charter, the Board of Aldermen be and is hereby respectfully requested to authorize the Board of Health of the Department of Health of The City of New York, to purchase in the open market without public letting at the lowest price obtainable, such milk as may be required to supply the various hospitals of the Department during the balance of the year 1908, at a total cost not exceeding the sum of \$6,000.

A true copy.

EUGENE W. SCHEFFER, Secretary.

Department of Health,
Corner Fifty-fifth Street and Sixth Avenue,
New York, December 3, 1908.

Hon. P. J. SCULLY, Clerk of the Board of Aldermen:

Sir—At a meeting of the Board of Health of the Department of Health, held December 2, 1908, the following resolution was adopted:

Resolved, That, pursuant to the provisions of section 419 of the Greater New York Charter, the Board of Aldermen be and is hereby respectfully requested to authorize the Board of Health of the Department of Health of The City of New York, to purchase in the open market without public letting at the lowest price obtainable, such butter and eggs as may be required to supply the various hospitals of the Department during the balance of the year 1908, at a total cost not exceeding the sum of \$2,500.

A true copy.

EUGENE W. SCHEFFER, Secretary.

Which was referred to the Committee on Public Letting.

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

No. 1465.

Board of Education,
Park Avenue and Fifty-ninth Street,
New York, December 10, 1908.

Mr. P. J. SCULLY, City Clerk, Board of Aldermen:

Dear Sir—I beg to advise you that the certified copy of the resolution adopted by the Board of Aldermen on December 1, 1908, requesting the Board of Education to establish an additional night school in the vicinity of One Hundred and Thirty-fourth street and Seventh avenue, Borough of Manhattan, was considered at a meeting of the Committee on Special Schools on December 9, 1908, and it was ordered that said Board be advised that it is impossible to state at the present time whether the funds for 1909 will enable the Board of Education to organize such a school in January, or perhaps even next September.

Respectfully yours,

A. EMERSON PALMER, Secretary.

Which was ordered on file.

The President laid before the Board the following communication from the Public Administrator:

No. 1466.

Bureau of Public Administrator,
New York, November 30, 1908.

To the Honorable the Board of Aldermen:

Pursuant to chapter 230, section 30 of the Laws of 1898, the undersigned hereby reports a transcript of such of his accounts as have been closed or finally settled, and of those on which any money has been received by him as part of the proceeds of any estate on which he has administered since the date of his last report.

Respectfully,

WILLIAM M. HOES, Public Administrator, County of New York.

Name of Deceased.	Total Amount Received.	Name of Deceased.	Total Amount Received.
Luigi Parigi	495 63	Charles A. Walton	10
William Green	25	Marie Gilleron	16 02
Edward W. Neil	223 65	Hilda Spitzer	15 83
August Reiss	58 88	Joseph Steiger	4 40
Frank J. Tierney	600 00	Interest received from banks on average amount of deposits	3 4 29
Edward W. Neil	2,750 69		\$18,516 12
Winifred O'Neil	280 12		
John McClintock	605 50		

Cash Received from Commissioner of Charities, August 6, 1908.

Annie McDermott	\$0 01	Charles Sanborne	13
George Keene	35	Mary Healy	2 65
William Harris	15	Nellie Brooks	13
Sarah J. Quinn	139 00	Ellen Evans	22
Mary Goff	13 33	Hugo Geisler	30
Charles Barrett	1,517 64	John O'Keefe	25
Edward W. Neil	6,278 53	Lawrence Glynn	3 07

Patrick Cavanagh	2 63	Mary Johnson	1 30
James O'Neill	5 06	Total	<u><u>\$32 60</u></u>
Richard Harter	14 25		
Cash Received from Commissioner of Charities, November 9, 1908.			
Richard Sampson	\$1 64	John McCarthy	50
Daniel Clancy	17	Frieda Moore	8 24
Mary Flynn	12	Michael Corsine	7 87
Samuel Green	3 00	Wm. Callahan	4 00
Delia Calvin	09	Jane Keating	20
Eugene McLoughlin	5 70	Wm. P. Rice	4 59
Glen Wright	6 00	Margaret Maloney	50
Carman Garafalo	11	Margaret Mailler	2 00
John Bolzman	3 00	Oscar Krautmeyer	07
Barbara Mackin	15		
Laurence Back	48	Total	<u><u>\$48 43</u></u>

Which was ordered on file.

The President laid before the Board the following communication from the Board of Estimate and Apportionment, transmitting ordinances:

No. 1467.

Board of Estimate and Apportionment, City of New York,
Office of the Secretary, No. 277 Broadway,
December 14, 1908.

Hon. PATRICK F. McGOWAN, President, Board of Aldermen:

Dear Sir—I send you herewith certified copy of a resolution adopted by the Board of Estimate and Apportionment December 11, 1908, approving of an issue of Corporate Stock in the sum of \$110,000, to provide means for the erection of a new bridge over Dutch Kills Creek, on the line of Hunters Point avenue, in the Borough of Queens, together with copy of report of the Comptroller relative thereto.

I also inclose form of ordinance for adoption by the Board of Aldermen to indicate its concurrence therein.

Yours very truly,
JOSEPH HAAG, Secretary.

December 7, 1908.

Hon. HERMAN A. METZ, Comptroller:

Sir—At a meeting of the Board of Estimate and Apportionment, held April 24, 1908, a report was presented from the Commissioner of Bridges, relative to the construction of a new bridge over Dutch Kills Creek, on the line of Hunters Point avenue, Borough of Queens.

The Commissioner of Bridges states:

"While it is desirable, if a permanent bridge is to be built, to have the entire cost of \$110,000 authorized at once, so that a contract for the entire job could be let, the work of construction could be commenced by letting a contract for the substructure, which would require an authorization of \$62,000, the estimated cost of that part of the work. The amount needed for the superstructure and to complete the bridge, estimated at \$48,000, could then be authorized when the work had progressed to the point where it would be required."

I would report that this bridge will be required for the traffic that comes through the Belmont Tunnel; therefore if there is any prospect of operation of this tunnel in the near future I would recommend that the Board of Estimate and Apportionment authorize the Comptroller, pursuant to section 47 of the amended Greater New York Charter, to issue Corporate Stock to the amount of \$110,000 for the erection of a new bridge over Dutch Kills Creek on the line of Hunters Point avenue, in the Borough of Queens.

Respectfully,
CHANDLER WITTINGTON, Chief Engineer.

AN ORDINANCE providing for an issue of Corporate Stock in the sum of one hundred and ten thousand dollars (\$110,000) to provide means for the erection of a new bridge over Dutch Kills Creek, on the line of Hunters Point avenue, in the Borough of Queens.

Be it Ordained by the Board of Aldermen of The City of New York as follows: Section 1. The Board of Aldermen hereby approves of and concurs in the following resolution adopted by the Board of Estimate and Apportionment December 11, 1908, and authorizes the Comptroller to issue Corporate Stock of The City of New York to the amount and for the purposes therein specified:

"Resolved, That, pursuant to the provisions of section 47 of the Greater New York Charter, as amended, the Board of Estimate and Apportionment hereby approves of the issue of Corporate Stock of The City of New York to an amount not exceeding one hundred and ten thousand dollars (\$110,000) for the erection of a new bridge over Dutch Kills Creek, on the line of Hunters Point avenue, in the Borough of Queens, and that when authority therefor shall have been obtained from the Board of Aldermen, the Comptroller is authorized to issue Corporate Stock of The City of New York, in the manner provided by section 169 of the Greater New York Charter, to an amount not exceeding one hundred and ten thousand dollars (\$110,000), the proceeds whereof to be applied to the purposes aforesaid."

No. 1468.

Board of Estimate and Apportionment, City of New York,
Office of the Secretary, No. 277 Broadway,
December 14, 1908.

Hon. PATRICK F. McGOWAN, President, Board of Aldermen:

Dear Sir—I send you herewith certified copy of a resolution adopted by the Board of Estimate and Apportionment December 11, 1908, approving of an issue of Corporate Stock in the sum of \$82,823 to provide means for the City's share of the estimated cost of the construction of the substructure of the diagonal viaduct across the Sunnyside Yard, to furnish an approach to the Blackwells Island Bridge, Borough of Queens, pursuant to an agreement dated June 21, 1907, between The City of New York and the Pennsylvania Tunnel and Terminal Railroad Company for the construction of said viaduct.

I also inclose form of ordinance for adoption by the Board of Aldermen to indicate its concurrence therein.

The agreement referred to in the resolution was approved by the Board of Estimate and Apportionment by resolution adopted June 21, 1907.

Mr. Nelson P. Lewis, Chief Engineer of the Board, will appear before the Honorable Board of Aldermen, or a committee of said Board, at any time, to furnish any and all information that may be required in relation to said matter.

Yours very truly,
JOSEPH HAAG, Secretary.

AN ORDINANCE providing for an issue of Corporate Stock in the sum of eighty-two thousand eight hundred and twenty-three dollars (\$82,823) to provide means for the City's share of the estimated cost of the construction of the substructure of the diagonal viaduct across the Sunnyside Yard, to furnish an approach to the Blackwells Island Bridge, Borough of Queens, pursuant to an agreement dated June 21, 1907, between The City of New York and the Pennsylvania Tunnel and Terminal Railroad Company for the construction of said viaduct.

Be it Ordained by the Board of Aldermen of The City of New York as follows: Section 1. The Board of Aldermen hereby approves of and concurs in the following resolution adopted by the Board of Estimate and Apportionment December 11, 1908, and authorizes the Comptroller to issue Corporate Stock of The City of New York to the amount and for the purposes therein specified:

"Resolved, That, pursuant to the provisions of section 47 of the Greater New York Charter, as amended, the Board of Estimate and Apportionment hereby approves of the issue of Corporate Stock of The City of New York to an amount not exceeding eighty-two thousand eight hundred and twenty-three dollars (\$82,823) for the purpose of providing means for the City's share of the estimated cost of the construction of

the substructure of the diagonal viaduct across the Sunnyside Yard, to furnish an approach to the Blackwells Island Bridge, Borough of Queens, pursuant to an agreement dated June 21, 1907, between The City of New York and the Pennsylvania Tunnel and Terminal Railroad Company for the construction of said viaduct; that when authority therefor shall have been obtained from the Board of Aldermen the Comptroller is authorized to issue Corporate Stock of The City of New York, in the manner provided by section 169 of the Greater New York Charter, to an amount not exceeding eighty-two thousand eight hundred and twenty-three dollars (\$82,823), the proceeds whereof to be applied to the purposes aforesaid."

Which were severally referred to the Committee on Finance.

The President laid before the Board the following communication from the Board of Estimate and Apportionment transmitting resolutions:

No. 1469.

Board of Estimate and Apportionment, City of New York,
Office of the Secretary, No. 277 Broadway,
December 14, 1908.

Hon. PATRICK F. McGOWAN, President, Board of Aldermen:

Dear Sir—I transmit herewith certified copy of a resolution adopted by the Board of Estimate and Apportionment December 11, 1908, recommending the establishment of position of Deputy Chief in Charge of the Marine Division, under the jurisdiction of the Fire Department, with salary at the rate of \$4,200 per annum, for one incumbent, together with form of resolution for adoption by the Board of Aldermen to indicate its concurrence therein.

I also enclose copy of report of the Select Committee, consisting of the Comptroller and the President, Board of Aldermen, relative thereto.

Very truly yours,

JOSEPH HAAG, Secretary.

Whereas, The Board of Estimate and Apportionment, at a meeting held December 11, 1908, adopted the following resolution:

"Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the position of Deputy Chief in charge of the Marine Division, under the jurisdiction of the Fire Department, with salary at the rate of forty-two hundred dollars (\$4,200) per annum, for one incumbent."

Resolved, That the Board of Estimate and Apportionment hereby approves of and concurs in the above resolution and fixes the salary of said position as set forth therein

July 13, 1908.

Hon. HERMAN A. METZ, Comptroller:

Sir—In the matter of a communication from the Fire Commissioner requesting the establishment of the position of Deputy Chief in charge of the Marine Division, which was referred by the Board of Estimate and Apportionment to the Select Committee consisting of the Comptroller and the President of the Board of Aldermen for consideration and by you to the Bureau of Municipal Investigation and Statistics for examination, I beg to report as follows:

The Marine Division of the Fire Department consists of seven fire boats and a launch, which will shortly be increased by the addition of three new boats which have been launched and are now being fitted with their necessary equipment. Its duty is the protection of property on the City's water-front and adjacent thereto, and the boats are also utilized, where called for, in case of fire upon the water-front of New Jersey. The cost of the fleet, for construction and equipment, will approximate \$1,000,000, and the annual salaries of the force employed in its management, numbering about 300 Firemen, Engineers, Pilots and Stokers, will amount to upwards of \$425,000. The division is at present in charge of a Battalion Chief (salary, \$3,300 per annum) detailed from shore duty, and the Fire Commissioner proposes to place it under the supervision of a Deputy Chief, to be designated as Deputy Chief of the Marine Division, who shall be paid an annual salary of \$4,200, the same compensation as paid to Deputy Chiefs in charge of regular fire districts.

Considering the importance of the services rendered by the fireboats in protecting from loss by fire the vast amount of property distributed over the 350 miles of water-front of the City, and the fact that the number of men engaged in the service is equal to that employed in fire districts under the supervision of Deputy Chiefs on land duty, it would seem that the proposition to place this division of the Fire Department under the supervision of a Deputy Chief was a reasonable one, and I would therefore respectfully recommend that the request of the Fire Commissioner be approved.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved: H. A. Metz, Comptroller.

Department of Finance, City of New York,
July 13, 1908.

To the Honorable the Board of Estimate and Apportionment:

Gentlemen—Transmitted herewith is a report of the Bureau of Municipal Investigation and Statistics, Department of Finance, dated July 13, 1908, relative to a communication from the Fire Commissioner requesting the establishment of the position of Deputy Chief in charge of the Marine Division, which matter was referred to a Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, for consideration.

In view of the statements contained in said report the adoption of the attached resolution is recommended.

Respectfully,

(Signed) H. A. METZ, Comptroller;

P. F. McGOWAN, President, Board of Aldermen;

Select Committee.

No. 1470.

Board of Estimate and Apportionment, City of New York,
Office of the Secretary, No. 277 Broadway,
December 14, 1908.

Hon. PATRICK F. McGOWAN, President, Board of Aldermen:

Dear Sir—I transmit herewith certified copy of a resolution adopted by the Board of Estimate and Apportionment December 11, 1908, recommending the establishment of an additional grade of position of Hostler in the Department of Street Cleaning, with salary at the rate of \$800 per annum and extra pay for Sunday work at the present rate of \$2.30 per day, together with form of resolution for adoption by the Board of Aldermen to indicate its concurrence therein.

I also enclose copy of report of the Comptroller relative thereto.

Very truly yours,

JOSEPH HAAG, Secretary.

December 8, 1908.

Hon. HERMAN A. METZ, Comptroller:

Sir—Regarding the matter of the proposed issue of Special Revenue Bonds to the amount of \$5,253.34 to provide for the payment of Hostlers in the Department of Street Cleaning at the rate of \$800 per annum from July 1, 1908, which matter was the subject of a resolution of the Board of Aldermen adopted October 20, 1908, requesting the authorization of such issue by the Board of Estimate and Apportionment, I beg to report as follows:

The present salary of Hostlers in the Department of Street Cleaning, as fixed by concurrent action of the Board of Estimate and Apportionment and the Board of Aldermen in March, 1907, is \$760, with extra pay for Sunday work, and before a higher rate can be paid such concurrent action must again be taken establishing the higher grade.

It would appear from evidence submitted to your Examiner that at the time the increase to \$760 was made the Hostlers were led to understand by the Commissioner of Street Cleaning that the additional \$40 per annum, for which they had applied, would be allowed in the near future, and as I am informed that the present Commissioner is in favor of the proposed increase, it is recommended that the Board of Estimate and Apportionment, as provided in section 56 of the Charter, recommend to the Board of Aldermen the establishment of a grade for Hostlers in the Department of

Street Cleaning at the desired rate of \$800 per annum, and also that no provision having been made in the 1909 Budget for payment at the higher rate, the Board of Aldermen at the same time request the Board of Estimate and Apportionment to authorize the issue of Special Revenue Bonds required for such purpose.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved: H. A. Metz, Comptroller.

Whereas, The Board of Estimate and Apportionment, at a meeting held December 11, 1908, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of position of Hostler in the Department of Street Cleaning (in addition to those already existing therein), with salary at the rate of eight hundred dollars (\$800) per annum, and extra pay for Sunday work at the present rate of two dollars and thirty cents (\$2.30) per day.

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salary of said position as set forth therein.

Which were severally referred to the Committee on Salaries and Offices.

The President laid before the Board the following communication from the Sheriff, New York County:

No. 1471.

Sheriff's Office, County of New York,
Barclay Building, No. 299 Broadway.
New York, December 14, 1908.

Honorable Board of Aldermen:

Gentlemen—I have asked the Board of Estimate and Apportionment to recommend that your Honorable Board establish in this office the position of Auditor's Clerk at \$1,350 per annum, because "under various sections of chapter 523, Laws of 1890, and amendments," all the business of this office centres, necessarily, with the Auditor because of the very great increase in the volume of business as compared with preceding years, and because the number of employees now is the same as in 1897.

Should this request be approved by the Board of Estimate and Apportionment and be concurred in by your Honorable Board, I ask that, under section 188, subdivision 8, of the Charter, the Board of Estimate and Apportionment be requested by you to authorize the Comptroller to issue Special Revenue Bonds in an amount not to exceed \$1,350 to provide for the compensation of such place.

Very respectfully,

THOMAS F. FOLEY, Sheriff.

Which was referred to the Committee on Finance.

The President laid before the Board the following communication from the President, Borough of Manhattan:

No. 1472.

The City of New York,
Office of the President of the Borough of Manhattan.
City Hall, December 14, 1908.

Hon. PATRICK F. McGOWAN, President, Board of Aldermen:

Dear Sir—Permission is hereby requested, pursuant to section 419 of the Greater New York Charter, to enter into a contract without public letting for additional work in connection with the contract now in force and operation for regulating and grading, curbing and flagging Bennett avenue, from One Hundred and Eighty-first street northerly therefrom to Broadway, the estimated cost of which is \$21,300.

This request is based upon the fact that a contract for the work was entered into August, 1906, and has been in progress up to a recent date, when conditions not contemplated at the time the contract was made became evident, which caused operations to be temporarily suspended. It is conceded that the City's interests will be best subserved by entering into a contract with the original contractor, and in order that the work may be expedited and completed in the near future this authorization is respectfully requested.

Very truly yours,

JOHN F. AHEARN, President.

Which was referred to the Committee on Public Letting.

REPORTS OF STANDING COMMITTEES.

Reports of Committee on Finance—

No. 1365.

The Committee on Finance, to which was referred, on November 24, 1908 (Minutes, page 823), the annexed resolution to replenish fund under jurisdiction of President of the Borough of Richmond, respectfully

REPORTS:

That having examined the subject, it believes the proposed issue to be necessary to provide the necessary funds to carry on the business of the Bureau affected for the balance of the year, and it therefore recommends that the said resolution be adopted.

Resolved, That, pursuant to the provisions of subdivision 8 of section 188 of the Greater New York Charter, the Board of Estimate and Apportionment be and it is hereby requested to authorize the Comptroller to issue Special Revenue Bonds to an amount not to exceed the sum of \$1,300, to be expended to replenish the account entitled Bureau of Public Buildings and Offices, Salaries and Wages, in the office of the President of the Borough of Richmond, for the year 1908.

T. P. SULLIVAN, WM. P. KENNEALLY, JAMES W. REDMOND, FRANK L. DOWLING, JOHN D. GUNTHER, JOHN J. COLLINS, JOHN DIEMER, Committee on Finance.

Which report was placed on file.

No. 1382.

The Committee on Finance, to which was referred, on December 1, 1908 (Minutes, page 1429), the annexed resolution designating the "Manhattan and Bronx Advocate" as the Democratic paper wherein to publish the Session Laws, respectfully

REPORTS:

That this matter having been attended to, this resolution is no longer necessary. It therefore recommends that the said resolution be placed on file.

Resolved, That, pursuant to the provisions of chapter 715 of the Laws of 1892, and section 1586 of the Greater New York Charter, the "Manhattan and Bronx Advocate" (Democratic), whose place of publication is in the County of New York, be and the same is hereby designated as one of the two newspapers in which shall be published the Session Laws and Concurrent Resolutions of the Legislature of the State of New York for 1909, in said County of New York.

T. P. SULLIVAN, WM. P. KENNEALLY, JAMES W. REDMOND, FRANK L. DOWLING, JOHN D. GUNTHER, JOHN J. COLLINS, JOHN DIEMER, Committee on Finance.

Which report was accepted.

No. 1430.

The Committee on Finance, to which was referred on December 1, 1908 (Minutes, page 1428), the annexed resolution authorizing Superintendent of School Supplies to draw on Comptroller for a sum not exceeding \$2,500 for articles needed in cookery teaching, respectfully

REPORTS:

That, having examined the subject, it believes the proposed authorization to be necessary to facilitate the work of the Board of Education in this important direction. It therefore recommends that the said resolution be adopted.

Resolved, That for the purpose of reimbursing Teachers of Domestic Science in the amounts expended by them for supplies necessary to teach this subject in the schools of The City of New York, the Superintendent of School Supplies, Board of Education, may, by requisition, draw upon the Comptroller for a sum not exceeding twenty-five hundred dollars (\$2,500). The Superintendent of School Supplies may, in like manner, renew the draft as often as he may deem necessary, to the extent of the appropriation set apart for Supplies, Special School Fund of the Department of Education, but no such renewal shall be made until the money paid upon the preceding draft shall be accounted for to the Comptroller by the transmittal of a voucher or

vouchers certified by the said Superintendent of School Supplies covering the expenditure of money paid thereon.

T. P. SULLIVAN, WM. P. KENNEALLY, JAMES W. REDMOND, FRANK L. DOWLING, JOHN D. GUNTHER, JOHN J. COLLINS, JOHN DIEMER, Committee on Finance.

Under Rule 21, consideration of this report was deferred. Subsequently the Vice-Chairman moved the adoption of this report.

The President put the question whether the Board would agree to accept such report and adopt said resolution.

Which was decided in the affirmative by the following vote:

Affirmative—Aldermen Baldwin, Barton, Bent, Beyer, J. W. Brown, Case, Cole, Colgan, Collins, Corbett, Crowley, Davis, Doull, Dowling, Emener, Esterbrook, Heffernan, Hickey, Hochdorffer, Kavanagh, Kenneally, Levine, Linde, Loos, Martyn, Marx, McAleer, McCann, McDonald, Moskowitz, Mulcahy, Mulligan, Mulvaney, Murphy, Nagle, Nugent, O'Reilly, Potter, Reardon, Redmond, Rendt, Schloss, Smith, Stapleton, Stormont, Veltel, Walsh, President Haffen, by John F. Murray, Commissioner of Public Works; President Coler, by Thomas R. Farrell, Commissioner of Public Works; President Ahearn and the Vice-Chairman—40.

No. 1452.

The Committee on Finance, to which was referred on December 8, 1908 (Minutes, page 1458), the annexed resolution in favor of an issue of \$25,000 Special Revenue Bonds to replenish appropriation for maintenance of stone block pavements, Borough of Manhattan, respectfully

REPORTS:

That Secretary Downing appeared before the Committee and stated that owing to the unusually clement weather this work had progressed faster than had been estimated, and that unless this allowance was made it would be necessary to lay off a large number of men and carts. The Committee believes that work of this character should be continued whenever possible and therefore recommends that the said resolution be adopted.

Resolved, That, pursuant to subdivision 8 of section 188 of the Greater New York Charter, the Board of Estimate and Apportionment is hereby requested to authorize the Comptroller to issue Special Revenue Bonds to the amount of \$25,000 for the purpose of replenishing the appropriations for Bureau of Highways:

Maintenance of Stone Block Pavements—

Salaries and Wages.....	\$15,000 00
Hired Teams, Horses, Carts, etc.....	10,000 00
	\$25,000 00

—for the year 1908.

T. P. SULLIVAN, WM. P. KENNEALLY, JAMES W. REDMOND, FRANK L. DOWLING, JOHN D. GUNTHER, JOHN J. COLLINS, Committee on Finance.

Under Rule 21, consideration of this report was deferred. Subsequently the Vice-Chairman moved the adoption of this report.

The President put the question whether the Board would agree to accept such report and adopt said resolution.

Which was decided in the affirmative by the following vote:

Affirmative—Aldermen Baldwin, Barton, Bent, Beyer, J. W. Brown, Case, Cole, Colgan, Collins, Corbett, Crowley, Davis, Delaney, Diemer, Doull, Dowling, Downing, Drescher, Emener, Finnigan, Flynn, Gaynor, Gunther, Handy, Hickey, Hines, Hochdorffer, Kavanagh, Kenneally, Kenney, Levine, Linde, Loos, Martyn, Marx, McAleer, McCann, McDonald, Moskowitz, Mulcahy, Mulligan, Mulvaney, Murphy, Nagle, Nugent, O'Reilly, Potter, Reardon, Redmond, Rendt, Schloss, Smith, Stapleton, Stormont, Veltel, Walsh, President Haffen, by John F. Murray, Commissioner of Public Works; President Coler, by Thomas R. Farrell, Commissioner of Public Works; President Ahearn and the Vice-Chairman—60.

Reports of Committee on Public Letting—

Nos. 1008 and 1333.

The Committee on Public Letting, to which was referred on July 21 and November 17, 1908 (Minutes, pages 10 and 779), the annexed communications from the Trustees of Bellevue and Allied Hospitals in relation to the purchase of auto ambulances in open market, respectfully

REPORTS:

That Dr. Brannan appeared before the Committee and stated that ambulances of the type desired were in use in the Department of Public Charities, and had proven very successful. It was intended to use this ambulance for transfer purposes between the different hospitals of the Department. Allowance for one ambulance of this type had been made in the Budget for 1909.

The Committee recommends that the accompanying resolution be adopted.

Resolved, That, in pursuance of the provisions of section 419 of the Greater New York Charter, the Board of Trustees of Bellevue and Allied Hospitals be and they are hereby authorized and empowered to purchase by contract, without public letting, one automobile ambulance at a cost not to exceed four thousand dollars (\$4,000).

FRANK L. DOWLING, FREDERICK C. HOCHDORFFER, JACOB J. VELTEN, ROBERT F. DOWNING, G. A. COLGAN, JOHN DIEMER, Committee on Public Letting.

Bellevue and Allied Hospitals.
First Avenue and Twenty-sixth Street,
New York, November 12, 1908.

Hon. PATRICK F. McGOWAN, President of the Board of Aldermen:

Sir—The Trustees of Bellevue and Allied Hospitals have the honor to request authority to purchase one automobile ambulance without public letting, at a cost not to exceed \$4,000. The Trustees intend to examine very carefully the various makes of ambulances before purchasing one, but it is necessary that the award should be given without public letting, as it is impracticable to draw up specifications which would permit competition and yet secure a satisfactory ambulance of the type required.

Respectfully,

JOHN W. BRANNAN, President, Board of Trustees.

Bellevue and Allied Hospitals.
First Avenue and Twenty-sixth Street,
New York, July 14, 1908.

Board of Aldermen, City Hall, New York City.

Gentlemen—The Board of Trustees of Bellevue and Allied Hospitals respectfully request authority to purchase without public letting two motor ambulances at a cost not to exceed four thousand dollars each. On account of the long distances covered by the service, it is necessary to have better facilities than those afforded by horse ambulances, and it is thought that the interests of the City will be best served by purchasing such ambulances from dealers whose machines have been tested and proved to be most serviceable for this work.

Respectfully,

A. M. ROBBINS, Acting Secretary, Board of Trustees.

Under Rule 21, consideration of this report was deferred. Subsequently Alderman Dowling moved the adoption of this report.

The President put the question whether the Board would agree to accept such report and adopt said resolution.

Which was decided in the affirmative by the following vote:

Affirmative—Aldermen Baldwin, Barton, Bent, Beyer, J. W. Brown, Case, Cole, Colgan, Collins, Corbett, Crowley, Davis, Delaney, Diemer, Doull, Dowling, Downing, Drescher, Emener, Finnigan, Flynn, Gaynor, Gunther, Handy, Hickey, Hines, Hochdorffer, Kavanagh, Kenneally, Kenney, Levine, Linde, Loos, Martyn, Marx, McAleer, McCann, McDonald, Moskowitz, Mulcahy, Mulligan, Mulvaney, Murphy, Nagle, Nugent, O'Reilly, Potter, Reardon, Redmond, Rendt, Schloss, Smith, Stapleton, Stormont, Veltel, Walsh, President Haffen, by John F. Murray, Commissioner of Public Works; President Coler, by Thomas R. Farrell, Commissioner of Public Works; President Ahearn and the Vice-Chairman—60.

No. 1173—(G. O. No. 109).

The Committee on Public Letting, to which was referred on October 6, 1908 (Minutes, page 27), the annexed resolution authorizing the Commissioner of Water

Supply, Gas and Electricity to purchase patented water main connections in open market, respectfully.

REPORTS:

That Deputy Commissioner Loughman appeared before the Committee and stated that this was a renewal of a permission which had extended since 1904, and that this renewal would last about eighteen months. These patent devices enabled the Department to connect small and large mains when making repairs or establishing new plant without the necessity of shutting off the water and depriving residents of the vicinity of water supply. The Committee recommends that the said resolution be adopted.

Resolved, That in accordance with the provisions of section 419 of the amended Greater New York Charter, the Commissioner of Water Supply, Gas and Electricity be and is hereby authorized to purchase, without public letting, certain patented devices for connecting water mains at an expense not to exceed ten thousand dollars (\$10,000).

FRANK L. DOWLING, FREDERICK C. HOCHDORFFER, G. A. COLGAN, MAX S. LEVINE, THOS. J. MULLIGAN, JAMES J. SMITH, Committee on Public Letting.

Under Rule 21, consideration of this report was deferred. Subsequently Alderman Dowling moved the adoption of this report.

The President put the question whether the Board would agree to accept such report and adopt said resolution.

Which was decided in the negative by the following vote, three-fourths of all the members elected failing to vote in favor thereof.

Affirmative—Aldermen Baldwin, Barton, Bent, Beyer, Colgan, Collins, Delaney, Doull, Dowling, Drescher, Emener, Finnigan, Heffernan, Hickey, Hochdorffer, Kavanagh, Kenney, Linde, McAleer, McCann, McDonald, Moskowitz, Mulligan, Mulvaney, Murphy, Nagle, O'Reilly, Potter, Reardon, Redmond, Schloss, Smith, Walsh, President Gresser, by A. A. Denton, Commissioner of Public Works; President Ahearn, the Vice-Chairman and the President—37.

On motion of Alderman Dowling the above vote was reconsidered, and the paper was placed on the list of General Orders.

No. 1269.

The Committee on Public Letting, to which was referred on October 27, 1908 (Minutes, page 155), the annexed communication from the Commissioner of Public Charities asking authority to purchase an electric motor truck in open market, respectfully.

REPORTS:

That Commissioner Hebbard appeared before the Committee and stated that owing to the long hauls in the Borough of Brooklyn the additional carrying capacity and increased speed of this truck would be a great factor in proper distribution of supplies, and, owing to the fact that the Department could furnish the electricity from its own plant, would eventually be an economy. The Committee therefore recommends that the accompanying resolution be adopted.

Resolved, That, in pursuance of the provisions of section 419 of the Greater New York Charter the Commissioner of Public Charities be and he is hereby authorized and empowered to purchase by contract without public letting, at a cost not to exceed twenty-seven hundred dollars (\$2,700), an electric motor truck of the capacity of twenty-five hundred pounds, said truck to be added to the equipment of the Kings County Hospital at Flatbush, in the Borough of Brooklyn.

FRANK L. DOWLING, FREDERICK C. HOCHDORFFER, JACOB J. VELTEN, ROBERT F. DOWNING, G. A. COLGAN, JOHN DIEMER, Committee on Public Letting.

Department of Public Charities,
Foot of East Twenty-sixth Street,
New York, October 19, 1908.

To the Honorable the Board of Aldermen:

Gentlemen—The undersigned, Commissioner of Public Charities, desiring to add an electric motor truck of the capacity of 2,500 pounds to the equipment of the Kings County Hospital at Flatbush, from which point supplies are distributed to the hospitals and institutions of the Department, in the Borough of Brooklyn, and believing that it will be in the public interest to purchase the said truck without public letting, respectfully requests permission to purchase such vehicle at a cost not to exceed \$2,700, without public letting.

Respectfully yours,
ROBT. W. HEBBERD, Commissioner.

Under Rule 21, consideration of this report was deferred. Subsequently Alderman Dowling moved the adoption of this report.

The President put the question whether the Board would agree to accept such report and adopt said resolution.

Which was decided in the affirmative by the following vote:

Affirmative—Aldermen Baldwin, Barton, Bent, Beyer, J. W. Brown, Case, Cole, Colgan, Collins, Corbett, Crowley, Davis, Delaney, Diemer, Doull, Dowling, Downing, Drescher, Emener, Finnigan, Flynn, Gaynor, Gunther, Handy, Hickey, Hines, Hochdorffer, Kavanagh, Kenneally, Kenney, Levine, Linde, Loos, Martyn, Marx, McAleer, McCann, McDonald, Moskowitz, Mulcahy, Mulligan, Mulvaney, Murphy, Nagle, Nugent, O'Reilly, Potter, Reardon, Redmond, Rendt, Schloss, Smith, Stapleton, Stormont, Velten, Walsh, President Haffen, by John F. Murray, Commissioner of Public Works; President Coler, by Thomas R. Farrell, Commissioner of Public Works; President Ahearn and the Vice-Chairman—60.

No. 1294.

The Committee on Public Letting, to which was referred, on November 10, 1908 (Minutes, page 741), the annexed communication from the Fire Commissioner asking for authority to purchase an auto high pressure hose wagon in the open market, respectfully.

REPORTS:

That Fire Chief Croker appeared before the Committee and stated that it was desired to secure this new form of hose wagon for use as an experiment in connection with the new high pressure water service, and, if successful, specifications would be drawn and bids asked for any future supply. Similar wagons are now being operated with marked success in other cities of the United States. This wagon carries double the amount of hose and in addition is able to carry the long nozzle only used on water towers. The Committee believes full opportunity should be given for such a test, and therefore recommends that the accompanying resolution be adopted.

Resolved, That, in pursuance of the provisions of section 419 of the Greater New York Charter, the Fire Commissioner be and he is hereby authorized and empowered to purchase by contract, without public letting, one sixty horse power automobile high pressure hose wagon at a cost not to exceed seven thousand dollars (\$7,000).

FRANK L. DOWLING, FREDERICK C. HOCHDORFFER, G. A. COLGAN, MAX S. LEVINE, THOS. J. MULLIGAN, JACOB J. VELTEN, Committee on Public Letting.

Fire Department, City of New York,
Nos. 157 and 159 East Sixty-seventh Street,
Borough of Manhattan, October 5, 1908.

Hon. PATRICK F. McGOWAN, President, Board of Aldermen, City Hall, New York:

Sir—I have the honor to request that your Honorable Board grant me authority to purchase by contract, without public letting, one sixty horse power automobile high pressure hose wagon for this Department, the cost thereof not to exceed \$7,000. This wagon is intended for service within the district covered by the high pressure system in the Borough of Manhattan, and its use would result in the saving of time in responding to alarms for fire.

Respectfully,
NICHOLAS J. HAYES, Fire Commissioner.

Under Rule 21, consideration of this report was deferred. Subsequently Alderman Dowling moved the adoption of this report.

The President put the question whether the Board would agree to accept such report and adopt said resolution.

Which was decided in the affirmative by the following vote:

Affirmative—Aldermen Baldwin, Barton, Bent, Beyer, J. W. Brown, Case, Cole, Colgan, Collins, Corbett, Crowley, Davis, Delaney, Diemer, Doull, Dowling, Downing,

Drescher, Emener, Finnigan, Flynn, Gaynor, Gunther, Handy, Hickey, Hines, Hochdorffer, Kavanagh, Kenneally, Kenney, Levine, Linde, Loos, Martyn, Marx, McAleer, McCann, McDonald, Moskowitz, Mulcahy, Mulligan, Mulvaney, Murphy, Nagle, Nugent, O'Reilly, Potter, Reardon, Redmond, Rendt, Schloss, Smith, Stapleton, Stormont, Velten, Walsh, President Haffen, by John F. Murray, Commissioner of Public Works; President Coler, by Thomas R. Farrell, Commissioner of Public Works; President Ahearn and the Vice-Chairman—60.

No. 1453.

The Committee on Public Letting, to which was referred, on December 8, 1908 (Minutes, page 1458), the annexed resolution in favor of authorizing the President of the Borough of Manhattan to contract for certain asphalt paving repairs without public letting, respectfully.

REPORTS:

That Secretary Downing appeared before the Committee and stated that this was a transfer of funds from one section of the city to another where the repairs had been more extensive, and was drawn in this fashion by the advice of the Corporation Counsel. It therefore recommends that the said resolution be adopted.

Whereas, In compliance with the terms of a public advertisement inviting bids, three contracts were, on May 16, 1908, awarded to the Uvalde Asphalt Paving Company for repairing and maintaining the asphalt pavement in three sections of the Borough of Manhattan, New York City, designated as the Northern Section, Central Section and Southern Section; and

Whereas, The quantities of the work to be done under the contracts in question were set forth in each contract, and in two of the contracts were found to be excessive, and one of the contracts inadequate; and

Whereas, The price set forth in each contract is the same, namely, for completed asphalt pavement, including binder course, per square yard, the sum of \$1.48; for Portland cement concrete foundation, per cubic yard, the sum of \$6.78; and

Whereas, It is deemed advisable to have the surplus moneys not used in the two sections before mentioned used in the third section at the same price which appears in all the contracts; now be it

Resolved, That, pursuant to the provisions of section 419 of the Charter, the President of the Borough be and he is hereby authorized to contract, without public letting, for the repairs to the asphalt pavement at the before-mentioned sum. The said expense to be payable from the appropriation, 1908, President of the Borough of Manhattan, Bureau of Highways, Maintenance of Asphalt Pavements, including Fire Burns.

The work in question to be completed within the time originally set forth in the contracts mentioned.

FRANK L. DOWLING, FREDERICK C. HOCHDORFFER, JACOB J. VELTEN, ROBERT F. DOWNING, G. A. COLGAN, MAX S. LEVINE, THOS. J. MULLIGAN, Committee on Public Letting.

Under Rule 21, consideration of this report was deferred. Subsequently Alderman Dowling moved the adoption of this report.

The President put the question whether the Board would agree to accept such report and adopt said resolution.

Which was decided in the affirmative by the following vote:

Affirmative—Aldermen Baldwin, Barton, Beyer, J. W. Brown, Case, Cole, Colgan, Collins, Corbett, Crowley, Davis, Doull, Downing, Drescher, Emener, Flynn, Gaynor, Goldschmidt, Gunther, Handy, Hickey, Hines, Hochdorffer, Kavanagh, Kenneally, Kenney, Levine, Linde, Loos, Martyn, Marx, McAleer, McCann, McDonald, Moskowitz, Mulcahy, Mulligan, Mulvaney, Murphy, Nagle, Nugent, O'Reilly, Potter, Reardon, Redmond, Rendt, Smith, Stapleton, Stormont, Velten, Walsh, President Gresser, by A. A. Denton, Commissioner of Public Works; President Haffen, by John F. Murray, Commissioner of Public Works; President Coler, by Thomas R. Farrell, Commissioner of Public Works; President Ahearn, the Vice-Chairman and the President—60.

Reports of Committee on Salaries and Offices—

No. 1390.

The Committee on Salaries and Offices, to which was referred on November 24, 1908 (Minutes, page 1391), the annexed resolution in favor of appointing William S. Lozier a City Surveyor, respectfully.

REPORTS:

That this applicant having furnished the customary letters of reference from competent professional men, the Committee recommends that the said resolution be adopted.

Resolved, That William S. Lozier, a professor in the University of New York, be and he is hereby appointed a City Surveyor.

R. S. DOULL, MICHAEL STAPLETON, SAMUEL MARX, ARTHUR H. MURPHY, T. P. SULLIVAN, P. F. FLYNN, Committee on Salaries and Offices.

Under Rule 21 consideration of this report was deferred. Subsequently Alderman Doull moved the adoption of this report.

The President put the question whether the Board would agree to accept such report and adopt said resolution.

Which was decided in the affirmative by the following vote:

Affirmative—Aldermen Baldwin, Barton, Bent, Beyer, J. W. Brown, Case, Cole, Colgan, Collins, Corbett, Crowley, Davis, Doull, Downing, Emener, Esterbrook, Heffernan, Hickey, Hochdorffer, Kavanagh, Kenneally, Levine, Linde, Loos, Martyn, Marx, McAleer, McCann, McDonald, Moskowitz, Mulligan, Mulvaney, Nagle, O'Reilly, Reardon, Redmond, Rendt, Schloss, Stapleton, Velten and Walsh—46.

No. 474.

The Committee on Salaries and Offices, to which was referred on March 24, 1908 (Minutes, page 1314), the annexed resolution fixing grades under Kings County Surrogate, respectfully.

REPORTS:

That, having examined the subject, it believes the proposed increases to be meritorious and well earned by the quantity and quality of the work performed by these employees. It therefore recommends that the said resolution be adopted.

Whereas, The Board of Estimate and Apportionment at a meeting held March 20, 1908, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the following grades of positions in the Surrogate's Office, Kings County, in addition to those already existing therein:

	Incumbents.	Per Annum.
Assistant Probate Clerk.....	1	\$2,300 00
Clerk.....	2	1,400 00
Certificate Clerk	1	1,950 00
Assistant Accounting Clerk.....	1	1,500 00
Special Court Officer.....	1	1,750 00
Typewriter and Copyist.....	1	1,200 00
Clerk and Stenographer to Chief Clerk.....	1	1,100 00
Stenographer's Amanuensis	1	1,100 00
Calendar Clerk	1	1,700 00

Resolved, That the Board of Aldermen hereby approves of and concurs in the above resolution and fixes the salaries of said positions as set forth therein.

R. S. DOULL, SAMUEL MARX, ARTHUR H. MURPHY, T. P. SULLIVAN, P. F. FLYNN, MICHAEL STAPLETON, Committee on Salaries and Offices.

Under Rule 21 consideration of this report was deferred. Subsequently Alderman Doull moved the adoption of this report.

The President put the question whether the Board would agree to accept such report and adopt said resolution.

Which was decided in the affirmative by the following vote:

Affirmative—Aldermen Baldwin, Barton, Bent, J. W. Brown, Case, Cole, Colgan, Collins, Corbett, Crowley, Davis, Doull, Downing, Drescher, Emener, Finnigan, Grimm, Heffernan, Hickey, Hochdorffer, Kavanagh, Kenneally, Kenney, Levine, Loos, Marx, McAleer, McCann, McDonald, Moskowitz, Mulligan, Mulvaney, Murphy, Nagle, O'Reilly, Potter, Reardon, Redmond, Schloss, Schneider, Stapleton, Velten, Walsh, President Haffen, by John F. Murray, Commissioner of Public Works, and the Vice-Chairman—41.

Reports of Committee on Laws and Legislation—

No. 1391.

The Committee on Laws and Legislation, to which was referred on November 24, 1908 (Minutes, page 1391), the annexed ordinance in favor of amending section 430 of the Code of Ordinances, relating to the discharge of firearms, in favor of the Oakland Golf Club, respectfully

REPORTS:

That, having examined the subject, it believes the proposed concession to be proper, the said club appearing to be an orderly and reputable organization, and therefore recommends that the said ordinance be adopted.

AN ORDINANCE to amend section 430 of the Code of Ordinances, relating to the Discharge of Firearms.

Be it Ordained by the Board of Aldermen of The City of New York as follows: Section 1. The ordinance relating to the firing of firearms, which was adopted April 24, 1906, and approved May 1, 1906, is hereby amended by adding at the end of section 1 thereof the following words:

"The grounds of the Oakland Golf Club, situated at Bayside, in the Borough of Queens, and the meadow land surrounding the Flushing Creek and its tributary water courses, in the Borough of Queens."

Sec. 2. This ordinance shall take effect immediately.

JAMES W. REDMOND, JOHN F. WALSH, JOHN McCANN, JOS. D. KAVANAGH, CHARLES DELANEY, JOHN J. F. MULCAHY, Committee on Laws and Legislation.

Under Rule 21 consideration of this report was deferred. Subsequently Alderman Redmond moved the adoption of this report.

The President put the question whether the Board would agree to accept such report and adopt said resolution.

Which was decided in the affirmative by the following vote:

Affirmative—Aldermen Baldwin, Barton, Bent, Beyer, J. W. Brown, Case, Cole, Colgan, Collins, Corbett, Crowley, Davis, Doull, Dowling, Emener, Esterbrook, Heffernan, Hickey, Hochdorffer, Kavanagh, Kenneally, Levine, Linde, Loos, Martyn, Marx, McAleer, McCann, Moskowitz, Mulligan, Mulvaney, Nagle, O'Reilly, Reardon, Redmond, Rendt, Schloss, Stapleton, Velten and Walsh—40.

No. 1443.

The Committee on Laws and Legislation, to which was referred on December 8, 1908 (Minutes, page 1455), the annexed ordinance in favor of amending section 430 of the Code of Ordinances in favor of the Parkway Driving Club of Brooklyn, respectfully

REPORTS:

That, having examined the subject, it believes the proposed concession to be proper as an accommodation to a large number of worthy citizens, that the club is reputable, under careful management, and that no inconvenience can result to the general public. It therefore recommends that the said ordinance be adopted.

AN ORDINANCE to amend section 430 of Part 1 of the Code of Ordinances of The City of New York, relating to the "discharge of firearms."

Be it Ordained by the Board of Aldermen of The City of New York as follows: Section 1. Section 430 of Part 1 of the Code of Ordinances of The City of New York, relating to the discharge of firearms, as amended, is hereby further amended by adding at the end thereof the words "the grounds of the Parkway Driving Club, located at Ocean parkway and Kings highway, in the Borough of Brooklyn."

Sec. 2. This ordinance shall take effect immediately.

Note—New matter in *italics*.

JAMES W. REDMOND, JOHN McCANN, JOHN F. WALSH, JOS. D. KAVANAGH, CHARLES DELANEY, JOHN J. F. MULCAHY, Committee on Laws and Legislation.

Under Rule 21 consideration of this report was deferred. Subsequently Alderman Potter moved the adoption of this report.

The President put the question whether the Board would agree to accept such report and adopt said resolution.

Which was decided in the affirmative by the following vote:

Affirmative—Aldermen Baldwin, Barton, Bent, J. W. Brown, Case, Cole, Coleman, Colgan, Collins, Corbett, Crowley, Davis, Delaney, Diemer, Doull, Dowling, Drescher, Emener, Esterbrook, Finnigan, Flynn, Gunther, Heffernan, Hochdorffer, Kavanagh, Kenneally, Levine, Marx, McAleer, McCann, Moskowitz, Mulvaney, Murphy, Nagle, O'Reilly, Potter, Reardon, Redmond, Schloss, Schneider, Smith, Stapleton, Velten, Walsh and the Vice-Chairman—45.

COMMUNICATIONS FROM CITY, COUNTY AND BOROUGH OFFICERS RESUMED.

The President laid before the Board the following communication from the Department of Street Cleaning:

No. 1473.

Department of Street Cleaning,
Nos. 13 to 21 Park Row, New York,
December 15, 1908.

Hon. P. F. McGOWAN, President, Board of Aldermen, City Hall, New York City:

Sir—I request that your Board, under the authority of subdivision 8 of section 188 of the Greater New York Charter, request the Board of Estimate and Apportionment to authorize the issue of Special Revenue Bonds to the amount of \$135,000 for the purpose of making up a deficiency in the appropriation of the Department of Street Cleaning, for the Borough of Manhattan, for the year 1908, entitled Appropriation for Final Disposition, Disposal of Ashes, Street Sweepings and Rubbish, Including Towing and Unloading and Hired Scows.

The expenditures of the Department for the above purpose up to January 1, 1909, are estimated at the amount of \$545,000, while the total amount allowed for the above mentioned purpose in the Budget of 1908, is \$410,000, leaving the above estimated deficit of \$135,000.

I inclose a form of resolution to embody the above requested action of your Board.

Respectfully,
FOSTER CROWELL, Commissioner.

Whereas, The Commissioner of Street Cleaning in a communication to this Board dated December 15, 1908, has requested the issue of Special Revenue Bonds to the amount of one hundred and thirty-five thousand dollars (\$135,000), to make up the deficiency in the appropriation of his Department for the year 1908, for the Borough of Manhattan, entitled Appropriation for Final Disposition, Disposal of Ashes, Street Sweepings and Rubbish, Including Towing and Unloading, and Hired Scows.

Resolved, That the Board of Aldermen hereby request the Board of Estimate and Apportionment, pursuant to subdivision 8 of section 188 of the Greater New York Charter, to authorize the issue of Special Revenue Bonds to the amount of one hundred and thirty-five thousand dollars (\$135,000), to make up the deficiency in the Budget of 1908, in the appropriation of the Department of Street Cleaning for the Borough of Manhattan, entitled Appropriation for Final Disposition, Disposal of Ashes, Street Sweepings and Rubbish, Including Towing and Unloading and Hired Scows.

Which was referred to the Committee on Finance.

MOTIONS, ORDINANCES AND RESOLUTIONS RESUMED.

Alderman Velten asked and obtained unanimous consent to introduce the following:

No. 1474.

Whereas, At each annual primary and general elections there is complaint made as to the manner in which such elections are conducted, and it is often charged that the names of enrolled persons who have died are voted on; and

Whereas, With a view to a better conduct of such elections, and so that the names of deceased persons cannot by any chance be voted on; therefore

Resolved, That the Legislature of the State of New York be and is hereby requested to so amend the Election Law that the Board of Health of The City of New York, with whose Bureau of Vital Statistics the names of all deceased persons are recorded, be required to at once apprise the Board of Elections of the names of all deceased male persons, and that said Board of Elections be empowered to strike from the list of registered and enrolled persons such names of deceased persons as may appear thereon.

Which was placed on file.

Subsequently Alderman Dowling moved that the vote by which this resolution was placed on file be reconsidered.

Which motion was adopted.

Alderman Velten then asked and obtained unanimous consent to withdraw the resolution.

REPORTS OF STANDING COMMITTEES RESUMED.

Report of Committee on Laws and Legislation—

No. 674—(G. O. No. 110).

The Committee on Laws and Legislation, to which was referred on April 28, 1908 (Minutes, page 239), the annexed ordinance relative to the use of headlights and searchlights on automobiles, respectfully

REPORTS:

That, having examined the subject, it believes the added restrictions embodied therein to be timely, of real benefit and advantage to the general users of the highways, and, therefore, recommends that the said ordinance be adopted.

JAMES W. REDMOND, JOHN J. WALSH, JOS. D. KAVANAGH, JOHN S. GAYNOR, JOSEPH SCHLOSS, JOHN McCANN, Committee on Laws and Legislation.

The Committee on Laws and Legislation to which was committed on June 30, 1908 (Minutes, page 882), the annexed ordinance relative to the use of lights on automobiles, respectfully

REPORTS:

That having re-examined the subject with great care, it sees no reason to change the opinion arrived at when it delivered the first report recommitted, which it confirms, and recommends that the said ordinance be adopted.

AN ORDINANCE to amend section 458 of the Code of Ordinances of The City of New York, relative to the use of headlights and searchlights on automobiles while in use upon the streets, highways and thoroughfares of said City.

Be it Ordained by the Board of Aldermen of The City of New York as follows: Section 1. Section 458 of the Code of Ordinances of The City of New York is hereby amended to read as follows:

Sec. 458. Lights—Each and every vehicle using the public streets or highways of this City, except vehicles of licensed truckmen, shall show, between one hour after sunset and one hour before sunrise, a light or lights, so placed as to be seen from the front and each side; if dash lantern is carried, it shall be placed on the left hand side; such light or lights to be of sufficient illuminating power to be visible at a distance of 200 feet; said light or lights shall show white in front but may be colored on the sides, excepting licensed truckmen. Every automobile shall exhibit during the same period two lamps showing white lights visible at a distance of 300 feet in the direction toward which the automobile is proceeding, and shall also exhibit a red light, visible in the reverse direction. The lamps shall be so placed as to be free from obstruction to light from other parts of said automobile. *No operator of any automobile or other motor vehicle, while operating the same upon the public highway, within the City, shall use any acetylene, electric or other headlight, unless properly shaded so as not to blind or dazzle other users of the highway, or make it difficult or unsafe for them to ride, drive or walk thereon.* In the Borough of The Bronx, excepting south of Tremont avenue and One Hundred and Seventy-seventh street, east of Jerome avenue and west of the Bronx River, and in the Boroughs of Richmond and Queens, and in the Twenty-sixth, Thirtieth, Thirty-first and Thirty-second Wards of the Borough of Brooklyn, every car or other vehicle between said hours, while moving on, along or standing upon the portion of streets in said Boroughs or parts of Boroughs, shall also carry a light or lights of such illuminating power as to be plainly visible 200 feet, both ahead and behind said car or vehicle.

Sec. 2. This ordinance shall take effect immediately.

Note—New matter in *italics*.

JAMES W. REDMOND, JOHN F. WALSH, JOS. D. KAVANAGH, JOHN McCANN, JOHN S. GAYNOR, CHARLES DELANEY, Committee on Laws and Legislation.

Which was laid over.

Report of Committee on Salaries and Offices—

No. 1393.

The Committee on Salaries and Offices, to which was referred, on November 24, 1908 (Minutes, page 1392), the annexed resolution in favor of fixing the salary of the District Attorney of the County of Queens at eight thousand dollars (\$8,000), respectfully

REPORTS:

That, in view of the onerous and increasingly important duties devolving on this office, the rate of salary suggested is proper, and therefore recommends that the said resolution be adopted.

Resolved, That the salary of the District Attorney of the County of Queens be fixed at the sum of eight thousand dollars (\$8,000) per year, to take effect on January 1, 1909.

R. S. DOULL, P. F. FLYNN, T. P. SULLIVAN, MICHAEL STAPLETON, SAMUEL MARX, A. H. MURPHY, Committee on Salaries and Offices.

The President put the question whether the Board would agree to accept such report and adopt said resolution.

Which was decided in the affirmative by the following vote:

Affirmative—Aldermen Baldwin, Barton, Bent, Cole, Colgan, Collins, Corbett, Crowley, Delaney, Doull, Dowling, Emener, Finnigan, Flynn, Gaynor, Handy, Heffernan, Hickey, Hines, Hochdorffer, Kavanagh, Kenneally, Kenney, Levine, Loos, Marx, McAleer, McCann, McDonald, Moskowitz, Mulcahy, Mulligan, Mulvaney, Murphy, O'Reilly, Reardon, Redmond, Rendt, Velten and the Vice-Chairman—40.

Negative—Aldermen B. W. B. Brown, Carter, Downing, Esterbrook, Goldschmidt, Gunther, Johnson and Stormont—8.

MOTIONS, ORDINANCES AND RESOLUTIONS AGAIN RESUMED.

No. 1475.

By the President—

Resolved, That the following named persons be and they are hereby appointed Commissioners of Deeds:

By the President—

Nathan N. Friedman, No. 18 Washington place, Manhattan.

Philip Friedman, No. 601 West One Hundred and Thirty-seventh street, Manhattan.

By the Vice-Chairman—

Samuel Stark, No. 346 Broadway, Manhattan.

By Alderman Baldwin—

Henry T. Hornidge, No. 224 East Forty-eighth street, Manhattan.

O. C. Jackle, No. 866 Third avenue, Manhattan.

Thomas McKeone, No. 965 Second avenue, Manhattan.

By Alderman Beyer—

John T. Dudley, No. 815 Eighth avenue, Manhattan.

By Alderman Brown—

Harry P. Wood, No. 30 West Forty-fourth street, Manhattan.

Calvin D. Kingston, No. 160 West Ninety-eighth street, Manhattan.

By Alderman Carter—

Fred W. Meltzer, No. 390 Lincoln avenue, Queens.

James A. Brooks, No. 248 South street, Jamaica, Queens.

Jos. C. Jahn, No. 170 Chichester avenue, Queens.

By Alderman Collins—
Andrew C. Wells, No. 21 Second street, New Brighton, Richmond
L. W. Widdecombe, New Brighton, Richmond.

By Alderman Delaney—
Isidore Klatzkie, No. 171 East One Hundred and Eighth street, Manhattan.
Samuel Garowitz, No. 48 East Ninety-eighth street, Manhattan.

By Alderman Doull—
George H. King, No. 508 West One Hundred and Fifty-first street, Manhattan
Sophie Schulze, No. 407 East Seventy-eighth street, Manhattan.
Herman Witkowsky, No. 341 Wyona street, Brooklyn.

By Alderman Dowling—
Edwin Hadley Smith, No. 219 West Eighteenth street, Manhattan.

By Alderman Downing—
Arthur W. Byrt, No. 246 Clinton street, Brooklyn.
George C. Broome, No. 177 Joralemon street, Brooklyn.
M. Engelhardt, No. 1600 Beverly road, Brooklyn.

By Alderman Emener—
Frank E. Tilly, No. 62 Snedeker avenue, Union Course, Queens.
Edmund C. Viemester, No. 357 Fulton street, Jamaica, Queens.
Samuel Walker, No. 357 Fulton street, Jamaica, Queens.

By Alderman Esterbrook—
Harold E. Libby, No. 319 Monroe street, Brooklyn.
Geo. H. Crowder, No. 662 Greene avenue, Brooklyn.

By Alderman Flynn—
Frank George DeCaro, Nos. 272 to 278 Bleecker street, Manhattan.

By Alderman Gaynor—
William J. Smith, No. 933 East Thirty-fourth street, Brooklyn.

By Alderman Goldschmidt—
William Flatto, No. 170 East Ninety-fifth street, Manhattan.

By Alderman Grimm—
Jas. J. Klueg, No. 4255 Fulton street, Brooklyn.

By Alderman Gunther—
Walter J. Gough, No. 552 Eleventh street, Brooklyn.
Geo. R. Kesner, No. 489 Eighth street, Brooklyn.

By Alderman Handy—
Ellsworth J. Healy, Concourse and One Hundred and Eighty-third street, Bronx.

By Alderman Heffernan—
Louis J. Frank, No. 76 Sixteenth street, Brooklyn.

By Alderman Johnson—
Nellie B. Dolan, No. 143 West Sixteenth street, Manhattan.
John H. Hilliard, No. 169 Waverly place, Manhattan.

By Alderman Kavanagh—
James F. Cahill, No. 971 Park avenue, Manhattan.
Samuel Thomson Hollister, No. 55 East Eighty-third street, Manhattan.

By Alderman Levine—
Abe Reiter, No. 126 Essex street, Manhattan.

By Alderman Martyn—
George Tonkonogy, No. 1765 Pitkin avenue, Brooklyn.
James A. Timony, No. 143 Rutland road, Brooklyn.
Joseph Tompkins, No. 35 Asbran street, Brooklyn.
Simon Straus, No. 690 Putnam avenue, Brooklyn.

By Alderman Marx—
Harry L. Horwitz, No. 10 West One Hundred and Ninetenth street, Manhattan.
Max Beck, No. 1225 Madison avenue, Manhattan.

By Alderman Moskowitz—
Benedict S. Vitale, No. 8 Avenue C, Manhattan.
Joseph Colonna, No. 152 Avenue C, Manhattan.

By Alderman Murphy—
Joseph Mayer, No. 1314 Prospect Avenue, Bronx.
Gerald J. Barry, No. 1331 Franklin avenue, Bronx.
J. Carroll Lync, No. 1385 Union avenue, Bronx.

By Alderman Muleahy—
John Monaghan, No. 550 West One Hundred and Sixtieth street, Manhattan.

By Alderman McCann—
John L. Hammond, No. 49 Jackson avenue, Long Island City, Queens.

By Alderman McDonald—
Frank C. Rose, No. 218 West One Hundred and Forty-eighth street, Manhattan.

By Alderman Potter—
James M. Laury Peake, No. 755 East Thirteenth street, Brooklyn.

By Alderman Reardon—
John D. Kahrs, No. 1454 Third avenue, Manhattan.

By Alderman Sandiford—
Louis Wileduck, No. 1571 Eastern parkway, Brooklyn.
Jos. Wolf, No. 262 Covert street, Brooklyn.
Errol E. Hart, No. 2034 Bath avenue, Bensonhurst, Brooklyn.
Ella L. Lucas, No. 155 Amity street, Brooklyn.

By Alderman Schloss—
John J. Donovan, No. 59 West One Hundred and Ninth street, Manhattan.

By Alderman Schneider—
Henry E. Bernstein, No. 794 Third avenue, Manhattan.
Jacob Hellerstein, No. 38 Second avenue, Manhattan.
Louis Roos, No. 35 First street, Manhattan.

By Alderman Stormont—
Emanuel Kraus, No. 317 West One Hundred and Twenty-fourth street, Manhattan.

By Alderman Smith—
Anselm Frankenthaler, No. 151 West One Hundred and Fortieth street, Manhattan.
Max Cederbaum, No. 108 West One Hundred and Fourteenth street, Manhattan.
Ellis Getzler, No. 844 Dawson street, Manhattan.
Samuel Gordon, No. 414 Grand street, Manhattan.
Bertha Goldman, No. 100 Rivington street, Manhattan.
Pauline Rose, No. 309 Broadway, Manhattan, care of Felsenstein & Rosenstein.

By Alderman Velten—
Nathan M. Solomon, No. 59 Graham avenue, Brooklyn.

By Alderman Walsh—
Horace Yace, No. 7 Van Dorn street, Queens.
Edwin N. Birney, No. 227 West One Hundred and Forty-fifth street, Manhattan.
George S. Diamond, No. 223 East One Hundred and Thirteenth street, Manhattan.

The President put the question whether the Board would agree with said resolution.
Which was decided in the affirmative by the following vote:
Affirmative—Aldermen Baldwin, Barton, Bent, Bever, B. W. B. Brown, J. W. Brown, Carter, Cole, Coleman, Colgan, Collins, Corbett, Crowley, Davis, Delaney, Diemer, Doull, Dowling, Downing, Drescher, Esterbrook, Finnigan, Gaynor, Goldschmidt, Gunther, Handy, Heffernan, Hines, Hochdorffer, Kenneally, Kenney, Levine, Linde, Martyn, McCann, McDonald, Moskowitz, Muhlauer, Mulcahy, Mulligan, Mulvaney, Murphy, Nagle, Nugent, O'Reilly, Potter, Reardon, Schloss, Schneider, Stapleton, Walsh, Wentz; President Haffen, by John F. Murray, Commissioner of Public Works, President Ahearn and the Vice-Chairman—55.

No. 1476.

By the Vice-Chairman—

Whereas, It has been brought to the attention of this deliberative body that certain publishing houses have contracts with The City of New York and its Departments, including the Board of Education, for the publication, binding and manufacturing of books used in our public school system; and

Whereas, The employment of workmen thereon is against and inconsistent with the law that provides for the prevailing rate of wages and hours of work; therefore be it

Resolved, That The City of New York and its various Departments shall hereafter insert in all contracts for and purchases of books made by or with the said City of New York or any of its Departments, a clause requiring the contractor, and all publications, binding and manufacturing of books so contracted for or so purchased to comply with, and to be manufactured under, the laws and ordinances compelling the prevailing rate of wages and hours of labor; and be it further

Resolved, That the Clerk of this body be and he hereby is instructed to send a duly authenticated copy of these resolutions to the heads of each and every of the Departments of The City of New York under whose jurisdiction the publications hereinbefore mentioned are being contracted for.

Which was adopted.

No. 1477.

By the same—

Resolved, That the Comptroller be and he is hereby authorized and requested to draw a warrant in favor of the Trow Directory Printing and Bookbinding Company for the sum of twenty-nine dollars and fifty cents (\$29.50), the said sum to be payment in full for furnishing to the City Library, in the City Hall, the following enumerated directories: "Manhattan and The Bronx," "Brooklyn," "Business" and "Lawyers;" said sum to be charged to and paid out of the appropriation entitled City Contingencies, 1908.

Which was referred to the Committee on Finance.

No. 1478.

By President Ahearn—

Resolved, That the President of the Borough of Manhattan be and he is hereby authorized and requested to number and renumber the buildings on Lexington avenue, east side, from Fifty-seventh to Sixty-first street, in such manner and to such extent as may be necessary.

Which was referred to the Committee on Streets, Highways and Sewers.

No. 1479.

By Alderman Corbett—

Resolved, That it is recommended to the Commissioner of Water Supply, Gas and Electricity that electric lights be placed on Chatterton avenue (old Seventh street), and on Theriot street, from Walker avenue to Guerline street, Unionport, in the Borough of The Bronx.

Which was adopted.

No. 1480.

By Alderman Coleman—

Resolved, That all automobiles or other vehicles propelled by machinery should be provided with drip pans to catch waste drippings of oil and grease, and that the Committee on Laws and Legislation be requested to frame a proper ordinance covering this subject.

Which was referred to the Committee on Laws and Legislation.

No. 1481.

By Alderman Doull—

Resolved, That, in pursuance of the provisions of subdivision 8 of section 188 of the Greater New York Charter, the Board of Estimate and Apportionment be and it is hereby requested to authorize the Comptroller to issue Special Revenue Bonds to the amount of seven thousand two hundred dollars (\$7,200), the proceeds whereof to be used by the County Clerk of New York County to pay the salaries for the year 1909 of two Clerks at \$1,200 each per annum, provided for under chapter 742 of the Laws of 1907, and four Recording Clerks at \$1,200 each per annum, appointed under the provisions of the State Civil Service Law, appropriation for which was omitted in the Budget for 1909.

Which was referred to the Committee on Finance.

No. 1482.

By Alderman Dowling—

City of New York,
Office of the President of the Borough of Manhattan,
City Hall, December 10, 1908.

Hon. PATRICK F. McGOWAN, President, Board of Aldermen:

Dear Sir—There is transmitted herewith for consideration of your Honorable Board a request for \$10,000 Special Revenue Bonds for the purchase of furniture, carpets and supplies to equip the additional court rooms in the City Court Building.

The contract for the work upon the alterations of this building will soon be completed, when the rooms will be ready for occupancy, and as furniture and supplies will have to be purchased it is necessary that action to that end be taken in order that no unnecessary delay will be occasioned to prevent the occupation of the premises as soon as completed.

Very truly yours,

JOHN F. AHEARN, President.

Resolved, That, pursuant to subdivision 8 of section 188 of the Greater New York Charter, the Board of Estimate and Apportionment is hereby requested to authorize the Comptroller to issue Special Revenue Bonds to the amount of \$10,000 for the purpose of providing furniture, carpets and supplies to the City Court (brownstone building).

Which was referred to the Committee on Finance.

No. 1483.

By the same—

City of New York,
Office of the President of the Borough of Manhattan,
City Hall, December 11, 1908.

Hon. PATRICK F. McGOWAN, President, Board of Aldermen:

Dear Sir—Request is hereby made for an issue of Special Revenue Bonds to the amount of \$50,000 for the purpose of establishing a fund for the repairing of street pavements where the period of maintenance has not expired, and where the contractor has failed to comply with the requirements of his contract.

This request is made by reason of the fact that several contracts, carrying unexpired periods of maintenance, have recently been abrogated by some of the asphalt paving companies, and as there are not sufficient funds remaining in the retained percentages on the contracts to maintain them to the date of expiration, a separate and special fund will have to be established for the purpose.

There are at the present time several streets in a dangerous condition which should be repaired, but the work cannot be undertaken for lack of a fund to which the cost may be properly certified. It is proposed, and the Corporation Counsel has so advised that when a fund has been created the cost of the work will be charged to it, and the money expended for such repairs may be recovered by the City through the usual legal process and returned to the fund when collected. It is impossible to anticipate what additional contracts will be involved by the future action the contractors may take, and the amount that will be required for repairs upon streets included in contracts which have several years to run, cannot therefore be estimated. A sufficient amount should, however, be appropriated to provide for the repairs that are necessary at the present time, and which will be required during the progress of the work for which several contracts have recently been entered into.

Very truly yours,

JOHN F. AHEARN, President.

(Minutes continued on page 13730.)

BOARD OF ESTIMATE AND APPORTIONMENT.

(FINANCIAL AND FRANCHISE MATTERS.)

MINUTES OF MEETING OF BOARD OF ESTIMATE AND APPORTIONMENT, CITY OF NEW YORK,
HELD IN ROOM 16, CITY HALL, FRIDAY, DECEMBER 4, 1908.

The Board met in pursuance of an adjournment.

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

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

After disposing of the Public Improvements calendar, the following FRANCHISE MATTERS were considered by unanimous consent:

Third Avenue Railroad Company.

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

At the meeting of November 6, 1908, the matter was referred back to the Chief Engineer for consultation with the applicant, so as to obtain an acceptable line which would overcome the objections of certain abutting property owners.

The Secretary presented the following:

REPORT NO. F-103.

BOARD OF ESTIMATE AND APPORTIONMENT,
OFFICE OF THE CHIEF ENGINEER,
November 30, 1908.

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

SIR—At the meeting of the Board of Estimate and Appportionment held on November 6, 1908, the application of the Third Avenue Railroad Company for the right to construct an extension to its existing line from the present terminus in Amsterdam avenue north of West One Hundred and Ninety-second street, through Amsterdam avenue and Fort George avenue to St. Nicholas avenue; thence on St. Nicholas avenue to West One Hundred and Ninety-second street and eastwardly to Amsterdam avenue, upon which a proposed form of contract had been prepared and submitted on June 26, 1908, was referred back to the Chief Engineer owing to the opposition which had developed against the building of a railroad on a portion of the route.

After conference with the officers of the company, an amended plan has been prepared which omits the portion of the former route to which objection was made, reducing the total length to 1,500 feet instead of 3,500 feet, and introducing a terminal loop at the intersection of St. Nicholas avenue and West One Hundred and Ninety-second street. While such loops in the public streets are usually objectionable, in this particular case there is no general use of the street, while the terminus is at the entrance to a large amusement park. The company agrees to accept a franchise for a period of three years and to begin construction immediately. It has also accepted the form of grant which is herewith submitted and which is a standard form of franchise.

I would therefore recommend that the Board refer the proposed grant to the Corporation Counsel for his approval as to form, after which a final hearing can be given.

Respectfully,

NELSON P. LEWIS, Chief Engineer.

BOARD OF ESTIMATE AND APPORTIONMENT,
DIVISION OF FRANCHISES, ROOM 801, NO. 277 BROADWAY,
December 2, 1908.

Mr. NELSON P. LEWIS, Chief Engineer:

SIR—Under date of June 22, 1908, I reported upon the application of the Third Avenue Railroad Company, which had petitioned the Board, under date of June 2, 1908, for the right to construct, maintain and operate an extension to its existing line, beginning at the termination thereof in Amsterdam avenue, north of One Hundred and Ninety-second street, and extending thence through and along Amsterdam avenue and Fort George avenue in a curve to St. Nicholas avenue; thence southerly on St. Nicholas avenue to One Hundred and Ninety-second street, and thence easterly on One Hundred and Ninety-second street to Amsterdam avenue, there connecting with the existing tracks.

Attached to the report was a proposed form of contract to be entered into by the company and the City, should the Board see fit to grant the right asked for.

This report was presented to the Board at its meeting of June 26, 1908, at which time a public hearing was held, at which Mr. F. W. Whitridge, receiver of the company, appeared in favor of the grant and stated that the object of the proposed extension was to facilitate the traffic which was greatly congested at this point in the summer time owing to the large crowds attending the places of amusement at Fort George, and, in consequence, he did not feel that his company could afford to pay any substantial sum, such as would be demanded for increased privileges. No one appeared in opposition to the proposed grant, and, at the close of the hearing, the matter was referred to a Select Committee consisting of the Comptroller, the President of the Board of Aldermen and the Presidents of the Boroughs of Manhattan and The Bronx.

Thereafter, it appears that Mr. Herman Ridder, on behalf of the Isabella Heimath Home, which institution occupies the block between One Hundred and Ninety-second and One Hundred and Ninety-second streets and Audubon and Amsterdam avenues, appeared before certain members of the Select Committee and protested, on account of the use to which this property was put at the present time, that it was highly undesirable that a double track trolley road should be permitted to operate in front of the said home, particularly on account of the noise which would ensue and disturb the inmates.

At the meeting of the Board held November 6, the Comptroller, as the Chairman of the Select Committee, reported the case to the Board as above, and recommended that the application be referred back to the Chief Engineer for further consultation with the applicant, to obtain an acceptable line which would overcome the objections of the protestant, Mr. Ridder, and agree with the company upon terms and conditions to govern the grant, if possible.

Accordingly, the matter was referred back to the Chief Engineer, and subsequently I communicated with Mr. Whitridge, the receiver, and Mr. Maher, general manager of the company, informing them of the objections which had been made to the route. Several conferences were held, and it was decided by the company to abandon the portion of the proposed route upon West One Hundred and Ninety-second street, St. Nicholas avenue and Fort George avenue, between St. Nicholas avenue and Audubon avenue, the abandoned portion including that to which objection was made by Mr. Ridder. It is now proposed by the company to extend its tracks in Fort George avenue to its intersection with Audubon avenue, at which point it is proposed to install a loop terminal. By the use of this loop terminal and the existing loop terminal of the company at the post office in Park row cars may be operated between the post office and Fort George without necessitating the shifting of motormen and conductors from one end of the car to the other at the terminal points, thus accomplishing the same result in that respect as if the route originally applied for, forming a loop about several blocks, were granted. I am informed that this method of operation will be particularly advantageous for the use of pay-as-you-enter cars, which the company proposes to install in the near future.

The company has submitted an amended map, in accordance with this change of plan, which shows that the route, instead of being 3,500 feet, the length originally applied for, will only be about 1,500 feet in length, making a total of about 3,000 feet of single track.

When the proposition of putting a loop terminal in the street, at the intersection of St. Nicholas avenue and One Hundred and Ninety-second street, was first presented to me, I objected strongly, on the principle that the terminal should not be within the street lines, but that it was the duty of the company to locate such terminal upon property outside of street lines. It was pointed out to me, however, by representatives of the company that it was next to impossible (on account of the topography of the land at this point) to secure a terminal plot which would be convenient for its use, as the street at this point is bounded on one side by a high bank and on the other by a deep gully. It was further stated that, as the company felt that so much opposition would be made to its line as originally applied for, it would accept a franchise for a very limited period of time for the amended route, as it was only a temporary expedient at best and the further plans of the company would have to be developed later. The fact was also made known that there was little or no vehicular traffic at the intersection of St. Nicholas avenue and One Hundred and Ninety-second street, and on account of the curved intersection at this point there was a large street area available.

The extension proposed will pass two entrances to a large amusement park at Fort George, to which large numbers of people visit during the summer months. The existing tracks reach only one entrance to this park at the present time. The extension will therefore be a great aid to the company in distributing traffic at this point, and will be of valuable assistance to the traveling public, in that it will afford an easier access to the amusement park. In view of this, I propose that a franchise including the loop terminal be granted for a period not greater than three years, previous to which time the company may formulate further plans which will provide for the removal of the loop terminal. It is proposed, however, that the Board reserve the right to extend this time for a further term of two years, provided the company had not at that time completed its plans for the removal of the terminal, but that in no case shall the term exceed five years in all.

This is acceptable to the company, and I am therefore of the opinion that the City's interests will be fully protected by giving a grant for such a short term as this. The terms and conditions affecting the money value of the franchise would have to be materially amended from those originally proposed, which was for a twenty-five year grant, with the privilege of renewal for twenty-five years, and after talking it over with Mr. Whitridge I proposed an initial sum of \$300 for a three-year term, the minimum sum to be that proportion of the gross receipts of the Third Avenue Railroad Company, upon a three (3) per cent. basis, as the length of the extension bears to the whole line.

The arrears of the Third Avenue Railroad Company, on account of car license fees and paving, were then taken up, and it was agreed that the sum of fifty-six hundred dollars (\$5,600), as pointed out in my former report, due for car license fees, balance remaining for the year 1900, should be paid, with interest, within thirty days from the signing of the contract, should the grant be made. The other claim, for twenty-nine thousand six hundred and forty-eight dollars and thirty-eight cents (\$29,648.38), for paving in and about the tracks, I was informed by the Company could not be considered as a preferred claim by the receiver, and in consequence he would be unable to stipulate that such claim would be paid in any other way except at such time as all creditors of the Company are paid. Upon this proposition I immediately consulted the Assistant Corporation Counsel in charge of the Bureau of Affirmative Claims of the Law Department, who has advised me that the point was well taken. I have therefore eliminated from the proposed contract now submitted all reference to paving claims.

I am informed that the Company is in a position to build this extension immediately upon the receipt of permits for the purpose of opening the street, and that the same could be finished in forty-five days, as the material is at hand. The street is paved the entire length of the extension with macadam, and it would therefore seem desirable that the work be done as early as possible and before a more substantial pavement is laid, and especially when it will facilitate the movement of the present cars, which will not then be obliged to use the stub-end terminal.

In the proposed contract, which is attached, I have therefore inserted a clause that the consents of property owners shall be obtained within thirty (30) days from the execution of the contract, and the construction commenced within thirty (30) days thereafter, and completed within three (3) months.

The only other change has been to fix the security deposit at the sum of twenty-five hundred dollars (\$2,500), on account of the shortening of the line and the abandonment of the use of a paved street.

The form of contract, as presented herewith, has been submitted to the Receiver, who has formally accepted the terms and conditions thereof, and stated that the contract would be executed by the Company if passed by the City.

The Receiver has asked, in view of such acceptance, that the Board authorize the Borough President to issue permits for the opening of the street forthwith, as the company has some construction work under way at the present time, and is now in a position to economically lay these tracks and have them in position, so that they may be used as soon as the new cars now under contract, of the pay-as-you-enter-type, are delivered to the Company. I see no objection to granting this request, all the terms and conditions of the contract having been agreed to, and as the contract as agreed to is in the standard form which has heretofore been recommended and approved by the Corporation Counsel, I believe that the request may be properly granted.

Attached hereto will be found a form of contract of the standard form, and it is recommended that a resolution be adopted authorizing the Borough President to issue a permit for opening the street, on condition that the Company will file with him a stipulation wherein it binds itself, in consideration of the permit, to remove the tracks at any time upon order of the Borough President, if the Board shall fail to grant the franchise petitioned for, or for any other cause.

The right of the Receiver to apply for this franchise was obtained by an order of the Hon. E. Henry LaCombe, United States Circuit Court Judge, dated September 15, 1908, wherein, after reciting that the Receiver in a verified petition of September 2, had applied for such permission, he issued the following order:

"Ordered, That the prayer of said petition be and the same hereby is granted, and this Court does hereby ratify and approve or authorize the several applications for extensions of franchises made or to be made by Frederick W. Whitridge, Esq., the Receiver herein, and does hereby permit said Receiver, when he has ascertained the terms of which said franchises and each of them can be obtained, before finally accepting the same or incurring any liability on account thereof, to report the same to said Central Trust Company, the petitioners herein, and also to the Bondholders' Committee mentioned in said petition."

In view of the Receiver's acceptance, as above, I presume that all the terms of the order have been complied with.

Respectfully,

HARRY P. NICHOLS, Engineer in Charge.

Since writing the above my attention has been called to the fact that the sum of fifty-six hundred dollars (\$5,600), which my first report upon the application of the Third Avenue Railroad Company for this extension stated was due for car license fees for the year 1900, is not a legal charge against the Third Avenue Railroad Company. This I have investigated, and find that suit has been instituted by the City for this same sum against the Metropolitan Street Railway Company, and that this is now before the Court of Appeals for final adjudication. In consequence, I do not believe that it would be a fair or just amount to charge against the Third Avenue Railroad Company as a condition of this franchise, and I therefore recommend that the paragraph contained in section 2, third, relating to the payment of this fifty-six hundred dollars (\$5,600) be omitted, and that Mr. Whitridge be released from his agreement with me to pay this sum before this franchise becomes effective.

HARRY P. NICHOLS, Engineer in Charge.

Synopsis of Provisions of Contract.

Section 1. Grant.

Sec. 2. Conditions of grant:

First—Property owners' consents to be obtained within thirty days or application must be made to the Court within one month thereafter; otherwise rights to cease and determine.

Second—Term of grant three years; but Board may extend two years upon application of Company.

Third—Compensation to the City; arrears for car license to be paid. Compensation not to be considered a tax.

Fourth—When rights cease, property to become City's.

Fifth—Annual charges to be maintained throughout the term of contract.

Sixth—Rights not to be assigned.

Seventh—Right not exclusive.

Eighth—Motive power.

Ninth—All wires to be placed in conduits. The Company to furnish two conduits for the use of the City.

Tenth—Commencement and completion of construction.

Eleventh—Construction and operation to be under the control of City authorities.

Thirteenth—Rate of fare not to exceed five cents on extension or any line or branch operated in connection therewith within the City.

Fourteenth—No freight cars to be operated. Tracks not to be used for storage of cars.

Twelfth—Railway to be constructed and operated in the latest improved manner.

Fifteenth—Headway of cars.

Sixteenth—Fenders and wheel guards to be provided.

Seventeenth—Cars to be heated.

Eighteenth—Streets to be watered.

Nineteenth—Cars to be lighted.

Twenty—Snow and ice to be removed.

Twenty-first—Company to keep in repair the pavement and must pave between tracks and two feet outside.

Twenty-second—Expense of alteration to sewerage or drainage system to be borne by Company.

Twenty-third—Permission to construct to be obtained from administrative officers.

Twenty-fourth—Construction or operation not to interfere with any public work.

Twenty-fifth—Company to change railway if grades of streets are changed.

Twenty-sixth—Annual reports to the Board.

Twenty-seventh—Company to keep accurate books of account. Reports to Comptroller.

Twenty-eighth—City may sue for forfeiture.

Twenty-ninth—Fine of \$250 for inefficient public service.

Thirtieth—Company to assume all liability of damages.

Thirty-first—Security deposit, \$2,500.

Thirty-second—Grant subject to rights of abutting property owners.

Thirty-third—Definition of words "Notice" and "Direction."

Thirty-fourth—If authority of Board or other officer is transferred, then such other Board or officer shall act for City.

Sec. 3. Provisions of Railroad Law to be complied with.

Sec. 4. Company agrees to abide by all terms and conditions.

Proposed Form of Contract.

This contract, made this day of , 1908, by and between The City of New York (hereinafter called the City), party of the first part, by the Mayor of said City, acting for and in the name of said City, under and in pursuance of the authority of the Board of Estimate and Apportionment of said City (hereinafter called the Board), and the Third Avenue Railroad Company (hereinafter called, the Company), party of the second part, witnesseth:

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

Section 1. The City hereby grants to the Company, subject to the terms and conditions hereinafter set forth, the right and privilege to construct, maintain and operate a double track extension to its present street surface railway, with the necessary wires and equipment for the purpose of conveying passengers, in the Borough of Manhattan, City of New York, upon the following route:

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

"Amended map showing proposed railway of the Third Avenue Railroad Company in the Borough of Manhattan, City of New York, to accompany petition to the Board of Estimate and Apportionment, of June 2, 1908."

—and signed by F. W. Whitridge, Receiver, Edward A. Maher, General Manager, and T. F. Mullany, Chief Engineer, dated New York, November 27, 1908, copy of which is attached hereto, is to be deemed a part of this contract, is to be construed with the text thereof, and is to be substantially followed; provided, that deviations therefrom and additional turnouts, switches and crossovers which are consistent with the foregoing description, and the provisions of this contract, may be permitted by resolution of the Board.

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

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

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

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

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

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

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

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

Such minimum annual sums shall be paid into the Treasury of the City on November 1 of each year, and shall be for the amount due to September 30 next preceding.

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

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

Fourth—Upon the termination of this contract or extension thereof as herein provided, or upon the termination of the rights hereby granted for any other cause, or upon the dissolution of the Company before such termination, the tracks and equipment of the Company constructed pursuant to this contract within the streets and highways shall become the property of the City without cost, and the same may be used or disposed of by the City for any purpose whatsoever, or the same may be leased to any company or individual.

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

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

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

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

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

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

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

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

Tenth—The Company shall commence construction of the railway herein authorized within thirty (30) days from the date upon which the consents of the property owners are obtained, or from the date upon which the decision of the Appellate Division of the Supreme Court that such railway ought to be constructed is rendered in lieu of such consents, and shall complete the construction and place the same in full operation within three (3) months from the date of obtaining such consent, or such decision, otherwise this right shall cease and determine, and all sums paid, or which may be deposited with the Comptroller of the City, as hereinafter provided, shall thereupon be forfeited to the City; provided, that such periods may be extended by the Board for a period or periods not exceeding in the aggregate six months each; and provided, further, that when the commencement or completion of said construction shall be prevented by legal proceedings in any court or by works of public improvement, or from other causes not within control of the Company, the time for the commencement or completion of such construction may be extended for the period of such prevention, but no delay shall be allowed for unless the court proceedings shall be diligently prosecuted by the Company, and provided, further, that in no case shall such delay be deemed to begin until the Company shall have given written notice to the Board of any such court proceedings or other occasion of delay, and deliver to the Board copies of any injunction or other orders, and the papers upon which the same shall have been granted, and unless upon the request of the Board the Company shall, in writing, consent that the Board either in its own name as a party, or in the name of the City as a party, may intervene in any such proceedings.

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

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

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

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

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

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

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

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

Eighteenth—The Company, so long as it shall continue to use any of the tracks upon the streets and avenues in which said railway shall be constructed, shall cause to be watered at least three times every twenty-four hours when the temperature is

above 35 degrees Fahrenheit, the entire width of the streets and avenues, except when the width of such streets and avenues shall exceed 60 feet between curb lines, in which case the Company shall cause to be watered only 60 feet in width of such roadway, and the Company shall provide for such purpose at least one tank car, the capacity of which shall be sufficient to water such streets and avenues in a satisfactory manner.

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

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

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

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

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

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

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

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

1. The amount of stock issued, for cash, for property.
2. The amount paid in as by last report.
3. The total amount of capital stock paid in.
4. The funded debt by last report.
5. The total amount of funded debt.
6. The floating debt as by last report.
7. The total amount of floating debt.
8. The total amount of funded and floating debt.
9. The average rate per annum of interest on funded debt.
10. Statement of dividends paid during the year.
11. The total amount expended for same.
12. The names of the directors elected at the last meeting of the corporation held for such purpose.
13. Location, value and amount paid for real estate owned by the Company as by last report.
14. Location, value and amount paid for real estate now owned by the Company.
15. Number of passengers carried during the year.
16. Total receipts of Company for each class of business.
17. Amounts paid by the Company for damage to persons or property on account of construction and operation.
18. Total expenses for operation, including salaries,

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

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

Twenty-eighth—In case of any violation or breach or failure to comply with any of the provisions herein contained, this contract may be forfeited by a suit brought by the Corporation Counsel, on notice of ten days to the Company, or at the option of the Board by resolution of said Board, which said resolution may contain a provision to the effect that the railway constructed and in use by virtue of this contract shall thereupon become the property of the City without proceedings at law or in equity. Provided, however, that such action by the Board shall not be taken until the Board shall give notice to the Company to appear before it on a certain day not less than ten (10) days after the date of such notice, to show cause why such resolution declaring the contract forfeited should not be adopted. In case the Company fails to appear action may be taken by the Board forthwith.

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

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

Thirty-first—This grant is upon the express condition that the Company, within thirty (30) days after the signing of this contract by the Mayor, and before anything is done in exercise of the rights conferred hereby, shall deposit with the Comptroller of The City of New York, the sum of two thousand five hundred dollars (\$2,500), either in money or securities, to be approved by him, which fund shall be security for the performance by the Company of all of the terms and conditions of this contract, especially those which relate to the payment of the annual charges for the privilege hereby granted, the efficiency of the public service rendered, the repairs of the

street pavement, the removal of snow and ice and the quality of construction of the railway, and in case of default in the performance by the Company of such terms and conditions the City shall have the right to cause the work to be done and the materials to be furnished for the performance thereof after due notice, and shall collect the reasonable cost thereof from the said fund without legal proceedings; or after default in the payment of the annual charges, shall collect the same, with interest, from the said fund after ten days' notice in writing to the Company; or in case of failure to keep the said terms and conditions of this contract relating to the headway, heating and lighting of cars, fenders, wheel-guards and watering of street pavements, the Company shall pay a penalty of fifty dollars (\$50) per day for each day of violation, and the further sum of ten dollars (\$10) per day for each car that shall not be properly heated, lighted or supplied with fenders or wheel-guards, in case of the violation of the provisions relating to those matters.

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

The Comptroller of the City, on complaint made, shall, in writing, notify the Company, through its President, to appear before him on a certain day not less than ten (10) days after the date of such notice, to show cause why it should not be penalized in accordance with the foregoing provisions. If the Company fails to make an appearance, or, after a hearing, appears in the judgment of the Comptroller to be in fault, said Comptroller shall forthwith impose the prescribed penalty, or where the amount of the penalty is not prescribed herein, such amount as appears to him to be just, and without legal procedure withdraw the amount of such penalty from the security fund deposited with him. In case of any drafts made upon the security fund the Company shall, upon ten (10) days' notice in writing, pay to the Comptroller of the City a sum sufficient to restore said security fund to the original amount of two thousand five hundred dollars (\$2,500), and in default thereof this contract shall be canceled and annulled at the option of the Board, acting in behalf of the City. No action or proceeding or right under the provisions of this contract shall affect any other legal rights, remedies or causes of action belonging to the City.

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

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

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

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

Sec. 4. The Company promises, covenants and agrees on its part and behalf to conform to and abide by and perform all the terms, conditions and requirements in this contract fixed and contained.

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

THE CITY OF NEW YORK,

[CORPORATE SEAL.]

By..... Mayor.

Attest:

..... City Clerk.

THE THIRD AVENUE RAILROAD COMPANY,

[SEAL.]

By..... President.

Attest:

..... Secretary.

(Here add acknowledgments.)

The following was offered:

Whereas, The Third Avenue Railroad Company, by its receiver, F. W. Whitridge, did, under date of June 2, 1908, make application to this Board for the grant of the right, privilege and franchise to construct, maintain and operate a street surface railway upon and along Fort George and St. Nicholas avenues and One Hundred and Ninetieth street, Borough of Manhattan; and

Whereas, On June 26, 1908, a public hearing was had upon the aforesaid application; and

Whereas, An inquiry has been conducted, and a report, dated June 22, 1908, was received by this Board June 26, 1908, from the Engineer in charge of the Division of Franchises to the Chief Engineer, proposing certain terms and conditions to govern the franchise, should same be granted, which was referred to a Select Committee consisting of the Comptroller, the President of the Board of Aldermen and the Presidents of the Boroughs of Manhattan and The Bronx; and

Whereas, At the meeting of November 6, 1908, the Comptroller, as Chairman of the Select Committee, moved that the application be referred back to the Chief Engineer for further consultation with the applicant, to obtain an acceptable line and agree upon terms and conditions to govern the grant, which motion was duly adopted; and

Whereas, A report has this day been received from the Engineer in charge of the Division of Franchises to the Chief Engineer, stating the Company now proposes to extend its tracks in Fort George avenue to its intersection with Audubon avenue, at which point it is proposed to install a loop terminal, and also transmitting a form of contract containing terms and conditions to govern the grant, which have been accepted by the receiver for the Railroad Company; now therefore be it

Resolved, That this Board adopt such inquiry as the inquiry of the Board, and tentatively approve the terms and conditions as proposed in the report dated December 2, 1908, from the Division of Franchises; and be it further

Resolved, That the form of contract be referred to the Corporation Counsel, for his approval as to form, and to incorporate therein such matter as he may deem advisable to fully protect the interests of the City.

Which was adopted by the following vote:

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

New York and North Shore Traction Company.

In the matter of the application of the New York and North Shore Traction Company for a franchise to construct, maintain and operate a double track street surface railway, as an extension to its existing and proposed lines, in Nassau County, upon

and along Broadway, Tenth street, Bayside boulevard and other streets and avenues in the Borough of Queens.

At the meeting of November 20, 1908, a report was received from the Select Committee recommending that the franchise be granted on the terms and conditions proposed in the report from the Engineer in charge of the Division of Franchises to the Chief Engineer, and, by resolution duly adopted, the terms and conditions of the form of contract submitted with said report were tentatively approved, and the form of contract referred to the Corporation Counsel for his approval as to form, and to incorporate therein such matter as he deemed advisable to fully protect the interests of the City.

The Secretary presented the following:

CITY OF NEW YORK—LAW DEPARTMENT,
OFFICE OF THE CORPORATION COUNSEL,
NEW YORK, November 27, 1908.

Board of Estimate and Apportionment:

SIRS—I have received the following communication from you, dated November 20, 1908, signed by Joseph Haag, Secretary:

"I transmit herewith certified copy of resolution this day adopted by the Board of Estimate and Apportionment, tentatively approving the terms and conditions for the grant of a franchise to the New York and North Shore Traction Company, to construct, maintain and operate a double track street surface railway in the Borough of Queens, as proposed in the form of contract transmitted with the report, dated September 14, 1908, from the Engineer in charge of the Division of Franchises to the Chief Engineer.

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

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

I hereby approve, as to form, the franchise contract in the report of the Engineer in charge of the Division of Franchises to the Chief Engineer, which was transmitted with the above communication.

Respectfully yours,

F. K. PENDLETON, Corporation Counsel.

The following was offered:

Whereas, The New York and North Shore Traction Company has, under date of June 11, 1908, made application to this Board for the grant of the right, privilege and franchise to construct, maintain and operate a double-track street surface railway as an extension to its existing and proposed lines in Nassau County, upon and along Broadway, Tenth street, Bayside boulevard and other streets and avenues, in the Borough of Queens; and

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

Whereas, In pursuance to such laws, this Board adopted a resolution on June 26, 1908, fixing the date for public hearing thereon as September 18, 1908, at which citizens were entitled to appear and be heard, and publication was had for at least fourteen (14) days in the "Flushing Evening Journal" and the "Long Island City Daily Star," newspapers designated by the Mayor, and in the CITY RECORD, for ten (10) days immediately prior to the date of hearing, and the public hearing was duly held on such day; and

Whereas, This Board has made inquiry as to the money value of the franchise or right applied for, and proposed to be granted to the New York and North Shore Traction Company, and the adequacy of the compensation proposed to be paid therefore; now therefore it is

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

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

This contract, made this _____ day of _____, 1909, by and between The City of New York (hereinafter called the City), party of the first part, by the Mayor of said City, acting for and in the name of said City, under and in pursuance of the authority of the Board of Estimate and Apportionment of said City (hereinafter called the Board), and the New York and North Shore Traction Company (hereinafter called the Company), party of the second part, witnesseth:

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

Section 1. The City hereby grants to the Company, subject to the conditions and provisions hereinafter set forth, the right and privilege to construct, maintain and operate a street surface railway, with the necessary wires and equipment, for the purpose of conveying persons and property in the Borough of Queens, in The City of New York, upon the portion of the following routes which lies within streets or avenues to which the City has title for street purposes:

Beginning at a point where the boundary line between The City of New York and the County of Nassau intersects Broadway in the Borough of Queens; thence in and upon Broadway to the easterly side of Bell avenue, in the former Village of Bayside;

Also beginning at the intersection of Broadway and Tenth street, in the former Village of Bayside, and there connecting with the above described route on Broadway; thence in and upon Tenth street to an unnamed street; thence in and upon said unnamed street to Bayside boulevard; thence in and upon Bayside boulevard to Ashburton avenue; thence in and upon Ashburton avenue to Chambers street; thence in and upon Chambers street to Crocheron avenue; thence in and upon Crocheron avenue to Twenty-third street; thence in and upon Twenty-third street to State street; thence in and upon State street to Thirteenth street; thence in and upon Thirteenth street to Chestnut street; thence in and upon Chestnut street across Murray street, Murray lane, and continuing in and upon private property in line of the prolongation of Chestnut street, to Chestnut street at Flushing place, and thence still in and upon Chestnut street to Whitestone avenue; thence in and upon Whitestone avenue to State street; thence in and upon State street to Farrington street; the railway upon all of said route to be of double track; thence by a single track continuing in and upon Chestnut street, from Farrington street to Prince street; thence in and upon Prince street to Broadway; thence in and upon Broadway to Farrington street; thence in and upon Farrington street to State street, and there connecting with the double track above described; all in the Borough of Queens, City of New York.

The said routes, with switches and cross-overs, are shown upon two maps, each of which is entitled "Map showing proposed street surface railway of the New York and North Shore Traction Company, in the Borough of Queens, to accompany petition for a franchise in the Board of Estimate and Apportionment, dated June 11, 1908," and signed by John J. Stanley, President, and Charles H. Clark, Consulting Engineer; copies of which maps are attached hereto, are to be deemed a part of this contract, are to be construed with the text thereof, and are to be substantially followed, provided that deviations therefrom and additional turnouts, switches and cross-overs which are consistent with the foregoing description and the other provisions of this contract may be permitted by resolution of the Board.

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

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

Second—The said right to construct, maintain and operate said railway shall be held and enjoyed by the Company for the term of twenty-five (25) years from the date upon which this contract is signed by the Mayor, with the privilege of renewal of said contract for the further period of twenty-five (25) years, upon a fair revaluation of such right and privilege.

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

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

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

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

(a) The sum of seven thousand dollars (\$7,000) in cash within four (4) months after the date on which this contract is signed by the Mayor, and before anything is done to exercise the privilege hereby granted.

(b) During the first term of five years an annual sum which shall in no case be less than two thousand two hundred dollars (\$2,200), and which shall be equal to three (3) per cent. of its gross annual receipts if such percentage shall exceed the sum of two thousand two hundred dollars (\$2,200).

During the second term of five years an annual sum which shall in no case be less than four thousand dollars (\$4,000), and which shall be equal to five (5) per cent. of its gross annual receipts, if such percentage shall exceed the sum of four thousand dollars (\$4,000).

During the third term of five years an annual sum which shall in no case be less than four thousand five hundred dollars (\$4,500), and which shall be equal to five (5) per cent. of its gross annual receipts, if such percentage shall exceed the sum of four thousand five hundred dollars (\$4,500).

During the fourth term of five years an annual sum which shall in no case be less than five thousand five hundred dollars (\$5,500), and which shall be equal to six (6) per cent. of its gross annual receipts, if such percentage shall exceed the sum of five thousand five hundred dollars (\$5,500).

During the remaining term of five years an annual sum which shall in no case be less than six thousand two hundred dollars (\$6,200), and which shall be equal to six (6) per cent. of its gross annual receipts, if such percentage shall exceed the sum of six thousand two hundred dollars (\$6,200).

The gross receipts mentioned above shall be the gross earnings of the Company from all sources within the limits of the City. The payment of such minimum sums shall begin from the date on which this contract is signed by the Mayor.

All such sums as above shall be paid into the treasury of the City on November 1 of each year and shall be for the amount due to September 30 next preceding.

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

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

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

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

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

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

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

The use of said railway which shall be constructed by the Company under this contract, including the tracks, wires and other equipment, or any structures in public streets and avenues owned by the Company and used in connection therewith, shall be permitted by the Company to any individual or corporation to which the City may have granted, or may hereafter grant, the right or privilege to use such streets, avenues or highways, for street railway purposes, for a distance not exceeding six thousand (6,000) feet of street, upon payment of an annual sum by such individual or corporation to the Company, which shall be equal to the legal interest on such proportion of the whole cost of the construction of such railway and structures and of the cost of keeping the tracks and track equipment in repair, as the number of cars operated by such company or individual shall bear to the number of cars operated by the companies then using the same, together with the actual cost of the power necessary for the operation of the cars therein of such individual or corporation and the cost of laying and repairing of pavement and removal of snow and ice, and all the other duties imposed upon the Company by the terms of this contract, in connection with the maintenance or the operation of the said railway so used. Provided, however, that if in the opinion of the Company the legal rate of interest of the cost of such railway shall be an insufficient sum to pay for the use of such tracks, it may appeal to the Board, and the Board may fix a percentage of the cost to be paid to the Company at a sum in excess of the legal rate of interest, if in its opinion such action is justified.

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

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

Provided, however, that the Board, at any time after the first ten years of this contract, upon giving to the granted one year's notice, may require the Company to operate its railway upon the whole or upon any portion of its route, by underground electric power substantially similar to the system now in use on the street surface railways in the Borough of Manhattan, and thereupon to discontinue the use of the overhead trolley system, and to remove its poles, wires and other structures used by it for that purpose from the streets, avenues and highways of the City.

Ninth—Upon six months' notice by the Board to the Company, all wires for the transmission of power, except trolley wires, for the operation of the railway upon all or any portion of the route hereby authorized, shall be placed in conduits beneath or alongside of the railway. The Company shall provide in such conduits two ducts not less than three inches in diameter for the exclusive use of the City. Such ducts shall be used only by the Company for the operation of its railway and by the City, as above.

Tenth—The Company shall commence construction of the railway herein authorized within six months from the date upon which the consents of the property owners are obtained, or from the date upon which the decision of the Appellate Division of the Supreme Court that such railway ought to be constructed is rendered in lieu of such consents, and shall complete the construction and place the same in full operation within eighteen months from the date of obtaining such consents or such decision, otherwise this right shall cease and determine, and all sums paid, or which may be deposited with the Comptroller of the City, as hereinafter provided, shall thereupon be forfeited to the City; provided, that such periods may be extended by the Board for a period or periods not exceeding in the aggregate six months each; and provided, further, that when the commencement or completion of said construction shall be prevented by legal proceedings in any court or by works of public improvement, or from other causes not within control of the Company, the time for the commencement or completion of such construction may be extended for the period of such prevention, but no delay shall be allowed for unless the court proceedings shall be diligently prosecuted by the Company, and provided, further, that in no case shall such delay be deemed to begin until the Company shall have given written notice to the Board of any such court proceedings or other occasion of delay, and deliver to the Board copies of any injunction or other orders, and the papers upon which the same shall have been granted, and unless upon the request of the Board the Company shall, in writing, consent that the Board, either in its own name as a party, or in the name of the City as a party, may intervene in any such proceedings.

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

Twelfth—Said railway shall be constructed and operated in the latest improved manner of street railway construction and operation, and it is hereby agreed that the Board may require the Company to improve or add to the railway equipment, including rolling stock and railway appurtenances, from time to time, as such additions and improvements are necessary, in the opinion of the Board. Upon failure on the part of the Company to comply with the direction of the Board within a reasonable time, the rights hereby granted shall cease and determine.

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

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

Fourteenth—No cars shall be operated upon the railway hereby authorized, other than passenger cars, cars for the transportation of express matter and cars necessary for the repair or maintenance of the railway, and no freight cars shall be operated upon the tracks of said railway.

Fifteenth—Cars on the said railway shall run at intervals of not more than thirty minutes both day and night, and as much oftener as reasonable convenience of the public may require, or as may be directed by the Board. Provided, however, that the Company, during the first five years of this contract, shall not be required to operate its cars between the hours of 1 o'clock a. m. and 5 o'clock a. m., each day, unless the Board shall determine after a hearing had thereon that public convenience requires the operation of cars during said hours.

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

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

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

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

Twentieth—The Company shall at all times keep the streets, avenues or highways upon which the said railway is constructed, between its tracks, the rails of its tracks and for a distance of two (2) feet beyond the rails, on either side thereof, free and clear from ice and snow; provided, however, that the Company shall, at the option of the President of the Borough of Queens, enter into an agreement for each winter season, or part thereof, to clean an equivalent amount of street surface from house line to house line.

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

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

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

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

Twenty-fifth—Should, in the opinion of the President of the Borough of Queens, the present roadway on any of said streets, avenues or highways be of insufficient width to accommodate both railway and other vehicular traffic, the Company shall widen such roadway under the direction of the President of the Borough of Queens to a width sufficient to accommodate such traffic, provided that no roadway shall be widened beyond the total width of the street, avenue or highway.

Twenty-sixth—Should, in the opinion of the Board at any time before or during construction of the railway, any of said streets, avenues or highways be of insufficient width to accommodate both railway and other vehicular traffic, the Company shall either construct and operate its railway upon a private right of way outside of the lines of such streets, avenues or highways, or shall purchase and cede to the City a strip of land adjacent thereto for the purpose of widening the same to a width sufficient for the use of a street surface railway and for the accommodation of other vehicular traffic. If such street, avenue or highway is so widened, the Company shall grade the roadway thereon as directed by the President of the Borough of Queens.

Twenty-seventh—Where the bridges, viaducts or culverts encountered in the route are of insufficient width to carry the roadway as the same may be widened, as herein provided, or of insufficient strength to bear the additional load of a street surface railway, the Company shall either carry its tracks upon new structures independent of the existing ones, so as not to interfere with the present and future use by the City of such bridges, viaducts or culverts, or shall, without cost to the City, construct new bridges, viaducts or culverts sufficiently wide to carry the roadway as the same may be widened, as herein provided.

Twenty-eighth—The Company agrees to comply with any and all the rules which may be made by the Commissioner of Water Supply, Gas and Electricity for the purpose of preventing the destruction of the pipes or structures in the street by electrolysis, which may be caused by the electric current used by the Company, whether such rules affect the method of the original construction of said railway or any reconstruction, maintenance or repairs upon such railway at any time during the term of this contract.

Twenty-ninth—The Company hereby agrees that if the City is or shall become entitled to acquire, and shall at any time during the term of this contract acquire, or otherwise come into possession of any of the property on which this Company shall construct railway tracks, on the route herein described, no compensation shall be awarded for the right to have railway tracks thereon.

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

1. The amount of stock issued, for cash, for property.
2. The amount paid in as by last report.
3. The total amount of capital stock paid in.
4. The funded debt by last report.
5. The total amount of funded debt.
6. The floating debt as by last report.
7. The total amount of floating debt.
8. The total amount of funded and floating debt.
9. The average rate per annum of interest on funded debt.
10. Statement of dividends paid during the year.
11. The total amount expended for same.
12. The names of the directors elected at the last meeting of the corporation held for such purpose.
13. Location, value and amount paid for real estate owned by the Company as by last report.
14. Location, value and amount paid for real estate now owned by the Company.
15. Number of passengers carried during the year.
16. Total receipts of Company for each class of business.
17. Amounts paid by the Company for damage to persons or property on account of construction and operation.
18. Total expenses for operation, including salaries,

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

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

Thirty-second—In case of any violation or breach or failure to comply with any of the provisions herein contained, this contract may be forfeited by a suit brought by the Corporation Counsel, on notice of ten days to the Company, or at the option of the Board by resolution of said Board, which said resolution may contain a provision to the effect that the railway constructed and in use by virtue of this contract shall thereupon become the property of the City without proceedings at law or in equity. Provided, however, that such action by the Board shall not be taken until the Board shall give notice to the Company to appear before it on a certain day not less than ten (10) days after the date of such notice, to show cause why such resolution declaring the contract forfeited should not be adopted. In case the Company fails to appear, action may be taken by the Board forthwith.

Thirty-third—If the Company shall fail to give efficient public service at the rates herein fixed, or fail to maintain its structures and equipment as herein provided in good condition throughout the whole term of this contract, the Board may give notice to the Company, specifying any default on the part of the Company, and requiring the Company to remedy the same within a reasonable time; and upon failure of the Company to remedy such default within a reasonable time, the Company shall, for each day thereafter during which the default or defect remains, pay to the City the

sum of two hundred and fifty dollars (\$250), as fixed or liquidated damages, or the Board, in case such structures or equipment which may affect the surface of the streets shall not be put in good condition within a reasonable time after notice by the Board as aforesaid, shall have the right to make all needed repairs at the expense of the Company, in which case the Company shall pay to the City the amount of the cost of such repairs, with legal interest thereon, all of which sums may be deducted from the fund hereinafter provided for.

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

Thirty-fifth—This grant is upon the express condition that the Company, within four (4) months after the signing of this contract by the Mayor, and before anything is done in exercise of the rights conferred hereby, shall deposit with the Comptroller of the City the sum of ten thousand dollars (\$10,000), either in money or securities, to be approved by him, which fund shall be security for the performance by the Company of all of the terms and conditions of this contract, especially those which relate to the payment of the annual charges for the privilege hereby granted, the efficiency of the public service rendered, the repairs of the street pavement, the removal of snow and ice, and the quality of construction of the railway, and in case of default in the performance by the Company of such terms and conditions the City shall have the right to cause the work to be done and the materials to be furnished for the performance thereof, after due notice, and shall collect the reasonable cost thereof from the said fund without legal proceedings; or after default in the payment of the annual charges shall collect the same, with interest, from the said fund after ten days' notice in writing to the Company; or in case of failure to keep the said terms and conditions of this contract relating to the headway, heating and lighting of cars, fenders, wheel-guards and watering of street pavements, the Company shall pay a penalty of fifty dollars (\$50) per day for each day of violation, and the further sum of ten dollars (\$10) per day for each car that shall not be properly heated, lighted or supplied with fenders or wheel-guards, in case of the violation of the provisions relating to those matters.

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

The Comptroller of the City, on complaint made, shall, in writing, notify the Company, through its President, to appear before him on a certain day not less than ten (10) days after the date of such notice, to show cause why it should not be penalized in accordance with the foregoing provisions. If the Company fails to make an appearance, or, after a hearing, appears in the judgment of the Comptroller to be in fault, said Comptroller shall forthwith impose the prescribed penalty, or where the amount of the penalty is not prescribed herein, such amount as appears to him to be just, and without legal procedure withdraw the amount of such penalty from the security fund deposited with him. In case of any drafts made upon the security fund the Company shall, upon ten (10) days' notice in writing, pay to the Comptroller of the City a sum sufficient to restore said security fund to its original amount of ten thousand dollars (\$10,000), and in default thereof this contract shall be canceled and annulled at the option of the Board, acting in behalf of the City. No action or proceeding or right under the provisions of this contract shall affect any other legal rights, remedies or causes of action belonging to the City.

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

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

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

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

Sec. 4. The Company promises, covenants and agrees on its part and behalf to conform to and abide by and perform all the terms, conditions and requirements in this contract fixed and contained.

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

THE CITY OF NEW YORK,

[CORPORATE SEAL.] By Mayor.

Attest:

....., City Clerk.

NEW YORK AND NORTH SHORE TRACTION COMPANY,

[SEAL.] By President.

Attest:

....., Secretary.

(Here add acknowledgments.)

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

Resolved, That these preambles and resolutions, including the said resolution for the grant of a franchise or right applied for by the New York and North Shore Traction Company, and the said form of proposed contract for the grant of such franchise or right containing said results of such inquiry, after the same shall be entered in the minutes of the Board, shall be published for at least twenty (20) days immediately prior to Friday, January 8, 1909, in the CITY RECORD, and at least twice during the ten days immediately prior to Friday, January 8, 1909, in two daily newspapers to be designated by the Mayor therefor and published in The City of New York, at the expense of the New York and North Shore Traction Company, together with the following notice, to wit:

Notice is hereby given that the Board of Estimate and Apportionment, before authorizing any contract for the grant of the franchise or right applied for by the New York and North Shore Traction Company, and fully set forth and described in the foregoing form of proposed contract for the grant of such franchise or right, and before adopting any resolution authorizing any such contract, will, at a meeting of said Board to be held in the old Council Chamber, City Hall, Borough of Manhattan,

City of New York, on Friday, January 8, 1909, at 10:30 o'clock a. m., hold a public hearing thereon, at which citizens shall be entitled to appear and be heard.

Which was adopted by the following vote:

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

New York and Port Chester Railroad Company.

The Secretary presented the following:

To the Board of Estimate and Apportionment:

The petition of the New York and Port Chester Railroad Company respectfully shows:

That heretofore, and on or about the 11th day of June, 1908, a contract was duly entered into by and between The City of New York and your petitioner, which was duly executed by the Hon. George B. McClellan, Mayor of the City, on said date.

That in and by the said contract, among other things, The City of New York granted to your petitioner, subject to certain conditions and provisions therein set forth, the right to cross certain streets and highways therein described and the right and privilege to construct, operate and maintain a railroad with all necessary connections, turnouts, switches, etc., in and upon and across such streets and highways.

That among the provisions contained therein was the provision in paragraph 28 that the railroad company should actually expend or cause to be expended the sum of at least \$800,000 within two years after the date of the signing of the contract upon the actual construction of its railroad between the northerly line of The City of New York and Westchester avenue, at or near One Hundred and Sixty-seventh street.

That the time within which such expenditures were to have been made expired by the terms of said contract on the 11th day of June, 1908, but that the said time was extended by your Honorable Board until the 26th day of December, 1908. That the extension was granted upon a petition presented to this Board dated June 3, 1908, in which it was alleged that the reasons why such expenditures had not been made were owing to the fact that your petitioner had made application to this Board for a change of route, and that the final adoption of the amended route by your Board had been prevented through an injunction obtained by Robert E. Robinson against this petitioner and others, and that such injunction had been continued by the Appellate Division, by a divided court, until the final trial of the case.

Since the presentation of the petition of June 3, 1908, the case of Robinson vs. New York and Port Chester Railroad Company and others has been tried and resulted in a decision by the Referee, upon which a judgment will soon be entered in favor of your petitioner and of the Board of Estimate and Apportionment, but continuing the injunction against the directors of the New York, Westchester and Boston Railway Company restraining them from entering into a proposed contract between that company and the New York and Port Chester Railroad Company.

The situation at the present time is as follows:

The New York, New Haven and Hartford Railroad Company controls all the stock of your petitioner and something over two-thirds of the stock of the New York, Westchester and Boston Railway Company. The New Haven Company, through its President, has publicly declared before the Public Service Commission of this Department, and in other instances, that it was its intention to construct but one road; that serious question has been raised as to the validity of the charter of the Westchester Company, but that owing to the large interest in that company not controlled by the New Haven Company the construction would be completed under the Westchester charter if its validity was established and in case that company could condemn property so as to proceed with the work, but if the Westchester charter was not valid or it should develop that it did not have the necessary rights to condemn property and proceed with the construction, that the road would be completed under the charter of the New York and Port Chester Railroad Company.

The routes of the two railroads are substantially the same, and the particular line which it is intended to construct is that for which this Board granted an amendment of route to the New York, Westchester and Boston Railway Company by resolution adopted November 30, 1908.

The questions raised as to the validity of the charter of the Westchester Company were presented in a proceeding begun by that company in the Supreme Court to condemn the property of Mrs. Arabella D. Huntington. In that case the rights of the Westchester Company were sustained at Special Term and in the Appellate Division.

Upon appeal by the defendant to the Court of Appeals that court reversed the decision of the lower courts in an opinion rendered October 6, 1908—a copy of which is hereto annexed and marked Exhibit A—in which it appears that though they held the charter of the Westchester Company to be valid, they also decided that the company could not condemn property until it had obtained from the respective Public Service Commissions the certificate of public convenience and necessity required by section 59 of the Railroad Law.

Application has been made to the Public Service Commission of the First District for such certificate by the Westchester Company and the same is now pending. Until such certificate is obtained from the Public Service Commissions of both districts, the Westchester Company cannot proceed with its construction nor can it condemn the real estate necessary for its right of way.

It is the purpose of your petitioner in case the said certificates are obtained and the proceedings in the Huntington case are affirmed upon a new application to the court as provided in the decision in that case, either to surrender its franchises in the City of New York or to merge or consolidate with the Wetschester Company with the consent of your Board, and in such manner as that there shall be but one contract or franchise outstanding in both companies.

The object of keeping the charter of your petitioner in existence is in order to preserve a company with valid rights which can undoubtedly construct in case the Westchester Company fails to perfect its rights.

Your petitioner therefore requests that the time within which the expenditures required by its contract with the City shall be made, shall be extended for one year from December 26, 1908, so that, in case the Westchester Company shall be unable to perfect its charter rights, the construction of the proposed railroad may be proceeded with under the charter of your petitioner. In case such extension is granted, and as soon as the Westchester Company shall have obtained the proper certificates of convenience and necessity, and as soon as its charter shall have been passed upon by the Court of Appeals after the obtaining of such certificates, your petitioner intends to apply to this Board for leave to surrender its franchise, so that the deposit made as security for the completion of its road be held by the City as additional security for the completion of the road of the New York, Westchester and Boston Railway Company, or for leave to merge or consolidate with the said New York, Westchester and Boston Railway Company, to the end that there shall be but one franchise from the City outstanding in both companies.

NEW YORK AND PORT CHESTER RAILROAD COMPANY.

[SEAL.]

By MACE MOULTON, President.

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

On the 2d day of December, in the year 1908, before me personally came Mace Moulton, to me known, who, being by me duly sworn, did depose and say that he resided in The City of New York; that he is the President of the New York and Port Chester Railroad Company, the corporation described in and which executed the above instrument; that he knew the seal of said corporation; that the seal affixed to said instrument was such corporate seal; that it was so affixed by order of the Board of Directors of said corporation, and that he signed his name thereto by like order.

[SEAL.] WM. H. BRUDER, Notary Public, New York County.

Which was referred to the Chief Engineer.

(FINANCIAL MATTERS.)

The Secretary presented a communication from the Select Committee, consisting of the President of the Borough of Manhattan, the Comptroller and the Corporation Counsel, to which on November 20, 1908, was referred the matter of separating the

grades at Fifth avenue and Forty-second street, Manhattan, etc., requesting an extension of time until December 11, 1908, in which to present its report to the Board.

Which request was granted.

The following matters not upon the Calendar for this day were considered by unanimous consent:

The Comptroller presented a report referring to requests of the Commissioner of Street Cleaning for an issue of Corporate Stock in the sum of \$342,769, for replenishing supplies and for equipment in the Boroughs of Manhattan, The Bronx and Brooklyn, and stating that the Corporation Counsel, in an opinion dated October 13, 1908, advised that the purchases, such as those contemplated by the Commissioner of Street Cleaning, should be made from appropriations in the Budget and not through the proceeds of Corporate Stock.

Which was referred to the Commissioner of Street Cleaning.

(At the meetings of April 24, June 12 and September 18, 1908, the requests of the Commissioner of Street Cleaning for the above appropriations, were referred to the Comptroller.)

The President of the Borough of Brooklyn called the attention of the Board to the forms of voucher schedules proposed for the year 1909, stated that said voucher schedules could only be made out upon the Elliott-Fisher Booktypewriting machines, and suggested that the matter of changing the form of the schedules or ascertaining if the typewriting machines above referred to can be procured at less than their present market value be referred to the Committee, consisting of the Comptroller and Chief Engineer of the Board, appointed at the meeting held October 30, 1908, to consider a resolution submitted at that meeting by the said Borough President relative to the purchase of supplies used in large quantities in the aggregate by the various City Departments.

The matter was accordingly referred to the said Select Committee, consisting of the Comptroller and the Chief Engineer of the Board, appointed October 30, 1908.

The following transfers of appropriations were made upon the recommendation of the Comptroller:

\$2,400, as requested by the Board of Trustees of the Brooklyn Public Library within the appropriation made to said library for the year 1908.

BROOKLYN PUBLIC LIBRARY,
No. 26 BREVOORT PLACE,
November 17, 1908.

Hon. HERMAN A. METZ, Comptroller, New York City:

DEAR SIR—In behalf of the Trustees of the Brooklyn Public Library, I would respectfully request that the following transfers be made in connection with the 1908 account of the Brooklyn Public Library:

From Salaries to Supplies.....	\$1,250 00
From Fuel, Light, Rent, Repairs, etc., to Supplies.....	750 00
From Furniture, and Repairs of, to Telephone Service.....	400 00
	<u>\$2,400 00</u>

As you understand, the subdivision of the appropriation into the headings of Salaries, Supplies, etc., is for the convenience both of your Department and the Public Library, and it is not always possible to keep within the exact allowance, although the total appropriation for the Public Library has never been exceeded, and no transfer from any other fund to the library has ever been asked for by the Board of Trustees.

Very truly yours,

JOHN W. DEVOY, Treasurer.

The following resolution was offered:

Resolved, That the sum of twenty-four hundred dollars (\$2,400) be and the same is hereby transferred from the appropriations made to the Brooklyn Public Library for the year 1908, entitled and as follows:

Salaries	\$1,250 00
Fuel, Light, Rent, Repairs, etc.....	750 00
Furniture, and Repairs of.....	400 00
	<u>\$2,400 00</u>

—the same being in excess of the amounts required for the purposes thereof, to the appropriations made to said library for the year 1908, entitled and as follows:

Supplies	\$2,000 00
Telephone Service	400 00
	<u>\$2,400 00</u>

—the amounts of said appropriations being insufficient.

Which was adopted by the following vote:

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

\$9,138.26, as requested, by the Department of Bridges within the appropriation made for the year 1908.

DEPARTMENT OF BRIDGES—CITY OF NEW YORK,
Nos. 13 to 21 PARK ROW,
NEW YORK, October 28, 1908.

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

GENTLEMEN—I respectfully request the following transfers in the appropriations of the Department of Bridges for the year 1908:

From—

Salaries, General Administration.....	\$2,600 00
For Maintenance of and Repairs to Bridges in the Borough of The Bronx, Supplies and Repairs.....	2,000 00
For Maintenance of and Repairs to Bridges in the Borough of Brooklyn, Supplies and Repairs.....	4,000 00
For Maintenance of and Repairs to Bridges in the Borough of Richmond, Supplies and Repairs.....	100 00
	<u>\$8,700 00</u>

To—

Supplies and Contingencies.....	\$1,850 00
Telephone Service	750 00
For Maintenance of and Repairs to Bridges in the Borough of The Bronx, Salaries and Wages.....	2,000 00

For Maintenance of and Repairs to Bridges in the Borough of Brooklyn, Salaries and Wages.....	4,000 00
For Maintenance of and Repairs to Bridges in the Borough of Richmond, Salaries and Wages.....	100 00
	<u>\$8,700 00</u>

Yours truly,

J. W. STEVENSON, Commissioner.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,
November 30, 1908.

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—I return herewith request of the Commissioner of the Department of Bridges for certain transfers within the appropriations made for said Department for the year 1908, together with report of the Bureau of Municipal Investigation and Statistics of the Department of Finance relative to said request; and in view of the statements made in such report respectfully recommend the adoption of the resolutions hereunto attached.

Yours respectfully,

H. A. METZ, Comptroller.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,
November 30, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—In the matter of a request under date of October 28, 1908, from the Commissioner of the Department of Bridges for transfers aggregating \$8,700 within the appropriations made for said Department for the year 1908, I beg to submit the following report:

From an inspection of the requested transfers it appears that the amount of surplus in salary accounts which, on October 28, 1908, it was proposed to transfer, is \$2,600, whereas the total anticipated deficits shown in salary accounts was \$6,100. Should the Commissioner's request be allowed as presented, it would necessitate transfers aggregating \$3,500 from supply accounts to salary accounts, which class of transfer, in accordance with your instructions, has not been approved by this Bureau.

From memoranda furnished by the Commissioner's Secretary under date of November 28, 1908, it appears that certain changes in the payrolls of said Department have so modified these conditions that there now exists ample surplus in certain of the salary accounts to meet the present anticipated deficits in salary accounts at the end of the current year, and that a like condition also exists in the several supply accounts; said deficits now being estimated at Salaries and Wages, \$4,088.26, and Repairs and Supplies, Supplies and Contingencies and Telephone Service, \$5,050.

In view of the preceding statements your Examiner would respectfully recommend that transfer be allowed as follows:

From—

Salaries, General Administration.....	\$3,088 26
For Maintenance of and Repairs to Bridges over Newtown Creek, Salaries and Wages.....	1,000 00
	<u>\$4,088 26</u>

To—

For Maintenance of and Repairs to Bridges in the Borough of The Bronx, Salaries and Wages.....	\$1,500 00
For Maintenance of and Repairs to Bridges in the Borough of Brooklyn, Salaries and Wages.....	2,500 00
For Maintenance of and Repairs to Bridges in the Borough of Richmond, Salaries and Wages.....	88 26
	<u>\$4,088 26</u>

From—

For Maintenance of and Repairs to Bridges in the Borough of The Bronx, Supplies and Repairs.....	\$1,050 00
For Maintenance of and Repairs to Bridges in the Borough of Brooklyn, Supplies and Repairs.....	4,000 00
	<u>\$5,050 00</u>

To—

Supplies and Contingencies.....	\$1,500 00
Telephone Service	750 00
For Maintenance of and Repairs to Bridges Over Newtown Creek, Supplies and Repairs.....	2,500 00
For Maintenance of and Repairs to Bridge in the Borough of Queens, Supplies and Repairs.....	300 00
	<u>\$5,050 00</u>

Respectfully yours,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the sum of nine thousand one hundred and thirty-eight dollars and twenty-six cents (\$9,138.26) be and the same is hereby transferred from the appropriations made to the Department of Bridges for the year 1908, entitled and as follows:

For Maintenance of and Repairs to Bridges in the Borough of The Bronx, Supplies and Repairs.....	\$1,050 00
For Maintenance of and Repairs to Bridges in the Borough of Brooklyn, Supplies and Repairs.....	4,000 00
Salaries, General Administration.....	3,088 26
For Maintenance of and Repairs to Bridges over Newtown Creek, Salaries and Wages	1,000 00

	<u>\$9,138 26</u>
—	

—the same being in excess of the amounts required for the purposes thereof, to the appropriations made to said Department for the year 1908, entitled and as follows:

Supplies and Contingencies.....	\$1,500 00
For Maintenance of and Repairs to Bridges over Newtown Creek, Supplies and Repairs	2,500 00
For Maintenance of and Repairs to Bridges in the Borough of Queens, Supplies and Repairs	300 00

For Maintenance of and Repairs to Bridges in the Borough of The Bronx, Salaries and Wages.....	\$1,500 00
For Maintenance of and Repairs to Bridges in the Borough of Brooklyn, Salaries and Wages.....	2,500 00

For Maintenance of and Repairs to Bridges in the Borough of Richmond,	
Salaries and Wages.....	88 26
Telephone Service	750 00
	<u><u>\$9,138 26</u></u>

—the amounts of said appropriations being insufficient.

Which was adopted by the following vote:

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

\$4,500, as requested by the Comptroller, from the appropriations made for the year 1908, entitled:

Law Department, Salaries.....	\$3,500 00
Commissioners of the Sinking Fund, Expenses of.....	1,000 00
	<u><u>\$4,500 00</u></u>

—to the appropriation made to the Department of Finance for the same year, entitled Salaries.

CITY OF NEW YORK—DEPARTMENT OF FINANCE, }
December 3, 1908. }

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—You are hereby requested to transfer from the account known as Law Department, Salaries, 1908, \$3,500, and from Commissioners of Sinking Fund, Expenses, 1908, \$1,000, to the account entitled Salaries, Department of Finance, 1908.

This transfer is necessary, owing to deficiency in the salary account in this Department for the year 1908.

Respectfully,

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the sum of forty-five hundred dollars (\$4,500) be and the same is hereby transferred from the appropriations made for the year 1908, entitled and as follows:

Law Department, Salaries.....	\$3,500 00
Commissioners of the Sinking Fund, Expenses of.....	1,000 00
	<u><u>\$4,500 00</u></u>

—the same being in excess of the amounts required for the purposes thereof, to the appropriation made to the Department of Finance for the year 1908, entitled Salaries, Department of Finance, the amount of said appropriation being insufficient.

Which was adopted by the following vote:

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

\$50, as requested by the Department of Parks, Boroughs of Manhattan and Richmond, from the appropriation made for the year 1908, entitled Maintenance of Parks, Jumel Mansion, Salaries, to the appropriation made for the same year, entitled Maintenance of Parks, Jumel Mansion, Supplies.

DEPARTMENT OF PARKS, MANHATTAN AND RICHMOND, }
ARSENAL, CENTRAL PARK, }
November 16, 1908. }

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

GENTLEMEN—The Washington Headquarters Association, D. A. R., by its President, Mrs. Ella W. Kramer, makes application to have transferred from the Salaries and Wages account of the Budget appropriation for 1908, to the Supplies account, Jumel Mansion, the sum of fifty dollars (\$50), and the request for the transfer is hereby made.

Respectfully,

HENRY SMITH, Commissioner, Manhattan and Richmond.

The following resolution was offered:

Resolved, That the sum of fifty dollars (\$50) be and the same is hereby transferred from the appropriation made to the Park Department, Boroughs of Manhattan and Richmond, for the year 1908, entitled Maintenance of Institutions, Jumel Mansion, Salaries and Wages, the same being in excess of the amount required for the purposes thereof, to the appropriation made to said Department for the year 1908 entitled Maintenance of Institutions, Jumel Mansion, Supplies, the amount of said appropriation being insufficient.

Which was adopted by the following vote:

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

\$800, as requested by the Court of Special Sessions, First Division, from the appropriation made for the year 1908 entitled Children's Court, First Division, Salaries, to the appropriation made for the same year entitled Children's Court, First Division, Supplies and Contingencies.

COURT OF SPECIAL SESSIONS, FIRST DIVISION, }
No. 32 FRANKLIN STREET, }
NEW YORK CITY, November 20, 1908. }

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—The Justices of the Court of Special Sessions of the First Division have instructed me to request your Honorable Board to transfer the sum of eight hundred dollars (\$800) from the Salaries Judiciary account of the Children's Part of said Court (1908) to the Contingent Expenses account of the Court of Special Sessions, First Division, as the Justices find that the amount above specified is in excess of the sum required for the Salaries account for 1908. It will be necessary to have this amount transferred to the Contingent Expense account in order to meet bills and obligations already incurred and for which we will be liable for the current year.

Very respectfully yours,

CHAS. W. CULKIN, Clerk.

The following resolution was offered:

Resolved, That the sum of eight hundred dollars (\$800) be and the same is hereby transferred from the appropriation made to the Children's Court, First Division (Court of Special Sessions), for the year 1908, entitled Salaries, the same being in excess of

the amount required for the purposes thereof, to the appropriation made to the Court of Special Sessions, First Division, for the year 1908, entitled Supplies and Contingencies, the amount of said appropriation being insufficient.

Which was adopted by the following vote:

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

\$116.66, as requested by the Department of Correction, from the appropriation made for the year 1907 entitled Borough of Manhattan, Salaries, to the appropriation made for the same year entitled Borough of Manhattan, Supplies and Contingencies.

DEPARTMENT OF CORRECTION,
No. 148 EAST TWENTIETH STREET,
NEW YORK, November 17, 1908.

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

DEAR SIR—I would respectfully ask the Honorable the Board of Estimate and Apportionment to authorize the following transfer of appropriations made to this Department for the year 1907 from such as does not need the full amount assigned to it to an appropriation which is insufficient for the purposes thereof: From appropriation entitled Supplies and Contingencies, Borough of Manhattan, 1907, \$116.66, to appropriation entitled Salaries, Borough of Manhattan, 1907, \$116.66, such transfer being for the year 1907.

Very respectfully,

JOHN V. COGGEY, Commissioner.

The following resolution was offered:

Resolved, That the sum of one hundred and sixteen dollars and sixty-six cents (\$116.66) be and the same is hereby transferred from the appropriation made to the Department of Correction for the year 1907 entitled Borough of Manhattan, Supplies and Contingencies, the same being in excess of the amount required for the purposes thereof, to the appropriation made to said Department for the year 1907 entitled Borough of Manhattan, Salaries, the amount of said appropriation being insufficient.

Which was adopted by the following vote:

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

\$2,860, as requested by the Supreme Court, Second Department, from various accounts within the appropriation made to said Court, for the year 1908, to the account entitled Salaries.

SUPREME COURT OF THE STATE OF NEW YORK,
BROOKLYN, N. Y.,
November 25, 1908.

Board of Estimate and Apportionment, City of New York:

GENTLEMEN—Justice Willard Bartlett was assigned to serve as Judge of the Court of Appeals on January 1, 1906. Since that time his name has been omitted from the Supreme Court payroll and placed on the payroll of the Court of Appeals. On January 1, 1908, he took office by election as Judge of the Court of Appeals, and on January 18, 1908, the Governor of the State of New York appointed Justice Blackmar to succeed him as Justice of the Supreme Court. His name and that of a Clerk appointed by him were placed upon the Supreme Court, Second Department, payroll, and their salaries were paid from the appropriation for salaries for that Court. By this a deficiency appears in our salary account for 1908.

It is requested that the unexpended balances of the other appropriations, viz.: \$1,800 from Supplies and Contingencies, 1908, \$700 from Compensation of Justices from other Counties assigned to Kings County; and \$300 from Increase of Law Library, 1908, be transferred to the account of Supreme Court, Second Department, Salaries for 1908.

Respectfully,

J. F. McGEE, General Clerk.

The following resolution was offered:

Resolved, That the sum of two thousand eight hundred and sixty dollars (\$2,860) be and the same is hereby transferred from the appropriations made to the Supreme Court, Second Department, for the year 1908, entitled and as follows:

Supplies and Contingencies.....	\$1,800 00
Compensation of Justices from other Counties assigned to Kings County.	700 00
Increase of Law Library.....	300 00
	<u><u>\$2,860 00</u></u>

—the same being in excess of the amounts required for the purposes thereof, to the appropriation made to said Court for the year 1908, entitled Salaries, the amount of said appropriation being insufficient:

Which was adopted by the following vote:

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

\$903.04, as requested by the Department of Education from accounts within the appropriation made to said Department for the year 1906 to other accounts within said appropriation.

Resolved, That the Board of Estimate and Apportionment be and it is hereby respectfully requested to transfer the sum of five hundred and twenty-eight dollars (\$528) from the Special School Fund for the year 1906 and from the item contained therein entitled General Repairs, Borough of The Bronx, which item is in excess of its requirements, to the item also contained within the Special School Fund for the year 1906 entitled General Repairs, Borough of Brooklyn; said sum to be applied to the payment of a bill of S. W. McKeever for repairs to heating apparatus, etc., at Public School 120, Brooklyn.

A true copy of resolution adopted by the Board of Education November 25, 1908.

A. EMERSON PALMER, Secretary, Board of Education.

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

A true copy of resolution adopted by the Board of Education November 25, 1908.

A. EMERSON PALMER, Secretary, Board of Education.

The following resolution was offered:

Resolved, That the sum of nine hundred and three dollars and four cents (\$903.04) be and the same is hereby transferred from the appropriations made to the Department of Education for the year 1906, entitled and as follows:

Special School Fund—

Borough of The Bronx, General Repairs.....	\$528 00
Borough of Queens, General Repairs.....	375 04
	<u>\$903 04</u>

—the same being in excess of the amounts required for the purposes thereof to the appropriation made to said Department for the year 1906, entitled Special School Fund, Borough of Brooklyn, General Repairs, the amount of said appropriation being insufficient.

Which was adopted by the following vote:

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

\$8,651.28, as requested by the Armory Board, from accounts within the appropriation made to said Board, for the year 1908, to other accounts within said appropriation.

THE ARMORY BOARD,
BASEMENT SUITE 6, HALL OF RECORDS,
NEW YORK, November 23, 1908.

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—At a meeting of the Armory Board held November 20, 1908, the following was adopted:

Resolved, That the Board of Estimate and Apportionment be requested to transfer the sums hereinafter named:

From Contingencies, 1908, Boroughs of Manhattan and the Bronx..... \$1,871 81

—the same being in excess of the amount required for the purposes thereof.

To Repairs and Supplies, 1908—

Seventh Regiment	\$466 07
Eighth Battalion	350 00
Twelfth Regiment	322 79
Twenty-second Regiment	732 95
	<u>\$1,871 81</u>

—the amount of said appropriations being insufficient.

From Care and Maintenance of Armories, Administration, 1908..... \$900 00

—the same being in excess of the amount required for the purposes thereof.

To Repairs and Supplies, 1908—

Twenty-second Regiment	\$800 00
Sixty-ninth Regiment	100 00
	<u>\$900 00</u>

—the amount of said appropriations being insufficient.

From Repairs and Supplies, 1908, Ninth Regiment..... \$1,989 96

—the same being in excess of the amount required for the purposes thereof.

To Manhattan and The Bronx, Repairs and Supplies, 1908—

Sixty-ninth Regiment	\$255 71
First Battery	472 07
First Battalion, Naval Militia	962 18
Brooklyn and Queens, Thirteenth Regiment	300 00
	<u>\$1,989 96</u>

—the amount of said appropriations being insufficient.

From Manhattan and The Bronx, Repairs and Supplies, 1908, Field Hospital Headquarters

\$1,066 58

—the same being in excess of the amount required for the purposes thereof.

To Repairs and Supplies, 1908, Brooklyn and Queens—

Thirteenth Regiment	\$583 63
Second Signal Corps	482 95
	<u>\$1,066 58</u>

—the amount of said appropriations being insufficient.

From Brooklyn and Queens, Contingencies, 1908..... \$1,500 00

—the same being in excess of the amount required for the purposes thereof.

To Brooklyn and Queens, Repairs and Supplies, 1908, Twenty-third Regiment,

\$1,500 00

—the amount of said appropriation being insufficient.

From Brooklyn and Queens, Repairs and Supplies, 1908, Forty-seventh Regiment

\$668 00

—the same being in excess of the amount required for the purposes thereof.

To Brooklyn and Queens, Repairs and Supplies, 1908, Twenty-third Regiment

\$668 00

—the amount of said appropriation being insufficient.

From Manhattan and The Bronx, Repairs and Supplies, 1908, Squadron "A"

\$654 93

—the same being in excess of the amount required for the purposes thereof.

To Brooklyn and Queens, Repairs and Supplies, 1908, Third Battery.....

\$654 93

—the amount of said appropriation being insufficient.

A copy of the report of the Supervising Statistician and Examiner, Finance Department, recommending that your Honorable Board make the above transfers is herewith enclosed.

Respectfully,

HARRIE DAVIS, Secretary.

November 19, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—In compliance with your instructions an examination has been made relative to certain proposed transfers within the several appropriations made for the

Armory Board for the year 1908, as a result of which examination, I beg to submit the following report:

From an inspection of the Budget for 1908, and from memoranda submitted to your Examiner by the Secretary of the Armory Board, it appears that the amounts appropriated for Repairs and Supplies for certain of the organizations under the jurisdiction of said Board, and the expenditures incurred for such repairs and supplies up to November 18, 1908, were as follows:

Title of Organization.	Budget, 1908.	Expenditures, Including Outstanding Liabilities.	Deficit.
Seventh Regiment	\$6,000 00	\$6,466 07	\$466 07
Eighth Regiment	5,500 00	5,850 00	330 00
Twelfth Regiment	5,000 00	5,322 79	322 79
Twenty-second Regiment	5,000 00	6,532 95	1,532 95
Sixty-ninth Regiment	4,500 00	4,855 71	355 71
First Battery	3,000 00	3,472 07	472 07
First Battalion Naval Militia	3,500 00	4,462 18	962 18
Thirteenth Regiment	6,500 00	7,383 63	883 63
Twenty-third Regiment	4,500 00	6,668 00	2,168 00
Third Battery	3,000 00	3,654 93	654 93
Second Signal Corps	1,500 00	1,982 95	482 95
Total.....	\$48,000 00	\$56,651 28	\$8,651 28

The Secretary of the Armory Board has stated to your Examiner that the excess of said expenditures over the amounts appropriated, was necessitated by certain repairs and supplies required for the several armories of the organizations cited, the necessity for which was not foreseen at the time the departmental estimate of the Armory Board for 1908 was submitted to the Board of Estimate and Apportionment. Said unanticipated expenditures have been as follows:

Title of Organization.	Class of Repairs or Supplies.	Cost of Same.
Seventh Regiment Armory.....	Repairs to heating apparatus.....	\$732 00
Eighth Regiment Armory.....	New ceiling on third floor and painting same..	350 00
Twelfth Regiment Armory.....	Repairs to roof.....	510 00
Twenty-second Regiment Armory.....	Repairs to roof.....	\$1,313 97
	Steamfitting and boiler repairs.....	253 46
Sixty-ninth Regiment Armory.....	Steamfitting repairs	359 20
First Battery Armory.....	Revising changes ordered by Department of Water Supply, Gas and Electricity.....	\$26 47
First Battalion Naval Militia Armory	Painting (by resolution of Armory Board)	\$730 00
	Electrical and steamfitting work made necessary by removal of ship.....	406 78
Thirteenth Regiment Armory.....	Roofing repairs	\$315 67
	Plumbing repairs	219 27
	New copper leaders.....	490 00
Twenty-third Regiment Armory.....	Lumber for repairs.....	\$144 00
	Arc lamps	393 25
	Lockers	285 00
	Water arches for collapsed boiler...	186 00
	Hot water tank.....	310 00
	Plumbing repairs	338 00
Third Battery Armory.....	Repairs to roof.....	\$399 70
	Tan bark	561 00
Second Signal Corps Armory.....	Steamfitting repairs	\$268 53
	Electrical fixtures approved by Depart- ment of Water Supply, Gas and Electricity	300 00
	Total.....	
		\$9,992 30

From the statements made by the said Secretary it further appears that certain of the appropriations made for the Armory Board for the year 1908 have been found to be in excess of the needs of the purpose for which said appropriations were made, viz.:

Title of Appropriation.	Budget Allowance, 1908.	Present Estimated Requirements.	Estimated Excess of Appropriation.
Care and Maintenance of Armories— Administration	\$8,350 00	\$7,450 00	\$900 00
Boroughs of Manhattan and The Bronx— Repairs and Supplies:			
Ninth Regiment	5,000 00	3,000 00	2,000 00
Field Hospital Headquarters.....	2,000 00	930 00	1,070 00
Contingencies	2,500 00	630 00	1,870 00
Boroughs of Brooklyn and Queens— Repairs and Supplies:			
Forty-seventh Regiment	4,500 00	3,832 00	668 00
Squadron "C"	5,000 00	3,700 00	1,300 00
Contingencies	1,500 00	.....	1,500 00
Total.....	\$28,850 00	\$19,542 00	\$9,308 00

In view of the preceding statements, your Examiner would respectfully recommend that the Armory Board take the necessary steps through application to the Board of Estimate and Apportionment to replenish the accounts shown to be insufficient by transfers from those accounts which are in excess of the needs of certain organizations as shown in this report.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the sum of eight thousand six hundred and fifty-one dollars and twenty-eight cents (\$8,651.28) be and the same is hereby transferred from the appropriations made to the Armory Board for the year 1908, entitled and as follows:

Boroughs of Manhattan and The Bronx—

Contingencies	\$1,871 81
Repairs and Supplies:	
Ninth Regiment	1,989 96
Field Hospital Headquarters.....	1,066 58
Squadron "A"	654 93
Care and Maintenance of Armories, Administration.....	900 00

Boroughs of Brooklyn and Queens, Repairs and Supplies—

Contingencies	1,500 00
Forty-seventh Regiment	668 00
	<u>\$8,651 28</u>

—the same being in excess of the amounts required for the purposes thereof, to the appropriations made to said Armory Board for the year 1908, entitled and as follows:

Boroughs of Manhattan and The Bronx, Repairs and Supplies—

Seventh Regiment	\$466 07
Eighth Battalion	350 00
Twelfth Regiment	322 79
Twenty-second Regiment	1,532 95
Sixty-ninth Regiment	355 71
First Battery	472 07
First Battalion, Naval Militia	962 18
	<u>\$8,651 28</u>

—the amounts of said appropriations being insufficient.

Which was adopted by the following vote:

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

\$53,656.88, as requested by the Department of Water Supply, Gas and Electricity, within the appropriation made to said Department for the year 1908.

DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY,
COMMISSIONER'S OFFICE, NOS. 13 TO 21 PARK ROW,
CITY OF NEW YORK, November 2, 1908

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

DEAR SIR—I respectfully request that the Board of Estimate and Apportionment make transfers, as follows, between appropriations made to this Department for the year 1908:

To—

General Administration:	
Supplies and Contingencies	\$3,750 00
Taxes	20,000 00

Boroughs of Manhattan and The Bronx.

Collection and Storage:	
Pumping Stations, Salaries and Wages	3,600 00
Pumping Stations, Repairs and Renewals	5,000 00
	<u>8,600 00</u>
Distribution:	
Maintenance, Salaries and Wages	18,000 00
Maintenance, Horses and Carts	6,500 00
High Pressure Fire Service, Manhattan, Salaries and Wages	5,200 00

Borough of Queens.

Collection and Storage:	
Pumping Stations and Stand Pipes, Salaries and Wages	6,730 00
	<u>6,730 00</u>

Borough of Richmond.

Pumping Stations, Salaries and Wages	1,650 00
Distribution, Supplies and Contingencies	1,200 00

Bureau of Electrical Inspection.

Manhattan and The Bronx, Salaries and Wages	6,000 00
Queens, Salaries and Wages	500 00
	<u>\$78,130 00</u>

From—

General Administration, Salaries and Wages	\$500 00
	<u>\$500 00</u>

Boroughs of Manhattan and The Bronx.

Administration, Salaries, Office of Chief Engineer	3,200 00
	<u>3,200 00</u>

Collection and Storage:	
Croton Water System, Watersheds, etc., Salaries and Wages	10,000 00
Croton Water System, Watersheds, etc., Horses and Carts	4,000 00
Croton Water System, Watersheds, etc., Repairs, Renewals, etc	1,500 00
Bronx River System, Watersheds, etc., Salaries and Wages	3,280 00

Distribution:	
Water Registration, etc., Salaries and Wages, Borough of The Bronx	3,000 00
Croton and Bronx Systems, Repairs and Renewals	25,000 00
Croton and Bronx Systems, Drinking Hydrants	700 00
Croton and Bronx Systems, Supplies and Contingencies	15,000 00

Borough of Brooklyn.

Water Registration, etc., Salaries and Wages	5,000 00
Fire Hydrant Rentals and Water Purchased	750 00
High Pressure Fire Service, Salaries and Wages	3,000 00

Borough of Queens.

Administration, Office of Deputy Commissioner, Salaries and Wages	1,000 00
Distribution, Water Registration, etc., Salaries and Wages	700 00

Borough of Richmond.

Administration, Office of Deputy Commission, Salaries and Wages	1,500 00
	<u>\$78,130 00</u>

Respectfully,

JOHN H. O'BRIEN, Commissioner.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,
November 30, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—In the matter of the request made to the Board of Estimate and Apportionment by the Commissioner of Water Supply, Gas and Electricity, under date of November 2, 1908, and modified by his letter dated November 17, 1908, for certain transfers between Budget appropriations made to that Department for the year 1908, I beg to report:

The transfers requested as modified are as follows:

To—

General Administration:	
Supplies and Contingencies	\$3,750 00
Taxes	20,000 00

Boroughs of Manhattan and The Bronx.

Collection and Storage:	
Pumping Stations, Salaries and Wages	3,600 00
Pumping Stations, Repairs and Renewals	5,000 00

Distribution:	
Maintenance, Salaries and Wages	18,000 00
Maintenance, Horses and Carts	6,226 88

Borough of Queens.

Collection and Storage:	
Pumping Stations and Stand Pipes, Salaries and Wages	6,730 00

Borough of Richmond.

Distribution, Supplies and Contingencies:	
Pumping Stations, Salaries and Wages	1,650 00

Bureau of Electrical Inspection.

Queens, Salaries and Wages	500 00
	<u>\$66,656 88</u>

From—

Boroughs of Manhattan and The Bronx.

Collection and Storage:	
Croton Water System, Watersheds, etc., Salaries and Wages	\$4,226 88
Croton Water System, Watersheds, etc., Horses and Carts	4,000 00
Croton Water System, Watersheds, etc., Repairs, Renewals, etc	1,500 00
Bronx River System, Watersheds, etc., Salaries and Wages	3,280 00

Distribution:	
Water Registration, etc., Salaries and Wages, Borough of The Bronx	3,000 00
Croton and Bronx Systems, Repairs and Renewals	25,000 00
Croton and Bronx Systems, Drinking Hydrants	700 00
Croton and Bronx Systems, Supplies and Contingencies	15,000 00

Borough of Brooklyn.

Water Registration, etc., Salaries and Wages	5,000 00
Fire Hydrant Rentals and Water Purchased	750 00
High Pressure Fire Service, Salaries and Wages	3,000 00

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These changes will involve corresponding changes in the Repair and Supply accounts, from which transfers are requested, as follows:

Boroughs of Manhattan and The Bronx.

From—	
Collection and Storage, Croton Water System Watersheds, etc., Repairs, Renewals, etc.....	\$950 00
—instead of \$1,500.	
Distribution, Croton and Bronx System, Repairs and Renewals.....	19,000 00
—instead of \$25,000.	
Distribution, Croton and Bronx System, Supplies and Contingencies..	10,000 00
—instead of \$15,000.	

—and the following proposed transfers to be eliminated entirely:

Boroughs of Manhattan and The Bronx.

Distribution, Croton and Bronx System, Drinking Hydrants.....	\$700 00
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Borough of Brooklyn.

Distribution, Fire Hydrant Rentals and Water Purchased.....	750 00
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It is accordingly recommended that with the changes and exceptions herein indicated the request of the Commissioner of Water Supply, Gas and Electricity for the transfers aforesaid be granted.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the sum of fifty-three thousand six hundred and fifty-six dollars and eighty-eight cents (\$53,656.88) be and the same is hereby transferred from the appropriations made to the Department of Water Supply, Gas and Electricity for the year 1908, entitled and as follows:

Boroughs of Manhattan and The Bronx.

Collection and Storage, Croton Water System, Watersheds, etc.—	
Salaries and Wages.....	\$4,226 88
Horses and Carts.....	4,000 00
Repairs, Renewals, etc.....	950 00
Collection and Storage, Bronx River System, Watersheds, etc., Salaries and Wages	3,280 00
Distribution, Water Registration, etc., Salaries and Wages, The Bronx.....	3,000 00
Croton and Bronx System—	
Repairs and Renewals.....	19,000 00
Supplies and Contingencies.....	10,000 00

Borough of Brooklyn.

Distribution, Water Registration, etc., Salaries and Wages.....	5,000 00
High Pressure Fire Service, Salaries and Wages.....	1,000 00

Borough of Queens.

Administration, Office of Deputy Commissioner, Salaries and Wages.....	1,000 00
Distribution, Water Registration, etc., Salaries and Wages.....	700 00

Borough of Richmond.

Administration, Office of Deputy Commissioner, Salaries and Wages.....	1,500 00
	\$53,656 88

—the same being in excess of the amounts required for the purposes thereof, to the appropriations made to said Department for the year 1908 entitled and as follows:

Boroughs of Manhattan and The Bronx.

Maintenance, Salaries and Wages.....	\$15,000 00
Maintenance, Horses and Carts.....	5,000 00
Collection and Storage, Pumping Stations, Repairs and Renewals.....	5,000 00

Borough of Queens.

Collection and Storage, Pumping Stations and Standpipes, Salaries and Wages	3,706 88
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Borough of Richmond.

Distribution, Maintenance, Supplies and Contingencies.....	1,200 00
	\$53,656 88

—the amounts of said appropriations being insufficient.

Which was adopted by the following vote:

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

The Comptroller presented the following resolution of the Board of Aldermen requesting an issue of \$50,000 Special Revenue Bonds to replenish certain appropriations for the Bureau of Highways, Borough of Manhattan, for the year 1908, together with report thereon recommending the issue of \$35,000 Special Revenue Bonds to replenish the following accounts of said Bureau:

Bureau of Highways.

Maintenance of Stone Block Pavements—	
Salaries and Wages.....	\$15,000 00
Hired Teams, Horses and Carts.....	15,000 00
Maintenance of Boulevards, Roads and Avenues, Hired Teams, Horses and Carts.....	5,000 00
	\$35,000 00

(On November 6, 1908, the resolution of the Board of Aldermen, as above, was referred to the Comptroller.)

In the Board of Aldermen.

Resolved, That, pursuant to subdivision 8 of section 188 of the Greater New York Charter, the Board of Estimate and Apportionment is hereby requested to authorize the Comptroller to issue Special Revenue Bonds to the amount of fifty thousand dollars (\$50,000) for the purpose of replenishing the appropriation for

Bureau of Highways.

Maintenance of Stone Block Pavements—	
Salaries and Wages.....	\$15,000 00
Hired Teams, Horses, Carts, etc.....	25,000 00
Maintenance of Boulevards, Roads and Avenues, Hired Teams, Horses, Carts, etc.	10,000 00
	\$50,000 00

—for the year 1908

Adopted by the Board of Aldermen, October 20, 1908, three-fourths of all the members voting in favor thereof.

Received from his Honor the Mayor, November 4, 1908, without his approval or disapproval thereof; therefore, as provided in section 40 of The Greater New York Charter, the same took effect as if he had approved it.

P. J. SCULLY, Clerk.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS, }
December 1, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—Regarding a resolution presented to the Board of Estimate and Apportionment from the Board of Aldermen on November 6, 1908, requesting an issue of \$50,000 Special Revenue Bonds, to replenish the appropriation for the Bureau of Highways, office of the President of the Borough of Manhattan, as follows:

Maintenance of Stone Block Pavements—

Salaries and Wages.....	\$15,000 00
Hired Teams, Horses, Carts, etc.....	25,000 00
Maintenance of Boulevards, Roads and Avenues—Hired Teams, Horses, Carts, etc.	10,000 00
	\$50,000 00

—for the year 1908, which was referred to you for consideration and report, and by you referred to the Bureau of Municipal Investigation and Statistics for examination, I beg to report as follows:

It appears that the weekly payroll of Laborers, etc., on stone block pavements amounts to \$7,625, and the cost of horses, carts, etc., averages \$2,585 weekly, when the force is on full time. The highway force is at present employed half time on this work. The Laborers are unpaid for two weeks' work, and the fund for hired teams, horses, carts, etc., has been exhausted since October 1.

I therefore recommend that the amount requested for salaries and wages (\$15,000) be allowed; that to replenish the fund for Maintenance of Stone Block Pavements, Hired Teams, Horses, Carts, etc., the sum of \$15,000 be allowed, instead of \$25,000, as requested, and that to replenish the fund for the Maintenance of Boulevards, Roads and Avenues, Hired Teams, Horses, Carts, etc., the sum of \$5,000 be allowed, instead of \$10,000, as requested.

Respectfully yours,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of and concurs in the resolution of the Board of Aldermen adopted October 20, 1908, to the extent of thirty-five thousand dollars (\$35,000) to replenish appropriations made to the President, Borough of Manhattan, for the year 1908, for the following accounts:

Bureau of Highways.

Maintenance of Stone Block Pavements—	
Salaries and Wages.....	\$15,000 00
Hired Teams, Horses and Carts.....	15,000 00
Boulevards, Roads and Avenues, Maintenance of, Hired Teams, Horses and Carts.....	5,000 00
	\$35,000 00

—and for the purpose of providing means therefor, the Comptroller be and is hereby authorized, pursuant to the provisions of subdivision 8 of section 188 of the Greater New York Charter, to issue Special Revenue Bonds of The City of New York to an amount not exceeding thirty-five thousand dollars (\$35,000) redeemable from the tax levy of the year succeeding the year of their issue.

Which was adopted by the following vote:

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

The Comptroller presented the following resolution of the Board of Aldermen requesting an issue of \$5,000 Special Revenue Bonds to replenish the appropriation made to the District Attorney, Kings County, for the year 1908, for the account entitled Supplies and Contingencies, together with communication recommending the issue as requested:

In the Board of Aldermen.

Resolved, That pursuant to the provisions of subdivision 8 of section 188 of the Greater New York Charter, the Board of Estimate and Apportionment is hereby requested to authorize the Comptroller to issue Special Revenue Bonds in an amount not to exceed five thousand dollars (\$5,000) for the purpose of replenishing the Supplies and Contingencies appropriation of the District Attorney of Kings County for the year 1908.

Adopted by the Board of Aldermen November 10, 1908, three-fourths of all the members voting in favor thereof.

Received from his Honor the Mayor, November 24, 1908, without his approval or disapproval thereof; therefore, as provided in section 40 of The Greater New York Charter, the same took effect as if he had approved it.

P. J. SCULLY, Clerk.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS, }
December 1, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—Pursuant to your directions I have caused an examination to be made in the Bureau of Municipal Investigation and Statistics into the matter of a resolution adopted by the Board of Aldermen at a meeting held November 10, 1908, of which the following is a copy:

“Resolved, That, pursuant to the provisions of subdivision 8 of section 188 of the Greater New York Charter, the Board of Estimate and Apportionment is hereby requested to authorize the Comptroller to issue Special Revenue Bonds in an amount not to exceed five thousand dollars (\$5,000) for the purpose of replenishing the Supplies and Contingencies appropriation of the District Attorney of Kings County for the year 1908.”

As a result of the examination therein made, I beg to submit the following report:

It appears that the Board of Aldermen at the meeting held November 10, 1908, adopted a second resolution requesting the authorization of an additional issue of Special Revenue Bonds to the amount of \$5,000; also for the purpose of replenishing

the Contingent Account of the District Attorney of Kings County. Upon inquiry of the Chief Clerk of the District Attorney's office, your Examiner learned that the original request for funds presented by the District Attorney to the Board of Aldermen had been supplemented by a second request for a similar amount as that specified in the first because it had been found that certain extraordinary contingent expenses of the office during the present year had made necessary an application for the appropriation of a larger amount than originally estimated as being required.

The appropriation for the Supplies and Contingencies Account for 1908, was \$7,000. In 1907, a similar sum was provided in the yearly Budget, but the account was subsequently increased by transfers of funds to the extent of \$2,000, making the total amount available for the year, \$9,000. In the Budget for 1909, the amount appropriated is \$12,000.

In explanation of the necessity for the appropriation of the additional sums asked for in Special Revenue Bond authorizations, the Chief Clerk said, in addition to the fact that the business of the office was growing immensely from year to year, that this year particularly the drafts upon the Contingent Account had been such as to render the amount provided for the purposes of that account entirely inadequate. This was due most largely to the preparation and prosecution of the cases of indicted bank officials and the special work required to be done by the District Attorney at the race tracks in Kings County in connection with the anti-race track gambling law.

Your Examiner has made an analysis of the disbursements thus far made from the Supplies and Contingencies Account, and as a result thereof submits the following statement, showing aggregate payments of \$6,589.04 to November 30, thus indicating a balance of \$410.96.

Statement Showing Disbursements from Supplies and Contingencies, 1908, to and Including November 30, 1908, as Shown by Books of the Department of Finance.

Typewriting transcripts, etc.	\$775 50
Services of chemist	50 00
Printing briefs	522 00
Photographing	104 00
Transportation expenses	434 15
Services of expert accountants	1,358 50
Requisitions	1,200 00
Medical services	891 00
Bookcases	50 25
Legislative bills (service)	250 00
Typewriting machines	150 00
Detective service	30 00
Telephone rentals	773 64
Total	\$6,589 04

To supplement the foregoing statement your Examiner has obtained from the Chief Clerk of the District Attorney's office a schedule of the outstanding liabilities for contingent expenses; the said schedule, showing approximately \$10,372.40, is here-with submitted:

<i>Office of District Attorney, Kings County, Bills Payable December 1, 1908.</i>	
Charles J. Joyce, stenographic minutes	\$33 40
William E. Dennis, handwriting expert	100 00
Dudley J. Fagan, stenographic minutes	90 60
Joseph J. Reiher, professional services (People vs. Marrin)	620 00
Fallon Law Book Company	49 50
William J. Kinsley, handwriting expert	320 00
Hunter Collins, printing	148 50
New York and New Jersey Telephone Company	515 76
Mount Tabor Spring Water	18 60
Appeal Printing Company	65 00
Stevenson & Marsters, stationers	21 05
Yost Writing Machine Company	19 55
The Banks Law Publishing Company	72 65
Charles J. Joyce, stenographic minutes	23 75
Salvatore Santoro, detective service (People vs. Renaudo)	208 36
Benjamin Amsterdam, detective service (People vs. Smolovits)	44 20
Michael Bevac, detective service (People vs. Ribis)	230 00
Dr. John J. A. O'Reilly, professional services	365 00
E. B. Close, stenographic minutes	41 86
Orr's Detective Agency (People vs. Henry Sanger snow)	977 42
Joseph S. Hall, photographer	49 00
William Hemstreet, stenographic minutes	1,055 20
Austin Ludlam, surveys, etc.	125 00
Title Guarantee and Trust Company, searches, etc.	65 00
Brooklyn "Citizen," printing	113 00
Estimated expenses in racetrack matter, between \$4,500 and	\$5,372 40
	5,000 00
	\$10,372 40

It will be seen that the above statement contains an item of from \$4,500 to \$5,000 of estimated expenses in the racetrack matter. Your Examiner has sought to obtain more explicit information as to the character of these racetrack expenses, but the Chief Clerk explained that all of the memoranda and records connected with this matter are in the possession of the District Attorney and Mr. Robert H. Elder, Assistant District Attorney, but that it might be stated on his authority that the amount represented unpaid bills for services of detectives and other special expenses incidental to the enforcement of the anti-gambling act. Both the District Attorney and Mr. Elder were busily engaged in the trial of an important case, and neither of them could at this time take up the matter with your Examiner. In the meantime, to provide for the payment of the other bills enumerated above, the Chief Clerk asked that the Comptroller be requested to present to the Board of Estimate and Apportionment, at its next meeting, his report on one of the Special Revenue Bond resolutions.

In view of the facts disclosed in this examination, I would respectfully suggest that the Comptroller recommend to the Board of Estimate and Apportionment the approval of one of the resolutions adopted by the Board of Aldermen November 10, 1908, authorizing the issue of Special Revenue Bonds in amount not to exceed \$5,000, for the purpose of replenishing the Supplies and Contingencies appropriation of the District Attorney of Kings County for the year 1908, leaving the consideration of the second resolution until such time as full information may be obtained as to the necessity therefor.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of and concurs in the resolution of the Board of Aldermen, adopted November 10, 1908, in relation to an appropriation of five thousand dollars (\$5,000), to provide for deficiencies in the appropriation made to the District Attorney, Kings County, for the account entitled Supplies and Contingencies, for the year 1908; that for the purpose of providing means therefor the Comptroller be and is hereby authorized, pursuant to the provisions of subdivision 8 of section 188 of the Greater New York Charter, to issue Special Revenue Bonds of The City of New York to an amount not exceeding five thousand dollars (\$5,000), redeemable from the tax levy of the year succeeding the year of their issue.

Which was adopted by the following vote:

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

The Comptroller presented the following communication from the Commissioner of Street Cleaning, requesting that the matter of issuing \$24,500 Special Revenue Bonds to defray the expenses incurred by the cleaning of certain streets in the Borough of Manhattan, formerly cared for by the Department of Parks, together with resolution of the Board of Aldermen requesting said issue, and report thereon recommending the issue as above.

(On September 18, 1908, the resolution of the Board of Aldermen was referred to the Comptroller.

(On October 30, 1908, the resolution authorizing said issue failed of adoption, not receiving the unanimous vote of the Board, as required by subdivision 8 of section 188 of the Charter.)

DEPARTMENT OF STREET CLEANING,
Nos. 13 to 21 PARK ROW, NEW YORK.
December 2, 1908.

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

SIR—I respectfully ask consideration by the Board of Estimate and Apportionment of the matter of the issue of Special Revenue Bonds to the amount of twenty-four thousand five hundred dollars (\$24,500), the proceeds thereof to be applied by the Commissioner of Street Cleaning for cleaning certain streets or portions of streets in the Borough of Manhattan, which until this year had been cleaned by the Department of Parks, and for which, consequently, no appropriation was made in the Budget for 1908. A resolution authorizing the above issue was adopted by the Board of Aldermen on June 30, 1908, said resolution taking effect July 21, 1908.

Respectfully,

FOSTER CROWELL, Commissioner.

P. S.—On examination of the Financial Calendar for Friday, October 30, 1908, I observe that the above resolution of the Board of Aldermen was referred to the Comptroller on September 18, 1908, and the report of the Comptroller recommending said issue was placed No. 26 on the calendar of the above date.

F. C.

In the Board of Aldermen.

Resolved, That, pursuant to subdivision 8 of section 188 of the Greater New York Charter, the Board of Estimate and Apportionment is hereby requested to authorize the Comptroller to issue Special Revenue Bonds to the amount of twenty-four thousand five hundred dollars (\$24,500), the proceeds thereof to be applied by the Commissioner of Street Cleaning for cleaning certain streets, or portions of streets, in the Borough of Manhattan, which until this year had been cleaned by the Department of Parks, and for which, consequently, no appropriation was made for the Department of Street Cleaning was made in the Budget for 1908.

Adopted by the Board of Aldermen June 30, 1908, three-fourths of all the members voting in favor thereof.

Received from his Honor the Acting Mayor, July 21, 1908, without his approval or disapproval thereof; therefore, as provided in section 40 of the Greater New York Charter, the same took effect as if he had approved it.

P. J. SCULLY, Clerk.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,
October 15, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—Regarding the application by the Commissioner of Street Cleaning to the Board of Estimate and Apportionment for an issue of Special Revenue Bonds in the sum of \$24,500 to provide funds to meet the expense of cleaning certain streets in the Borough of Manhattan, formerly under the care of the Department of Parks, I beg to report as follows:

This matter was made the subject of a report by this Bureau under date of March 20, 1908, reference to which shows that as the result of investigation by this Bureau the amount now requested was found to be required for the purpose mentioned.

In pursuance of this report and of a recommendation by the Comptroller, the Board of Estimate and Apportionment at a meeting held April 10, 1908, finding itself unable to authorize the required issue of Special Revenue Bonds without prior action by the Board of Aldermen, referred the matter back to the Commissioner of Street Cleaning with the suggestion that he apply to the Board of Aldermen for the adoption of the necessary resolution.

This suggestion has now been followed and the Board of Aldermen on June 30, 1908, adopted the following resolution:

"Resolved, That, pursuant to subdivision 8 of section 188 of the Greater New York Charter, the Board of Estimate and Apportionment is hereby requested to authorize the Comptroller to issue Special Revenue Bonds to the amount of twenty-four thousand five hundred dollars (\$24,500), the proceeds thereof to be applied by the Commissioner of Street Cleaning for cleaning certain streets, or portions of streets, in the Borough of Manhattan, which until this year had been cleaned by the Department of Parks, and for which, consequently, no appropriation for the Department of Street Cleaning was made in the Budget for 1908."

It is respectfully recommended that the Board of Estimate and Apportionment now concur in said action of the Board of Aldermen.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of and concurs in the resolution of the Board of Aldermen adopted June 30, 1908, relative to an appropriation of twenty-four thousand five hundred dollars (\$24,500), to defray expenses incurred by the Commissioner of Street Cleaning for cleaning certain streets in the Borough of Manhattan, formerly cared for by the Department of Parks; and for the purpose of providing means therefor the Comptroller be and is hereby authorized, pursuant to the provisions of subdivision 8 of section 188 of the Charter, to issue Special Revenue Bonds of The City of New York, to an amount not exceeding twenty-four thousand five hundred dollars (\$24,500), redeemable from the tax levy of the year succeeding the year of their issue.

Which was adopted by the following vote:

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

The Comptroller presented the following communication from the Commissioner of Bridges requesting that the sum of \$45,000 be set aside and appropriated, pursuant to subdivision 2, section 242 of the Charter, from the revenues received from the New York and Brooklyn Bridge during the year 1908, for the maintenance of said bridge for the balance of the year, together with report thereon recommending the granting of said request.

(On October 16, 1908, the request of said Commissioner for the appropriation as above, was referred to the Comptroller.)

DEPARTMENT OF BRIDGES—CITY OF NEW YORK,
Nos. 13 to 21 PARK ROW,
NEW YORK, October 14, 1908.

To the Honorable the Board of Estimate and Apportionment of The City of New York:
GENTLEMEN—I respectfully request your Honorable Board, under subdivision 2 of section 242 of the Greater New York Charter, to authorize the setting aside from

the revenues of the New York and Brooklyn Bridge for the current year, forty-five thousand dollars (\$45,000), necessary for the maintenance of said bridge for the balance of the year 1908.

Yours truly,

J. W. STEVENSON, Commissioner.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,
November 23, 1908.

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—I return herewith request of the Commissioner of Bridges for an additional appropriation of \$45,000 from the revenues received by the New York and Brooklyn Bridge during the year 1908, to provide for the maintenance of said bridge during said year; together with a report of the Bureau of Municipal Investigation and Statistics of this Department relative to said request; and, in view of the statements made in such report, respectfully recommend that the request of the Commissioner be granted through the adoption by the Board of Estimate and Apportionment of the resolution hereunto attached.

Respectfully,

H. A. METZ, Comptroller.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,
November 23, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—In the matter of a request from the Commissioner of Bridges for the setting aside from the revenues of the New York and Brooklyn Bridge of an additional \$45,000 necessary for the maintenance of said bridge during the balance of the current year, I beg to submit the following report:

From data on file in the Bureau of Municipal Investigation and Statistics it appears that the total amount of revenues received by the New York and Brooklyn Bridge and the total cost of maintenance of said bridge during the period from 1898 to 1907, inclusive, was as follows:

Comparative Statement of Revenues and Maintenance Cost, 1898-1907, New York and Brooklyn Bridge.

	Total Revenue.	Cost of Maintenance.	Excess of Revenue over Cost of Maintenance.
1898.....	\$704,478 17	\$514,250 10	\$190,228 07
1899.....	435,208 76	284,507 19	150,701 57
1900.....	407,832 74	273,129 43	134,703 31
1901.....	435,239 68	339,811 30	95,428 38
1902.....	374,367 46	332,444 73	41,922 73
1903.....	375,311 10	361,251 49	14,059 61
1904.....	422,740 71	384,185 48	38,555 23
1905.....	371,497 51	371,091 77	405 74
1906.....	385,370 46	375,100 73	10,269 73
1907.....	399,782 91	403,035 16	*3,252 25
Total.....	\$4,311,829 50	\$3,638,807 38	\$673,022 12

* Excess of maintenance cost over revenues.

The Engineer in charge of said bridge has stated to your representative that this gradual increase in the cost of maintenance is due to two factors; first, the increased amount of repairs necessary each additional year the structure is operated, and, secondly, the gradual increase in the wages received by mechanics and laborers which has taken place during the past ten years. The large amount for "revenue" and "maintenance cost" shown for 1898 is due to the fact that the bridge operated its own car service from January 1 to June 30 of said year, receiving in tolls the sum of \$382,450.18, with a corresponding increase in maintenance cost.

From data furnished to your Examiner by the Department of Bridges it appears that the actual cost of maintenance of the New York and Brooklyn Bridge during the first ten months of 1908 was \$336,943.52, said amount being made up of the following items:

Salaries	\$76,054 90
Wages	209,286 96
Supplies	51,601 66
Total	\$336,943 52

To said amount must be added the estimated cost of maintenance from November 1 to December 31, 1908, as follows:

Salaries for November and December, 1908, on the basis of the November 1, 1908, salary cost (\$7,820.40).....	15,640 80
Wages from November 1 to December 31, 1908, on the basis of the weekly wage roll of October 31, 1908 (\$4,224).....	36,608 00
General supplies for two months on the basis of the October, 1908, cost of such supplies (\$6,284.74).....	12,569 58
Hired horses and carts for November and December, 1908, on the basis of the week ending October 31, 1908 (\$152).....	1,317 33

Contingent liabilities on contracts certified against the appropriation for the New York and Brooklyn Bridge for 1908, viz.:

Spruce lumber	\$9,620 00
Yellow pine lumber	3,445 00
Naphtha	1,239 00

Total	14,304 00
Estimated cost of removing snow up to December 31, 1908.....	2,000 00
Contingent liabilities on open orders outstanding on November 1, 1908.....	2,800 00

Total estimated cost for 1908.....

— the amount set aside and appropriated by the Board of Estimate and Apportionment on June 12, 1908, namely.....	\$422,183 23
— we have an additional sum necessary to be provided for such maintenance of	380,000 00

\$42,183 23

From data furnished by the Department of Bridges it appears that the total revenue of the New York and Brooklyn Bridge during the first ten months of 1908 was \$381,425.33, not including the sum of \$7,423.22 carried forward from the unexpended balance of the revenues received in 1907. If, therefore, the receipts of said bridge continue at the rate shown for the first ten months, approximately \$38,142 per month, the total receipts for the entire year of 1908, including said balance from 1907, will be approximately \$465,133. As only \$380,000 of this amount has already been appropriated we have an estimated balance of \$85,133 available for further appropriation.

While, as previously noted, the estimated sum required to be further appropriated is only \$42,183.23, instead of \$45,000, as requested by the Commissioner, yet, in view of the fact that the difference between these two amounts is but little more than one-

half of the one per centum of the said estimated cost of such maintenance, and since unforeseen conditions may require the expenditure of more than the amount now estimated as necessary, your Examiner respectfully recommends that the request of the Commissioner be granted.

Respectfully yours,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:

H. A. METZ, Comptroller.

The following was offered:

Whereas, By subdivision 2 of section 242 of the Greater New York Charter, the Board of Estimate and Apportionment has the power to appropriate, from time to time, for the maintenance of the New York and Brooklyn Bridge, the moneys received from the revenues of said bridge; and

Whereas, The Board of Estimate and Apportionment on June 12, 1908, set aside and appropriated all moneys received from revenues of said bridge during the year 1908 up to the amount of three hundred and eighty thousand dollars (\$380,000) for the maintenance of said bridge during said year; and

Whereas, The Commissioner of Bridges has requested a further appropriation from said revenues of forty-five thousand dollars (\$45,000), to provide for the maintenance of said bridge during the balance of the year 1908; now therefore be it

Resolved, That the Board of Estimate and Apportionment hereby determines that all moneys received from the revenues of said bridge during the year 1908, in excess of the sum of three hundred and eighty thousand dollars (\$380,000), up to the amount of forty-five thousand dollars (\$45,000), be and hereby are set aside and appropriated for the maintenance of said bridge during the said year.

Which was adopted by the following vote:

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

The Comptroller presented the following communication from the Commissioner of Bridges requesting that the sum of \$405,000 be set aside and appropriated, pursuant to subdivision 2, section 242, of the Charter, from the revenues received from the New York and Brooklyn Bridge during the year 1909, for the maintenance of said bridge, together with report thereon, recommending the granting of said request.

(On September 18, 1908, the request of said Commissioner for the appropriation as above was referred to the Comptroller.)

DEPARTMENT OF BRIDGES—CITY OF NEW YORK,
Nos. 13 to 21 PARK ROW,
NEW YORK, September 3, 1908.

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

GENTLEMEN—As the maintenance of the New York and Brooklyn Bridge is a legal charge against the revenue derived from such bridge, I would respectfully request your Board, pursuant to subdivision 2 of section 242 of the Greater New York Charter, to appropriate and set aside all moneys received from revenues of said bridge during the year 1909 up to the amount of four hundred and five thousand dollars (\$405,000) for the maintenance of said New York and Brooklyn Bridge during the year 1909.

Enclosed herewith is submitted a list of the estimated receipts and expenditures of the New York and Brooklyn Bridge for the year 1909.

Respectfully,

J. W. STEVENSON, Commissioner.

ESTIMATED RECEIPTS AND EXPENDITURES OF THE NEW YORK AND BROOKLYN BRIDGE FOR THE YEAR 1909.

Receipts.

Tolls—	Roadways	\$85,000 00
	Trolley cars	75,000 00
	Elevated railroad cars	130,000 00
		\$200,000 00
Rentals—	Real estate	\$80,000 00
	Wires	7,000 00
	Mail tube	1,000 00
		88,000 00
For labor and material furnished to other bridges and divisions in the Department, estimated		30,000 00
Gross receipts.....		\$408,000 00

Expenditures.

Salaries—	Engineers, office force, foremen, etc.	\$70,000 00
	Toll Department, Clerks and Bridgekeepers	20,000 00
Pay Rolls—	Maintenance and repairs	240,000 00
	Emergency, snow, etc.	5,000 00
	Materials and supplies	70,000 00
		\$405,000 00
Gross expenditures.....		

DEPARTMENT OF FINANCE—CITY OF NEW YORK,
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,
November 25, 1908.

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—I return herewith request of the Commissioner of the Department of Bridges for an appropriation of \$405,000 from the revenues received by the New York and Brooklyn Bridge during the year 1909, to provide for the expenses of the maintenance of said bridge during said year, together with a report of the Bureau of Municipal Investigation and Statistics of this Department relative to said request; and in view of the statements contained in such report, respectfully recommend that the request of the Commissioner be granted through the adoption by the Board of Estimate and Apportionment of the resolution hereunto attached.

Yours respectfully,

H. A. METZ, Comptroller.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,
November 25, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—In the matter of a request under date of September 3, 1908, from the Commissioner of Bridges for an appropriation of \$405,000 from the revenues received by the New York and Brooklyn Bridge during the year 1909, to provide for the maintenance of said bridge during said year, I beg to submit the following report:

The Commissioner states that the estimated revenues of said bridge for the year 1909 are as follows:

Tolls

\$200,000 00

88,000 00

For labor and materials furnished to other bridges and divisions in the Department	30,000 00
Total.....	<u><u>\$408,000 00</u></u>

From a report of this Bureau under date of November 23, 1908, relative to a request of the Commissioner of Bridges for an appropriation of \$45,000 in addition to the amount of \$380,000 already appropriated by the Board of Estimate and Apportionment for the maintenance of the New York and Brooklyn Bridge during the year 1908, it appears that the estimated revenues of said bridge during the year 1908 were greatly in excess of the figures previously cited. From said report it also appears that the estimated cost of the maintenance of said bridge during the year 1908 was \$422,183.23. It therefore appears to your Examiner that both the estimated revenues and the estimated maintenance cost of said bridge, as stated by the Commissioner, are based on extremely conservative estimates, and the allowance of the Commissioner's request therefore proper.

It is to be noted, however, that one of the items of said estimated revenue is derived from labor and material furnished to other bridges and divisions of the Bridge Department by the New York and Brooklyn Bridge. It is manifest that if this estimate, namely, \$30,000, is in excess of the demands made upon the New York and Brooklyn Bridge, an appropriation of said sum will be more than is necessary to meet such requirements. It is also manifest that if the demands made upon the New York and Brooklyn Bridge by other bridges during 1909 should exceed the estimated amount of \$30,000, an allowance of such a sum will prove to be inadequate for the requirements for such a purpose.

Your Examiner therefore respectfully recommends that the said sum of \$30,000 be deducted from the amount requested by the Commissioner, namely, \$405,000, leaving a balance of \$375,000 to be appropriated from the moneys received by the New York and Brooklyn Bridge from all sources, exclusive of the Department of Bridges; and in addition thereto, that the entire amount of moneys received by the New York and Brooklyn Bridge for labor and materials furnished to other bridges and divisions of the Department of Bridges during the year 1909 be set aside and appropriated for the maintenance of said New York and Brooklyn Bridge during said year.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:

H. A. METZ, Comptroller.

The following was offered:

Whereas, By subdivision 2 of section 242 of the Greater New York Charter, the Board of Estimate and Apportionment has the power to appropriate, from time to time, for the maintenance of the New York and Brooklyn Bridge, the moneys received from the revenues of said bridge; and

Whereas, The Commissioner of the Department of Bridges has requested an appropriation of four hundred and five thousand dollars (\$405,000), to meet the estimated expenses of such maintenance during the year 1909; and

Whereas, The said Commissioner has estimated that the sum of thirty thousand dollars (\$30,000) will accrue to the revenues of said bridge from the moneys received for labor and materials furnished to other bridges and divisions of the Department of Bridges; now therefore be it

Resolved, That the Board of Estimate and Apportionment hereby determines that all moneys received from the revenues of the New York and Brooklyn Bridge during the year 1909, for labor and material furnished by said bridge to other bridges and divisions of the Department of Bridges, be and hereby are set aside and appropriated for the maintenance of the said bridge during the said year; and be it further

Resolved, That all other moneys received from the revenues of the said bridge during the said year, up to the amount of three hundred and seventy-five thousand dollars (\$375,000) be and hereby are also set aside and appropriated for said purpose.

Which was adopted by the following vote:

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

The Comptroller presented the following communication from the Department of Health requesting an issue of \$5,000 Revenue Bonds, pursuant to chapter 535, Laws of 1893, to augment the appropriation made to the said Department for the year 1908, for the account entitled Borough Administration of Sanitation and Prevention of Contagious Diseases, Manhattan—Contingencies, together with report thereon, recommending the issue of \$2,500 Special Revenue Bonds for this purpose.

(On November 6, 1908, the communication from the Health Department, as above, was referred to the Comptroller.)

DEPARTMENT OF HEALTH,
CORNER FIFTY-FIFTH STREET AND SIXTH AVENUE,
NEW YORK, October 29, 1908.

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

SIR—At a meeting of the Board of Health of the Department of Health, held October 28, 1908, the following resolution was adopted:

Resolved, That the Board of Health, pursuant to the authority conferred by the provisions of chapter 535 of the Laws of 1893, hereby certifies to the Board of Estimate and Apportionment that the sum of \$5,000 should be appropriated for the year 1908, without delay, for the purpose of defraying the necessary expenses required to be incurred by the Board of Health for the preservation of the public health, as follows:

Borough Administration of Sanitation and Prevention of Contagious Diseases, 1908, Manhattan, Contingencies..... \$5,000 00

EUGENE W. SCHEFFER, Secretary.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,
December 1, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—In regard to a communication presented to the Board of Estimate and Apportionment by the Secretary of the Board of Health on November 6, 1908, transmitting copy of a resolution of said Board certifying that \$5,000 would be required to replenish the appropriation made for the year 1908, entitled Borough Administration of Sanitation and Prevention of Contagious Diseases, Manhattan—Contingencies, which was referred to you for consideration and report, and by you referred to the Bureau of Municipal Investigation and Statistics for examination, I beg to report as follows:

For the purpose of providing money for travelling expenses, purchase of mileage books, etc., of Milk Inspectors employed in the country districts, the Board of Aldermen on December 31, 1907, adopted a resolution authorizing the Secretary of the Board of Health, by requisition, to draw upon the Comptroller of the City of New York for a sum not exceeding \$5,000, the Secretary to renew the draft as often as the Board of Health might deem necessary, to the extent of the appropriation set apart for Contingencies of the Department of Health. It was also provided in the resolution that no such renewal should be made until the sum paid upon the preceding draft had been accounted for to the Comptroller by the transmittal of vouchers certified by the Commissioner covering the expenditure of money paid thereon.

Including a transfer of \$5,500 to the fund for Contingencies, the amount available for 1908 is \$30,000. Five requisitions of \$5,000 each, or \$25,000, have already been drawn against this fund for expenses of Milk Inspectors in country districts. There will also be paid out of the Contingencies fund for carfares, etc., of Sanitary and Milk Inspectors, Disinfectors, etc., in the City, purchase of food samples, etc., about \$8,000 for the year 1908.

The Secretary of the Board of Health stated to your Examiner that the last draft of \$5,000 would be exhausted before December 1, 1908; that as the Milk Inspectors were drawing salaries, it was desirable to keep them employed; that as it would require several days to have the bills audited and the vouchers approved, it was necessary to have the money in hand to prevent idleness among the Inspectors.

It appears that the amount required for travelling expenses has been increased during 1908 by the appointment of additional Milk Inspectors in the country, whose expenditures amount to about \$100 a month each.

The Secretary estimates that the amount required for travelling expenses of Milk Inspectors for the balance of the year 1908 will be \$2,500.

As Revenue Bonds cannot be authorized this year the proceeds of which to be expended in 1909, I recommend that the request of the Board of Health be granted to the extent that \$2,500 be allowed for this purpose, instead of \$5,000 as requested.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to the provisions of chapter 535, Laws of 1893, and section 170 of the Greater New York Charter, and the requisition of the Board of Health by resolution adopted October 28, 1908, the Comptroller be and is hereby authorized to issue Special Revenue Bonds of The City of New York to the amount of twenty-five hundred dollars (\$2,500) to augment the appropriation made to the said Department of Health for the year 1908 for the account entitled Borough Administration of Sanitation and Prevention of Contagious Diseases, Manhattan, Contingencies, in order to defray the necessary expenses of the Board of Health for the preservation of the public health in the purchase of supplies and contingencies.

Which was adopted by the following vote:

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

The Comptroller presented five resolutions of the Board of Aldermen requesting the issue of Special Revenue Bonds (subdivision 8, section 188, of the Charter) as follows:

\$5,000 for the purpose of replenishing the Contingent account of the District Attorney of Kings County for the year 1908.

\$2,000 for the purpose of replenishing the appropriation made to the President of the Borough of Brooklyn for the year 1908 entitled Bureau of Sewers, Repairing and Cleaning Sewers, Contracts at Public Letting, to provide for emergent repairs.

\$5,000 to replenish the appropriation made to the Department of Water Supply, Gas and Electricity for the year 1908 entitled Water Supply, Borough of Manhattan, Collection and Storage, Repairs and Renewals.

\$4,500 for furnishing and equipping Part II. of the First District Municipal Court, Brooklyn, under the jurisdiction of the President of the Borough of Brooklyn.

\$1,125 to provide for the salaries of three female Probation Officers in the City Magistrates' Courts, First Division, from August 1 to December 31, 1908, at the rate of \$75 each per month.

Which were referred to the Comptroller.

The Comptroller presented communications as follows:

From the Board of Health, requesting authority, pursuant to the provisions of a resolution adopted December 6, 1907, to proceed with the equipment of the new measles pavilion at the Kingston Avenue Hospital, Brooklyn, at a cost not to exceed \$15,000.

From the President of the Borough of Brooklyn, requesting authority to repave various streets in the Borough of Brooklyn and to charge the cost of said repaving to the Corporate Stock Fund for repaving streets in said Borough.

From the Corporation Counsel, requesting amendments to the schedule attached to the Budget for the year 1909, Law Department, relative to the compensation of Process Servers, and that authority be granted the Corporation Counsel to change the number of persons at the various salaries without exceeding the total monthly payroll, etc.

From the President of the Borough of Brooklyn, requesting a further issue of \$45,000 Corporate Stock for the purpose of constructing the Eighth Ward Public Market, Brooklyn.

(On June 22, 1906, the Board authorized the issue of \$200,000 Corporate Stock for this purpose on the application of the President of the Borough of Brooklyn for an appropriation of \$2,000,000.

On July 8, 1907, the President of the Borough of Brooklyn requested an issue of \$50,000 for the above purpose, which request was referred to the Comptroller.)

From the Supervisor of the City Record, requesting that the schedule of Salaries and Salaries and Wages, Board of City Record, attached to the Budget for the year 1909, be amended by striking therefrom the item "Book Typewriter at \$750" and inserting in place thereof the item "Book Typewriter at \$900," in order that the payroll of said office for the year 1909 may conform to the schedule of salaries as fixed in the Budget for said year.

From the Commissioner of Parks, Boroughs of Manhattan and Richmond, requesting that the schedule of Salaries and Salaries and Wages, Park Department, Boroughs of Manhattan and Richmond, attached to the Budget for the year 1909 be amended by transferring the amount set opposite the item "Foreman of Mechanics, at \$150 monthly, \$1,800," to the item "Rigger, not to exceed \$3.50 per day, \$1,078," in order that the payroll for the year 1909 may not conflict with the Budget schedule.

From the Clerk of the Surrogate's Court, Kings County, requesting that the schedule of Salaries and Salaries and Wages, Surrogate's Court, Kings County, attached to the Budget for the year 1909, be amended by striking therefrom the item "Chief Court Attendant at \$1,350" and inserting in place thereof the item "Chief Court Attendant at \$1,750."

From the President of the Board of Trustees, Queens Borough Public Library, requesting an appropriation of \$8,890 for the establishment and maintenance during the year 1909 of two new branches in Woodside and Evergreen, Borough of Queens.

From the Board of Water Supply, requesting approval of the purchase at \$50 of Parcel 325, Section 8, Ashokan Reservoir, containing a little over a quarter of an acre of land.

From the Change of Grade Damage Commission, transmitting statement of the estimated expenses of said Commission for the year 1909, to be provided for by an issue of Corporate Stock pursuant to the provisions of chapter 537, Laws of 1893.

From the President of the Borough of Queens, requesting an appropriation of \$37,947 for the use of the Topographical Bureau in completing the necessary maps in street opening proceedings.

From the General Clerk, Supreme Court, Kings County, relative to a deficiency in the Salaries account of said Court for the year 1908 and requesting an issue of Special Revenue Bonds in the sum of \$1,500 to meet said deficiency.

From the Department of Street Cleaning, requesting approval of the award of contract, pursuant to section 544 of the Charter, for the collection and removal of all ashes, garbage and other light refuse and rubbish from certain portions of the Boroughs of Manhattan and The Bronx, to which the regular service of the Department of Street Cleaning has not yet been extended, for the period of one year, to the lowest bidder, William J. Kelly at his bid of \$1,500 per month.

From the President of the Borough of Brooklyn, requesting authority to repave Thornton street, between Broadway and Throop avenue, and to charge such work against the Corporate Stock Fund for repaving for the year 1908.

From the Commissioner of Records, New York County, submitting plans for additional file cases for the use of the Clerk of the County of New York, in the Hall of Records, Manhattan, and requesting approval of the installation of same; also

From the County Clerk of New York County, requesting that a portion of the attic of the Hall of Records, equal to 2,125 square feet in area, be designated by the Board of Estimate and Apportionment for the use of the County Clerk for the additional steel file cases.

From the Commissioner of Parks, Boroughs of Manhattan and Richmond, requesting an additional issue of \$77,000 Corporate Stock for the construction of Chelsea Park, bounded by West Twenty-seventh, West Twenty-eighth streets, Ninth and Tenth avenues, Manhattan, in accordance with the plan submitted.

From the Board of Trustees of the College of The City of New York, requesting that the compensation of the following mechanics employed at the college, be fixed at the prevailing rate of wages, viz:

Plumber, at \$5 per diem; Pipe Fitter (steam), at \$5 per diem; Carpenter, at \$5 per diem, for which purpose a sufficient amount of money was allowed in the Budget for the year 1909.

Request of the President of the Borough of Richmond for a transfer of \$4,700 within the appropriation made to said office for the year 1908.

Which were referred to the Comptroller.

The Comptroller presented a report of the President of the Borough of Brooklyn, referring to a communication from the Secretary of the Citizens' Drinking Fountain Committee of Brooklyn, requesting a hearing relative to an appropriation for the maintenance and increase in number of drinking fountains in Brooklyn, and stating that in view of the Comptroller's statements with regard to the City's finances, the Board is justified in refusing to grant such an appropriation.

Which was ordered on file and a copy sent to said Committee.

(On November 6, 1908, a communication from the Secretary of the Citizens' Drinking Fountain Committee of Brooklyn, as above, was referred to the President of the Borough of Brooklyn.)

The Comptroller presented a communication from the President and Secretary, Board of Trustees, Brooklyn Public Library, submitting report from the Chief Librarian to the Chairman of the Book Committee, concerning contracts for the rebinding of books, for the information of the Board of Estimate and Apportionment.

Which was ordered on file and copy of report sent to the Central Board of Bookbinders.

(On October 16, 1908, a communication from the Central Board of Bookbinders of New York City, protesting against the award by the Trustees of the Public Libraries of Greater New York to the firm of Cedric Chivers, Limited, of Bath, England, and Brooklyn, N. Y., of contracts for the binding of books, was presented, and the Secretary was directed to request the different public libraries to transmit to the Board any and all information relating to their contracts for the rebinding of books.)

The Comptroller presented communications as follows:

From the President of the Borough of Richmond, requesting the establishment of the grade of position of Clerk with salary at the rate of \$1,190 per annum.

From the President of the Borough of Richmond, requesting the establishment of the grade of position of Rodman, with salary at the rate of \$1,200 per annum.

Three from the Department of Health, requesting:

A. The establishment of the position of Architectural Draughtsman with salary at the rate of \$1,200 per annum.

B. The establishment of the position of Civil Engineer with salary at the rate of \$3,000 per annum.

C. The establishment of the grade of position of Hospital Physician with salary at the rate of \$2,500 per annum.

From the Clerk of the Surrogate's Court, Kings County, requesting the establishment of the position of Telephone Operator, with salary at the rate of \$750 per annum.

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

The President of the Borough of Brooklyn presented a communication submitting form of resolution requesting the Corporation Counsel to move for the dismissal of all injunctions restraining the Board of Estimate and Apportionment from acting in the matter of the approval of certain contracts for subway construction.

Which was ordered on next calendar.

The President of the Borough of The Bronx requested that his application for a transfer of \$7,500 within the appropriation made to said office for the year 1908, be placed upon the next calendar.

And it was so ordered.

The President, Board of Aldermen, moved that when the Board adjourns on Friday, December 18, 1908, it adjourn to meet Friday, January 8, 1909, which motion was adopted.

The President, Board of Aldermen, moved that when the Board adjourns it adjourn to meet Friday, December 11, 1908, at 10:30 o'clock in the forenoon, which motion was adopted.

The Board adjourned to meet Friday, December 11, 1908, at 10:30 o'clock in the forenoon.

JOSEPH HAAG, Secretary.

BOARD OF ESTIMATE AND APPORTIONMENT.

(PUBLIC IMPROVEMENT MATTERS.)

Minutes of meeting of Board of Estimate and Apportionment, City of New York, held in Room 16, City Hall, Friday, December 11, 1908.

The Board met in pursuance of an adjournment.

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

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

After considering Franchise and Financial matters, the following Public Improvement matters were considered:

PAVING EAST ONE HUNDRED AND EIGHTY-FOURTH STREET, BETWEEN WEBSTER AVENUE AND THIRD AVENUE, THE BRONX.

In the matter of paving East One Hundred and Eighty-fourth street, between Webster avenue and Third avenue, Borough of The Bronx, which was laid over for one week at the meeting held on December 4, 1908, the following communication from the President of the Borough of The Bronx was presented:

THE CITY OF NEW YORK,
OFFICE OF THE PRESIDENT OF THE BOROUGH OF THE BRONX, }
December 7, 1908. }

Board of Estimate and Apportionment:

GENTLEMEN—Referring to proceeding No. 49 on the Public Improvement Calendar of the Board of Estimate and Apportionment, meeting December 4, 1908, I beg to say that the proposed resolution should read as follows:

"For paving East One Hundred and Eighty-fourth street with granite blocks on a sand foundation, between Webster avenue and Park avenue; with sheet asphalt on concrete between Park avenue and Washington avenue, and with asphalt blocks on a concrete foundation between Washington avenue and Third avenue, setting curb where necessary, and for all work incidental thereto."

Yours truly.

LOUIS F. HAFFEN, President, Borough of The Bronx.

The following resolution was then adopted:

A copy of a resolution of the Local Board of Morrisania, Twenty-fourth District, duly adopted by said Board on the 22d day of June, 1905, and approved by the President of the Borough of The Bronx on the 22d day of June, 1905, having been transmitted to the Board of Estimate and Apportionment, as follows, to wit:

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

"For paving with sheet asphalt the roadway of One Hundred and Eighty-fourth street, from Webster avenue to Third avenue, block asphalt and granite blocks to be used where necessary on account of grade, and setting curbstones where required, in the Borough of The Bronx, City of New York,"

—the said pavement to be laid down as described in a communication transmitted to the Board of Estimate and Apportionment under date of December 7, 1908, by the President of the Borough of The Bronx, as follows, to wit:

"For paving East One Hundred and Eighty-fourth street with granite blocks on a sand foundation, between Webster avenue and Park avenue; with sheet asphalt on concrete between Park avenue and Washington avenue, and with asphalt blocks on a concrete foundation between Washington avenue and Third avenue, setting curb where necessary, and for all work incidental thereto,"

—and there having been presented to said Board of Estimate and Apportionment an estimate in writing, in such detail as the Board has directed, that the cost of the proposed work or improvement will be the sum of \$12,500, and a statement of the assessed value according to the last preceding tax roll, of the real estate included within the probable area of assessment, to wit, the sum of \$310,810, having also been presented, it is

Resolved, That the said resolution of the said Local Board be and the same hereby is approved, and the local improvement therein provided for is hereby authorized, and this Board does hereby determine that no portion of the cost and expense thereof shall be borne and paid by The City of New York, but that the whole of such cost and expense shall be assessed upon the property deemed to be benefited by the said local improvement.

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

CONSTRUCTION OF SEWERS IN CASTLEHILL AVENUE (AVENUE C), BETWEEN EAST ONE HUNDRED AND FIFTY-NINTH STREET (THIRD STREET) AND EAST ONE HUNDRED AND SEVENTIETH STREET (FOURTEENTH STREET), ETC., ALSO CONSTRUCTION OF SEWERS IN AVENUE B, BETWEEN LAFAYETTE AVENUE AND EAST ONE HUNDRED AND FIFTY-SIXTH STREET, AND WESTCHESTER AVENUE AND VARIOUS OTHER STREETS, THE BRONX.

The President of the Borough of The Bronx asked unanimous consent for the present consideration of a communication relative to the construction of sewers in Castlehill avenue (Avenue C), between East One Hundred and Fifty-ninth street (Third street) and East One Hundred and Seventieth street (Fourteenth street), and numerous other streets in the Chester District, also the construction of sewers in Avenue B, between Lafayette avenue and East One Hundred and Fifty-sixth street, and Westchester avenue and various other streets, Borough of The Bronx.

No objection being made, the following communication from the President of the Borough of The Bronx was presented:

December 9, 1908.

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

GENTLEMEN—It is of the greatest importance that the construction of sewers, etc., in Castlehill avenue (Avenue C), between East One Hundred and Fifty-ninth street (Third street) and East One Hundred and Seventieth street (Fourteenth street), and numerous other streets in the local improvement district of Chester, as recommended by resolution of the Local Board and transmitted to the Board of Estimate and Apportionment on April 29, 1905, should be authorized without further delay; as should also the construction of sewers in Avenue B, between Lafayette avenue and East One Hundred and Fifty-sixth street, and Westchester avenue and various other streets, covered by resolution of the Local Board, forwarded April 13, 1905, to the Board of Estimate and Apportionment.

The estimated cost of the sewers, etc., in Castlehill avenue (Avenue C), and various other streets is \$201,500.

The estimated cost of the sewers, etc., in Avenue B and various other streets is \$172,700.

The two resolutions referred to provide for the sewerage of all of the streets in what is known as the Unionport section, which is sadly in need of sewerage facilities, such district containing many buildings and is rapidly building up.

The unsanitary conditions in this section are becoming more acute as time advances, and citizens from this section frequently call at this office demanding the necessary measures of relief.

As the disposition of house drainage by means of cesspools is one in regard to which they are put to great expense to maintain in accordance with the requirements of the Department of Health, which department is in agreement with us, as no doubt you are also, as to the urgent need of sewers in this rapidly growing section.

The matter of cesspools there is becoming an absolute nuisance owing to the fact that the material from same is reported continuously to be flowing into the gutters and especially after every storm, thereby creating a condition which is a menace to the health of the community.

So far as the construction of these proposed permanent sewers is concerned there is no voice raised in objection by any of those who will have to pay for the cost of the same. The owners of property in that district are only too ready and willing to pay for cost of this work and urge upon us that measures be speedily taken to have these sewers constructed.

I would therefore most respectfully request that you consent to the authorization of the sewers under discussion, and that the necessary resolution therefor be approved by you without delay, notwithstanding the rule that may exist in regard to the amount of authorization allowed to each borough.

Yours truly,

LOUIS F. HAFFEN, President, Borough of The Bronx.

On motion, the matter was referred to the Chief Engineer of the Board with instructions to report on December 18, 1908.

The President of the Board of Aldermen moved that when the Board adjourns, it adjourn to meet on Friday, December 18, 1908.

Which motion was adopted.

The Board adjourned to meet on Friday, December 18, 1908, at 10:30 o'clock in the forenoon.

JOSEPH HAAG, Secretary.

POLICE DEPARTMENT.

December 7, 1908.

The following proceedings were this day directed by the Police Commissioner:

On reading and filing communication from the Department of Public Charities dated December 5, 1908, stating that the Municipal Civil Service Commission has approved request for transfer of Michael McMorrow, Stoker, from the Police Department to the position of Licensed Fireman in the Department of Public Charities,

Ordered, That Michael McMorrow, Stoker, be and is hereby transferred from the Police Department of The City of New York, to the Department of Public Charities, to take effect December 8, 1908.

Ordered, That requisition be and is hereby made upon the Municipal Civil Service Commission for an eligible list from which to enable the Police Commissioner to appoint one Fireman for duty on the steam vessel "Patrol," with compensation at the rate of \$900 per annum.

Ordered to be Paid.

From Pension Fund, sick time of William H. Granger and four others, \$300.84; suspended time of Harry F. Dwyer and one other, \$419.30.

Disapproved.

Application of H. Schimmel, No. 249 Wyckoff avenue, Brooklyn, for appointment of George Veolk as Special Patrolman.

Masquerade Ball Permits Granted.

C. Tesar, National Hall, Manhattan, December 12; fee, \$25.
H. Heumann, Harlem Casino, Manhattan, December 12; fee, \$25.
F. Fischer, Lyric Hall, Manhattan, January 16; fee, \$10.
A. Moskowitz, New Star Casino, Manhattan, December 19; fee, \$25.
P. Cassler, Everett Hall, Manhattan, December 19; fee, \$25.
C. Grasmeher, Hillside Hall, Brooklyn, December 5; fee, \$5.
A. Rosenberg, New Teutonia Hall, Brooklyn, December 12; fee, \$10.
Weber & Glatterer, Palm Garden, Brooklyn, December 12; fee, \$10.
W. Hoffman, Congress Hall, Brooklyn, December 12; fee, \$10.
W. G. Opry, Arion Hall, Brooklyn, December 12; fee, \$10.
W. G. Opry, Arion Hall, Brooklyn, December 14; fee, \$10.
W. G. Opry, Arion Hall, Brooklyn, December 19; fee, \$10.
Weber & Glatterer, Palm Garden, Brooklyn, December 19; fee, \$10.
C. Guhring, New Eckford Hall, Brooklyn, December 19; fee, \$10.
A. Steindorf, Congress Hall, Brooklyn, December 26; fee, \$10.
W. Striming, Arion Hall, Queens, December 15; fee, \$5.

On File, Send Copy.

Report of Lieutenant in command of Boiler Squad, dated December 4, relative to engineers' licenses granted. For publication in CITY RECORD.

Special Order No. 312, issued this day, is hereby made part of the proceedings of the Police Commissioner.

Special Order No. 312.

The following transfers and assignments are hereby ordered:

To take effect 8 a. m., December 8, 1908—Patrolman Francis J. Carnelli, from Detective Bureau, Manhattan, to Twenty-second Precinct.

Transferred from Health Squad to precincts indicated—John J. Donnelly, Sixty-third Precinct; Andrew Greim, Fortieth Precinct; William Carey, One Hundred and Sixtieth Precinct; Thomas Kane, One Hundred and Forty-fourth Precinct; Cornelius F. Reid, One Hundred and Seventy-first Precinct; John J. Ford, Twenty-eighth Precinct; James Mahoney, Thirty-second Precinct; Francis Farrell, One Hundred and Forty-sixth Precinct; William J. Lynch, One Hundred and Sixty-fourth Precinct; Frederick Kropshauser, One Hundred and Sixty-third Precinct.

The following temporary assignments are hereby ordered:

Inspectors—James F. Thompson, Sixth Inspection District, assigned to command Seventh Inspection District, in addition to his own district, during absence of Inspector John F. Flood on sick leave; George F. Titus, Tenth Inspection District, assigned to command Twelfth Inspection District, in addition to his own district, during absence of Inspector Dennis Sweeney, with leave and on vacation, from 12 noon, December 16, 1908.

Lieutenants—Richard Holmes, Jr., Eighth Precinct, assigned to command precinct, during absence of Captain John W. Cottrell, with leave, from 12 noon, December 9, 1908; John J. Lonergan, Sixty-fifth Precinct, assigned to Bureau of Electrical Service, Manhattan, from 8 p. m., December 5, 1908; John Rogers, One Hundred and Fifty-ninth Precinct, assigned to command precinct, during absence of Captain William Cruise, with leave and on vacation, from 12 noon, December 23, 1908; Frederick Wills, One Hundred and Sixtieth Precinct, assigned to command Precinct, during absence of Captain Robert E. Dooley, on vacation, from 12 noon, December 24, 1908; Samuel Hammond, One Hundred and Sixty-ninth Precinct, assigned to command precinct, during absence of Captain Thomas J. Kelly, with leave, for one day, from 12 noon, December 25, 1908.

Sergeants—John Carey, Thirty-third Precinct, assigned as Acting Lieutenant in precinct, during absence of Lieutenant George P. Osborne, with leave, for one day, from 8 a. m., December 8, 1908; Philip J. Marrin, Thirty-third Precinct, assigned as Acting Lieutenant at Sheepfold Sub-Station, during absence of Captain John J. Farrell, with leave and on vacation, from 8 a. m., December 11, 1908.

Patrolmen—James B. Macauley, Thirty-first Precinct, assigned to Fifth Inspection District, duty in plain clothes, during absence of Patrolman Michael A. Wall, on vacation, for ten days, from 8 p. m., December 5, 1908; James Conroy, Sixty-fifth Precinct, assigned as Acting Doorman in Precinct, during absence of Doorman William P. Hogan on sick leave, from 6 p. m., December 4, 1908; James Gunshinan, Traffic Precinct B, assigned to Central Office Squad, duty in Fourth Deputy Commissioner's office, for three days, from 4 p. m., December 5, 1908; Patrick F. Kane, Twenty-second Precinct, assigned to Third Inspection District, duty in plain clothes, during absence of Patrolman Grover C. Cleary on vacation, for ten days, from 12 noon, December 7, 1908; Frank Boekell, Twenty-eighth Precinct, assigned to Third District Court Squad, during absence of Patrolman Whitfield Hildebrandt, with leave and on vacation, from 8 a. m., December 7, 1908; William Hauser, Thirty-ninth Precinct, assigned to Detective Bureau, Manhattan, duty in Sixth Branch Bureau, for thirty days, from 8 a. m., December 5, 1908; George Downey, Sixty-fifth Precinct, assigned to Central Office Squad for five days, from 8 a. m., December 7, 1908; William Burger, Ninth Precinct, assigned to Detective Bureau, Manhattan, duty in First Branch Bureau, for thirty days, from 9:45 a. m., December 7, 1908.

The following extensions of temporary assignments are hereby ordered:

Lieutenant Max Neumaier, One Hundred and Sixty-fifth Precinct, to Central Office Squad, duty in Second Deputy Commissioner's office, for ten days, from 8 a. m., December 7, 1908.

Patrolmen—Isaac Steier and William Ornstein, Thirteenth Precinct, to Eighth Inspection District, duty in plain clothes, for ten days, from 8 p. m., December 8, 1908; Patrick F. Gunn and John W. Dunn, Sixteenth Precinct, to Second Inspection District, duty in plain clothes, for five days, from 8 p. m., December 6, 1908; John Watson and Charles F. Figge, Thirty-first Precinct, to Eighth Inspection District, duty in plain clothes, for ten days, from 8 a. m., December 9, 1908; Henry Seligman, Thirty-fifth Precinct, and Edward Wichman, Sixty-first Precinct, to First Inspection District, duty in plain clothes, for ten days, from 8 p. m., December 8, 1908; John P. Harron, One Hundred and Fifty-fifth Precinct, to Ninth Inspection District, duty in plain clothes, for ten days, from 8 a. m., December 7, 1908.

The following temporary assignment is hereby discontinued:

Patrolman—Frederick Paone, Sixth Precinct, to Detective Bureau, Manhattan, from 8 p. m., December 5, 1908.

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

Captains—Edward J. Toole, Fifth Precinct, from 10 a. m., December 8, 1908; John W. Cottrell, Eighth Precinct, from 12 noon, December 26, 1908, with permission to leave City; William H. Shaw, Thirty-second Precinct, from 3 p. m., December 7, 1908; Lincoln Gray, Sixty-fifth Precinct, from 7 a. m., December 7, 1908; Stephen McDermott, Eighty-ninth Precinct, from 2 p. m., December 11, 1908; Christian Reimels, One Hundred and Fifty-third Precinct, from 2 p. m., December 12, 1908; James E. Hussey, One Hundred and Fifty-seventh Precinct, from 9 a. m., December 16, 1908, with permission to leave City; Isaac Frank, One Hundred and Sixty-fifth Precinct, from 2 p. m., December 9, 1908, with permission to leave City; Thomas J. Kelly, One Hundred and Sixty-ninth Precinct, from 6 p. m., December 24, 1908, with permission to leave City; Charles C. Wendell, One Hundred and Eighty-second Precinct, from 8 a. m., December 8, 1908, with permission to leave City; Owen Rooney, Two Hundred and Ninetieth Precinct, from 8:30 a. m., December 7, 1908; Cornelius Leary, Two Hundred and Ninety-second Precinct, from 6 p. m., December 10, 1908.

Acting Captain—Edward J. Bourke, One Hundred and Sixty-fourth Precinct, from 6 a. m., December 7, 1908.

The following leaves of absence are hereby granted with full:

Inspector—Dennis Sweeney, Twelfth Inspection District, for fourteen days, from 12 noon, December 16, 1908.

Captains—Henry Halpin, Two Hundred and Eighty-first Precinct, for one and one-half days, from 12 noon, December 8, 1908, to be deducted from vacation; Robert E. Dooley, One Hundred and Sixtieth Precinct, for six days, from 12 noon, December 24, 1908, balance of vacation, with permission to leave City.

Patrolmen—Patrick Daly, Nineteenth Precinct, for three days, from 12 noon, December 4, 1908; Daniel Gibbons, Nineteenth Precinct, for three days, from 12:01 a. m., December 5, 1908; Thomas Clancy, Eightieth Precinct, for two and one-half days, from 12 noon, December 4, 1908.

The following leaves of absence are hereby granted without pay:

Patrolmen—James F. Havens, One Hundred and Fiftieth Precinct, for four days, from 12 noon, December 9, 1908, with permission to leave City; Michael Tubridy, Sixteenth Precinct, for two days, from 12 noon, December 5, 1908, with permission to leave City; James J. McKetrick, Eighteenth Precinct, for one day, from 12:01 a. m., December 7, 1908, with permission to leave City; William L. Barry, Fortieth Precinct, for three days, from 12 noon, December 5, 1908, with permission to leave City; Moses Bloom, Detective Bureau, Manhattan, for three days, from 12:01 a. m., December 7, 1908.

The following application for full pay is hereby granted:

Patrolman—Nicholas Costello, Twenty-second Precinct, from 9:45 p. m., September 20, 1908, to 12 noon, September 27, 1908, while on sick leave.

The following Special Patrolmen are hereby appointed:

To take effect December 5, 1908—Lawrence Neary, for J. Herbert Mack, Murray Hill Theatre, No. 383 Lexington avenue, Manhattan; August F. Schmitt, for Knickerbocker Hotel, Forty-second street and Broadway, Manhattan.

THEO. A. BINGHAM, Police Commissioner.

POLICE DEPARTMENT.

December 8, 1908.

The following proceedings were this day directed by the Police Commissioner:

Referred to the Comptroller.

Schedules of vouchers as follows: Police Station Houses, 1908, \$124.75; Supplies for Police, 1908, \$5,888.83.

Granted.

Permission to David M. Young, Patrolman, One Hundred and Forty-fifth Precinct (now resigned), to receive medal (silver) from United States Treasury Department, for act of bravery performed July 24, 1906.

Masquerade Ball Permits Granted.

H. Bloch, Grand Central Palace, Manhattan, December 12; fee, \$25.
A. F. Bittel, Manhattan Casino, Manhattan, December 12; fee, \$25.
R. Linkiewicz, New York Turn Hall, Manhattan, December 12; fee, \$25.
R. Linkiewicz, New York Turn Hall, Manhattan, December 19; fee, \$25.
A. Hollander, Arlington Hall, Manhattan, December 19; fee, \$25.
F. Ryan, Manhattan Casino, Manhattan, December 31; fee, \$25.
R. Weissner, Zoo Casino, The Bronx, December 12; fee, \$5.
Frank Kohn, International Hall, Queens, December 12; fee, \$5.
W. R. Lee, Knights of Pythias Hall, Richmond, December 10; fee, \$10.

On File, Send Copy.

Report of Lieutenant in command of Boiler Squad, dated December 5, 1908, relative to engineers' licenses granted. For publication in the CITY RECORD.

Special Order No. 313, issued this day, is hereby made part of the proceedings of the Police Commissioner.

Special Order No. 313.

The following member of the Force is hereby relieved and dismissed from the Police Force and Service and placed on the roll of the Police Pension Fund, and is awarded the following pension:

To take effect 12 midnight, December 7, 1908—Sergeant John Breen, Sixty-eighth Precinct, on his own application, at \$750 per annum. Appointed April 14, 1874.

The following transfers and assignments are hereby ordered:

Patrolmen.

To take effect 8 p. m., December 8, 1908—John J. Maher, Jr., from Bureau of Electrical Service to Forty-third Precinct.

To take effect 8 p. m., December 9, 1908—John Ritter, Thirty-ninth Precinct, assigned to clerical duty in precinct; Charles H. Ray, from Health Squad, Brooklyn, to One Hundred and Forty-ninth Precinct; John Kennel, Fourteenth Inspection District, remanded from duty in License Squad and transferred to Health Squad, Brooklyn.

The following temporary assignments are hereby ordered:

Lieutenants—James W. Hallock, Tenth Precinct, assigned as Pilot on steamer "Patrol" during absence of Sergeant George Ellis with leave for 1 day, from 8 a. m., December 9, 1908; Charles Becker, Fortieth Precinct, assigned to command precinct during absence of Captain Louis Kreuscher with leave, for 1 day, from 12 noon, December 8, 1908; Charles Madigan, Two Hundred and Eighty-second Precinct, assigned to command precinct during absence of Captain Albert Ruthenberg on vacation, for 12 days, from 12 noon, December 18, 1908.

Sergeant—Charles F. Greber, Forty-third Precinct, assigned to Central Office Squad, duty at School of Instruction, during absence of Captain Jacob Brown with leave, for one-half day, from 8 a. m., December 10, 1908.

Patrolmen—John O'Sullivan, Central Office Squad, assigned to Seventh Precinct, duty at Second District Municipal Court, from 8.30 a. m. to 12.30 p. m., on days when court is in session, for 10 days, from 8 a. m., December 8, 1908; Julius E. Scheffler, Nineteenth Precinct, assigned to Bureau of Electrical Service, duty in Manhattan, as Operator, for 10 days, from 8 a. m., December 8, 1908; James F. Cooney, One Hundred and Fourth Precinct, assigned to Bureau of Electrical Service, duty in Brooklyn, as Operator, for 10 days, from 8 a. m., December 8, 1908; Albert E. Hazlitt, Thirty-fifth Precinct, assigned to Bureau of Electrical Service, duty in Manhattan, as Lineman, for 30 days, from 8 a. m., December 8, 1908; John O'Neill, Forty-third Precinct, assigned to Bureau of Electrical Service, duty in Manhattan, as Lineman, from 8 a. m., December 8, 1908; Louis Mensching, Twenty-fifth Precinct, assigned to clerical duty in precinct, during absence of Patrolman David J. Mallon on vacation, from 12.01 p. m., December 8, 1908; John J. Hartigan, Forty-third Precinct, assigned to clerical duty in precinct during absence of Patrolman John H. E. Phillips with leave and on vacation, from 12 noon, December 8, 1908; Charles R. Breen, Twelfth Precinct, assigned to Second District Court Squad during absence of Patrolman Michael Birmingham on vacation, from 8 a. m., December 8, 1908.

The following extensions of temporary assignments are hereby ordered:

Patrolmen—Ralph A. Holwell, One Hundred and Sixty-fifth Precinct, and Michael F. Murray, Tenth Precinct, to Fourth Inspection District, for strike duty in plain clothes, for 10 days, from 12 noon, December 9, 1908; Constance J. Mancini, Sixth Precinct, to Detective Bureau, Manhattan, for 30 days, from 8 a. m., December 8, 1908.

To Traffic Precinct A, duty in Department of Street Cleaning, from 8 a. m., December 7, 1908, until 8 a. m., December 10, 1908.

James Kiernan, Sixth Precinct; Michael Healy, Fourteenth Precinct; John R. Hawthorne, Sixty-fifth Precinct; Terrence Quinn, Twenty-eighth Precinct; Lawrence Holland, Twenty-third Precinct; John Murphy, Sixteenth Precinct; John Sullivan, Nineteenth Precinct; William M. Conklin, Seventeenth Precinct; Nathaniel Growsky, Second Precinct; Andrew Smith, Second Precinct; Alex. A. Robinson, Twenty-ninth Precinct; Franklin Lewis, Fortieth Precinct.

The following temporary assignments are hereby discontinued:

Patrolmen—Martin J. Moore, Second Precinct, to Corporation Counsel's office, from 8 a. m., December 8, 1908; James Duffy, One Hundred and Seventy-second Precinct, to Bureau of Electrical Service, from 8 a. m., December 8, 1908.

The following members of the Department are excused for 18 hours, as indicated:

Captains—John J. McNally, Sixth Precinct, from 2 p. m., December 9, 1908; Patrick J. Cray, Twenty-fifth Precinct, from 6 p. m., December 10, 1908, with permission to leave city; Joseph C. Gehegan, Ninety-ninth Precinct, from 8 a. m., December 10, 1908, with permission to leave city; John J. Murtha, One Hundred and Fourth Precinct, from 8 a. m., December 11, 1908; Bernard J. Hayes, One Hundred and Forty-sixth Precinct, from 8 a. m., December 9, 1908, with permission to leave city; Robert E. Dooley, One Hundred and Sixtieth Precinct, from 2 p. m., December 9, 1908.

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

Captains—Jacob Brown, Central Office Squad, for one-half day, from 8 a. m., December 10, 1908, to be deducted from vacation; John F. Linden, Eightieth Precinct, for six days, from 12.01 a. m., December 26, 1908, with permission to leave city, balance of vacation; William Cruise, One Hundred and Fifty-ninth Precinct, for seven days, from 12 noon, December 23, 1908, balance of vacation.

Sergeant James W. Donohue, One Hundred and Seventy-second Precinct, for three days, from 12.01 a. m., December 6, 1908.

Patrolmen—John T. J. Maher, Thirty-first Precinct, for three days, from 12 noon, December 6, 1908; Thomas L. Byrnes, Sixteenth Precinct, for three days, from 12 noon, December 5, 1908; Christopher B. Schweid, One Hundred and Sixty-second Precinct, for three days, from 12 noon, December 5, 1908; John J. McCaffrey, One Hundred and Sixty-fourth Precinct, for three days, from 12 noon, December 6, 1908.

The following leave of absence is hereby granted with half pay:

Patrolman Hugh Battersby, One Hundred and Forty-sixth Precinct, for one-half day, from 12.01 a. m., December 7, 1908.

The following leave of absence is hereby granted without pay:

Patrolman Frederick A. Kruse, Seventh Precinct, for three days, from 12 noon, December 7, 1908, with permission to leave city.

The following applications for full pay are hereby granted:

Bicycle Patrolman George N. Yenzer, One Hundred and Fifty-third Precinct, from 2.15 a. m., October 19, 1908, to 12 noon, November 23, 1908, while on sick leave.

Patrolman George Wischebrink, One Hundred and Fifty-fourth Precinct, from 8.25 p. m., October 22, 1908, to 12.01 a. m., November 19, 1908, while on sick leave.

The following advancements to grades are hereby ordered:

Patrolmen.

To \$1,400 Grade—William L. O'Neill, Two Hundred and Eighty-first Precinct, September 14, 1908; William F. Egan, First Precinct, November 19, 1908; Everett G. Sager, Traffic Precinct C, December 1, 1908.

To \$1,250 Grade—Charles F. Hayes, Sixty-first Precinct, November 14, 1908; John J. Hosey, Twenty-eighth Precinct, December 1, 1908.

To \$1,150 Grade, November 20, 1908—John P. Roche, First Precinct; Joseph J. Baer, Thirty-sixth Precinct; James Creeden, One Hundred and Fifty-fourth Precinct; Harry I. Thompson, One Hundred and Fifty-fifth Precinct; John Jacquillard, One Hundred and Sixty-third Precinct; Frank D. Creamer, One Hundred and Sixty-seventh Precinct; Charles F. Cusack, One Hundred and Sixty-ninth Precinct; William P. Maher, Two Hundred and Seventy-fourth Precinct; Charles A. Harms, Traffic Precinct A.

To \$1,150 Grade—Patrick J. Neville, Thirty-first Precinct, October 26, 1908; Hugh S. Watterson, Seventh Precinct, October 28, 1908; Matthew A. Neely, Thirty-sixth Precinct, October 26, 1908; George M. O'Dea, One Hundred and Fifty-ninth Precinct, October 28, 1908; Arthur Nelson, Detective Bureau, Manhattan, November 1, 1908; Patrick J. Nally, One Hundred and Fifty-third Precinct, November 1, 1908; Henry Fitzgerald, One Hundred and Forty-seventh Precinct, November 23, 1908.

To \$1,000 Grade—Edward M. Wille, Fifth Precinct, June 25, 1908.

The following Special Patrolman is hereby appointed: Louis Haas, for the Renard Company (Inc.), Nos. 14 and 16 West Twenty-third street, Manhattan.

The resignations of the following Special Patrolmen are hereby accepted, and they are reappointed to take effect as of date indicated:

December 7, 1908—Edmond R. Revelle, Wilhelm Lohmann, Joseph Duffy, Charles H. Burns and Edward Schlichting, for Holmes Electric Protective Company, No. 34 East Fourteenth street, Manhattan; James Hill, for Brooklyn Rapid Transit Company, No. 168 Montague street, Brooklyn; Oliver Wiley, for Rev. Joshua Kimber, Church street and Division avenue, Richmond Hill, Long Island; Charles L. Roberts, for New Amsterdam Safe Deposit Company, Thirty-ninth street and Broadway, Manhattan.

The resignations of the following Special Patrolmen are hereby accepted:

Lawrence J. O'Neill and William F. Kuntz, employed by Interborough Rapid Transit Company, No. 13 Park row, Manhattan; John J. Doherty and Edward A. Keating, employed by Brooklyn Rapid Transit Company, No. 168 Montague street, Brooklyn.

THEO. A. BINGHAM, Police Commissioner.

POLICE DEPARTMENT.

December 9, 1908.

The following proceedings were this day directed by the Police Commissioner: Ordered, That the Commissioners of the Sinking Fund be and are hereby respectfully requested to authorize the Comptroller to execute a renewal of the lease from the estate of David W. Bishop (Joseph A. Dowd, agent) of Rooms 3 and 4, first floor, of No. 844 Sixth avenue, Borough of Manhattan, for the months of September and October, 1908, upon the same terms and conditions as the present lease, at the rate of \$1,000 per annum, payable monthly, for the purposes of a branch office of the Detective Bureau of The City of New York.

Ordered to be Paid.

Contingent expenses of Police Headquarters, etc., 1908, \$566.30; contingent expenses of Police Headquarters, etc., 1908, \$33; contingent expenses of Police Headquarters, etc., 1908, \$307.74.

On File, Send Copy.

Report of Lieutenant in command of Boiler Squad, dated December 7, 1908, relative to engineers' licenses granted. For publication in the CITY RECORD.

Special Order No. 314, issued this day, is hereby made part of the proceedings of the Police Commissioner.

Special Order No. 314.

The following having been employed on probation as Patrolman, is assigned to precinct indicated, to report at 8 p. m., December 8, 1908:

To be carried on regular payroll—George W. Conners, Twenty-eighth Precinct.

The following transfers are hereby ordered:

To take effect 8 p. m., December 9, 1908—

Patrolman Thomas J. Slattery, from Eighteenth Precinct to Traffic Precinct C.

To take effect 8 p. m., December 10, 1908:

Patrolmen—Roger Donohue, Ninth Inspection District, remanded from duty in plain clothes and transferred to Twenty-sixth Precinct; David Kuhn, Ninth Inspection District, remanded from duty in plain clothes and transferred to Tenth Precinct; Elmer E. Glanz, from Brooklyn Borough Headquarters Squad to One Hundred and Seventy-second Precinct.

Doorman John T. Bateman, from Brooklyn Borough Headquarters Squad to Two Hundred and Eighty-third Precinct.

The following temporary assignments are hereby ordered:

Inspector George F. Titus, Tenth Inspection District, assigned to command Twelfth Inspection District, in addition to his own district, during absence of Inspector Dennis Sweeney, for eighteen hours, from 12 noon, December 14, 1908.

Lieutenants—John Hogan, Traffic Precinct A, assigned to Brooklyn Borough Headquarters Squad, duty in Borough Inspector's office, in plain clothes, for fourteen days, from 10 a. m., December 8, 1908; Thomas McGuire, One Hundred and Sixty-seventh Precinct; Charles Martin, One Hundred and Sixty-fifth Precinct, and James Fogarty, One Hundred and Seventieth Precinct, assigned to Brooklyn Borough Headquarters Squad, duty in Bureau of Information, for ten days, from 8 a. m., December 9, 1908; Charles Grabe, Two Hundred and Ninety-second Precinct, assigned to command precinct during absence of Captain Cornelius Leary, for one day, from 12 noon, December 11, 1908.

Sergeant James Ryan, One Hundred and Fifty-third Precinct, and Joseph T. Moylan, One Hundred and Sixty-fifth Precinct, assigned to One Hundred and Sixty-sixth Precinct, for strike duty, from 8 p. m., December 7, 1908.

Patrolmen—George J. Brust and John E. Slattery, Sixth Precinct, assigned to Second Inspection District, duty in plain clothes, for five days, from 8 p. m., December 9, 1908; William H. Rooney, Twelfth Precinct, assigned to Second Inspection District, duty in plain clothes, during absence of Patrolman Henry Levy on vacation, from 12.01 a. m., December 8, 1908; Andrew Scheidler, Thirty-fifth Precinct, assigned to Fifth Inspection District, duty in plain clothes, during absence of Patrolman Abraham Snydecker on vacation from 12 noon, December 8, 1908; George Thomson, Thirty-sixth Precinct, assigned to Sixth Inspection District, duty in plain clothes, during absence of Patrolman John J. O'Connell on vacation, from 12.01 a. m., December 8, 1908; Dennis McMahon, Sixty-fifth Precinct, assigned to Fifth District Court Squad during absence of Patrolman Adam Deneling on vacation, from 12.01 a. m., December 9, 1908; Peter W. Kelley, Seventy-ninth Precinct, assigned to Seventh Inspection District, duty in plain clothes, during absence of Patrolman Edward J. Kelly on vacation, from 12 noon, December 8, 1908; Otto Drescher, Eightieth Precinct, assigned to Thirteenth Inspection District, duty in plain clothes, for five days, from 8 a. m., December 8, 1908; Charles Kraushaar, One Hundred and Seventieth Precinct, assigned to Central Office Squad, duty in Bureau of Repairs and Supplies, during absence of Patrolman George S. Riley on vacation, for ten days, from 8 p. m., December 8, 1908; John F. Cramer, One Hundred and Fifty-eighth Precinct, assigned to Brooklyn Borough Headquarters Squad, duty in Borough Inspector's office, in plain clothes, from 8 a. m., December 9, 1908.

The following extensions of temporary assignments are hereby ordered:

Patrolmen—Joseph Weckesser, Harbor Precinct, Station B, for thirty days, from 8 a. m., December 6, 1908; James O'Neil, Ninth Precinct, to Harbor Precinct, for thirty days, from 8 a. m., December 6, 1908.

The following temporary assignment is hereby discontinued:

Patrolman Walter J. Flanders, Traffic Precinct C, to Brooklyn Borough Headquarters Squad, duty in plain clothes, from 8 a. m., December 9, 1908.

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

Inspector Dennis Sweeney, Twelfth Inspection District, from 12 noon, December 14, 1908.

Captains—William Hogan, First Precinct, from 8 a. m., December 12, 1908, with permission to leave city; John O'Brien, Twenty-third Precinct, from 6 a. m., December 10, 1908; Frederick G. Carson, Thirty-sixth Precinct, from 12 noon, December 11, 1908; William J. Lahey, One Hundred and Forty-fifth Precinct, from 2 p. m., December 10, 1908, with permission to leave city; Ernst Lindemann, Two Hundred and Eighty-third Precinct, from 1 p. m., December 10, 1908.

The following leave of absence is hereby granted with full pay:

Lieutenant John W. McCormick, One Hundred and Forty-ninth Precinct, for three days, from 12 noon, December 7, 1908.

The following leave of absence is hereby granted with half pay:

Patrolman William Kearney, One Hundred and Fifty-seventh Precinct, for one-half day, from 12 noon, December 8, 1908.

The following death is reported:

Patrolman William Seip, Nineteenth Precinct, at 3.45 p. m., December 8, 1908.

The following member of the Force having been tried on charges before the Police Commissioner, the following fine is hereby imposed:

Captain Patrick J. Cray, Twenty-fifth Precinct, failed to prevent prize fight; fined fifteen days' pay.

The following Special Patrolmen are hereby appointed:

Stephen M. Fitzgerald, for Frederick Loeser & Co., Fulton street and DeKalb avenue, Brooklyn; John R. Bernard, for John Wanamaker, Broadway and Tenth street, Manhattan; Robert O'Raw, for Holmes Electric Protective Company, No. 34 East Fourteenth street, Manhattan.

The resignations of the following Special Patrolmen are hereby accepted and they are reappointed, to take effect as of date indicated:

December 8, 1908—Thomas P. Golden and Edward Scott, for Standard Safe Deposit Company, No. 25 Broad street, Manhattan; Arthur Douglas, for Holmes Electric Protective Company, No. 34 East Fourteenth street, Manhattan; Dewitt Elmen-dorf, for Central Park Apartment Buildings, Seventh avenue, Fifty-eighth to Fifty-ninth street, Manhattan; Charles Blanck, for Workingmen's Educational Association, No. 243 East Eighty-fourth street, Manhattan; Ernest A. Lundquist, for National Safe Deposit Company of New York, Mutual Life Building, No. 32 Liberty street, Manhattan; John J. Ascher, for Wright & Cobb, Produce Exchange, Manhattan; Robert E. Tyndall, for Rev. H. M. Tyndall, The People's Tabernacle, Nos. 52 to 58 East One Hundred and Second street, Manhattan.

The resignations of the following Special Patrolmen are hereby accepted:

Charles Zeichner and James Black, employed by Interborough Rapid Transit Company, No. 13 Park row, Manhattan.

THEO. A. BINGHAM, Police Commissioner.

THE BOARD OF ALDERMEN OF THE CITY OF NEW YORK.

(Minutes continued from page 13712.)

Resolved, That pursuant to subdivision 8 of section 188 of the Greater New York Charter, the Board of Estimate and Apportionment is hereby requested to authorize the Comptroller to issue Special Revenue Bonds to the amount of \$50,000 for the purpose of establishing a fund for repairing street pavements where the period of maintenance has not expired.

Which was referred to the Committee on Finance.

No. 1484.

By Alderman Emener—

Whereas, December 26, 1908, and January 2, 1909, the Saturdays immediately following Christmas and New Year's days, respectively, are half holidays, their conversion into full holidays for this occasion will materially enhance the spirit of good will among men, enlarge opportunities for considering and meeting our obligations one to the other at this especially reminiscent and joyous season, and permit reunions of many families and friends at distant out of town points; therefore be it

Resolved, That the heads of the several Departments of the government of The City of New York be and they are hereby requested to close their respective offices on the said Saturdays, December 26, 1908, and January 2, 1909; and that all offices not by law required to be kept open for public business be closed on said Saturdays;

Provided, That all employees of said Departments whose compensations are fixed at per hour or per diem rates and who desire to pursue their usual employments on said December 26, 1908, and January 2, 1909, shall be permitted to do so, thereby legally entitling said employees to be paid for the service they render to the City on said days.

Which was referred to the Committee on Streets, Highways and Sewers.

No. 1485.

By Alderman Gaynor—

Resolved, That permission be and the same is hereby given to the International Sunshine Society to have persons stand on various corners of intersecting streets, in the Borough of Brooklyn, with receptacles for the collection of contributions to a Christmas fund for the benefit of the poor; such permission to continue only on Saturday, December 19, 1908.

Which was adopted.

No. 1486.

By Alderman Levine—

AN ORDINANCE to amend the Code of Ordinances of The City of New York in relation to the "Rules of the Road."

Be it Ordained by the Board of Aldermen of The City of New York, as follows: Section 1. Sections 454 and 457 of chapter 12 of Part 1 of the Code of Ordinances of The City of New York, in relation to the "Rules of the Road" are hereby amended so as to read as follows:

Sec. 454. Speed of Vehicles—The following rates of speed through the streets of the City shall not be exceeded, that is (eight) *six* miles an hour by bicycles, tricycles, velocipedes and motor vehicles, however propelled, or by passenger and other vehicles drawn by horses or other animals, except that in portions of the City not built up, where the buildings are at least (100) 150 feet apart, a speed of (15) twelve miles an hour may be maintained.

Sec. 457. Speed in Crossing Streets and Turning—No vehicle shall cross any street or avenue running north and south, or make any turn at a speed rate exceeding (one-half) *one-third* its legal speed limit.

Sec. 2. This ordinance shall take effect immediately.

Note—New matter in *italics*; old matter in parenthesis (), to be omitted.

Which was referred to the Committee on Laws and Legislation.

No. 1487.

By the same—

Resolved, That permission be and the same is hereby given to the Hebrew Day Nursery and Kindergarten to suspend a banner in front of No. 304 Madison street, in the Borough of Manhattan, the owners of the property consenting thereto; such permission to continue only for the period of thirty days from the receipt hereof from his Honor the Mayor.

Which was adopted.

No. 1488.

By the same—

Resolved, That permission be and the same is hereby given to James A. Jenkins to drive an advertising wagon through the streets and thoroughfares of the Borough of Manhattan, under the supervision of the Police Department; such permission to continue only for the period of thirty days from the receipt hereof from his Honor the Mayor.

Which was adopted.

No. 1489.

Whereas, Transit facilities between the Boroughs of Manhattan and Brooklyn have been severely crippled because of the closing of five ferry lines connecting said sections of the city, inconveniencing merchants and the public in general; and

Whereas, It is the duty of the City to provide in the best way possible for such traffic opportunities as befit the leading city of the western hemisphere; therefore be it

Resolved, That the Board of Commissioners of the Sinking Fund be and hereby is requested to take under advisement the idea of acquisition by the City, either by direct purchase or by proceedings in condemnation, of the several ferry properties in question, so that the people of The City of New York may not be denied transit facilities heretofore so long enjoyed.

Which was adopted.

No. 1490.

By Alderman McDonald—

Resolved, That the thoroughfare now designated on the City maps as New avenue, extending between One Hundred and Seventy-seventh and One Hundred and Eighty-first streets, on the west side of Fort Washington avenue, in the Borough of Manhattan, be and the same is hereby designated and shall hereafter be known as Colonial avenue, and the President of the Borough is hereby authorized to make the necessary changes on the maps and records of the city.

Washington Heights Taxpayers' Association,
Corner One Hundred and Fifty-seventh Street and Broadway,
New York, November 30, 1908.

Hon. J. J. McDONALD, No. 306 Pearl Street, Manhattan:

Dear Sir—Our association has been requested by property owners to consider and propose a permanent name for the avenue now designated on the city maps as New avenue, extending between One Hundred and Seventy-seventh and One Hundred and Eighty-first streets, on the west side of Fort Washington avenue, and at the business meeting on the 27th inst. it was unanimously resolved that the Alderman of the district be requested to introduce a resolution before the Board of Aldermen applying to the aforesaid avenue the name of Colonial avenue.

Commending the above to your consideration, I am,

Yours very faithfully,

REGINALD PELHAM BOLTON, Secretary.

Which was referred to the Committee on Streets, Highways and Sewers.

No. 1491.

By Alderman Martyn—

AN ORDINANCE to amend section 430 of part 1 of the Code of Ordinances of The City of New York relating to the "Discharge of Firearms."

Be it Ordained by the Board of Aldermen of The City of New York as follows: Section 1. Section 430 of part 1 of the Code of Ordinances of The City of New York relating to the discharge of firearms, as amended, is hereby further amended

by adding at the end thereof the words "the grounds of the Bergen Beach Gun Club, bounded by Avenue T on the north, East Seventy-third street and Avenue U on the east, Island avenue and Avenue U on the south and East Seventy-first street on the west, Bergen Beach, in the Borough of Brooklyn."

Sec. 2. This ordinance shall take effect immediately.

Note—New matter in *italics*.

Which was referred to the Committee on Laws and Legislation.

No. 1492.

By Alderman Marx—

Resolved, That Henry J. Nurick, of No. 221 Lewis avenue, in the Borough of Brooklyn, be and he is hereby appointed a City Surveyor.

Which was referred to the Committee on Salaries and Offices.

No. 1493.

By Alderman Martyn—

Resolved, That permission be and the same is hereby given to Peter Ricco to erect a barber pole in front of No. 2221 Dean street, in the Borough of Brooklyn, the work to be done at his expense, under the direction of the President of the Borough, such permission to continue only during the pleasure of the Board of Aldermen.

Which was adopted.

No. 1494.

By the same—

Resolved, That I. Levine, of No. 89 Belmont avenue, in the Borough of Brooklyn, be and he is hereby appointed a City Surveyor.

Which was referred to the Committee on Salaries and Offices.

No. 1495.

By Alderman Mulcahy—

Resolved, That Resolution No. 648, which was placed on file by Resolution No. 1427 on December 1, 1908, being a petition of the Woman's Democratic Club to change the name of a part of Seventh avenue, Manhattan, to Jefferson boulevard, be recalled from the files and that the petition be acceded to; also, that the President of the Borough of Manhattan be and he is hereby requested, authorized and empowered to make the necessary changes on the maps of The City of New York.

The Woman's Democratic Club,
No. 110 West Eighty-fourth Street,
New York, April 28, 1908.

Hon. PATRICK F. McGOWAN, President of the Board of Aldermen, City Hall, New York City:

Dear Sir—I have the honor to transmit herewith copy of preamble and resolution adopted by the Woman's Democratic Club in regard to changing the name of Seventh avenue, north of Central Park, and would respectfully bespeak your kind offices in submitting the same for consideration, and, as it is hoped, favorable action by the Honorable Body over which you preside.

Very respectfully,

MRS. JOHN S. CROSBY, President.

At a regular meeting of the Woman's Democratic Club of The City of New York, held at the Hoffman House, April 24, 1908, the following resolution was adopted:

Whereas, There has been for a number of years a very general desire on the part of taxpayers and residents of upper New York City to have the name of Seventh avenue, north of Central Park, changed to one of more characteristic, as well as of some historic significance, said thoroughfare being very different in character and appearance from that of the same name south of said park, by which the two are widely separated; and

Whereas, The Woman's Democratic Club of The City of New York purposes, through popular subscription, to erect a befitting monument to Thomas Jefferson at such suitable place upon said Seventh avenue as may by proper authority be permitted; and

Whereas, To give the thoroughfare upon which such monument shall be erected, the name in whose honor it is raised, would be no undue recognition of the services and worth of the first Secretary of State and third President of the United States of America; therefore be it

Resolved, That the Honorable Board of Aldermen be and is hereby petitioned and respectfully requested to change the name of Seventh avenue, north of Central Park, from "Seventh avenue" to "Jefferson boulevard."

MRS. JOHN S. CROSBY, President.

Lucy A. Yendes, Recording Secretary.

Resolved, That the name of the public thoroughfare extending from One Hundred and Tenth street to the Harlem River, in the Borough of Manhattan, and known as Seventh avenue, be and the same is hereby changed from "Seventh avenue" to "Jefferson boulevard," by which latter name such thoroughfare shall be hereafter designated and known, and that the President of said Borough is hereby authorized to make the consequently necessary changes on the maps and records of The City of New York.

Which was referred to the Committee on Streets, Highways and Sewers.

No. 1496.

By the same—

Resolved, That it is recommended to the Commissioner of Water Supply, Gas and Electricity that two lamp-posts be erected, street lamps placed thereon and lighted on the sidewalk near the curb in front of the Hebrew Tabernacle, Nos. 218 and 220 West One Hundred and Thirtieth street, in the Borough of Manhattan.

Which was adopted.

No. 1497.

By Alderman Potter—

Resolved, That Martin Muller, of No. 6505 Fifteenth avenue, in the Borough of Brooklyn, be and he is hereby appointed a City Surveyor.

Which was referred to the Committee on Salaries and Offices.

No. 1498.

By Alderman Schneider—

Resolved, That permission be and the same is hereby given to Edward F. Kealey to erect, place and keep an awning of iron and glass in front of his premises, No. 126 Second avenue, in the Borough of Manhattan, provided the said awning shall be erected so as to conform in all respects with the ordinance in such case made and provided, not be used for advertising purposes; the work to be done at his own expense, under the direction of the President of the Borough. Such permission to continue only during the pleasure of the Board of Aldermen.

Which was adopted.

No. 1499.

By Alderman Smith—

Whereas, Saturday, December 26, 1908, is a half holiday, immediately following Friday, December 25, 1908 (Christmas Day); and

Whereas, Many people are desirous of leaving town and do leave on the Thursday evening preceding the date above given and remain away until the Monday morning following; therefore be it

Resolved, That the heads of the several Departments of the Government of The City of New York be and they are hereby requested to close their offices on Saturday, December 26, 1908, and all other offices not by law required to be kept open for public business to be kept closed on the said day.

Which was referred to the Committee on Streets, Highways and Sewers.

Alderman Dowling moved that the Board do now adjourn.

The President put the question whether the Board would agree with said motion.

Which was decided in the affirmative.

And the President declared that the Board stood adjourned until Tuesday, December 22, 1908, at 1:30 o'clock p. m.

P. J. SCULLY, City Clerk, and Clerk of the Board of Aldermen.

BOROUGH OF THE BRONX.

MINUTES OF THE LOCAL BOARD OF MORRISANIA, TWENTY-SECOND DISTRICT.

Pursuant to call by President Haffen, the members of the Local Board of Morrisania, Twenty-second District, met in the office of the President of the Borough of The Bronx on Thursday, November 12, 1908, at 2 p. m., in the Municipal Building, One Hundred and Seventy-seventh street and Third avenue.

Present—Alderman Brown and the President of the Borough of The Bronx.

Minutes of previous meeting were adopted as typewritten.

No. 140. Constructing a sewer and appurtenances in Edgewater road, between Seneca avenue and Garrison avenue.

Petition signed by Hunts Point Realty Company, by W. M. Wechsler, Secretary. No one appeared in opposition.

Laid over, awaiting report of the Chief Engineer.

No. 134. Regulating and grading, etc., Seneca avenue, between Whittier street and a point 100 feet east of Edgewater road.

Estimated cost, \$10,000. Assessed value of the real estate included within the probable area of assessment is \$179,570.

Title vested. Proceedings initiated.

On motion, seconded, it was

Resolved, That proceedings be and the same hereby are initiated for regulating and grading, setting curbstones and flagging sidewalks a space four feet wide, laying crosswalks, building approaches and erecting fences where necessary in Seneca avenue, between Whittier street and a point 100 feet east of Edgewater road, and all work incidental thereto.

Unanimously adopted.

No. 135. Constructing a sewer and appurtenances in Seneca avenue, between Whittier street and the easterly side of Edgewater road.

No opposition. Mr. Briggs, Chief Engineer of the Borough, suggested that this improvement might be taken in with No. 140, which called for sewer in Edgewater road.

Laid over awaiting report.

No. 96. Regulating and flagging of sidewalks a space four feet wide, where necessary, in St. Marys street (north side), from St. Anns avenue to Robbins avenue.

Laid over and owners to be communicated with for the purpose of securing further information in regard to this improvement. It is thought that the adjacent owners desire a width of four feet additional of flagging.

Laid over until December 3, 1908.

No. 3 of 1906. Regulating and grading, setting curbstones and flagging sidewalks a space four feet wide, laying crosswalks, building approaches and erecting fences, where necessary, in Edgewater road, from Garrison avenue (or Mohawk avenue) to Seneca avenue.

Petition signed by Hunts Point Realty Company, per W. M. Wechsler, treasurer. Referred back to Chief Engineer, as the estimated cost is \$21,000, and the assessed value of the real estate included within the probable area of assessment is \$28,000.

It was suggested that the curbing, flagging, bridgestone, etc., might be omitted so as to reduce the cost.

Laid over awaiting report.

On motion, the Board adjourned until December 3, 1908.

(Signed) HENRY A. GUMBLETON, Secretary.

MINUTES OF THE LOCAL BOARD OF CHESTER, TWENTY-FIFTH DISTRICT.

Pursuant to call by President Haffen, the members of the Local Board of Chester, Twenty-fifth District, met in the office of the President of the Borough of The Bronx on Thursday, November 12, 1908, at 4 p. m.

Present—Alderman Mulligan, Alderman Corbett and the President of the Borough of The Bronx.

Minutes of previous meeting were adopted as typewritten.

Hearings.

No. 143. Acquiring title to the lands necessary for Leland avenue, from Ludlow avenue to Clasons Point road.

The Chief Engineer of the Borough suggested that the proceedings adopted by the Board of Estimate and Apportionment on March 27, 1908, and June 19, 1908, and the new resolution of the Local Board adopted on November 12, 1908, just being sent down, be embraced in one proceeding as follows: "For acquiring title to Leland avenue, from Westchester avenue to Bronx River avenue." Therefore the Local Board of Chester, Twenty-third District respectfully recommended that the Board of Estimate and Apportionment request the Corporation Counsel to withhold the request for the appointment of Commissioners on the sections of Leland avenue, where not already appointed, and apply to the Court for the opening of Leland avenue, from Westchester avenue to the Bronx River avenue.

On motion, the following resolution was then adopted:

Resolved, That proceedings be and the same hereby are initiated for acquiring title to the lands necessary for Leland avenue, from Ludlow avenue to Patterson avenue.

Unanimously adopted.

No. 144. Acquiring title to the lands necessary for Seward avenue, from Clasons Point road to White Plains road.

Petition signed by Giovannini Giusi and twelve others. No one appeared in opposition.

On motion, seconded, it was

Resolved, That proceedings be and the same hereby are initiated for acquiring title to the lands necessary for Seward avenue, from Clasons Point road to White Plains road.

Unanimously adopted.

No. 145. Acquiring title to the lands necessary for Theriot avenue, from Gleason avenue to Clasons Point road.

Petition signed by Marrone Domenio and nine others.

On motion, seconded, it was

Resolved, That proceedings be and the same hereby are initiated for acquiring title to the lands necessary for Theriot avenue, from Gleason avenue to Clasons Point road.

Unanimously adopted.

No. 137. Acquiring title to Balcom avenue, between Waterbury avenue and Eastern boulevard.

Petition signed by John R. Peterson and Emma N. Polak.

Report of the Chief Engineer.

"The Local Board of Chester on June 25, 1908, passed a resolution to acquire title to Balcom avenue, at a width of 80 feet, from Marrin street (East One Hundred and Seventy-first street) to the Causeway, where same intersects Pelham road (or Fort Schuyler road), and the intent of the present petition is to open the remainder of Balcom avenue, from Waterbury avenue or Marrin street to Eastern boulevard.

I have examined the location and found that eight houses are under construction on the west side of Balcom avenue, north of Waterbury avenue or Marrin street, on land to be taken for the 20-foot widening, and that the management of the St. Raymond's Cemetery has diverted part of Balcom avenue where it runs through land which was bought for cemetery purposes.

"I recommend, therefore, that the matter be referred to the Alderman of the district for investigation, and would suggest that the widening of Balcom avenue be shifted from the west to the east side, in order to save the expense incurred by the building of these houses."

Under date of November 11, 1908, the Assistant Secretary of the Board of Estimate and Apportionment returned resolution adopted by the Local Board on June 25,

1908, initiating proceedings for acquiring title to Balcom avenue, 80 feet wide, from Marrin (East One Hundred and Seventy-first) street to the Causeway, where same intersects Fordham road (Fort Schuyler road).

Communication dated October 22, 1908, from L. Napoleon Levy, was also read.

On motion, duly seconded, this matter was referred to the Chief Engineer for further study and report.

No. 113. Regulating, grading, etc., Baychester avenue, from the Boston road to the Pelham Bay Park.

Petition signed by Crawford Real Estate and Building Company, by George Crawford, President; Edward Brady, Irving Realty Company, by Louis Altschul, Vice-President, and six others.

Under date of June 18, 1908, Secretary Gumbleton referred the first petition to Alderman Mulligan, as it read for opening instead of regulating, grading, etc., on the third line of the first paragraph.

Estimated cost and assessed valuation of the real estate were presented to the Local Board, one providing for the work of regulating and grading at a cost of \$118,000, Plan A, and one at \$170,000, marked Plan B.

After discussing the matter the Board was of the opinion that Plan A would be satisfactory, and, on motion, duly seconded, it was

Resolved, That proceedings be and the same are hereby initiated for regulating and grading, etc., Baychester avenue, from Boston road to Pelham Bay Park, with the understanding that the section between Arnow avenue and Mace avenue be regulated and graded at a width of only 30 feet through the centre, the section between Boston road and Arnow avenue to be regulated and graded to a width of 100 feet, as laid out, as well as that section of Baychester avenue between Mace avenue and Pelham Bay Park.

Unanimously adopted.

On motion, seconded, it was

Resolved, by the Local Board of Chester, Twenty-third District, That this Board does hereby recommend to the Board of Estimate and Apportionment that it submit to the Comptroller of The City of New York the advisability of purchasing at private sale or otherwise, in accordance with the Greater New York Charter, the lands necessary for Winter street, from City Island avenue (Main street) to the low-water line on the easterly side of City Island avenue, as laid out on the final maps of the Borough of The Bronx, City of New York.

Adopted.

Vesting title, Castlehill avenue, from West Farms road to the public place at its southerly terminus, and to the public place at the southerly terminus of Castlehill avenue fronting on Westchester Creek, East River and Barrett's Creek.

On motion of Alderman Corbett the following was unanimously adopted:

Resolved, That the Local Board of Chester, Twenty-third District, hereby respectfully recommends to the Board of Estimate and Apportionment that it fix a date when title will vest in The City of New York to Castlehill avenue, from West Farms road to the public place at its southerly terminus, and to the public place at the southerly terminus of Castlehill avenue fronting on Westchester Creek, East River and Barrett's Creek, Borough of The Bronx, City of New York.

On motion, the Board adjourned until December 3, 1908.

(Signed) HENRY A. GUMBLETON, Secretary.

DEPARTMENT OF CORRECTION.

REPORT OF TRANSACTIONS, NOVEMBER 16 TO 22, 1908.

Communications Received.

From Heads of City Departments—Acknowledging receipt of catalogues of supplies manufactured at the New York County Penitentiary, Blackwells Island. Additional number of catalogues sent to Department of Bridges and Department of Education, as requested.

From Civil Service Commission—Asking for notice rescinding action appointing James H. Downs and John Reynolds, Stone Cutters, on June 30, 1908, whose names do not appear on payroll, in order that records may be made complete. Copy of letter sent to Civil Service Commission on July 1, 1908, containing resignations of Messrs. Downs and Reynolds (who did not desire the appointments), forwarded to Civil Service Commission.

From Department of Water Supply, Gas and Electricity—In regard to matter of Croton Water Supply on Harts Island, Commissioner states that his Department has plans under way for laying a 12-inch main to that island. Economy in the use of Croton water advised for the present. Copies of letter sent to State Commission of Prisons and to Warden of Harts Island.

From State Commission of Prisons—Acknowledging receipt of catalogues of goods manufactured at the Penitentiary, Blackwells Island, suggesting that copies be sent to head of each City Department, and stating that, in future, releases will be refused to City Departments if the Correction Department is able to furnish the supplies required. Receipt acknowledged. Copy of letter from State Prison Commission and catalogues sent to every City Department.

From State Commission of Prisons—Acknowledging receipt of copy of letter sent to City Departments. Also, asking for one dozen more copies of catalogues of supplies manufactured at Penitentiary. Request complied with.

From United States Customs Service, Port of New York—In regard to violation of law in navigation of launch "Sweep" without foghorn or bell. Report of Head Keeper, Rikers Island, that the launch "Sweep" was provided with foghorn and bell on August 13, 1908, and was soon after that date inspected and passed by the United States officers. Collector E. S. Fowler notified of Warden's report.

From United States Customs Service, Port of New York—Answer of Collector, stating that, as horn and bell have been provided, matter is now closed.

From Heads of Institutions—Reporting that meats, fish, bread, milk, etc., for week ending November 14, 1908, agreed with specifications of the contracts. On file.

From Heads of Institutions—Reports, census, labor, hospital cases, punishments, etc., for week ending November 14, 1908. On file.

From Steamboats—Report of Captain F. H. Ward, of accident to steamboat "Minnahanonck" on November 16, 1908, at 2:25 p. m., when the "Minnahanonck" was making her landing at Workhouse dock, which accident and damage was caused by the boat "City of Stamford," which ran into the Department steamer. Copy of Captain Ward's report sent to steamboat company, Pier 30, East River, with request that said company will make good the damage done.

From North and East River Steamboat Company—Stating that it was the belief of that company that the damage was caused by the "Minnahanonck," and that the company will expect to be reimbursed for the slight damage done to the "Stamford." Company also suggests that a survey of the "Minnahanonck" be held, when its representative will be present. Company to have its representative at East Twenty-sixth street dock at 10 o'clock on the morning of Saturday, November 21, 1908.

From City Prison—Report of fines received during week ending November 14, 1908:

From Court of Special Sessions..... \$70 00
From City Magistrates' Court..... 17 00

Total..... \$87 00

On file.

From District Prisons—Report of fines received during week ending November 14, 1908: From City Magistrates' Court, \$535. On file.

From Penitentiary, Blackwells Island—List of prisoners received during week ending November 14, 1908: Men, 43; women, 2. On file.

From Penitentiary, Blackwells Island—Warden transmits fifty (50) convicts, now at the New York County Penitentiary, Blackwells Island, for use of the Governor in commuting their sentences, in accordance with the law. Report forwarded to the Governor.

From Workhouse, Blackwells Island—Reporting that fines received at Workhouse, during week ending November 14, 1908, amounted to \$204. On file.

From City Cemetery, Harts Island—List of interments made during week ending November 14, 1908. On file.

From City Prison, Brooklyn—Report of fines received during week ending November 14, 1908: From City Magistrates' Courts, \$56. On file.

From Mr. William C. Ormond, Contractor for work at City Prison, Brooklyn—In regard to delays caused by other contractors for work at prison, also complaining of damage done to plumbing fixtures put in by him, by workmen of other contractors. "Your contract must be proceeded with, without further delay."

Communications Transmitted.

To the Board of Estimate and Apportionment—Asking authority to make the following transfer from an appropriation which does not need the full amount assigned to it, to an appropriation which is insufficient, both being for the year 1907: From Supplies and Contingencies, Borough of Manhattan, 1907, \$116.66, to Salaries, Borough of Manhattan, 1907, \$116.66. Copy of request to each member of Board of Estimate and Apportionment.

To the Corporation Counsel—Inclosing affidavits and notice of motion in case of Mary A. Pardee against the Commissioner of Correction, and requesting that the Corporation Counsel will take charge of the interests of the City in the matter.

To the Comptroller—Transmitting proposal of Sayles, Zahn Company for poultry for Thanksgiving Day and Christmas (lowest bid), for action on the sureties. Contractor notified.

To Chief Engineer, Finance Department—Introducing Mr. Alexander Maclean, who would be acceptable to the Department of Correction, as Arbitrator, in connection with matter of new steamboats now being built for said Department by Mr. Archibald Robertson, contractor.

Proposals Accepted.

Of November 13, 1908—John W. Sullivan Company, foot of East Ninth street, to make repairs to steamer "Minnahanonck," in accordance with the specifications, work to be approved by Department Inspector, for \$650.

Of November 6, 1908—Gas Engine and Power Company and Charles L. Seabury & Co., consolidated, to make repairs to engine of launch "Mohican," as per specifications, for \$225.

Of November 19, 1908—Charles F. Mattlage, No. 335 Greenwich street, 4,800 pounds family mess pork, at \$0.0898 per pound, \$431.04.

Samuel E. Hunter, No. 82 Dey street, 360 quarts cranberries, at \$0.09 per quart, \$32.40.

American Pastry and Manufacturing Company, No. 629 East Fifteenth street, 3,154 mince pies, at \$0.1275 each, \$406.08.

Lowest bids, supplies for Thanksgiving Day and Christmas.

JOHN V. COGGEY, Commissioner.

DEPARTMENT OF DOCKS AND FERRIES.

New York, October 20, 1908.

The following communications were received, action being taken thereon as noted, to wit:

From the Comptroller (78520)—Advising as to the installation of a new system of accounting throughout the City Departments, and asking that requests be forwarded to the Finance Department for whatever forms this Department requires. Answered that most of the books and forms required for the ensuing year have been ordered under contract, but that the Department requires Dockmasters' tickets.

From the Department of Health (78497)—Submitting report relative to the physical condition of Nicholas Shanley, Carpenter. Ordered paid at the rate of \$28.80 per week for an additional period of two weeks, to and including October 23, 1908.

From Louisa A. Pell (78562)—Requesting permission to construct a pile and timber platform and to move thereon a two-story frame building about 30 feet westerly of its present location on the westerly side of City Island avenue, about 100 feet north of Cross street, City Island, Borough of The Bronx. Permit granted, the work to be done under the supervision of the Chief Engineer, the applicant having filed the customary agreement to the effect that the granting of the permit shall not constitute an admission of title to the property in her, nor constitute a waiver on the part of the City of any right or interest in and to the premises in question. Secretary directed to have agreement recorded.

From the R. G. Packard Company (78789)—Requesting permission to dredge in Gowanus Canal, in the vicinity of Fifth street, Brooklyn. Permit granted, work to be done under the supervision of the Chief Engineer.

From J. T. McGovern (78795)—Tendering his resignation from the position of Financial Clerk. Accepted.

From the Chief Engineer (78799)—Reporting that Contract No. 1140, for two automobiles, was completed October 17, 1908, by Cordner & Flynn. Comptroller notified.

The Department of Health (78858) was advised that the wall at North Brother Island is finished and that the filling in behind same may be proceeded with.

A communication was received (78743) from Truman H. & George E. Baldwin requesting to be advised as to what progress is being made in the condemnation proceedings for Pier 45, East River, and they were informed that the Department has no knowledge of any immediate action to be taken with regard to the proceedings.

The Department of Health (78798) was requested to make a physical examination of A. J. Hudson, Mechanical Engineer.

The Municipal Civil Service Commission was requested to authorize the change of Maurice H. Dalton from the position of Dock Laborer to the position of Deckhand.

The Chief Engineer was directed to make rod and disc soundings at Dyckman street, North River, and to submit a recommendation as to the character of structure to be erected in order to provide wharfage facilities at that locality.

DENIS A. JUDGE, Deputy and Acting Commissioner.

New York, October 21, 1908.

The following communications were received, action being taken thereon as noted, to wit:

From the City Clerk (78805)—Transmitting copy of resolution adopted by the Board of Aldermen October 13, 1908, and approved by his Honor the Mayor October 19, 1908, providing that all employees of The City of New York who are members of the Volunteer Fire Department or of exempt or veterans firemen's associations or of the Southern New York Volunteer Firemen's Association, be granted leave of absence for three days, with full pay, to enable them to attend the annual meeting of the Southern New York Volunteer Firemen's Association, to be held at Hicksville, Long Island, on October 20, 21 and 22, 1908. Orders issued for compliance with resolution.

From the Board of Estimate and Apportionment (78742)—Submitting map showing proposed grades at the ends of streets on Westchester Creek, Borough of The Bronx, and asking that the Department take formal action thereon. Approved and submitted to the Commissioners of the Sinking Fund for approval.

From the Comptroller (78803)—Stating a complaint has been filed by the Shamrock Towing Line for \$9.90 damages to coal boat "Burns Brothers No. 3," on September 13, 1908, alleged to have been caused by swells from the municipal ferryboats, and requesting information in relation thereto. Answered that the damage was not caused by the ferryboats.

From the Municipal Civil Service Commission (78802)—Approving leave of absence granted by the Department to Patrick Cain, Dock Laborer. Filed.

From the Department of Health—

1 (78754). Submitting report relative to the physical condition of John P. Clarke, Topographical Draughtsman. Ordered paid for the period of absence.

2 (78607). Submitting report relative to the physical condition of Patrick O'Sullivan, Clerk. Ordered paid for the period of absence.

From the Metropolitan Sewerage Commission (78611)—Requesting that the Department provide heating facilities in the room set aside on Pier "A," North River, for the use of the Commission. Chief Engineer directed to have the work done and to report the cost for collection.

From James Shewan & Sons (78814)—Requesting permission to dredge on the north side of the approach to the pier foot of Fourth street, East River. Permit granted, the work to be done under the supervision of the Chief Engineer.

From Thomas H. Lidford (78768)—Requesting permission to repair crib bulkhead on westerly side of Gowanus Canal, about 100 feet south of Union street, Borough of Brooklyn. Permit granted, work to be done under the supervision of the Chief Engineer, to be kept within existing lines and to be performed in accordance with specifications submitted.

From the Brooklyn Borough Gas Company (78496)—Requesting permission to erect a mast and boom derrick, tower, hopper, chute, etc., in the vicinity of West Twelfth street and Neptune avenue, Borough of Brooklyn. Permit granted, the work to be done under the supervision of the Chief Engineer, it being understood that in the event of the premises being deemed City property the company will remove the structures within ten days from notification so to do, or remain in occupancy upon such terms and conditions as the Commissioner of Docks may see fit to impose.

From Catherine Howard (78794)—Requesting permission to maintain small stand for the sale of flowers, etc., between Twenty-second and Twenty-third streets, North River. Denied.

From George Houghton (78716)—Requesting permission to occupy a certain area of land under water offshore of Emmons avenue, opposite the foot of Voorhees lane, Sheepshead Bay, Brooklyn. Denied.

From the New York Dock Company (78634)—Advising that the pier southerly of Montague street, Brooklyn, is used for tying up purposes only and asking that the order for repairs thereto be held in abeyance. Filed.

From John Fleming (78410)—Disclaiming responsibility for the capsizing of material from the scow "Ed. Reilly," at the northerly side of the pier foot of One Hundred and Thirty-third street, North River, on August 8, 1908. Fleming notified that he is held responsible and must remove the material as ordered.

From Thomas Kennedy (78254)—Requesting a lease of bathing privilege at Dyckman street, North River. Filed, the applicant having been informed that the property desired is covered by a water grant.

From the Chief Engineer—

1 (78801). Reporting that Class I. of Contract No. 1112, for armature plates, etc., was completed October 19, 1908, by J. K. Larkin & Co.; that Contract No. 1081, for paving between Fifteenth and Nineteenth streets, North River, was completed October 17, 1908, by Michael J. Fitzgerald, and that Class V. of Contract No. 1135, for rip-rap, was completed October 16, 1908, by O'Brien Brothers, Inc. Comptroller notified.

2 (78797). Submitting list of old material for sale at public auction. Joseph P. Day, auctioneer, authorized to sell the material on November 4, 1908.

3 (78796). Recommending the issuance of an order for the construction of an office on the upper floor of Pier (new) 33, East River. Order issued to Chief Engineer.

4 (78758). Recommending the issuance of an order for the preparation of plans, specifications and form of contract for repairs to and extension of Pier (new) 42, North River, for the installation of a fender system on both sides thereof, and for the driving of shed foundation piles for the support of the new shed to be erected thereon. Order issued to Chief Engineer.

5 (78702). Recommending the issuance of an order for repairs to the crib bulkhead between Seventy-seventh and Seventy-ninth streets, North River. Repairs ordered.

From the Superintendent of Ferries (78761)—Reporting that the last consignment of oil delivered by J. K. Larkin under Contract No. 1119 has been found satisfactory and has been accepted. Filed.

From the Superintendent of Docks (78809)—Recommending that the permit to the Phoenix Towing and Transportation Company for dumping top soil on the pier foot of Bay Ridge avenue, South Brooklyn, be revoked as of July 1, 1908, since which date the company has not availed itself of the privilege. Permit revoked as recommended.

William Doyle, Deckhand (78648), having appeared in answer to the charges preferred against him on October 13, 1908, he was reprimanded and ordered reassigned to work.

The following Department orders were issued:

No.	Issued To and For.	Price.
24089.	Library Bureau, card index unit.....	\$38 50
24090.	Alexander Miller & Bro., repairs to receiver pipe on tug "Richmond"	10 00

The Department of Health was requested to make an examination as to the physical condition of Louis Dossik, Dockbuilder (78811), and Peter W. Hyer, Dockmaster (78813).

The bids received October 5, 1908, for repairs to asphalt pavement under Contract No. 1136 were rejected and the contract ordered readvertised.

It having been reported that James McConnell is erecting a coal pocket and hopper at the foot of Garrison avenue and Bronx River, contrary to the plans approved by the Department, said McConnell was directed to cease work until new plans are submitted and approved.

The Chief Engineer was directed to have photographs made of the premises at Whale Creek, Borough of Brooklyn, which the City desires to acquire for the purpose of improvement, together with a topographical detailed survey of the tank now located on the premises.

DENIS A. JUDGE, Deputy and Acting Commissioner.

CHANGES IN DEPARTMENTS, ETC.

FIRE DEPARTMENT.

December 15—Thomas J. Casey has been reinstated as a Probationary Fireman, to take effect at 8 a. m., December 15, 1908, with salary at the rate of \$800 per annum, and assigned to Engine Company 203, Borough of Richmond, pursuant to the provisions of chapter 723 of the Laws of 1907.

TENEMENT HOUSE DEPARTMENT.

December 15—Resigned, Albert Sonberg, No. 264 East Broadway, New York City, Clerk; salary, \$1,050 per annum. This resignation to take effect at the close of business December 14, 1908.

Appointments in the service of the Tenement House Department:

Clerks, Salary, \$1,050 Per Annum.

Gay, Peter J., No. 455 East One Hundred and Thirty-sixth street, New York City; McGauran, Patrick O. K., No. 139 Lawrence street, Brooklyn, N. Y. These

appointments to take effect at the beginning of business December 14, 1908.

Orbach, Charles, No. 205 East Sixty-ninth street, New York City. This appointment to take effect at the beginning of business December 15, 1908.

BOARD OF EDUCATION.

December 15—Dr. E. Helen Knight, No. 35 Mount Morris Park West, transferred from the position of Medical Inspector in the Department of Health, by authority of the Municipal Civil Service Commission, was assigned to the position of Examining Physician in the Board of Education this day.

DEPARTMENT OF PARKS.

Boroughs of Brooklyn and Queens.

December 15—

Reinstated—John O'Leary, No. 229 Union street, Playground Attendant.

Laid Off for Lack of Work—Irene E. Keane, No. 521 West One Hundred and Twenty-third street, New York, Play-

ground Attendant; John J. Herrick, No. 595 Metropolitan avenue, Bricklayer; Wm. J. Fruin, No. 810 Classon avenue, Mason; Michael J. Collins, No. 212 Jersey avenue, New Brighton, S. I., Mason; John Meehan, No. 99 Flushing avenue, Jamaica, Mason; Charles Weyman, No. 232 Sixth avenue, Steam Roller Engineer; Wilbur E. Phelps, No. 373 Thirteenth street, Steam Roller Engineer; John F. Shivers, No. 3 Spencer court, Steam Roller Engineer; Fredk. W. Wright, No. 479 Seventy-second street, Steam Roller Engineer; Fredk. Curnick, No. 1067 Lafayette avenue, Steam Roller Engineer; Moses Rodgers, No. 2150 Atlantic avenue, Steam Roller Engineer.

BOARD OF WATER SUPPLY.

December 15—The Board of Water Supply has made the following appointments:

William H. Price, Calverton, N. Y., Gage Keeper, \$5 per month, December 1, 1908; Philip Ott, Babylon, L. I., Clerk, first grade, \$240 per annum, December 1, 1908; John E. Welch, No. 61 Hooker avenue, Poughkeepsie, N. Y., Clerk, first grade, \$240 per annum, December 4, 1908; George A. Vollmar, Katonah, N. Y., Assistant Engineer Designer, \$2,100 per annum, December 3, 1908; Harry F. Dubois, St. Andrews, N. Y., Laborer, \$2 per day, December 8, 1908; Mervin C. Taylor, Cornwall-on-Hudson, N. Y., Mining Bricklayer, \$4.50 per day, December 9, 1908; Charles C. Taylor, Cornwall-on-Hudson, N. Y., Mining Bricklayer, \$4.50 per day, December 9, 1908; Samuel Cunningham, Cold Spring, N. Y., Mining Carpenter, \$4 per day, December 10, 1908; Fred Weickstrom, Storm King, N. Y., Mining Carpenter, \$4 per day, December 10, 1908; John Ferguson, Cold Spring, N. Y., Miner, \$3 per day, December 10, 1908; William A. Wilson, No. 134 West One Hundred and Thirteenth street, New York City, Photographer, \$87.50 per month, December 12, 1908 (fifteen-day emergency appointment).

PUBLIC HEARING.

Public notice is hereby given that the Committee on Laws and Legislation of the Board of Aldermen will hold a public hearing in the Aldermanic Chamber, City Hall, Borough of Manhattan, on Monday, December 21, 1908, at 2 o'clock p. m. on the following matter:

An ordinance establishing a public market on Park avenue between One Hundred and Eleventh and One Hundred and Twenty-fourth streets, Borough of Manhattan.

All persons interested in the above matter are respectfully invited to attend.

P. J. SCULLY,
City Clerk and Clerk of the Board of Aldermen.



OFFICIAL DIRECTORY.

STATEMENT OF THE HOURS DURING WHICH the Public Offices in the City are open for business and at which the Courts regularly open and adjourn as well as the places where such offices are kept and such Courts are held, together with the heads of Departments and Courts.

CITY OFFICES.

MAYOR'S OFFICE.
No. 5 City Hall, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.
Telephone, 820 Cortlandt.
GEORGE B. McCLELLAN, Mayor.
Frank M. O'Brien, Secretary.
William A. Willis, Executive Secretary.
James A. Rierdon, Chief Clerk and Bond and Warrant Clerk.

BUREAU OF WEIGHTS AND MEASURES.
Room 7, City Hall, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.
Telephone, 820 Cortlandt.
Patrick Derry, Chief of Bureau.

BUREAU OF LICENSES.
9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.
Telephone, 820 Cortlandt.
Francis V. S. Oliver, Jr., Chief of Bureau.
Principal Office, Room 1, City Hall.
Branch Office, Room 12, Borough Hall, Brooklyn.
Branch Office, Richmond Borough Hall, Room 23, New Brighton, S. I.
Branch Office, Hackett Building, Long Island City, Borough of Queens.

AQUEDUCT COMMISSIONERS.
Room 207, No. 280 Broadway, 5th floor, 9 a. m. to 4 p. m.
Telephone, 1942 Worth.
The Mayor, the Comptroller, ex-officio, Commissioners John F. Cowan (President), William H. Ten

Eyck, John J. Ryan and John P. Windolph; Harry W. Walker, Secretary; Walter H. Sears, Chief Engineer.

ARMORY BOARD.

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

Harris Davis, Secretary, Room 6, Basement, Hall of Records, Chambers and Centre streets.
Office hours, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.
Telephone, 3900 Worth.

ART COMMISSION.

City Hall, Room 21.
Telephone call, 1107 Cortlandt.
Robert W. de Forest, Trustee Metropolitan Museum of Art, President; Frank D. Millet, Painter, Vice-President; Howard Mansfield, Secretary; A. Augustus Healy, President of the Brooklyn Institute of Arts and Sciences; George B. McClellan, Mayor of the City of New York; John Bigelow, President of New York Public Library; John J. Boyle, Sculptor; Arnold W. Brunner, Architect; John B. Pine, Charles Howland Russell.
John Quincy Adams, Assistant Secretary.

BELLEVUE AND ALLIED HOSPITALS.
Office, Bellevue Hospital, Twenty-sixth street and First avenue.
Telephone, 4400 Madison Square.
Board of Trustees—Dr. John W. Brannan, President; James K. Paulding, Secretary; Arden M. Robbins, Samuel Sachs, Leopold Stern, John H. Barry, John G. O'Keefe, Robert W. Hebbard, ex-officio

BOARD OF ALDERMEN.
No. 11 City Hall, 10 a. m. to 4 p. m.; Saturdays, 10 a. m. to 12 m.
Telephone, 7560 Cortlandt.
Patrick F. McGowan, President.
P. J. Scully, City Clerk.

BOARD OF ASSESSORS.
Office, No. 320 Broadway, 9 a. m. to 4 p. m.; Saturdays, 12 m.
Antonio Zucca.
Paul Weimann.
James H. Kennedy.
William H. Jasper, Secretary.
Telephone, 29, 30 and 31 Worth.

BOARD OF ELECTIONS.
Headquarters General Office, No. 107 West Forty-first Street.
Commissioners—John T. Dooling (President), Charles B. Page, (Secretary), Rudolph C. Fuller, James Kane.
William Plimley, Acting Chief Clerk.
Telephone, 2946 Bryant.

BOROUGH OFFICES.
Manhattan.
No. 112 West Forty-second street.
William C. Baxter, Chief Clerk.

The Bronx.
One Hundred and Thirty-eighth street and Mott Avenue (Solingen Building).
Cornelius A. Bunner, Chief Clerk.

Brooklyn.
No. 42 Court street (Temple Bar Building).
George Russell, Chief Clerk.

Queens.
No. 46 Jackson avenue, Long Island City.
Carl Voegel, Chief Clerk.

Richmond.
Borough Hall, New Brighton, S. I.
Charles M. Schwalbe, Chief Clerk.
All offices open from 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

BOARD OF ESTIMATE AND APPORTIONMENT.
The Mayor, Chairman; the Comptroller, President of the Board of Aldermen, President of the Borough of Manhattan, President of the Borough of Brooklyn, President of the Borough of The Bronx, President of the Borough of Queens, President of the Borough of Richmond.

OFFICE OF THE SECRETARY.
No. 277 Broadway, Room 1406. Telephone, 2280 Worth.
Joseph Haag, Secretary; William M. Lawrence, Assistant Secretary. Charles V. Ade, Clerk to Board.

OFFICE OF THE CHIEF ENGINEER.
Nelson P. Lewis, Chief Engineer, No. 277 Broadway, Room 1408. Telephone, 2281 Worth.
Arthur S. Tuttle, Engineer in charge Division of Public Improvements, No. 277 Broadway, Room 1408. Telephone, 2281 Worth.
Harry P. Nichols, Engineer in charge Division of Franchises, No. 277 Broadway, Room 801. Telephone, 2282 Worth.

BOARD OF EXAMINERS.
Rooms 6027 and 6028 Metropolitan Building, No. 1 Madison avenue, Borough of Manhattan, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.
Telephone, 5840 Gramercy.

Warren A. Conover, Charles Buek, Lewis Hardin, Charles G. Smith, Edward F. Croker, Henry R. Marshall and George A. Just, Chairman.
Edward V. Barton, Clerk.
Board meeting every Tuesday at 2 p. m.

BOARD OF PAROLE OF THE NEW YORK CITY REFORMATORY OF MISDEMEANANTS.
Office, No. 148 East Twentieth street.
John V. Coggey, Commissioner of Correction, President.

Wm. E. Wyatt, Judge, Special Sessions, First Division.
Robert J. Wilkin, Judge, Special Sessions, Second Division.
James J. Walsh, City Magistrate, First Division.
Edward J. Dooley, City Magistrate, Second Division.
Samuel B. Hamburger, John C. Heintz, Dominick Di Dario, James F. Boyle.
Thomas R. Minnick, Secretary.

BOARD OF REVISION OF ASSESSMENTS.
Herman A. Metz, Comptroller.
Francis K. Pendleton, Corporation Counsel.
Lawson Purdy, President of the Department of Taxes and Assessments.

Henry J. Storrs, Chief Clerk, Finance Department, No. 280 Broadway.
Telephone, 1200 Worth.

AQUEDUCT COMMISSIONERS.
Room 207, No. 280 Broadway, 5th floor, 9 a. m. to 4 p. m.
Telephone, 1942 Worth.
The Mayor, the Comptroller, ex-officio, Commissioners John F. Cowan (President), William H. Ten

BOARD OF WATER SUPPLY.

Office, No. 209 Broadway.
John A. Bensel, Charles N. Chadwick, Charles A. Shaw, Commissioners.
Thomas Hassett, Secretary.
J. Waldo Smith, Chief Engineer.

COMMISSIONERS OF ACCOUNTS.

Rooms 114 and 115 Stewart Building, No. 280 Broadway, 9 a. m. to 4 p. m.
Telephone, 4315 Worth.
John Purroy Mitchel, Ernest Y. Gallaher, Commissioners.

CHANGE OF GRADE DAMAGE COMMISSION.

TWENTY-THIRD AND TWENTY-FOURTH WARDS.
Office of the Commission, Room 138, No. 280 Broadway (Stewart Building), Borough of Manhattan, New York City.

Commissioners—William E. Stillings, George C. Norton, Lewis A. Abrams.
Lamont McLoughlin, Clerk.

Regular advertised meetings on Monday, Wednesday and Friday of each week at 2 o'clock p. m.

CITY CLERK AND CLERK OF THE BOARD OF ALDERMEN.

City Hall, Rooms 11, 12; 10 a. m. to 4 p. m.; Saturdays, 10 a. m. to 12 m.
Telephone, 7560 Cortlandt.

P. J. Scully, City Clerk and Clerk of the Board of Aldermen.

Joseph F. Prendergast, First Deputy City Clerk.

John T. Oakley, Chief Clerk of the Board of Aldermen.

Joseph V. Sculley, Clerk, Borough of Brooklyn.

Thomas J. McCabe, Deputy City Clerk, Borough of The Bronx.

William R. Zimmerman, Deputy City Clerk, Borough of Queens.

Joseph F. O'Grady, Deputy City Clerk, Borough of Richmond.

CITY RECORD OFFICE.

BUREAU OF PRINTING, STATIONERY AND BLANK BOOKS.
Supervisor's Office, Park Row Building, No. 21 Park Row, Entrance, Room 807, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone, 1505 and 1506 Cortlandt. Supply Room, No. 2, City Hall.

Patrick J. Tracy, Supervisor; Henry McMillen, Deputy Supervisor; C. McKemie, Secretary.

COMMISSIONER OF LICENSES.

Office, No. 277 Broadway.
John N. Bogart, Commissioner.

James P. Archibald, Deputy Commissioner.

John J. Caldwell, Secretary.

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

Telephone, 2828 Worth.

COMMISSIONERS OF SINKING FUND.

George B. McClellan, Mayor, Chairman; Herman A. Metz, Comptroller; James J. Martin, Chamberlain; Patrick F. McGowan, President of the Board of Aldermen, and Timothy P. Sullivan, Chairman Finance Committee, Board of Aldermen, Members. N. Taylor Phillips, Deputy Comptroller, Secretary; Office of Secretary, Room 12, Stewart Building.

Telephone, 1200 Worth.

DEPARTMENT OF BRIDGES.

No. 13-21 Park Row.
James W. Stevenson, Commissioner.
John H. Little, Deputy Commissioner.
Edgar E. Schiff, Secretary.

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

Telephone, 6080 Cortlandt.

DEPARTMENT OF CORRECTION.

CENTRAL OFFICE.

No. 148 East Twentieth street. Office hours from 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone, 1047 Gramercy.

John V. Coggey, Commissioner.

George W. Meyer, Deputy Commissioner.

John B. Fitzgerald, Secretary.

DEPARTMENT OF DOCKS AND FERRIES.

Pier "A," N. R., Battery place.

Telephone, 300 Rector.

Allen N. Spooner, Commissioner.

Dennis A. Judge, Deputy Commissioner.

Joseph W. Savage, Secretary.

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

DEPARTMENT OF EDUCATION.

BOARD OF EDUCATION.

Park avenue and Fifty-ninth street, Borough of Manhattan, 9 a. m. to 5 p. m. (in the month of August, 9 a. m. to 4 p. m.); Saturdays, 9 a. m. to 12 m.

Telephone, 5580 Plaza.

Richard B. Aldcroft, Jr.; Nicholas J. Barrett, Charles E. Bruce, M. D.; Joseph E. Cosgrove, Frederic R. Coudert, Francis W. Crowninshield, Francis P. Cunnion, Thomas M. De Laney, Horace E. Dresser, Alexander Ferris, Joseph Nicola Francolini, George Freifeld, George J. Gillespie, John Greene, Lewis Haase, Robert L. Harrison, Louis Haupt, M. D.; Thomas J. Higgins, James P. Holland, Arthur Hollick, Charles H. Ingalls, Nathan S. Jonas, Hugo Kanzler, Max Katzenberg, John C. Kelley, Alrick H. Man, Clement March, Mitchell May, Dennis J. McDonald, M. D.; Thomas J. O'Dohone, Frank H. Partridge, George W. Schaeidle, Henry H. Sherman, Arthur S. Somers, Abraham Stern, M. Samuel Stern, Cornelius J. Sullivan, James E. Sullivan, Michael J. Sullivan, Bernard Suydam, Rupert B. Thomas, John R. Thompson, George A. Vandenhoff, Frank D. Wiley, George W. Wingate, Egerton L. Winthrop, Jr., members of the Board.

Egerton L. Winthrop, Jr., President.

John Greene, Vice-President.

A. Emerson Palmer, Secretary.

Fred H. Johnson, Assistant Secretary.

C. B. J. Snyder, Superintendent of School Buildings.

Patrick Jones, Superintendent of School Supplies.

Henry R. M. Cook, Auditor.

Thomas A. Dillon, Chief Clerk.

Henry M. Leipziger, Supervisor of Lectures.

Claude G. Leland, Superintendent of Libraries.

A. J. Maguire, Supervisor of Janitors.

BOARD OF SUPERINTENDENTS.

William H. Maxwell, City Superintendent of Schools, and Andrew W. Edson, John H. Haaren,

Clarence E. Meleney, Thomas S. O'Brien, Edward B. Shallow, Edward L. Stevens, Gustave Straubemüller, John H. Walsh, Associate City Superintendents.

DISTRICT SUPERINTENDENTS.

Darwin L. Bardwell, William A. Campbell, John J. Chickering, John W. Davis, John Dwyer, James M. Edsall, Matthew J. Elgas, Edward D. Farrell,

Cornelius D. Franklin, John Griffin, M. D.; John L. N. Hunt, Henry W. Jameson, James Lee, Charles W. Lyon, James J. McCabe, William J. O'Shea, Julia Richman, Alfred T. Schaufler, Albert Shiels, Edgar Dubs Shimer, Seth T. Stewart, Edward W. Stitt, Grace C. Strachan, Joseph S. Taylor, Joseph H. Wade, Evangeline E. Whitney.

BOARD OF EXAMINERS.

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

DEPARTMENT OF FINANCE.

Stewart Building, Chambers street and Broadway

Borough of Queens, Nos. 372 and 374 Fulton street, Jamaica.

John H. Barry, M. D., Assistant Sanitary Superintendent; George R. Crowley, Assistant Chief Clerk; Robert Campbell, M. D., Assistant Registrar of Records.

Borough of Richmond, Nos. 54 and 56 Water street, Stapleton, Staten Island.

John T. Sprague, M. D., Assistant Sanitary Superintendent; Charles E. Hoyer, Assistant Chief Clerk; L. Walter Wood, M. D., Assistant Registrar of Records.

DEPARTMENT OF PARKS.

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

William J. Fransoli, Secretary. Offices, Arsenal, Central Park.

Telephone, 201 Plaza.

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

Offices, Litchfield Mansion, Prospect Park, Brooklyn.

Telephone, 2300 South.

Joseph J. Berry, Commissioner of Parks for the Borough of The Bronx.

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

Telephone, 2640 Tremont.

DEPARTMENT OF PUBLIC CHARITIES.

PRINCIPAL OFFICE. Foot of East Twenty-sixth street, 9 a. m. to 4 p. m. Saturdays, 12 m.

Telephone, 3140 Madison Square. Robert W. Hebbard, Commissioner.

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

J. McKee Borden, Secretary.

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

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

The Children's Bureau, No. 66 Third avenue.

Office hours, 8:30 a. m. to 4 p. m.

Jeremiah Connelly, Superintendent for Richmond Borough, Borough Hall, St. George, Staten Island.

Telephone, 1000 Tompkinsville.

DEPARTMENT OF STREET CLEANING.

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

Foster Crowell, Commissioner.

William H. Edwards, Deputy Commissioner, Borough of Manhattan.

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

Jerome F. Reilly, Deputy Commissioner, Borough of The Bronx.

John J. O'Brien, Chief Clerk.

DEPARTMENT OF TAXES AND ASSESSMENTS.

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

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

DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY.

Nos. 13 to 21 Park row, 9 a. m. to 4 p. m. Telephones, Manhattan, 8520 Cortlandt; Brooklyn, 3980 Main; Queens, 439 Greenpoint; Richmond, 94 Tompkinsville; Bronx, 62 Tremont.

John H. O'Brien, Commissioner.

M. F. Loughman, Deputy Commissioner.

John F. Garvey, Secretary to Department.

J. M. de Varona, Chief Engineer.

George W. Birdsall, Consulting Hydraulic Engineer.

George F. Sever, Consulting Electrical Engineer. Charles F. Lacombe, Chief Engineer of Light and Power.

Michael C. Padden, Water Register, Manhattan.

William A. Hawley, Secretary to Commissioner.

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

John W. McKay, Acting Chief Engineer, Brooklyn.

William R. McGuire, Water Register, Brooklyn.

Michael Hecht, Deputy Commissioner, Borough of The Bronx, Crotona Park Building, One Hundred and Seventy-seventh street and Third avenue.

Thomas M. Lynch, Water Register, The Bronx.

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

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

EXAMINING BOARD OF PLUMBERS.

Bartholomew F. Donohoe, President; John J. Moore, Secretary; John J. Dunn, Treasurer; ex-officio, Horace Loomis and Matthew E. Healy.

Rooms Nos. 14, 15 and 16 Aldrich Building, Nos. 140 and 151 Church street.

Office open during business hours every day in the year (except legal holidays). Examinations are held on Monday, Wednesday and Friday after 1 p. m.

FIRE DEPARTMENT.

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

HEADQUARTERS.

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

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

Nicholas J. Hayes, Commissioner.

P. A. Whitney, Deputy Commissioner.

Charles C. Wise, Deputy Commissioner, Borough of Brooklyn and Queens.

William A. Larney, Secretary; Mark Levy, Secretary to the Commissioner; George F. Dobson, Jr., Secretary to the Deputy Commissioner, Boroughs of Brooklyn and Queens.

Edward F. Croker, Chief of Department.

Thomas Lally, Deputy Chief of Department in charge, Boroughs of Brooklyn and Queens.

Joseph L. Burke, Inspector of Combustibles, Nos. 157 and 159 East Sixty-seventh street, Manhattan.

Telephone, 640 Plaza.

Franz S. Wolf, Inspector of Combustibles, Boroughs of Brooklyn and Queens, Nos. 365 and 367 Jay street, Brooklyn. Telephone, 3520 Main.

Peter Seery, Fire Marshal, Boroughs of Manhattan and The Bronx and Richmond.

William L. Beers, Fire Marshal, Boroughs of Brooklyn and Queens.

Andrew P. Martin, Chief Inspector in Fire Alarm Telegraph Bureau.

William T. Beggin, Chief of Battalion in charge

Bureau of Violations and Auxiliary Fire Appliances, Boroughs of Manhattan, The Bronx and Richmond, Nos. 157 and 159 East Sixty-seventh street, Manhattan.

Brooklyn and Queens, Nos. 365 and 367 Jay street, Brooklyn.

Central office open at all hours.

LAW DEPARTMENT.

OFFICE OF CORPORATION COUNSEL.

Hall of Records, Chambers and Centre streets, 6th, 7th and 8th floors, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone, 3900 Worth.

Francis K. Pendleton, Corporation Counsel.

Assistants—Theodore Connolly, George L. Sterling, Charles D. Olendorf, William P. Burr, R. Percy Chittenden, David Rumsey, William Beers Crowell, John L. O'Brien, Terence Farley, Cornelius F. Collins, John F. O'Brien, Edward S. Malone, Edwin J. Freedman, Louis H. Hahl, Frank B. Pierce, Stephen O'Brien, Charles A. O'Neil, Richard H. Mitchell, John Widdecombe, Edward J. McGoldrick, Curtis A. Peters, Arthur Sweeny, Joel J. Squier, Harford P. Walker, George P. Nicholson, George H. Folwell, William H. King, Alfred W. Booraem, Josiah A. Stover, Thomas F. Noonan, J. Gabriel Britt, Royal E. T. Riggs, Charles McIntyre, Solon Berrick, Francis J. Byrne, James P. O'Connor, William H. Jackson, Edward Maxson, Elliot S. Benedict, Clarence L. Barber, Isaac Phillips, Edward A. McShane, Eugene Fay.

Secretary to the Corporation Counsel—Edmund Kirby.

Chief Clerk—Andrew T. Campbell.

BROOKLYN OFFICE.

Borough Hall, 2d floor, 9 a. m. to 4 p. m. Saturdays, 9 a. m. to 12 m.

Telephone, 2948 Main.

James D. Bell, Assistant in charge.

BUREAU OF STREET OPENINGS.

No. 99 West Broadway, 9 a. m. to 4 p. m. Saturdays, 9 a. m. to 12 m.

Telephone, 8190 Cortlandt.

John P. Dunn, Assistant in charge.

BUREAU FOR THE RECOVERY OF PENALTIES.

No. 119 Nassau street, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone, 4526 Cortlandt.

Herman Stiel, Assistant in charge.

BUREAU FOR THE COLLECTION OF ARREARS OF PERSONAL TAXES.

No. 280 Broadway, 5th floor. Office hours for public, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone, 4585 Worth.

Geo. O'Reilly, Assistant in charge.

TENEMENT HOUSE BUREAU AND BUREAU OF BUILDINGS.

No. 44 East Twenty-third street, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone, 1961 Gramercy.

John P. O'Brien, Assistant in charge.

METROPOLITAN SEWERAGE COMMISSION.

Office, No. 17 Battery place. George A. Soper, Ph. D., President; James H. Fuertes, Secretary; H. de B. Parsons, Charles Sooysmith, Linsly R. Williams, M. D.

Telephone, 1694 Rector.

MUNICIPAL CIVIL SERVICE COMMISSION.

No. 299 Broadway, 9 a. m. to 4 p. m.

Frank L. Polk, R. Ross Appleton, Arthur J. O'Keefe.

Frank A. Spencer, Secretary.

John F. Skelly, Assistant Secretary.

Labor Bureau.

Nos. 54-60 Lafayette street.

Telephone, 2140 Worth.

MUNICIPAL EXPLOSIVES COMMISSION.

Nos. 157 and 159 East Sixty-seventh street, Headquarters Fire Department.

Patrick A. Whitney, Deputy Fire Commissioner and Chairman; William Montgomery, John Sherry, C. Andrade, Jr., Abram A. Breneman. Telephone, 640 Plaza.

Franz S. Wolf, Secretary, Nos. 365-367 Jay street, Brooklyn.

Stated meeting, Friday of each week, at 3 p. m.

Telephone, 3520 Main.

POLICE DEPARTMENT.

CENTRAL OFFICE.

No. 300 Mulberry street, 9 a. m. to 4 p. m.

Telephone, 3100 Spring.

Theodore A. Bingham, Commissioner.

William F. Baker, First Deputy Commissioner.

Frederick H. Bugher, Second Deputy Commissioner.

Pert Hanson, Third Deputy Commissioner.

Arthur Woods, Fourth Deputy Commissioner.

Daniel G. Slattery, Secretary to Commissioner.

William H. Kipp, Chief Clerk.

Telephone, 4150 Beekman.

PUBLIC SERVICE COMMISSION.

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

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

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

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

Telephone, 4150 Beekman.

TENEMENT HOUSE DEPARTMENT.

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

Telephone, 5331 Gramercy.

Edmond J. Butler, Commissioner.

Wm. H. Abbott, Jr., First Deputy Commissioner.

Brooklyn Office (Boroughs of Brooklyn, Queens and Richmond), Temple Bar Building, No. 44 Court street.

Telephone, 3825 Main.

John McKeown, Second Deputy Commissioner.

Bronx Office, Nos. 2804, 2806 and 2808 Third Avenue.

Telephone, 967 Melrose.

William B. Calvert, Superintendent.

BOROUGH OFFICES.

BOROUGH OF THE BRONX.

Office of the President, corner Third avenue and One Hundred and Seventy-seventh street; 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Louis F. Haffen, President.

Henry A. Gumbleton, Secretary.

John F. Murray, Commissioner of Public Works.

John A. Hawkins, Assistant Commissioner of Public Works.

Josiah A. Briggs, Chief Engineer.

Frederick Greiffenberg, Principal Assistant Topographical Engineer.

Charles H. Graham, Engineer of Sewers.

SURROGATE.

Daniel Noble, Surrogate.
Wm. F. Hendrickson, Clerk.
Office, No. 364 Fulton street, Jamaica.
Except on Sundays, holidays and half holidays, the office is open from 9 a. m. to 4 p. m.; Saturdays, from 9 a. m. to 12 m.

The calendar is called on Tuesday of each week at 10 a. m., except during the month of August, when no court is held, and the court sits every day thereafter until all contested cases have been disposed of. Telephone, 397 Jamaica.

RICHMOND COUNTY.**COMMISSIONER OF JURORS.**

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

Telephone, 81 Tompkinsville.

COUNTY CLERK.

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

Telephone, 28 New Dorp.

COUNTY JUDGE AND SURROGATE.

Terms of Court, Richmond County, 1909.
County Courts—Stephen D. Stephens, County Judge.
First Monday of June, Grand and Trial Jury.
Second Monday of November, Grand and Trial Jury.
Fourth Wednesday of January, without a Jury.
Fourth Wednesday of February, without a Jury.
Fourth Wednesday of March, without a Jury.
Fourth Wednesday of April, without a Jury.
Fourth Wednesday of July, without a Jury.
Fourth Wednesday of September, without a Jury.
Fourth Wednesday of October, without a Jury.
Fourth Wednesday of December, without a Jury.
Surrogate's Court—Stephen D. Stephens, Surrogate.
Mondays, at the Borough Hall, St. George, at 10.30 o'clock a. m.
Tuesdays, at the Borough Hall, St. George, at 10.30 o'clock a. m.
Wednesdays, at the Surrogate's Office, Richmond at 10.30 o'clock a. m.

DISTRICT ATTORNEY.

Borough Hall, St. George, S. I.
Samuel H. Evans.
Telephone, 50 Tompkinsville.

SHERIFF.

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

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

Court-house, Madison avenue, corner Twenty-fifth street. Court opens at 1 p. m.
Edward Patterson, Presiding Justice; George L. Ingraham, Chester B. McLaughlin, Frank C. Laughlin, John Proctor Clarke, James W. Houghton, Francis M. Scott, Justices; Alfred Wagstaff, Clerk; William Lamb, Deputy Clerk.

Clerk's Office opens at 9 a. m.

Telephone, 3845 Madison Square.

SUPREME COURT-FIRST DEPARTMENT.

County Court-house, Chambers street. Court open from 10.15 a. m. to 4 p. m.
Special Term, Part I. (motions), Room No. 16.
Special Term, Part II. (ex parte business), Room No. 13.

Special Term, Part III., Room No. 19.
Special Term, Part IV., Room No. 20.
Special Term, Part V., Room No. 6.
Special Term, Part VI. (Elevated Railroad cases), Room No. 31.

Trial Term, Part II., Room No. 34.
Trial Term, Part III., Room No. 22.
Trial Term, Part IV., Room No. 21.
Trial Term, Part V., Room No. 24.
Trial Term, Part VI., Room No. 18.
Trial Term, Part VII., Room No. —.
Trial Term, Part VIII., Room No. 23.
Trial Term, Part IX., Room No. 35.
Trial Term, Part X., Room No. 26.
Trial Term, Part XI., Room No. 27.
Trial Term, Part XII., Room No. —.
Trial Term, Part XIII., and Special Term, Part VII., Room No. 36.

Trial Term, Part XIV., Room No. 28.
Trial Term, Part XV., Room No. 37.

Trial Term, Part XVI., Room No. —.

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

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

Appellate Term, Room No. 29.

Naturalization Bureau, Room No. 38, third floor.

Assignment Bureau, room on mezzanine floor, northeast.

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

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

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

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

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

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

Trial Term, Part I. (criminal business).

Criminal Court-house, Centre street.

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

Peter J. Dooling, Clerk, Supreme Court.

Telephone, 4580 Cortlandt.

SUPREME COURT-SECOND DEPARTMENT.

Kings County Court-house, Borough of Brooklyn, N. Y.

Court open daily from 10 o'clock a. m. to 5 o'clock p. m. Seven jury trial parts. Special Term for Trials. Special Term for Motions.

James F. McGee, General Clerk.

Telephone, 5460 Main.

CRIMINAL DIVISION-SUPREME COURT.

Building for Criminal Courts, Centre, Elm, White and Franklin streets.
Court opens at 10.30 a. m.
Peter J. Dooling, Clerk; Edward R. Carroll, Special Deputy to the Clerk.
Clerk's Office open from 9 a. m. to 4 p. m.
Telephone, 6064 Franklin.

COURT OF GENERAL SESSIONS.

Held in the Building for Criminal Courts, Centre, Elm, White and Franklin streets.
Court opens at 10.30 a. m.
Thomas C. T. Crain, Otto A. Rosalsky, Warren W. Foster, Thomas C. O'Sullivan, Edward Swann, Joseph F. Mulqueen, James T. Malone, Judges of the Court of General Sessions. Edward R. Carroll, Clerk. Telephone, 1201 Franklin.
Clerk's Office open from 9 a. m. to 4 p. m.
During July and August Clerk's Office will close at 2 p. m., and on Saturdays at 12 m.

CITY COURT OF THE CITY OF NEW YORK.

No. 32 Chambers street, Brownstone Building, City Hall Park, from 10 a. m. to 4 p. m.

Part I.

Part II.

Part III.

Part IV.

Part V.

Part VI.

Part VII.

Part VIII.

Special Term Chambers will be held from 10 a. m. to 4 p. m.

Clerk's Office open from 9 a. m. to 4 p. m.
Edward F. O'Dwyer, Chief Justice; Lewis J. Conlan, Francis B. Delehanty, Joseph I. Green, Alexander Finelite, Thomas F. Donnelly, John V. McAvoy, Peter Schmuck, Richard T. Lynch, Edward B. La Fetra, Justices. Thomas F. Smith, Clerk. Telephone, 6142 Cortlandt.

COURT OF SPECIAL SESSIONS.

Building for Criminal Courts, Centre street between Franklin and White streets, Borough of Manhattan.

Court opens at 10 a. m.

Justices—First Division—William E. Wyatt, Wilder H. Olmsted, Joseph M. Deuel, Lorenz Zeller, John B. Mayo, Franklin Chase Hoyt, Charles W. Culkin, Clerk; William M. Fuller, Deputy Clerk.

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

Telephone, 2992 Franklin, Clerk's office.

Telephone, 601 Franklin, Justices' chambers.

Second Division—Trial Days—No. 171 Atlantic avenue, Brooklyn, Mondays, Thursdays and Fridays at 10 o'clock; Town Hall, Jamaica, Borough of Queens, Tuesday at 10 o'clock; Town Hall, New Brighton, Borough of Richmond, Wednesdays at 10 o'clock.

Justices—Howard J. Forker, John Fleming, Morgan M. L. Ryan, Robert J. Wilkin, George J. O'Keefe, James J. McInerney, Joseph L. Kerrigan, Clerk; John J. Dorman, Deputy Clerk.

Clerk's Office, No. 171 Atlantic avenue, Borough of Brooklyn, open from 9 a. m. to 4 p. m.

CHILDREN'S COURT.

First Division—No. 66 Third avenue, Manhattan. Ernest K. Coulter, Clerk.

Telephone, 5353 Stuyvesant.

Second Division—No. 102 Court street, Brooklyn. William F. Delaney, Clerk.

Telephone, 627 Main.

CITY MAGISTRATES' COURT.**First Division.**

Court opens from 9 a. m. to 4 p. m.
City Magistrates—Robert C. Cornell, Leroy B. Crane, Peter T. Barlow, Matthew P. Breen, Joseph F. Moss, James J. Walsh, Henry Steinert, Daniel E. Finn, Frederick B. House, Charles N. Harris, Frederic Kernochan, Arthur C. Butts, Otto H. Droege, Joseph E. Corrigan, Moses Herrman, Paul Krotel.

Philip Bloch, Secretary, One Hundred and Twenty-first street and Sylvan place.

First District—Criminal Court Building.

Second District—Jefferson Market.

Third District—No. 69 Essex street.

Fourth District—No. 151 East Fifty-seventh street.

Fifth District—One Hundred and Twenty-first street, southeastern corner of Sylvan place.

Sixth District—One Hundred and Sixty-first street and Brook avenue.

Seventh District—No. 314 West Fifty-fourth street.

Eighth District—Main street, Westchester.

Second Division.

Borough of Brooklyn.

City Magistrates—Edward J. Dooley, James G. Tighe, John Naumer, E. G. Higginbotham, Frank E. O'Reilly, Henry J. Furlong, Alfred E. Steers, A. V. B. Voorhees, Jr., Alexander H. Geismar, John F. Hyland.

President of the Board, Edward J. Dooley, No. 318 Adams street.

Secretary to the Board, Charles J. Flanigan, Myrtle and Vanderbilt avenues, and No. 648 Halsey street.

Courts.

First District—No. 318 Adams street.

Second District—Court and Butler streets.

Third District—Myrtle and Vanderbilt avenues.

Fourth District—No. 186 Bedford avenue.

Fifth District—No. 249 Manhattan avenue.

Sixth District—No. 495 Gates avenue.

Seventh District—No. 31 Snider avenue (Flatbush).

Eighth District—West Eighth street (Coney Island).

Ninth District—Fifth avenue and Twenty-third street.

Tenth District—No. 133 New Jersey avenue.

Borough of Queens.

City Magistrates—Matthew J. Smith, Joseph Fitch, Maurice E. Connolly, Eugene C. Gilroy.

Courts.

First District—St. Mary's Lyceum, Long Island City.

Second District—Town Hall, Flushing, L. I.

Third District—Central avenue, Far Rockaway, L. I.

Borough of Richmond.

City Magistrates—Joseph B. Handy, Nathaniel Marsh.

Courts.

First District—Lafayette place, New Brighton, Staten Island.

Second District—Village Hall, Stapleton, Staten Island.

MUNICIPAL COURTS.**Borough of Manhattan.**

First District—The First District embraces the territory bounded on the south and west by the southerly and westerly boundaries of the said

borough, on the north by the centre line of Fourteenth street and the centre line of Fifth street from the Bowery to Second avenue, on the east by the centre lines of Fourth avenue from Fourteenth street to Fifth street, Second avenue, Chrystie street, Division street and Catharine street.

Wauhoo Lynn, William F. Moore, John Hoyer, Justices.

Thomas O'Connell, Clerk; Francis Mangin, Deputy Clerk.

Location of Court—Merchants' Association Building, Nos. 54-60 Lafayette street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.

Additional Parts are held at southwest corner of Sixth avenue and Tenth street and at No. 128 Prince street.

Telephone, 6030 Franklin.

Second District—The Second District embraces the territory bounded on the south by the centre line of Fifth street from the Bowery to Second avenue and on the south and east by the southerly and easterly boundaries of the said borough, on the north by the centre line of East Fourteenth street, on the west by the centre lines of Fourth avenue from Fourteenth street to Fifth street, Second avenue, Chrystie street, Division street and Catharine street.

George F. Roesch, Benjamin Hoffman, Leon Sanders, Thomas P. Dinnean, Justices.

James J. Devlin, Clerk; Michael H. Looney, Deputy Clerk.

Location of Court—Nos. 264 and 266 Madison street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.

Telephone, 2506 Orchard.

Third District—The Third District embraces the territory bounded on the south by the centre line of Fourteenth street, on the east by the centre line of Seventh avenue from Fourteenth street to Fifty-ninth street and by the centre line of Central Park West from Fifty-ninth street to Sixty-fifth street on the north by the centre line of Sixty-fifth street and the centre line of Fifty-ninth street from Seventh to Eighth avenue, on the west by the westerly boundary of the said borough.

Thomas E. Murray, James W. McLaughlin, Justices.

Michael Skelly, Clerk; Henry Merzbach, Deputy Clerk.

Location of Court—No. 314 West Fifty-fourth street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.

Telephone number, 5450 Columbus.

Fourth District—The Fourth District embraces the territory bounded on the south by the centre line of Fourteenth street, on the east by the centre line of Seventh avenue from Fourteenth street to Fifty-ninth street and by the centre line of Central Park West from Fifty-ninth street to Sixty-fifth street on the north by the centre line of Sixty-fifth street and the centre line of Central Park West from Sixty-fifth street to Seventy-first street on the west by the westerly boundary of the said borough.

Michael F. Blake, William J. Boyhan, Justices.

Abram Bernard, Clerk; James Foley, Deputy Clerk.

Location of Court—Part I., No. 4

Second District—Second and Third Wards, which include the territory of the late Towns of Newtown and Flushing. Court-room in Court-house of the late Town of Newtown, corner of Broadway and Court street, Elmhurst, New York. P. O. Address, Elmhurst, Queens County, New York.

William Rasquin, Jr., Justice. Luke J. Connor, Clerk. William Repper, Assistant Clerk.

James B. Snediker, Stenographer.

Trial days, Tuesdays and Thursdays.

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

Telephone, 87 New York.

Third District—Fourth and Fifth Wards, comprising the territory of the former Towns and Villages of Jamaica, Far Rockaway and Rockaway Beach.

James F. McLaughlin, Justice. George W. Damon, Clerk.

Court-house, Town Hall, Jamaica.

Telephone, 189 Jamaica.

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

Court held on Mondays, Wednesdays and Fridays at 9 a. m.

Borough of Richmond.

First District—First and Third Wards, (Towns of Castleton and Northfield). Court-room, former Village Hall, Lafayette avenue and Second street, New Brighton.

Thomas C. Brown, Justice. Anning S. Prall, Clerk.

Clerk's Office open from 8:45 a. m. to 4 p. m.

Telephone, 503 Tompkinsville.

Second District—Second, Fourth and Fifth Wards (Towns of Middletown, Southfield and Westfield). Court-room, former Edgewater Village Hall, Stapleton.

George W. Stake, Justice. Peter Tierman, Clerk.

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

Court opens at 9 a. m. Calendar called at 10 a. m.

Court continued until close of business. Trial days, Mondays, Wednesdays and Fridays.

Telephone, 313 Tompkinsville

BOARD MEETINGS.

The Board of Estimate and Apportionment meets in the Old Council Chamber (Room 16), City Hall, every Friday, at 10:30 o'clock a. m.

JOSEPH HAAG,

Secretary.

The Commissioners of the Sinking Fund meet in the Old Council Chamber (Room 16), City Hall, at call of the Mayor.

N. TAYLOR PHILLIPS,

Deputy Comptroller, Secretary.

The Board of Revision of Assessments meets in the Old Council Chamber (Room 16), City Hall, every Thursday at 11 a. m., upon notice of the Chief Clerk.

HENRY J. STORRS,

Chief Clerk.

The Board of City Record meets in the Old Council Chamber (Room 16), City Hall, at call of the Mayor.

PATRICK J. TRACY,

Supervisor, Secretary.

CHANGE OF GRADE DAMAGE COMMISSION.

TWENTY-THIRD AND TWENTY-FOURTH WARDS.

PURSUANT TO THE PROVISIONS OF chapter 537 of the Laws of 1893 and the Acts amendatory thereof and supplemental thereto, notice is hereby given that meetings of the Commissioners appointed under said Acts will be held at the office of the Commission, Room 138, No. 280 Broadway (Stewart Building), Borough of Manhattan, New York City, on Mondays, Wednesdays and Fridays of each week, at 2 o'clock p. m., until further notice.

Dated New York City, October 12, 1908.

WILLIAM E. STILLINGS,

GEORGE C. NORTON,

LEWIS A. ABRAMS,

Commissioners.

LAMONT McLOUGHLIN,

Clerk.

OFFICIAL BOROUGH PAPERS.

BOROUGH OF THE BRONX.

"The Bronx Star," "North Side News," "Bronx Independent."

BOROUGH OF RICHMOND.

"Staten Island World," "Richmond County Herald."

BOROUGH OF QUEENS.

The "Daily Dispatch" (First, Second, Third, Fourth and Fifth Wards), "Long Island Star" (First and Second Wards), "Flushing Evening Journal" (Third Ward), "Long Island Farmer" (Fourth Ward), "Rockaway News" (Fifth Ward).

BOROUGH OF BROOKLYN.

"Brooklyn Eagle," "Brooklyn Times," "Brooklyn Citizen," "Brooklyn Standard-Union," "Brooklyn Free Presse."

BOROUGH OF MANHATTAN.

"Real Estate Record and Guide" (Harlem District), "Manhattan and Bronx Advocate" (Washington Heights, Morningside Heights and Harlem Districts).

Designated by Board of City Record June 19, 1906. Amended June 20, 1906; September 30, 1907; February 24, 1908; March 5 and 16, and August 4, 1908.

BOROUGH OF RICHMOND.

OFFICE OF THE PRESIDENT OF THE BOROUGH OF RICHMOND, BOROUGH HALL, ST. GEORGE, NEW BRONX, NEW YORK CITY.

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

TUESDAY, DECEMBER 22, 1908.
Borough of Richmond.

FOR FURNISHING AND DELIVERING FORTY-FIVE THOUSAND (45,000) FEET (B. M.) SPRUCE AND TWENTY THOUSAND (20,000) FEET (B. M.) YELLOW PINE LUMBER AT CITY STABLE, COLUMBIA STREET, WEST NEW BRONX.

The time for the completion of the work and the full performance of the contract is ten (10) days.

The amount of security required is One Thousand Dollars (\$1,000).

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

Bidders are requested to make their bids or estimates upon the blank form prepared by the President, a copy of which, with the proper envelope in which to enclose the bid, together with a copy of the contract, including the specifications, in the form approved by the Corporation Counsel, can be obtained upon application therefor at the office of the said President. The plans and drawings may be seen and other information obtained at the office of the Commissioner of Public Works of the Borough of Richmond, Borough Hall, New Brighton, Borough of Richmond.

GEORGE CROMWELL, President.

The City of New York, December 5, 1908.

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

BOARD OF CITY RECORD.

PROPOSALS FOR BIDS OR ESTIMATES.

SEALED BIDS OR ESTIMATES WILL BE received at the office of the Supervisor of the City Record, Room 807, Park Row Building, Nos. 13 to 21 Park row, in the City of New York, until 11 o'clock a. m., on

THURSDAY, DECEMBER 17, 1908.

FOR SUPPLYING PRINTED, LITHOGRAPHED OR BLANK BOOKS, DOCKETS, LIBERS, BINDING COVERS, BINDING, ETC., FOR THE USE OF THE COURTS AND THE DEPARTMENTS AND BUREAUS OF THE GOVERNMENT OF THE CITY OF NEW YORK DURING THE YEAR 1909.

The time of delivery of the materials and supplies and the performance of the contract shall not be later than June 30, 1909. The Supervisor, however, may require delivery at an earlier date of any item or items on this contract by notice to the contractor, whereupon the item or items called for must be delivered not later than thirty days after said notice.

The amount of security shall be twenty-five per cent. of the amount of the bid.

The person or persons making an estimate shall furnish the same, in a sealed envelope indorsed with the title given above, of the work for which the estimate is made, with his or their name or names and the date of presentation to the Supervisor of the City Record, at the said office, on or before the date and hour above named, at which time and in the office of the Mayor the estimates received will be publicly opened by the Board of City Record and read, and the award of the contract made according to law as soon thereafter as practicable.

The bidder must state the item price for each item and the total price of each Department, Bureau or Court schedule. The bids will be tested and the award made by the schedule.

Bidders will write out the total amount of their estimates in addition to inserting the same in figures.

The said Board reserves the right to reject all bids or estimates if it deems it to be for the interest of the City so to do.

Delivery will be required to be made at the office of the City Record from time to time and in such quantities as may be directed by the Supervisor of the City Record.

For particulars as to the quantity and quality of the supplies or the nature and extent of the work reference must be made to the specifications, to be had at the office of the Supervisor and on file in the office of the Comptroller.

GEORGE B. MCLELLAN, Mayor; FRANCIS KEY PENDLETON, Corporation Counsel; HERMAN A. METZ, Comptroller; Board of City Record.

The City of New York, December 7, 1908.

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

DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY.

DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY, ROOM 1536, NOS. 13 TO 21 PARK ROW, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Commissioner of Water Supply, Gas and Electricity at the above office until 2 o'clock p. m. on

MONDAY, DECEMBER 21, 1908.

Boroughs of Manhattan and The Bronx.

FOR FURNISHING, DELIVERING AND LAYING WATER MAINS IN SIXTEENTH, SEVENTEENTH, EIGHTEENTH, NINETEENTH, TWENTIETH AND TWENTIETH STREETS, AND IN IRVING PLACE, BOROUGH OF MANHATTAN.

The time allowed for doing and completing the work will be one hundred and forty (140) working days.

The security required will be Forty Thousand Dollars (\$40,000).

The bidder will state the price, per unit, of each item of work or supplies contained in the specifications or schedule, by which the bids will be tested.

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

Bidders are requested to make their bids or estimates upon the blank form prepared by the Department, a copy of which, with the proper envelope in which to enclose the bid, together with a copy of the contract, including the specifications, in the form approved by the Corporation Counsel, can be obtained upon application therefor at the office of the Department, Room 922, No. 21 Park row, New York City, where the plans, if any, which are made a part of the specifications, may be seen and any further information may be obtained.

JOHN H. O'BRIEN, Commissioner of Water Supply, Gas and Electricity.

The City of New York, December 9, 1908.

d10,21

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

DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY, ROOM 1536, NOS. 13 TO 21 PARK ROW, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Commissioner of Water Supply, Gas and Electricity at the above office until 2 o'clock p. m. on

THURSDAY, DECEMBER 17, 1908.

Borough of Manhattan.

FOR FURNISHING AND DELIVERING CAST-IRON WATER PIPE, BRANCH PIPE AND SPECIAL CASTINGS FOR HIGH PRESSURE FIRE SERVICE.

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

The amount of security required will be Eight Thousand Dollars (\$8,000).

The bidder will state the price, per unit, of each item of work or supplies contained in the specifications or schedule, by which the bids will be tested.

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

Bidders are requested to make their bids or estimates upon the blank form prepared by the Department, a copy of which, with the proper envelope in which to enclose the bid, together with a copy of the contract, including the specifications, in the form approved by the Corporation Counsel, can be obtained upon application therefor at the office of the said Department.

GEORGE CROMWELL, President.

The City of New York, December 5, 1908.

d17,17

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

POLICE DEPARTMENT.

POLICE DEPARTMENT OF THE CITY OF NEW YORK, NO. 300 MULBERRY STREET, BOROUGH OF MANHATTAN.

SEALED BIDS OR ESTIMATES WILL BE received by the Police Commissioner of the Police Department of The City of New York at the Bookkeeper's office until 10 o'clock a. m. on

TUESDAY, DECEMBER 29, 1908.

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED IN MAKING AND COMPLETING ELECTRIC LIGHT AND POWER INSTALLATION THROUGHOUT THE POLICE DEPARTMENT STABLE, NOS. 153 AND 155 EAST THIRTY-SECOND STREET, IN THE BOROUGH OF MANHATTAN, FOR THE POLICE DEPARTMENT OF THE CITY OF NEW YORK.

The time allowed for the completion of the work and the full performance of the contract is thirty days.

The amount of security required will be fifty per cent. (50%) of the amount of bid or estimate.

The bids will be compared and award made to the lowest bidder.

The bidder will state the price for which he will do all the work and provide, furnish and deliver all the labor and materials mentioned and described in said contract and specifications.

For particulars as to the nature and extent of the work required or of the materials to be furnished, bidders are referred to the specifications and to the plans on file in the office of the Inspector of Repairs and Supplies of the Police Department, No. 300 Mulberry street, City of New York.

Blank forms and further information may be obtained at the Central Office of the Police Department, No. 300 Mulberry street, Borough of Manhattan.

THEODORE A. BINGHAM, Police Commissioner.

Dated December 15, 1908.

d16,29

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

POLICE DEPARTMENT—CITY OF NEW YORK.

THEODORE A. BINGHAM, Police Commissioner.

d12,28

POLICE DEPARTMENT—CITY OF NEW YORK, BOROUGH OF BROOKLYN.

OWNERS WANTED BY THE PROPERTY Clerk of the Police Department of The City of New York, No. 300 Mulberry street, Room No. 9, for the following property, now in his custody, without claimants: Boats, rope, iron, lead, male and female clothing, boots, shoes, wine, blankets, diamonds, canned goods, liquors, etc.; also small amount of money taken from prisoners and found by Patrolmen of this Department.

THEODORE A. BINGHAM, Police Commissioner.

d14,31

Police Department—CITY OF NEW YORK, BOROUGH OF BROOKLYN.

OWNERS WANTED BY THE PROPERTY Clerk of the Police Department of The City of New York—Office, No. 200 State street, Borough of Brooklyn—for the following property, now in his custody, without claimants: Boats, rope, iron, lead, male and female clothing, boots, shoes, wine, blankets, diamonds, canned goods, liquors, etc.; also small amount of money taken from prisoners and found by Patrolmen of this Department.

THEODORE A. BINGHAM, Police Commissioner.

d14,31

BELLEVUE AND ALLIED HOSPITALS.

BELLEVUE AND ALLIED HOSPITAL

Such notices will be sent to the daily papers as matters of news. The scope of the examination will be stated, but for more general information application should be made at the office of the Commission.

Specimen questions of previous examinations may be obtained at Room 1108.

Unless otherwise specifically stated, the minimum age requirement for all positions is 21.

FRANK L. POLK,

President;

R. ROSS APPLETON,

ARTHUR J. O'KEEFFE,

Commissioners.

FRANK A. SPENCER,

Secretary.

DEPARTMENT OF STREET CLEANING.

MAIN OFFICE OF THE DEPARTMENT OF STREET CLEANING, ROOM 1403, NOS. 13 TO 21 PARK ROW, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

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

TUESDAY, DECEMBER 29, 1908.

Borough of Brooklyn.

CONTRACT FOR FURNISHING AND DELIVERING FORAGE.

The time for the delivery of the articles, materials and supplies and the performance of the contract is by or before March 31, 1909.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

Borough of Manhattan.

CONTRACT FOR FURNISHING AND DELIVERING FORAGE.

The time for the delivery of the articles, materials and supplies and the performance of the contract is by or before March 31, 1909.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

Borough of The Bronx.

CONTRACT FOR FURNISHING AND DELIVERING FORAGE.

The time for the delivery of the articles, materials and supplies and the performance of the contract is by or before March 31, 1909.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, per hundred pounds or other unit of measure, by which the bids will be tested. The extensions must be made and footed up, as the bids will be read from the total and awards made to the lowest bidder.

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

Blank forms and further information may be obtained at the office of the Department of Street Cleaning, the Borough of Manhattan, Nos. 13 to 21 Park row.

FOSTER CROWELL,

Commissioner of Street Cleaning.

Dated December 14, 1908.

d15,29

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

ASHES, ETC., FOR FILLING IN LANDS. PERSONS HAVING LANDS OR PLACES in the vicinity of New York Bay to fill in can procure material for that purpose—ashes, street sweepings, etc., collected by the Department of Street Cleaning—free of charge by applying to the Commissioner of Street Cleaning, Nos. 13 to 21 Park row, Borough of Manhattan.

FOSTER CROWELL,

Commissioner of Street Cleaning.

BOROUGH OF BROOKLYN.

OFFICE OF THE PRESIDENT OF THE BOROUGH OF BROOKLYN, ROOM 2, BOROUGH HALL, BOROUGH OF BROOKLYN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the President of the Borough of Brooklyn at the above office until 11 o'clock a. m. on

WEDNESDAY, DECEMBER 30, 1908.

FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED TO ERECT THREE (3) SHAFTS AND SKYLIGHTS IN ROOF OF HALL OF RECORDS, BOROUGH OF BROOKLYN.

The time allowed for the completion of the work and full performance of the contract will be 45 days.

The amount of security required will be One Thousand Dollars (\$1,000).

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, by which the bids will be tested. The bids will be compared and the contract awarded at a lump or aggregate sum.

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

BIRD S. COLER, President.

Dated December 15, 1908.

d16,30

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

OFFICE OF THE PRESIDENT OF THE BOROUGH OF BROOKLYN, ROOM 2, BOROUGH HALL, BOROUGH OF BROOKLYN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the President of the Borough of Brooklyn at the above office until 11 o'clock a. m. on

WEDNESDAY, DECEMBER 30, 1908.

No. 1. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED TO PAINT CORRIDORS AND VARNISH ALL THE CORRIDORS, STAIRWAYS, SHAFTS, ETC., IN THE HALL OF RECORDS.

The time allowed for the completion of the work and full performance of the contract will be thirty days.

The amount of security required will be \$1,000.

No. 2. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR REPAIRS AND ALTERATIONS TO THE INSIDE AND OUTSIDE HARDWOOD DOORS, JAMBS, ETC., IN THE THREE (3) DOOR OPENINGS, KINGS COUNTY COURT HOUSE.

The time allowed for the completion of the work and full performance of the contract will be thirty days.

The amount of security required will be \$700.

No. 3. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED TO REPAIR AND PAINT ROOF, EXTENSIONS AND DOME OF THE KINGS COUNTY COURT HOUSE.

The time allowed for the completion of the work and full performance of the contract will be thirty days.

The amount of security required will be \$700.

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, by which the bids will be tested. The bids will be compared and the contract awarded at a lump or aggregate sum for each contract.

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

BIRD S. COLER, President.

Dated December 14, 1908.

DEPARTMENT OF PUBLIC CHARITIES, FOOT OF EAST TWENTY-SIXTH STREET, NEW YORK.

TO CONTRACTORS.

PROPOSALS FOR BIDS OR ESTIMATES.

SEALED BIDS OR ESTIMATES WILL BE received by the Department of Public Charities at the above office until 2:30 o'clock p. m. on

THURSDAY, DECEMBER 17, 1908.

FOR PROVIDING ALL LABOR AND MATERIALS NECESSARY OR REQUIRED FOR THE EXCAVATION, MASONRY, STEEL AND IRON WORK, ROOFING AND METAL WORK, CARPENTRY, ELECTRIC WORK, HEATING AND VENTILATING WORK, PLUMBING WORK AND ALL OTHER WORK, AS SET FORTH IN THE DRAWINGS AND SPECIFICATIONS FOR THE CONSTRUCTION AND ENTIRE COMPLETION OF A TUBERCULOSIS INFIRMARY FOR THE METROPOLITAN HOSPITAL DISTRICT, BLACKWELLS ISLAND, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

The time allowed for doing and completing the entire work and the full performance of the contract is three hundred and sixty-five (365) consecutive calendar days.

The surety required will be One Hundred Thousand Dollars (\$100,000).

The bidder will state one aggregate price for the whole work described and specified, as the contract is entire and for a complete job.

Blank forms and further information may be obtained at the office of Raymond F. Almirall, Architect, No. 51 Chambers street, The City of New York, where plans and specifications may be seen.

ROBERT W. HEBBERD, Commissioner.

Dated December 7, 1908.

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

DEPARTMENT OF PUBLIC CHARITIES, FOOT OF EAST TWENTY-SIXTH STREET, NEW YORK.

TO CONTRACTORS.

PROPOSALS FOR BIDS OR ESTIMATES.

SEALED BIDS OR ESTIMATES WILL BE received by the Department of Public Charities at the above office until 2:30 o'clock p. m. on

THURSDAY, DECEMBER 29, 1908.

FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR ALTERING AND REPAIRING PRESENT KITCHEN BUILDING AND OLD BOILER HOUSE AT THE METROPOLITAN HOSPITAL, BLACKWELLS ISLAND.

The time allowed for the completion of the work and full performance of the contract is seventy-five (75) consecutive working days.

The security required will be Three Thousand Dollars (\$3,000).

The bidder will state one aggregate price for the whole work described and specified, as the contract is entire and for a complete job.

Blank forms and further information may be obtained at the office of the Architect of the Department, foot of East Twenty-sixth street, The City of New York, where plans and specifications may be seen.

ROBERT W. HEBBERD, Commissioner.

Dated December 17, 1908.

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

DEPARTMENT OF PUBLIC CHARITIES, FOOT OF EAST TWENTY-SIXTH STREET, NEW YORK.

TO CONTRACTORS.

PROPOSALS FOR BIDS OR ESTIMATES.

SEALED BIDS OR ESTIMATES WILL BE received by the Department of Public Charities at the above office until 2:30 o'clock p. m. on

THURSDAY, DECEMBER 29, 1908.

FOR FURNISHING AND DELIVERING BUTTER, EGGS, YEAST, ICE, MEAT, FISH, POULTRY, FLUID AND CONDENSED MILK.

The time for the performance of the contract is during the year 1909.

The amount of security required is fifty (50) per cent. of the amount of the bid or estimate.

The bidder will state the price, per pound, per quart, etc., by which the bids will be tested. The extensions must be made and footed up, as the bids will be read from the total and awards made to the lowest bidder on each class, line or item, as stated in the specifications.

Blank forms and further information may be obtained at the office of the Department, foot of East Twenty-sixth street, Borough of Manhattan.

ROBERT W. HEBBERD, Commissioner.

The City of New York, December 5, 1908.

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

DEPARTMENT OF CORRECTION.

DEPARTMENT OF CORRECTION, NO. 148 EAST TWENTIETH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Commissioner of Correction at the above office until 11 o'clock a. m. on

TUESDAY, DECEMBER 29, 1908.

NO. 1. FOR FURNISHING AND DELIVERING ICE.

The time for the delivery of the articles, materials and supplies and the performance of the contract is during the year 1909.

The amount of security required is fifty (50) per cent. of the amount of the bid or estimate.

The bidder will state the price per barrel, per ton, per pound, per dozen, etc., by which the bids will be tested. The extensions must be made and footed up, as the bids will be read from the total and awards made to the lowest bidder on each class, line or item, as stated in the specifications.

Blank forms and further information may be obtained at the office of the Department, foot of East Twenty-sixth street, Borough of Manhattan.

ROBERT W. HEBBERD, Commissioner.

Dated December 5, 1908.

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

DEPARTMENT OF CORRECTION.

DEPARTMENT OF CORRECTION, NO. 148 EAST TWENTIETH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Commissioner of Correction at the above office until 11 o'clock a. m. on

THURSDAY, DECEMBER 24, 1908.

FOR FURNISHING AND DELIVERING DRY GOODS, HARDWARE, PAINTS, OILS, LEATHER, TIN, CROCKERY AND MISCELLANEOUS ARTICLES.

The time for the delivery of the articles, materials and supplies and the performance of the contract is during the year 1909.

The amount of security required is fifty (50) per cent. of the amount of the bid or estimate.

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, per pound, ton, dozen, gallon, yard or other unit of measure, by which the bids will be tested. The extensions must be made and footed up, as the bids will be read from the total and awards made to the lowest bidder on each item.

Blank forms and further information may be obtained at the office of the Department, foot of East Twenty-sixth street, Borough of Manhattan.

ROBERT W. HEBBERD, Commissioner.

Dated December 15, 1908.

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

DEPARTMENT OF DOCKS AND FERRIES.

FILLING-IN PRIVILEGE.

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

SEALED BIDS OR ESTIMATES WILL BE received by the Commissioner of Docks at Pier "A," foot of Battery place, in The City of New York, until 12 o'clock noon on

THURSDAY, DECEMBER 24, 1908.

FOR THE RIGHT TO DUMP AND FILL IN BEHIND THE RIPRAP EMBANKMENT RECENTLY BUILT, OR TO BE BUILT, ON THE NORTHERLY PART OF THE CARMANVILLE SECTION, ON THE NORTH RIVER, BOROUGH OF MANHATTAN.

TERMS AND CONDITIONS OF SALE.

The work to be done is the filling in with suitable material as hereinabove described of the area behind the riprap embankment extending from about the northerly side of West One Hundred and Fifty-fifth street, North River, northerly a distance of about 675 feet to a line about 100 feet south of and parallel with the south side of One Hundred and Fifty-eighth street pier, North River, and from the rear face of the riprap embankment and filling now in place in rear of same to the embankment along the right of way of the New York Central and Hudson River Railroad. The exact limits of the basin to be filled in under this agreement, together with the soundings and other data used in making the estimate, may be seen on a map at the office of the Engineer at Pier "A," which map makes part of this agreement.

It is estimated that the lines above described outline a basin to be filled in under this agreement, the cubic capacity of which in net void space is about 30,000 cubic yards. In this estimate the amount in cubic yards is arrived at without making any allowance for shrinkage, settlement, swelling, compression or penetration into the mud.

Bidders are warned that the Department is not bound in any way by the above estimate, and must satisfy themselves of the actual quantity required to fill in the above described basin, by examination of the premises, or such other means as they may prefer; the intention of the Department being to fill in the whole of the basin above described under this agreement at the price agreed upon for the whole work.

All the filling, except as otherwise specified, shall be of ashes, cellar dirt, broken stone, etc., free from garbage or any other organic matter objectionable in the opinion of the Engineer.

The fill shall, unless otherwise directed, be placed directly in the rear of the riprap embankment and be carried therefrom inshore until the bank has been carried out at the finished grade for a distance of 50 feet from the inshore face of the embankment; at which time, if so directed by the Engineer, the filling may be started at the bank and carried outshore. All the filling shall be brought to a level of about 10 feet above mean

of filling in may be entirely suspended for such periods of time as may be directed by the Engineer. The purchaser shall have no claim for damage or for any allowance from the purchase money on account of such suspension of the work.

Bidders will state in writing a lump sum price, which they agree to pay for the privilege of filling in the void space behind the riprap embankment built or to be built on the northerly part of the Carmansville Section, as described above and as appears in detail on the map at Pier "A," and which becomes a part of this agreement.

All directions shall be given by the Engineer, and wherever the word "Engineer" is used in these specifications it refers to and designates the Chief Engineer of the Department of Docks and Ferries, or such officer or employee as may be designated by him.

The filling shall be commenced within five days after the date of the receipt of a notification from the Engineer that the work, or any part of it, is ready to be begun. The Department reserves the right of ordering the Contractor to deposit not less than 150 cubic yards per day, as directed by the Engineer, and the whole amount of the filling called for to bring the above described basin up to grade shall be completed within one year from the date of the receipt of said notification. At the expiration of this time this agreement shall be considered closed, unless a further extension of time shall be given by the Commissioner of Docks. If at any time during the progress of the work it shall be deemed necessary to order the suspension of the whole or any part of the filling, the time for completing said filling shall be extended as much as it may have been delayed by such suspension.

In case the purchaser at any time does not proceed with the work of filling in to the satisfaction of the Commissioner of Docks, the Commissioner may at once terminate the privilege of filling in and proceed to have the remainder of the filling done by other parties in such way and manner as he deems proper, and any loss which may result therefrom shall be charged against the Contractor and his surety.

The Contractor shall, during the work of filling in and at all times until the completion thereof, take all necessary precautions and place proper guards for the prevention of accidents, and put up and maintain at night sufficient lights, and he shall indemnify and save harmless The City of New York from all damages and costs to which it may be put by reason of injury to the person or property of another resulting from negligence or carelessness in the performance of the work or guarding the same, to which the surety is also bound.

No bid or estimate will be considered unless accompanied by a certified check drawn to the order of the Commissioner of Docks, or money to the amount of twenty-five per centum of the amount of the bid, which amount shall be applied in the case of the successful bidder to the first one-quarter of the amount of the filling to be deposited; twenty-five per centum to be paid when the first one-quarter of filling has been completed; twenty-five per centum additional when one-half the filling has been completed, and the balance, twenty-five per centum, when three-quarters of said filling has been completed.

A surety or guaranty company, duly authorized by law to act as surety, to be approved by the Commissioner of Docks, will be required to enter into a bond or obligation jointly and severally with the purchaser in the sum of double the amount of the purchase price as security for the satisfactory performance of said work, in accordance with the terms and conditions hereof.

A. N. SPOONER, Commissioner.
Dated The City of New York, December 15, 1908.

d17.24

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

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

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

THURSDAY, DECEMBER 17, 1908.
Borough of Manhattan.

CONTRACT NO. 1161.

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR PREPARING FOR REPAIRING AND REBUILDING A PORTION OF THE WEST THIRTY-FIFTH STREET PIER, KNOWN AS PIER 75, NORTH RIVER, BOROUGH OF MANHATTAN.

The time for the completion of the work and the full performance of the contract is on or before the expiration of one hundred and twenty (120) calendar days.

The amount of security required is Twelve Thousand Dollars (\$12,000).

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

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

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

ALLEN N. SPOONER, Commissioner of Docks.

Dated December 4, 1908.

d5.17

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

BOARD OF WATER SUPPLY.

TO CONTRACTORS.

SEALED BIDS OR PROPOSALS WILL BE received by the Board of Water Supply, in the office of the Board, No. 299 Broadway, New York, Room 910, ninth floor, until 11 a. m. on

TUESDAY, JANUARY 5, 1909,

for

CONTRACT NO. 40.
FOR THE CONSTRUCTION OF THREE FIELD OFFICE BUILDINGS, THREE HORSE SHEDS AND ONE STABLE, IN THE ESO-PUS DIVISION OF THE CATSKILL AQUEDUCT, IN THE TOWNS OF OLIVE AND MARBLETON, ULSTER COUNTY, N. Y.

Further information is given in the information for bidders, forming part of the contract.

At the above place and time the bids will be publicly opened and read. The award of the contract, if awarded, will be made by the Board of Water Supply as soon thereafter as practicable. The Board reserves the right to reject any or all bids.

A bond in the sum of Five Thousand Dollars (\$5,000) will be required for the faithful performance of the contract. This bond must be signed by the contractor and the surety, who must be satisfactory to the Board. The name and address of the surety offered must be stated in the bid or proposal.

No bid will be received and deposited unless accompanied by a certified check upon a National or State bank, drawn to the order of the Comptroller of The City of New York to the amount of Four Hundred Dollars (\$400).

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

Pamphlets containing information for bidders, forms of proposal, contract and bond, approved by the Corporation Counsel, and specifications, and pamphlets containing contract drawings can be obtained at the office of the Board of Water Supply, Room 1515, at the above address upon application in person or by mail, by depositing the sum of Five Dollars (\$5) in currency, or check drawn to the order of the Board of Water Supply, for each pamphlet, or Ten Dollars (\$10) for each set. This deposit will be refunded upon the return of the pamphlets in acceptable condition within thirty days from the date on which bids are to be opened.

JOHN A. BENSEL, President;
CHARLES N. CHADWICK,
CHARLES A. SHAW,
Commissioners, Board of Water Supply.
J. WALDO SMITH, Chief Engineer.
THOMAS HASSETT, Secretary.

d17.15

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

BOROUGH OF QUEENS.

OFFICE OF THE PRESIDENT OF THE BOROUGH OF QUEENS, THIRD FLOOR OF THE BOROUGH HALL, FIFTH STREET AND JACKSON AVENUE, LONG ISLAND CITY, BOROUGH OF QUEENS, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the President of the Borough of Queens at the above office until 11 o'clock a. m. on

WEDNESDAY, DECEMBER 30, 1908.

No. 1. FOR REGULATING, GRADING AND REPAVING WITH SECOND-HAND GRANITE BLOCK PAVEMENT ON A SAND FOUNDATION THE ROADWAY OF COLLEGE POINT CAUSEWAY, INCLUDING ALL GRADING AND THE EXTENSION OF THE PRESENT CULVERT, AS PER PLANS, FROM A POINT 200 FEET NORTH OF MYRTLE AVENUE TO A POINT 3,400 FEET NORTH OF MYRTLE AVENUE, THIRD WARD.

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

7,475 square yards second-hand pavement on a sand foundation, including all grading, as shown on the drawing in the office of the President of the Borough.

14.25 tons of steel.

185 cubic yards of concrete in abutment and retaining wall.

3,220 linear feet of piles.

11,500 feet timber platforms.

18.25 cubic yards reinforced arched concrete floor.

12 cubic yards cut masonry.

Pulling and removing old piles in front of present culvert.

The time allowed for doing and completing the above work will be one hundred and twenty (120) working days.

The amount of security required will be Fifteen Thousand Dollars (\$15,000).

No. 2. FOR REGULATING, GRADING, CONCRETE CURBING, LAYING BLUESTONE SIDEWALKS AND CROSSWALKS ON POTTER AVENUE, FROM ELEVENTH AVENUE TO FLUSHING AVENUE, FIRST WARD.

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

20,200 cubic yards of earth excavation.

2,850 linear feet of concrete curb.

12,750 square feet of new flagstone.

630 square feet of new bluestone bridging.

The time allowed for doing and completing the above work will be one hundred and twenty (120) working days.

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

No. 3. FOR REGULATING, GRADING, CURBING, LAYING SIDEWALKS AND CROSSWALKS OF BLUESTONE ON ELEVENTH AVENUE, FROM FLUSHING AVENUE TO POTTER AVENUE, FIRST WARD.

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

1,350 cubic yards of earth excavation.

3,100 cubic yards of earth filling.

1,700 linear feet of new bluestone curbstone.

7,900 square feet of new flagstone.

450 square feet of new bluestone bridging.

The time allowed for doing and completing the above work will be forty-five (45) working days.

The amount of security required will be Two Thousand Five Hundred Dollars (\$2,500).

No. 4. FOR REGULATING, GRADING AND LAYING CONCRETE CEMENT SIDEWALKS ON THE NORTH SIDE OF JAMAICA AVENUE, WHERE NOT ALREADY LAID, FROM FOREST PARKWAY TO LEGGETT AVENUE, FOURTH WARD.

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

705 square feet of cement sidewalks, including excavation.

The time allowed for doing and completing the above work will be ten (10) working days.

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

No. 5. FOR REGULATING, GRADING, CURBING AND LAYING BLUESTONE SIDEWALKS ON TWELFTH AVENUE, FROM GRAND AVENUE TO NEWTOWN ROAD, FIRST WARD.

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

9,450 cubic yards of earth excavation.

25 cubic yards of rock excavation.

1,550 linear feet of new bluestone curbstone.

7,720 square feet of new bluestone flagstone.

The time allowed for doing and completing the above work will be forty (40) working days.

The amount of security required will be Two Thousand Five Hundred Dollars (\$2,500).

No. 6. FOR FURNISHING AND DELIVERING SEVEN HUNDRED AND FIFTY (750) GROSS TONS OF BITUMINOUS COAL TO THE FAR ROCKAWAY DISPOSAL PLANT, FIFTH WARD.

To be delivered at such times and in such quantities as may be directed until December 31, 1909.

The amount of security required will be Fifteen Hundred Dollars.

No. 7. FOR FURNISHING AND DELIVERING THREE HUNDRED AND FIFTY (350) GROSS TONS OF PEA COAL TO THE NEWTOWN DISPOSAL PLANT, SECOND WARD.

To be delivered at such times and in such quantities as may be directed until December 31, 1909.

The amount of security required will be Eleven Hundred Dollars.

No. 8. FOR FURNISHING AND DELIVERING ONE HUNDRED AND TWENTY-FIVE (125) GROSS TONS OF PEA COAL TO THE JAMAICA DISPOSAL PLANT, FOURTH WARD.

To be delivered at such times and in such quantities as may be directed until December 31, 1909.

The amount of security required will be Four Hundred Dollars.

No. 9. FOR FURNISHING AND DELIVERING NINE HUNDRED (900) GROSS TONS OF ANTHRACITE COAL TO THE COUNTY AND BOROUGH BUILDINGS IN THE BOROUGH OF QUEENS.

To be delivered at such times and in such quantities as may be directed until December 31, 1909.

The amount of security required will be Two Thousand Dollars.

No. 10. FOR CONSTRUCTING SEWER AND APPURTENANCES IN EMMA STREET, FROM WILLIAM STREET TO NURGE STREET, AND A TEMPORARY SEWER AND APPURTENANCES IN EMMA STREET, FROM NURGE STREET TO FLUSHING AVENUE, SECOND WARD.

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

415 linear feet of 10-inch vitrified salt-glazed pipe sewer.

525 linear feet of 12-inch vitrified salt-glazed pipe sewer.

6 manholes, complete.

20 cubic yards of rock, excavated and removed.

2,000 feet (B. M.) timber for foundation.

5,000 feet (B. M.) timber for bracing and sheet piling.

The time allowed for doing and completing the above work will be sixty working days.

The amount of security required will be Thirteen Hundred Dollars.

The bidder will state the price of each item or article contained in the specifications or schedule herein contained or hereto annexed, per square yard, linear foot or other unit of measure, by which the bids will be tested. The extensions must be made and footed up, as the bids will be read from a total.

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

Blank forms and further information may be obtained at the office of the President of the Borough of Queens.

Dated Long Island City, December 17, 1908.

LAWRENCE GRESSER, President.

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

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

No. 5. TO CONSTRUCT TWO TEMPORARY CATCH BASINS AND APPURTENANCES ON TWENTY-EIGHTH STREET, BETWEEN FOURTEENTH AVENUE AND TWENTIETH AVENUE, WHITESTONE, THIRD WARD.

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

40 linear feet 12-inch vitrified salt-glazed culvert pipe.

2 receiving basins, complete.

5 cubic yards of rock excavated and removed.

1,000 feet (B. M.) timber for foundation.

2,000 feet (B. M.) timber for bracing and sheet piling.

The time allowed for doing and completing the above work will be thirty working days.

The amount of security required will be Three Hundred Dollars.

No. 6. FOR PAVING WITH ASPHALT BLOCK PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF TWELFTH AVENUE, FROM BROADWAY TO JAMAICA AVENUE, FIRST WARD.

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

3,190 square yards of asphalt block pavement.

400 cubic yards of concrete, including mortar bed.

The time allowed for doing and completing the above work will be thirty working days.

The amount of security required will be Three Thousand Dollars.

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, per square yard, linear foot or other unit of measure, by which the bids will be tested. The extensions must be made and footed up, as the bids will be read from a total.

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

Blank forms and further information may be obtained and the plans and drawings may be seen at the office of the President of the Borough of Queens.

LAWRENCE GRESSER, President.

Dated Long Island City, December 11, 1908.

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Murray lane, and continuing in and upon private property in line of the prolongation of Chestnut street, to Chestnut street at Flushing place; and thence still in and upon Chestnut street to Whitestone avenue; thence in and upon Whitestone avenue to State street; thence in and upon State street to Farrington street; the railway upon all of said route to be of double track; thence by a single track continuing in and upon Chestnut street from Farrington street to Prince street; thence in and upon Prince street to Broadway; thence in and upon Broadway to Farrington street; thence in and upon Farrington street to State street, and there connecting with the double track above described; all in the Borough of Queens, City of New York.

The said routes, with switches and crossovers, are shown upon two maps, each of which is entitled "Map showing proposed street surface railway of the New York and North Shore Traction Company, in the Borough of Queens, to accompany petition for a franchise in the Board of Estimate and Apportionment, dated June 11, 1908," and signed by John J. Stanley, President, and Charles H. Clark, Consulting Engineer, copies of which maps are attached hereto, are to be deemed a part of this contract, are to be construed with the text thereof, and are to be substantially followed, provided that deviations therefrom and additional turnouts, switches and crossovers which are consistent with the foregoing description, and the other provisions of this contract, may be permitted by resolution of the Board.

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

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

Second.—The said right to construct, maintain and operate said railway shall be held and enjoyed by the Company for the term of twenty-five (25) years from the date upon which this contract is signed by the Mayor, with the privilege of renewal of said contract for the further period of twenty-five (25) years, upon a fair revaluation of such right and privilege.

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

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

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

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

(a) The sum of seven thousand dollars (\$7,000) in cash within four (4) months after the date on which this contract is signed by the Mayor, and before anything is done to exercise the privilege hereby granted.

(b) During the first term of five years an annual sum which shall in no case be less than two thousand two hundred dollars (\$2,200), and which shall be equal to three (3) per cent. of its gross annual receipts if such percentage shall exceed the sum of two thousand two hundred dollars (\$2,200).

During the second term of five years an annual sum which shall in no case be less than four thousand dollars (\$4,000), and which shall be equal to five (5) per cent. of its gross annual receipts, if such percentage shall exceed the sum of four thousand dollars (\$4,000).

During the third term of five years an annual sum which shall in no case be less than four thousand five hundred dollars (\$4,500), and which shall be equal to five (5) per cent. of its gross annual receipts, if such percentage shall exceed the sum of four thousand five hundred dollars (\$4,500).

During the fourth term of five years an annual sum which shall in no case be less than five thousand five hundred dollars (\$5,500), and which shall be equal to six (6) per cent. of its gross annual receipts, if such percentage shall exceed the sum of five thousand five hundred dollars (\$5,500).

During the remaining term of five years an annual sum which shall in no case be less than six thousand two hundred dollars (\$6,200), and which shall be equal to six (6) per cent. of its gross annual receipts if such percentage shall

exceed the sum of six thousand two hundred dollars (\$6,200).

The gross receipts mentioned above shall be the gross earnings of the Company from all sources within the limits of the City. The payment of such minimum sums shall begin from the date on which this contract is signed by the Mayor.

All such sums as above shall be paid into the treasury of the City on November 1 of each year and shall be for the amount due to September 30 next preceding.

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

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

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

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

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

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

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

The use of said railway which shall be constructed by the Company under this contract, including the tracks, wires and other equipment, or any structures in public streets and avenues owned by the Company and used in connection therewith, shall be permitted by the Company to any individual or corporation to which the City may have granted, or may hereafter grant, the right or privilege to use such streets, avenues or highways for street railway purposes, for a distance not exceeding six thousand (6,000) feet by such individual or corporation to the Company, which shall be equal to the legal interest on such proportion of the whole cost of the construction of such railway and structures and of the cost of keeping the tracks and track equipment in repair, as the number of cars operated by such company or individual shall bear to the number of cars operated by the companies then using the same, together with the actual cost of the power necessary for the operation of the cars thereon or such individual or corporation and the cost of laying and repairing of pavement and removal of snow and ice, and all the other duties imposed upon the Company by the terms of this contract, in connection with the maintenance or the operation of the said railway so used. Provided, however, that if in the opinion of the Company the legal rate of interest of the cost of such railway shall be an insufficient sum to pay for the use of such tracks, it may appeal to the Board, and the Board may fix a percentage of the cost to be paid to the Company at a sum in excess of the legal rate of interest, if in its opinion such action is justified.

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

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

Provided, however, that the Board, at any time after the first ten years of this contract, upon giving to the grantee one year's notice, may require the Company to operate its railway upon the whole or upon any portion of its route, by underground electric power substantially similar to the system now in use on the street surface railways in the Borough of Manhattan, and thereupon to discontinue the use of the overhead trolley system, and to remove its poles, wires and other structures used by it for that purpose from the streets, avenues and highways of the City.

Ninth.—Upon six months' notice by the Board to the Company, all wires for the transmission of power, except trolley wires, for the operation of the railway, upon all or any portion of the route hereby authorized, shall be placed in conduits beneath or alongside of the railway. The Company shall provide in such conduits two ducts not less than 3 inches in diameter for the exclusive use of the City. Such ducts shall be used only by the Company for the operation of its railway and by the City, as above.

Tenth.—The Company shall commence construction of the railway herein authorized within six months from the date upon which the consents of the property owners are obtained, or from the date upon which the decision of the Appellate Division of the Supreme Court that such railway ought to be constructed is rendered in lieu of such consents, and shall complete the construction and place the same in full operation within eighteen months from the date of obtaining such consents or such decision, otherwise this right shall cease and determine, and all sums paid, or which may be deposited with the Comptroller of the City, as hereinafter provided, shall thereupon be forfeited to the City; provided, that such periods may be extended by the Board for a period or periods not exceeding in the aggregate six months each; and provided, further, that when the commencement or completion of said construction shall be prevented by legal proceedings in any court or by works of public improvement, or from other causes not within control of the Company, the time for the commencement or completion of such construction may be extended for the period of such prevention, but no delay shall be allowed for unless the court proceedings shall be diligently prosecuted by the Company; and provided, further, that in no case shall such delay be deemed to begin until the Company shall have given written notice to the Board of any such court proceedings or other occasion of delay, and deliver to the Board copies of any injunction or other orders, and the papers upon which the same shall have been granted, and unless upon the request of the Board the Company shall, in writing, consent that the Board either in its own name as a party, or in the name of the City as a party, may intervene in any such proceedings.

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

Twelfth.—Said railway shall be constructed and operated in the latest approved manner of street railway construction and operation, and it is hereby agreed that the Board may require the Company to improve or add to the railway equipment, including rolling stock and railway appurtenances, from time to time, as such additions and improvements are necessary, in the opinion of the Board. Upon failure on the part of the Company to comply with the direction of the Board within a reasonable time, the rights hereby granted shall cease and determine.

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

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

Fourteenth.—No cars shall be operated upon the railway hereby authorized, other than passenger cars, cars for the transportation of express matter and cars necessary for the repair or maintenance of the railway, and no freight cars shall be operated upon the tracks of said railway.

Fifteenth.—Cars on the said railway shall run at intervals of not more than thirty minutes both day and night, and as much oftener as reasonable convenience of the public may require, or as may be directed by the Board; provided, however, that the Company, during the first five years of this contract, shall not be required to operate its cars between the hours of 1 o'clock a.m. and 5 o'clock a.m. each day, unless the Board shall determine, after a hearing had thereon, that public convenience requires the operation of cars during said hours.

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

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

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

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

Twentieth.—The Company shall at all times keep the streets, avenues or highways upon which the said railway is constructed, between its tracks, the rails of its tracks and for a distance of two (2) feet beyond the rails on either side thereof, free and clear from ice and snow; provided, however, that the Company shall, at the option of the President of the Borough of Queens, enter into an agreement for each winter season, or part thereof, to clean an equivalent amount of street surface from house line to house line.

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

Twenty-second.—Any alteration to the sewerage or drainage system, or to any other subsurface or to any surface structures in the streets, required on account of the construction or opera-

tion of the railway, shall be made at the sole cost of the Company, and in such manner as the proper City officials may prescribe.

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

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

Twenty-fifth.—Should, in the opinion of the President of the Borough of Queens, the present roadway or any of said streets, avenues or highways be of insufficient width to accommodate both railway and other vehicular traffic, the Company shall widen such roadway under the direction of the President of the Borough of Queens to a width sufficient to accommodate such traffic, provided that no roadway shall be widened beyond the total width of the street, avenue or highway.

Twenty-sixth.—Should, in the opinion of the Board at any time before or during construction of the railway, any of said streets, avenues or highways be of insufficient width to accommodate both railway and other vehicular traffic, the Company shall either construct and operate its railway upon a private right of way outside of the lines of such streets, avenues or highways, or shall purchase and cede to the City a strip of land adjacent thereto, for the purpose of widening the same to a width sufficient for the use of a street surface railway and for the accommodation of other vehicular traffic. If such street, avenue or highway is so widened, the Company shall grade the roadway thereon as directed by the President of the Borough of Queens.

Twenty-seventh.—Where the bridges, viaducts or culverts encountered in the route are of insufficient width to carry the roadway as the same may be widened, as herein provided, or of insufficient strength to bear the additional load of a street surface railway, the Company shall either carry its tracks upon new structures independent of the existing ones, so as not to interfere with the present and future use by the City of such bridges, viaducts or culverts, or shall, without cost to the City, construct new bridges, viaducts or culverts sufficiently wide to carry the roadway as the same may be widened, as herein provided.

Twenty-eighth.—The Company agrees to comply with any and all the rules which may be made by the Commissioner of Water Supply, Gas and Electricity for the purpose of preventing the destruction of the pipes or structures in the street by electrolysis, which may be caused by the electric current used by the Company, whether such rules affect the method of the original construction of said railway or any reconstruction, maintenance or repairs upon such railway at any time during the term of this contract.

Twenty-ninth.—The Company hereby agrees that if the City is or shall become entitled to acquire, and shall at any time during the term of this contract acquire, or otherwise come into possession of any of the property on which this Company shall construct railway tracks, on the route herein described, no compensation shall be awarded for the right to have railway tracks thereon.

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

1. The amount of stock issued, for cash, for property.
2. The amount paid in as by last report.
3. The total amount of capital stock paid in.
4. The funded debt by last report.
5. The total amount of funded debt.
6. The floating debt as by last report.
7. The total amount of floating debt.
8. The total amount of funded and floating debt.
9. The average rate per annum of interest on funded debt.
10. Statement of dividends paid during the year.
11. The total amount expended for same.
12. The names of the directors elected at the last meeting of the corporation held for such purpose.
13. Location, value and amount paid for real estate owned by the Company as by last report.
14. Location, value and amount paid for real estate now owned by the Company.
15. Number of passengers carried during the year.
16. Total receipts of Company for each class of business.
17. Amounts paid by the Company for damage to persons or property on account of construction and operation.
18. Total expenses for operation, including salaries, and such other information in regard to the business of the Company as may be required by the Board.

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

Thirty-second.—In case of any violation or breach or failure to comply with any of the provisions herein contained, this contract may be forfeited by a suit brought by the Corporation Counsel, on notice of ten days to the Company, or at the option of the Board by resolution of said Board, which said resolution may contain a provision to the effect that the railway constructed and in use by virtue of this contract shall thereupon become the property of the City without proceedings at law or in equity. Provided, however, that such action by the Board shall not be taken until the Board shall give notice to the Company to appear before it on a certain day not less than ten (10) days after the date of such notice, to show cause why such resolution declaring the contract forfeited should not be adopted. In case the Company fails to appear, action may be taken by the Board forthwith.

Thirty-third.—If the Company shall fail to give efficient public service at the rates herein fixed, or fail to maintain its structures and equipment as herein provided in good condition throughout the whole term of this contract, the

Board may give notice to the Company specifying any default on the part of the Company, and requiring the Company to remedy the same within a reasonable time; and upon failure of the Company to remedy such default within a reasonable time, the Company shall, for each day thereafter during which the default or defect remains, pay to the City the sum of two hundred and fifty dollars (\$250) as fixed or liquidated damages, or the Board, in case such structures or equipment which may affect the surface of the streets shall not be put in good condition within a reasonable time after notice by the Board as aforesaid shall have the right to make all needed repairs at the expense of the Company, in which case the Company shall pay to the City the amount of the cost of such repairs, with legal interest thereon, all of which sums may be deducted from the fund hereinafter provided for.

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

Thirty-fifth—This grant is upon the express condition that the Company, within four (4) months after the signing of this contract by the Mayor, and before anything is done in exercise of the rights conferred hereby, shall deposit with the Comptroller of the City the sum of ten thousand dollars (\$10,000), either in money or securities to be approved by him, which fund shall be security for the performance by the Company of all of the terms and conditions of this contract, especially those which relate to the payment of the annual charges for the privilege hereby granted, the efficiency of the public service rendered, the repairs of the street pavement, the removal of snow and ice and the quality of construction of the railway, and in case of default in the performance by the Company of such terms and conditions, the City shall have the right to cause the work to be done and the materials to be furnished for the performance thereof after due notice, and shall collect the reasonable cost thereof from the said fund without legal proceedings; or after default in the payment of the annual charges shall collect the same, with interest, from the said fund after ten days' notice in writing to the Company; or in case of failure to keep the said terms and conditions of this contract relating to the headway, heating and lighting of cars, fenders, wheel guards and watering of street pavements, the Company shall pay a penalty of fifty dollars (\$50) per day for each day of violation, and the further sum of ten dollars (\$10) per day for each car that shall not be properly heated, lighted or supplied with fenders or wheel guards, in case of the violation of the provisions relating to those matters.

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

The Comptroller of the City, on complaint made, shall, in writing, notify the Company through its President, to appear before him on a certain day not less than ten (10) days after the date of such notice, to show cause why it should not be penalized in accordance with the foregoing provisions. If the Company fails to make an appearance, or, after a hearing, appears in the judgment of the Comptroller to be in fault, said Comptroller shall forthwith impose the prescribed penalty, or where the amount of the penalty is not prescribed herein, such amount as appears to him to be just, and without legal procedure withdraw the amount of such penalty from the security fund deposited with him. In case of any drafts made upon the security fund the Company shall, upon ten (10) days' notice, in writing, pay to the Comptroller of the City a sum sufficient to restore said security fund to the original amount of ten thousand dollars (\$10,000), and in default thereof this contract shall be cancelled and annulled at the option of the Board, acting in behalf of the City. No action or proceeding or right under the provisions of this contract shall affect any other legal rights, remedies or causes of action belonging to the City.

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

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

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

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

Sec. 4. The Company promises, covenants and agrees on its part and behalf to conform to and abide by and perform all the terms, conditions and requirements in this contract fixed and contained.

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

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

[CORPORATE SEAL.]

Attest:

.....City Clerk.

NEW YORK AND NORTH SHORE
TRACTION COMPANY,
By.....President.

[SEAL.]

Attest:

.....Secretary.

(Here add acknowledgments.)

Resolved, That the results of the inquiry made by this Board as to the money value of the franchise or right proposed to be granted and the adequacy of the compensation proposed to be paid therefor, and of the terms and conditions, including the provision as to rates, fares and charges, are as hereinbefore specified and fully

set forth in and by the foregoing form of proposed contract for the grant of such franchise or right.

Resolved, That these preambles and resolutions, including the said resolution for the grant of a franchise or right applied for by the New York and North Shore Traction Company, and the said form of proposed contract for the grant of such franchise or right containing said results of such inquiry, after the same shall be entered in the minutes of the Board, shall be published for at least twenty (20) days immediately prior to Friday, January 8, 1909, in the City Record, and at least twice during the ten days immediately prior to Friday, January 8, 1909, in two daily newspapers to be designated by the Mayor therefor and published in The City of New York, at the expense of the New York and North Shore Traction Company, together with the following notice, to wit:

Notice is hereby given that the Board of Estimate and Apportionment, before authorizing any contract for the grant of the franchise or right applied for by the New York and North Shore Traction Company, and fully set forth and described in the foregoing form of proposed contract for the grant of such franchise or right, and before adopting any resolution authorizing any such contract, will, at a meeting of said Board, to be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on Friday, January 8, 1909, at 10:30 o'clock a. m., hold a public hearing thereon, at which citizens shall be entitled to appear and be heard.

JOSEPH HAAG, Secretary.

Dated December 4, 1908.

§15.58

PUBLIC NOTICE IS HEREBY GIVEN that at a meeting of the Board of Estimate and Apportionment, held this day, the following proceedings were had:

Whereas, The Bronx Traction Company has, under date of July 28, 1908, made application to this Board for the grant of the right, privilege and franchise to construct, maintain and operate a street surface railway upon and along Clasons Point road, from Westchester Avenue to Long Island Sound, in the Borough of The Bronx; and

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

Whereas, In pursuance of such laws, this Board adopted a resolution on October 2, 1908, fixing the date for public hearing thereon as October 30, 1908, at which citizens were entitled to appear and be heard, and publication was had for at least fourteen (14) days in the "New York Sun" and the "New York Tribune," newspapers designated by the Mayor, and in the City Record for ten days immediately prior to the date of hearing, and the public hearing was duly had on such day; and

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

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

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

BRONX TRACTION COMPANY.

Proposed Form of Contract.

This contract, made this day of 1908, by and between The City of New York (hereinafter called the City), party of the first part, by the Mayor of said City, acting for and in the name of said City, under and in pursuance of the authority of the Board of Estimate and Apportionment of said City (hereinafter called the Board), and the Bronx Traction Company (hereinafter called the Company), party of the second part, witnesseth:

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

Section 1. The City hereby grants to the Company, subject to the terms and conditions herein-after set forth, the right and privilege to construct, maintain and operate a double track extension to its present street surface railway, with the necessary wires and equipment for the purpose of conveying passengers in the Borough of The Bronx, City of New York, upon the following route:

Beginning at and connecting with the existing double track street surface railway on Westchester Avenue, at the intersection of said avenue with Clasons Point road, and running thence easterly in, upon and along said Clasons Point road to the public place at the easterly terminus thereof, and running thence, with a loop, in, upon and along said public place. The said route, with turnouts, switches and crossovers, hereby authorized is shown upon a map entitled:

Map showing proposed railway of Bronx Traction Co. in the Borough of The Bronx, City of New York, to accompany petition to the Board of Estimate and Apportionment, dated July 28, 1908.

—nd signed by Edward A. Maher, President, and T. F. Mullaney, Chief Engineer, a copy of which is attached hereto, is to be deemed a part of this contract, is to be construed with the text thereof, and is to be substantially followed; provided, that deviations therefrom and additional turnouts, switches and crossover which are consistent with the foregoing description and the other provisions of this contract may be permitted by resolution of the Board.

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

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

Second—The said right to construct, maintain and operate said railway shall be held and enjoyed by the Company for the term of fifteen (15) years from the date upon which this con-

tract is signed by the Mayor, with the privilege of renewal of said contract for the further period of twenty (20) years, upon a fair revaluation of such right and privilege.

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

If the Company and the Board shall not reach such agreement on or before the day one year before the expiration of the original term of this contract, then the annual rate of compensation for such succeeding twenty (20) years shall be reasonable, and either the City (by the Board) or the Company shall be bound upon request of the other to enter into a written agreement with each other fixing the rate of such compensation at such amount as shall be reasonable, but in no case shall the annual rate so fixed be less than the sum required to be paid for the last year prior to the termination of the original term of this contract, and if the parties shall not forthwith agree upon what is reasonable, then the parties shall enter into a written agreement fixing such annual rate and at such amount as shall be determined by three disinterested treeholders selected in the following manner:

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

Third—The Company shall pay to the City for this privilege the following sums of money: The sum of three thousand five hundred dollars (\$3,500), in cash, within thirty (30) days after the date on which this contract is signed by the Mayor.

During the first term of five years an annual sum, which shall in no case be less than three hundred and seventy-five dollars (\$375), and which shall be equal to three per cent. of its gross annual receipts if such percentage shall exceed the sum of three hundred and seventy-five dollars (\$375).

During the second term of five years an annual sum which shall in no case be less than six hundred and eighty-seven dollars (\$687), and which shall be equal to five per cent. of its gross annual receipts if such percentage shall exceed the sum of six hundred and eighty-seven dollars (\$687).

During the third term of five years an annual sum which shall in no case be less than seven hundred and fifty-six dollars (\$756), and which shall be equal to five per cent. of its gross annual receipts if such percentage shall exceed the sum of seven hundred and fifty-six dollars (\$756).

The gross annual receipts mentioned above shall be that portion of the gross receipts of the Company as shall bear the same proportion to its whole gross receipts as the length of the extension hereby granted shall bear to the entire length of the line in operation.

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

All such sums as above shall be paid into the treasury of the City on November 1 of each year, and shall be for the amount due to September 30 next preceding.

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

The intention of this paragraph is to fix an annual charge to be paid by the Company, its successors or assigns, to The City of New York for the rights and franchises hereby granted, and it shall not be construed as providing for the payment by the Company, its successors or assigns, of a percentage of gross receipts within the meaning of any general or special statute, referring particularly to chapter 340 of the Laws of 1892.

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

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

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

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

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

Seventh—Nothing in this contract shall be deemed to affect in any way the right of the City to grant to any individual or other corporation a similar right or privilege upon the same or other terms and conditions, over the same streets, avenues or highways herein above described in section 1.

The use of said railway which shall be constructed by the Company under this contract, including the tracks, wires and other equipment, or any structures in public streets and avenues owned by the Company and used in connection therewith, shall be permitted by the Company to any individual or corporation to which the City may have granted, or may hereafter grant, the right or privilege to use such streets, avenues or highways herein above described in section 1, for street railway purposes, upon payment of an annual sum by such individual or corporation to the Company, which shall be equal to the legal interest on such proportion of the whole cost of the construction of such railway and structures and of the cost of keeping the tracks and track equipment in repair, as the number of cars operated by such company or individual shall bear to the number of cars operated by the companies then using the same, together with the actual cost of the power necessary for the operation of the cars thereon of such individual or corporation and the cost of laying and repairing of pavement and removal of snow and ice, and all the other duties imposed upon the Company by the terms of this contract, in connection with the maintenance or the operation of the said railway so used. Provided, however, that if in the opinion of the Company the legal rate of interest on the cost of such railway shall be an insufficient sum to pay for the use of such tracks, it may appeal to the Board, and the Board may fix a percentage of the cost to be paid to the Company at a sum in excess of the legal rate of interest, if in its opinion such action is justified.

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

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

Ninth—The Company shall commence construction of the railway herein authorized within six months from the date upon which the consents of the property owners are obtained, or from the date upon which the decision of the Appellate Division of the Supreme Court that such railway ought to be constructed is rendered in lieu of such consents, and shall complete the construction and place the same in full operation within one year from the date of obtaining such consents or such decision, otherwise this right shall cease and determine, and all sums paid, or which may be deposited with the Comptroller of the City, as hereinafter provided, shall thereupon be forfeited to the City; provided, that such periods may be extended by the Board for a period or periods not exceeding in the aggregate six months each; and provided, further, that when the commencement or completion of said construction shall be prevented by legal proceedings in any court or by works of public improvement, or from other causes not within control of the Company, the time for the commencement or completion of such construction may be extended for the period of such prevention, but no delay shall be allowed for unless the court proceedings shall be diligently prosecuted by the Company, and provided further, that in no case shall such delay be deemed to begin until the Company shall have given written notice to the Board of any such court proceedings or other occasion of delay, and deliver to the Board copies of any injunction or other orders, and the papers upon which the same shall have been granted, and unless upon the request of the Board the Company shall, in writing, consent that the Board either in its own name as a party, or in the name of the City as a party, may intervene in any such proceedings.

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

Eleventh—Said railway shall be constructed and operated in the latest approved manner of street railway construction and operation, and it is hereby agreed that the Board may require the Company to improve or add to the railway equipment, including rolling stock and railway appurtenances, from time to time, as such additions and improvements are necessary, in the opinion of the Board. Upon failure on the part of the Company to comply with the direction of the Board within a reasonable time, the rights hereby granted shall cease and determine.

Twelfth—The rate of fare for any passenger upon such railway shall not exceed five (5) cents, and the Company shall not charge any passenger more than five (5) cents for one continuous ride.

from any point on said railway, or a line or branch operated in connection therewith, to any point thereof, or any connecting line or branch thereof, within the limits of the City.

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

The rate for the carrying of property over the said railway upon the cars of the Company shall in all cases be reasonable in amount, subject to the control of the Board, or its successors in authority, and may be fixed by such Board after notice to the Company and a hearing had thereon, and when so fixed such rates shall be binding upon the Company, its successors or assigns, and no greater sum shall be charged for such service than provided for by it.

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

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

Provided, however, that the Company, during the first five years of this contract, shall not be required to operate its cars between the hours of 1 o'clock a.m. and 5 o'clock a.m., each day, unless the Board shall determine after a hearing had thereon that public convenience requires the operation of cars during said hours.

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

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

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

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

Nineteenth—The Company shall at all times keep the streets, avenues or highways upon which the said railway is constructed, between its tracks, the rails of its tracks and for a distance of 2 feet beyond the rails, on either side thereof, free and clear from ice and snow; provided, however, that the Company shall, at the option of the Commissioner of Street Cleaning, enter into an agreement for each winter season, or part thereof, to clean an equivalent amount of street surface from house line to house line.

Twentieth—The Company shall cause to be paved that portion of the street between its tracks, the rails of its tracks and two feet in width outside of its tracks upon and along the streets, avenues and highways of the routes hereby authorized, which are now either unpaved or paved with macadam. The work of such paving shall be done under the supervision of the Municipal authorities having jurisdiction in such matters. Such authorities shall designate the character of the pavement to be laid.

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

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

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

Twenty-third—The Company agrees to comply with any and all of the rules which may be made by the Commissioner of Water Supply, Gas and Electricity for the purpose of preventing the destruction of the pipes or structures in the street by electrolysis, which may be caused by the electric current used by the Company, whether such rules affect the method of the original construction of said railway or any reconstruction, maintenance or repairs upon such railway at any time during the term of this contract.

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

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

Twenty-sixth—Upon one year's notice from the Board, the Company shall make application

to said Board for the right or privilege to lay its tracks upon other streets hereafter to be opened, adjacent to the public place at the eastern terminus of Clason's Point road, the same to be in substitution for the loop terminal hereby authorized in the public place, and within six months after such right or privilege is obtained, shall, at its own expense, remove all of its tracks and appurtenances from said public place.

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

1. The amount of stock issued, for cash, for property.

2. The amount paid in as by last report.

3. The total amount of capital stock paid in.

4. The funded debt by last report.

5. The total amount of funded debt.

6. The floating debt as by last report.

7. The total amount of floating debt.

8. The total amount of funded and floating debt.

9. The average rate per annum of interest on funded debt.

10. Statement of dividends paid during the year.

11. The total amount expended for same.

12. The names of the directors elected at the last meeting of the corporation held for such purpose.

13. Location, value and amount paid for real estate owned by the Company as by last report.

14. Location, value and amount paid for real estate now owned by the Company.

15. Number of passengers carried during the year.

16. Total receipts of Company for each class of business.

17. Amounts paid by the Company for damage to persons or property on account of construction and operation.

18. Total expenses for operation, including salaries.

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

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

Twenty-ninth—In case of any violation or breach or failure to comply with any of the provisions herein contained, this contract may be forfeited by a suit brought by the Corporation Counsel, on notice of ten days to the Company, or at the option of the Board by resolution of said Board, which said resolution may contain a provision to the effect that the railway constructed and in use by virtue of this contract shall thereupon become the property of the City without proceedings at law or in equity. Provided, however, that such action by the Board shall not be taken until the Board shall give notice to the Company to appear before it on a certain day not less than ten (10) days after the date of such notice, to show cause why such resolution declaring the contract forfeited should not be adopted. In case the Company fails to appear, action may be taken by the Board forthwith.

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

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

Thirty-second—This grant is upon the express condition that the Company, within thirty (30) days after the signing of this contract by the Mayor, and before anything is done in exercise of the rights conferred hereby, shall deposit with the Comptroller of The City of New York the sum of six thousand dollars (\$6,000), either in money or securities, to be approved by him, which fund shall be security for the performance by the Company of all of the terms and conditions of this contract, especially those which relate to the payment of the annual charges for the privilege hereby granted, the efficiency of the public service rendered, the repairs of the street pavement, the removal of snow and ice and the quality of construction of the railway, and in case of default in the performance by the Company of such terms and conditions the City shall have the right to cause the work to be done and the materials to be furnished for the performance thereof after due notice, and shall collect the reasonable cost thereof from the said fund without legal proceedings; or after default in the payment of the annual charges, shall collect the same, with interest, from the said fund after ten days' notice in writing to the Company; or in case of failure to keep the said terms and conditions of this contract relating to the headway, heating and lighting of cars, fenders, wheel-guards and watering of street pavements, the Company shall pay a penalty of fifty dollars (\$50) per day for each day of violation, and the further sum of ten dollars (\$10) per day for each car that shall not be properly heated, lighted or supplied with fenders or wheel-guards, in case of the violation of the provisions relating to those matters.

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

The Comptroller of the City, on complaint made, shall, in writing, notify the Company, through its President, to appear before him on a certain day not less than ten (10) days after the date of such notice, to show cause why it should not be penalized in accordance with the foregoing

provisions. If the Company fails to make an appearance, or, after a hearing, appears in the judgment of the Comptroller to be in fault, said Comptroller shall forthwith impose the prescribed penalty, or where the amount of the penalty is not prescribed herein, such amount as appears to him to be just, and without legal procedure withdraw the amount of such penalty from the security fund deposited with him. In case of any drafts made upon the security fund the Company shall, upon ten (10) days' notice in writing, pay to the Comptroller of the City a sum sufficient to restore said security fund to the original amount of six thousand dollars (\$6,000), and in default thereof this contract shall be canceled and annulled at the option of the Board, acting in behalf of the City. No action or proceeding or right under the provisions of this contract shall affect any other legal rights, remedies or causes of action belonging to the City.

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

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

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

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

Sec. 4. The Company promises, covenants and agrees on its part and behalf to conform to and abide by and perform all the terms, conditions and requirements in this contract fixed and contained.

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

THE CITY OF NEW YORK,
By Mayor.

[CORPORATE SEAL.]

Attest:

..... City Clerk.

[SEAL.] By President.

Attest:

..... Secretary.

[SEAL.]

(Here add acknowledgments.)

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

Resolved, That these preambles and resolutions, including the said resolution for the grant of a franchise or right applied for by the Bronx Traction Company, and the said form of proposed contract for the grant of such franchise or right containing said results of such inquiry, after the same shall be entered in the minutes of this Board, shall be published for at least twenty (20) days immediately prior to Friday, December 18, 1908, in the CITY RECORD, and at least twice during the ten days immediately prior to December 18, 1908, in two daily newspapers to be designated by the Mayor therefor and published in The City of New York, at the expense of the Bronx Traction Company, together with the following notice, to wit:

Notice is hereby given that the Board of Estimate and Apportionment, before authorizing any contract for the grant of the franchise or right applied for by the Bronx Traction Company, and fully set forth and described in the foregoing form of proposed contract for the grant of such franchise or right, and before adopting any resolution authorizing any such contract, will, at a meeting of said Board, to be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on Friday, December 18, 1908, at 10.30 o'clock a.m., hold a public hearing thereon, at which citizens shall be entitled to appear and be heard.

JOSEPH HAAG, Secretary.
Dated New York, November 13, 1908.

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PUBLIC NOTICE.

PUBLIC NOTICE IS HEREBY GIVEN that at a meeting of the Board of Estimate and Apportionment held this day the following proceedings were had:

Whereas, The Union Railway Company of New York City has under date of July 28, 1908, made application to this Board for the grant of the right, privilege and franchise to construct, maintain and operate a street surface railway upon and along Fordham road and West One Hundred and Eighty-fourth street, in the Borough of The Bronx, and over and along the University Heights Bridge and the approaches thereto, and upon and along West Two Hundred and Seventh street to Amsterdam or Tenth avenue; thence southerly in, upon and along said Amsterdam or Tenth street to Emerson street; thence westerly in, upon and along said Emerson street to Broadway, and connecting with the existing double-track railway in said Broadway. The said route with turnouts, switches and crossovers hereby authorized is shown upon a map entitled:

"Map showing proposed railway of the Union Railway Company in the Boroughs of The Bronx and Manhattan, City of New York, to accompany petition to the Board of Estimate and Apportionment, dated July 28, 1908," and signed by F. W. Whitridge, Receiver; T. F. Mullaney, Chief Engineer, and Edward A. Maher, President, a copy of which is attached hereto, is to be deemed a part of this contract, and is to be substantially followed, provided that deviations therefrom and additional turnouts, switches and crossovers which are consistent with the foregoing description and the other provisions of this contract may be permitted by resolution of the Board.

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

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

Second—The said right to construct, maintain and operate said railway shall be held and enjoyed by the Company for the term of fifteen (15) years from the date upon which this contract is signed by the Mayor, with the privilege of renewal of said contract for the further period of twenty (20) years, upon a fair revaluation of such right and privilege.

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

If the Company and the Board shall not reach such an agreement on or before the day one year before the expiration of the original term of this contract, then the annual rate of compensation for such succeeding twenty (20) years shall be reasonable, and either the City (by the Board) or the Company shall be bound, upon request of the other, to enter into a written agreement with each other fixing the rate of such compensation at such amounts as shall be reasonable, but in no case shall the annual rate so fixed be less than the sum required to be paid for the last year prior to the termination of the original term of this contract, and if the parties shall not forthwith agree upon what is reasonable, then the parties shall enter into a written agreement fixing such annual rate, and at such amount as shall be determined by three disinterested freeholders selected in the following manner:

One disinterested freeholder shall be chosen by the Board; one disinterested freeholder shall be chosen by the Company; these two shall choose a third disinterested freeholder, and the three so chosen shall act as appraisers and shall make the revaluation aforesaid. Such appraisers shall be chosen at least six months prior to the expiration of this original contract, and their report shall be filed with the Board within three months after they are chosen. They shall act as appraisers and not as arbitrators. They may base their judgment upon their own experience and upon such information as they may obtain by inquiries and investigations, without the presence of either party. They shall have the right to examine any of the books of the Company and its officers under oath. The valuations so ascertained, fixed and determined shall be conclusive upon both parties, but no annual sum shall, in any event, be less than the sum required to be paid for the last

year of this original contract. If, in any case, the annual rate shall not be fixed prior to the termination of the original term of this contract, then the Company shall pay the annual rate theretofore prevailing until the new rate shall be determined, and shall then make up to the City the amount of any excess of the annual rate then determined over the previous annual rate. The compensation and expenses of the said appraisers shall be borne jointly by the City and the Company, each paying one-half thereof.

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

(a) The sum of three thousand five hundred dollars (\$3,500) in cash within thirty (30) days after the date on which this contract is signed by the Mayor.

(b) During the first term of five years an annual sum which shall in no case be less than seven hundred and fifty dollars (\$750), and which shall be equal to three (3) per cent. of its gross annual receipts, if such percentage shall exceed the sum of seven hundred and fifty dollars (\$750).

During the second term of five years an annual sum which shall in no case be less than fourteen hundred dollars (\$1,400), and which shall be equal to five (5) per cent. of its gross annual receipts, if such percentage shall exceed the sum of fourteen hundred dollars (\$1,400).

During the third term of five years an annual sum which shall in no case be less than fifteen hundred and fifty dollars (\$1,550), and which shall be equal to five (5) per cent. of its gross annual receipts, if such percentage shall exceed the sum of fifteen hundred and fifty dollars (\$1,550).

The gross annual receipts mentioned above shall be that portion of the gross receipts of the company as shall bear the same proportion to its whole gross receipts as the length of the extension hereby granted shall bear to the entire length of the line of the company in operation.

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

(c) For the use of the University Heights Bridge during the first term of five years the annual sum of \$2,000, during the second term of five years the annual sum of \$2,250, and during the third term of five years the annual sum of \$2,500. The compensation herein reserved shall commence from the date of the signing of this contract by the Mayor.

All such sums as above shall be paid into the treasury of the City on November 1 of each year, and shall be for the amount due to September 30 next preceding.

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

The intention of this paragraph is to fix an annual charge to be paid by the Company, its successors or assigns, to the City of New York for the rights and franchises hereby granted, and it shall not be construed as providing for the payment by the Company, its successors or assigns, of a percentage of gross receipts within the meaning of any general or special statute, referring particularly to chapter 340 of the Laws of 1892.

Before any rights hereby conferred are exercised by the Company, and within three (3) months from the date on which this contract is signed by the Mayor, the Company shall pay to the City of New York the sum of twenty thousand three hundred and eighty-five dollars and eight cents (\$20,385.08) and within three (3) months thereafter the further sum of thirty-one thousand seven hundred and fifty-eight dollars and eighty-seven cents (\$31,758.87); said amounts being due under the franchise of the Company granted to it by the Legislature by chapter 340 of the Laws of 1892.

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

Fourth.—Upon the termination of this original contract, or if the same is renewed, then at the termination of the said renewal term, or upon the termination of the rights hereby granted for any other cause, or upon the dissolution of the Company before such termination, the tracks and equipment of the Company constructed pursuant to this contract, within the streets, avenues and highways and upon the bridge, shall become the property of the City without cost, and the same may be used or disposed of by the City for any purpose whatsoever, or the same may be leased to any company or individual. If, however, at the termination of this grant as above the City (by the Board or its successors in authority) shall so order by resolution, the Company shall, upon thirty (30) days' notice from the Board, remove any and all of the tracks and other equipment constructed pursuant to this contract, and the said streets, avenues and highways and the bridge shall be restored to their original condition at the sole cost and expense of the Company.

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

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

Seventh.—Nothing in this contract shall be deemed to affect in any way the rights of the City to grant to any individual or other corporation a similar right or privilege upon the same or other terms and conditions over the same streets, avenues, highways or bridge, hereinabove described in section 1.

The use of said railway, which shall be constructed by the Company under this contract, including the tracks, wires and other equipment, or any structures in public streets and avenues owned by the Company and used in connection therewith, shall be permitted by the Company to any individual or corporation to which the City may have granted, or may hereafter grant, the right or privilege to use such streets, avenues or highways, hereinabove described in section 1 for street railway purposes, upon payment of an annual sum by such individual or corporation to the Company, which shall not exceed the legal interest on such proportion of the whole cost of the construction of such railway and structures and of the cost of keeping the tracks and track equipment in repair, as the number of cars operated by such company or individual shall bear to the number of cars operated by the companies then using the same, together with the actual cost of the power necessary for the operation of the cars thereon of such individual or corporation and the cost of laying and repairing of pavement and removal of snow and ice, and all the other duties imposed upon the Company by the terms of this contract, in connection with the maintenance or the operation of the said railway so used. Provided, however, that if in the opinion of the Company the legal rate of interest of the cost of such railway shall be an insufficient sum to pay for the use of such tracks, it may appeal to the Board, and the Board may fix a percentage of the cost to be paid to the Company at a sum in excess of the legal rate of interest, if in its opinion such action is justified.

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

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

Ninth.—The Company shall commence construction of the extension herein authorized within six (6) months from the date upon which the consents of the property owners are obtained for such extension, or from the date of the decision of the Appellate Division of the Supreme Court that such extension ought to be constructed, and shall complete the construction of the same within six (6) months from the same date, otherwise this grant shall cease and determine, and all sums which may be deposited with the Comptroller of the City, as hereinabove provided, shall be forfeited to the City. Provided that such periods may be extended by the Board for a period or periods not exceeding in the aggregate six months each; and provided further that when the commencement or completion of said construction shall be prevented by legal proceedings in any court or by works of public improvement, or from other causes not within the control of the Company, the time for the commencement or completion of such construction may be extended for the period of such prevention, but no delay shall be allowed for unless the court proceedings shall be diligently prosecuted by the Company, and provided further that in no case shall such delay be deemed to begin until the Company shall have given written notice to the Board of any such court proceedings or other occasion of delay, and deliver to the Board copies of any injunction or other orders, and the papers upon which the same shall have been granted, and unless upon the request of the Board the Company shall, in writing, consent that the Board either in its own name as a party, or in the name of the City as a party, may intervene in any such proceedings.

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

Eleventh.—Said railway shall be constructed and operated in the latest approved manner of street railway construction and operation, and it is hereby agreed that the Board may require the Company to improve or add to the railway equipment, including rolling stock and railway appurtenances, from time to time, as such additions and improvements are necessary, in the opinion of the Board. Upon failure on the part of the Company to comply with the written direction of the Board within a reasonable time, the rights hereby granted shall cease and determine.

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

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

The rate for the carrying of property over the said railway upon the cars of the Company shall in all cases be reasonable in amount, subject to the control of the Board, or its successors in authority, and may be fixed by such Board after notice to the Company and a hearing had thereon, and when so fixed such rates shall be binding upon the Company, its successors or assigns, and no greater sums shall be charged for such service than provided for by it.

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

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

Provided, however, that the Company, during the first five years of this contract, shall not be required to operate its cars between the hours of 1 o'clock a. m. and 5 o'clock a. m. each day, unless the Board shall determine after a hearing had thereon that public convenience requires the operation of cars during said hours.

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

Sixteenth.—All cars which are operated on said railway shall be heated during the cold weather in conformity with such laws and ordinances as

are now in force, or may hereafter, during the term of this contract, be enacted or adopted by the State or City authorities.

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

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

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

Twentieth.—The Company shall cause to be paved that portion of the street between its tracks, the rails of its tracks and two feet in width outside of its tracks, upon and along the streets, avenues and highways of the routes hereinafter authorized, which are now unpaved. The work of such paving shall be done under the supervision of the municipal authorities having jurisdiction in such matters, and such authorities shall designate the character of the pavement to be laid.

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

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

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

Twenty-third.—The Company agrees to comply with any and all the rules which may be made by the Commissioner of Water Supply, Gas and Electricity for the purpose of preventing the destruction of the pipes or structures in the street by electrolysis, which may be caused by the electric current used by the Company, whether such rules affect the method of the original construction of said railway or any reconstruction, maintenance or repairs upon such railway at any time during the term of this contract.

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

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

Twenty-sixth.—The Board may at any time require the Company to remove one track from the University Heights Bridge and approaches thereto, and to place the remaining track in the centre of the roadway of said bridge and operate the railway by means of said single track upon said bridge and its approaches.

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

1. The amount of stock issued, for cash, for property.

2. The amount paid in as by last report.

3. The total amount of capital stock paid in.

4. The funded debt by last report.

5. The total amount of funded debt.

6. The floating debt as by last report.

7. The total amount of floating debt.

8. The total amount of funded and floating debt.

9. The average rate per annum of interest on funded debt.

10. Statement of dividends paid during the year.

11. The total amount expended for same.

12. The names of the directors elected at the last meeting of the corporation held for such purpose.

13. Location, value and amount paid for real estate owned by the Company as by last report.

14. Location, value and amount paid for real estate now owned by the Company.

15. Number of passengers carried during the year.

16. Total receipts of Company for each class of business.

17. Amounts paid by the Company for damage to persons or property on account of construction and operation.

18. Total expenses for operation, including salaries.

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

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

Twenty-ninth.—In case of any violation or breach or failure to comply with any of the provisions herein contained, this contract may be forfeited by a suit brought by the Corporation Counsel, on notice of ten days to the Company, or at the option of the Board by resolution of said Board, which said resolution may contain a provision to the effect that the railway constructed and in use by virtue of this contract shall thereupon become the property of the City without proceedings at law or in equity. Provided, however, that such action by the Board shall not be taken until the Board shall give notice to the Company to appear before it on a certain day, not less than ten (10) days after the date of such notice, to show cause why such resolution declaring the contract forfeited should not be adopted. In case the Company fails to appear, action may be taken by the Board forthwith.

Thirtieth.—If the Company shall fail to give efficient public service at the rates herein fixed, or fail to maintain its structures in good condition throughout the whole term of this contract, the Board may give notice to the Company specifying any default on the part of the Company, and requiring the Company to remedy the same within a reasonable time; and upon failure of the Company to remedy such default within a reasonable time, during which the default or defect remains, pay to the City the sum of one hundred dollars (\$100) as fixed or liquidated damages, or the Board, in case such structures which may affect the surface of the streets or of the bridge shall not be put in good condition within a reasonable time after notice by the Board as aforesaid, shall have the right to make all needed repairs at the expense of the Company, in which case the Company shall pay to the City the amount of the cost of such repairs with legal interest thereon, all of which sums may be deducted from the fund herein-after provided.

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

Thirty-second.—This grant upon the express condition that the Company within thirty (30) days after the signing of this contract by the Mayor, and before anything is done in exercise of the rights conferred hereby, shall deposit with the Comptroller of The City of New York the sum of three thousand five hundred dollars (\$3,500), either in money or securities to be approved by him, which fund shall be security for the performance by the Company of all of the terms and conditions of this contract, especially those which relate to the payment of the annual charges for the privilege hereby granted, the efficiency of the public service rendered, the repairs of the street and bridge pavement, the removal of snow and ice, and the quality of construction of the railroad; and in case of default in the performance by the Company of such terms and conditions the City shall have the right to cause the work to be done and the materials to be furnished for the performance thereof after due notice, and shall collect the reasonable cost thereof from the said fund without legal proceedings; or after default in the payment of the annual charges, shall collect the same with interest from the said fund after ten days' notice in writing to the Company; or in case of failure to keep the said terms and conditions of this contract relating to the headway, heating and lighting of cars, fenders, wheel-guards and watering of street pavements, the Company shall pay a penalty of fifty dollars (\$50) per day for each day of violation, and the further sum of ten dollars (\$10) per day for each car that shall not be properly heated, lighted or supplied with fenders or wheel guards, in case of the violation of the provisions relating to those matters.

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

The Comptroller of the City, on complaint made, shall, in writing, notify the Company, through its president, to appear before him on a certain day not less than ten (10) days after the date of such notice, to show cause why it should not be penalized in accordance with the foregoing provisions. If the Company fails to make an appearance, or, after a hearing, appears in the judgment of the Comptroller to be in fault, said Comptroller shall forthwith impose the prescribed penalty, or where the amount of the penalty is not prescribed herein, such amount as appears to him to be just, and without legal procedure withdraw the amount of such penalty from the security fund deposited with him. In case of any drafts made upon the security fund the Company shall, upon ten (10) days' notice in writing, pay to the Comptroller of the City a sum sufficient to restore said security fund to the original amount of three thousand five hundred dollars (\$3,500), and in default thereof this contract shall be cancelled and annulled at the option of the Board, acting in behalf of the City. No action or proceeding or right under the provisions of this contract shall affect any other legal rights, remedies or causes of action belonging to the City.

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

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

Thirty-fifth.—If at any time the powers of the Board or any other of the authorities herein mentioned or intended to be mentioned, shall be transferred by law to any other Board, authority,

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

Sec. 4. The Company promises, covenants and agrees on its part and behalf to conform to and abide by and perform all the terms, conditions and requirements in this contract fixed and contained.

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

THE CITY OF NEW YORK,
By Mayor.

[CORPORATE SEAL.]

Attest: City Clerk.

UNION RAILWAY COMPANY OF
NEW YORK CITY,
By President.

[SEAL.]

Attest: Secretary.

(Here add acknowledgments.)

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

Resolved, That these preambles and resolutions, including the said resolution for the grant of a franchise or right applied for by the Union Railway Company of New York City, and the said form of a proposed contract for the grant of such franchise or right containing said results of such inquiry, after the same shall be entered in the minutes of this Board, shall be published for at least twenty (20) days immediately prior to Friday, December 18, 1908, in the City Record, and at least twice during the ten days immediately prior to December 18, 1908, in two daily newspapers to be designated by the Mayor therefor, and published in The City of New York, at the expense of the Union Railway Company of New York City, together with the following notice, to wit:

Notice is hereby given that the Board of Estimate and Apportionment, before authorizing any contract for the grant of the franchise or right applied for by the Union Railway Company of New York City, and fully set forth and described in the foregoing form of proposed contract for the grant of such franchise or right, and before adopting any resolution authorizing any such contract, will, at a meeting of said Board, to be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on Friday, December 18, 1908, at 10:30 o'clock a. m., hold a public hearing thereon, at which citizens shall be entitled to appear and be heard.

JOSEPH HAAG, Secretary.
Dated New York, November 13, 1908.

n24, d18

PUBLIC NOTICE.

PUBLIC NOTICE IS HEREBY GIVEN that at a meeting of the Board of Estimate and Apportionment held this day the following proceedings were had:

Whereas, The Union Railway Company of New York City has, under date of July 28, 1908, made application to this Board for the grant of the right, privilege and franchise to construct, maintain and operate a street surface railway upon and along Pelham Avenue, from Third Avenue to the Southern Boulevard, in the Borough of The Bronx; and

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

Whereas, In pursuance to such laws, this Board adopted a resolution on October 2, 1908, fixing the date for public hearings thereon as October 30, 1908, at which citizens were entitled to appear and be heard, and publication was had for at least fourteen (14) days in the "New York Sun" and the "New York Tribune," newspapers designated by the Mayor, and in the City Record for ten days immediately prior to the date of hearing, and the public hearing was duly held on such day; and

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

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

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

UNION RAILWAY COMPANY OF NEW YORK CITY.

Proposed Form of Contract.

This Contract made this day of 1908, by and between The City of New York (hereinafter called the City), party of the first part, by the Mayor of said City, acting for and in the name of said City, under and in pursuance of the authority of the Board of Estimate and Apportionment of said City (hereinafter called the Board), and the Union Railway Company of New York City (hereinafter called the Company), party of the second part, witnesseth:

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

Section 1. The City hereby grants to the Company, subject to the conditions and provisions hereinabove set forth, the right and privilege to construct, maintain and operate a double track extension to its present street surface railway, with the necessary wires and equipment, for the purpose of conveying passengers in the Borough of The Bronx, in The City of New York, upon the following route:

Beginning at and connecting with the existing double track road of the Company in Third Avenue at the intersection of said avenue with Pelham Avenue, and running thence easterly in upon and along said Pelham Avenue to the

Southern Boulevard. The said route, with turnouts, switches and crossovers, hereby authorized is shown upon a map entitled:

"Map showing proposed railway of the Union Railway Company, in the Borough of The Bronx, City of New York, to accompany petition to the Board of Estimate and Apportionment, dated July 28, 1908,"

— and signed by F. W. Whitridge, Receiver, T. F. Mullaney, Chief Engineer, and Edward A. Maher, President, a copy of which is attached hereto, is to be deemed a part of this contract, is to be construed with the text thereof, and is to be substantially followed, provided that deviations therefrom and additional turnouts, switches and crossovers which are consistent with the foregoing description and the other provisions of this contract may be permitted by resolution of the Board.

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

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

Second—The said right to construct, maintain and operate said railway shall be held and enjoyed by the Company for the term of fifteen (15) years from the date upon which this contract is signed by the Mayor, with the privilege of renewal of said contract for the further period of twenty (20) years upon a fair revaluation of such right and privilege.

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

If the Company and the Board shall not reach such agreement on or before the day one year before the expiration of the original term of this contract, then the annual rate of compensation for such succeeding twenty (20) years shall be reasonable, and either the City (by the Board) or the Company shall be bound, upon request of the other, to enter into a written agreement with each other fixing the rate of such compensation at such amount as shall be reasonable, but in no case shall the annual rate so fixed be less than the sum required to be paid for the last year prior to the termination of the original term of this contract, and if the parties shall not forthwith agree upon what is reasonable, then the parties shall enter into a written agreement fixing such annual rate, and at such amount as shall be determined by three disinterested freeholders selected in the following manner:

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

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

(a) The sum of three thousand dollars (\$3,000) in cash within thirty (30) days after the date on which this contract is signed by the Mayor.

(b) During the first term of five years an annual sum which shall in no case be less than five hundred dollars (\$500), and which shall be equal to three (3) per cent. of its gross annual receipts, if such percentage shall exceed the sum of five hundred dollars (\$500).

During the second term of five years an annual sum which shall in no case be less than nine hundred dollars (\$900), and which shall be equal to five (5) per cent. of its gross annual receipts, if such percentage shall exceed the sum of nine hundred dollars (\$900).

During the third term of five years, an annual sum which shall in no case be less than one thousand dollars (\$1,000), and which shall be equal to five (5) per cent. of its gross annual receipts if such percentage shall exceed the sum of one thousand dollars (\$1,000).

The gross annual receipts mentioned above shall be that portion of the gross receipts of the company as shall bear the same proportion to its whole gross receipts as the length of the extension hereby granted shall bear to the entire length of the line of the company in operation.

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

All such sums as above shall be paid into the treasury of the City on November 1 of each year, and shall be for the amount due to September 30 next preceding.

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

The intention of this paragraph is to fix an annual charge to be paid by the Company, its successors or assigns, to The City of New York for the rights and franchises hereby granted, and it shall not be construed as providing for the payment by the Company, its successors or assigns, of a percentage of gross receipts within

the meaning of any general or special statute, referring particularly to chapter 340 of the Laws of 1892.

Before any rights hereby conferred are exercised by the Company, and within three (3) months from the date on which this contract is signed by the Mayor, the Company shall pay to The City of New York the sum of twenty thousand three hundred and eighty-five dollars and eight cents (\$20,385.08) and within three (3) months thereafter the further sum of thirty-one thousand seven hundred and fifty-eight dollars and eighty-seven cents (\$31,758.87), said amounts being due under the franchise of the Company granted to it by the Legislature by chapter 340 of the Laws of 1892.

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

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

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

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

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

Seventh—Nothing in this contract shall be deemed to affect in any way the right of the City to grant to any individual or other corporation a similar right or privilege upon the same or other terms and conditions, over the same streets, avenues or highways hereinabove described in section 1.

The use of said railway which shall be constructed by the Company under this contract, including the tracks, wires and other equipment or any structure in public streets and avenues owned by the Company and used in connection therewith, shall be permitted by the Company, to any individual or corporation to which the City may have granted, or may hereafter grant, the right or privilege to use such streets, avenues or highways hereinabove described in section 1, for street railway purposes, upon payment of an annual sum by such individual or corporation to the Company, which shall not exceed the legal interest on such proportion of the whole cost of the construction of such railway and structures, and of the cost of keeping the tracks and track equipment in repair, as the number of cars operated by such company or individual shall bear to the number of cars operated by the companies then using the same, together with the actual cost of the power necessary for the operation of the cars thereon of such individual or corporation and the cost of laying and repairing of pavement and removal of snow and ice, and all the other duties imposed upon the Company by the terms of this contract, in connection with the maintenance of the railway so used. Provided, however, that the Company may have granted, or may hereafter grant, the right or privilege to use such streets, avenues or highways hereinabove described in section 1, for street railway purposes, upon payment of an annual sum by such individual or corporation to the Company, which shall not exceed the legal interest on such proportion of the whole cost of the construction of such railway and structures, and of the cost of keeping the tracks and track equipment in repair, as the number of cars operated by such company or individual shall bear to the number of cars operated by the companies then using the same, together with the actual cost of the power necessary for the operation of the cars thereon of such individual or corporation and the cost of laying and repairing of pavement and removal of snow and ice, and all the other duties imposed upon the Company by the terms of this contract, in connection with the maintenance of the railway so used.

Provided, however, that the Company, during the first five years of this contract, shall not be required to operate its cars between the hours of 1 o'clock a. m. and 5 o'clock a. m., each day, unless the Board shall determine after a hearing had thereon that public convenience requires the operation of cars during said hours.

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

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

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

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

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

Twentieth—The Company shall cause to be paved that portion of the street between its tracks, the rails of its tracks and two feet in width outside of its tracks, upon and along the streets, avenues and highways of the routes hereby authorized, which are now unpaved. The work of such paving shall be done under the supervision of the municipal authorities having jurisdiction in such matters, and such authorities shall designate the character of the pavement to be laid.

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

Twenty-second—It is agreed that the right hereby granted to operate a street surface railway shall not be in preference or in hindrance to public work of the City, and should the said railway in any way interfere with the construction of public work in the streets, whether the same is done by the City directly or by a contractor

works of public improvement, or from other causes not within the control of the Company, the time for the commencement or completion of such construction may be extended for the period of such prevention, but no delay shall be allowed for unless the court proceedings shall be diligently prosecuted by the Company; and provided, further, that in no case shall such delay be deemed to begin until the Company shall have given written notice to the Board of any such court proceedings or other occasion of delay, and deliver to the Board copies of any injunction or other orders, and the papers upon which the same shall have been granted, and unless upon the request of the Board the Company shall in writing consent that the Board, either in its own name as a party, or in the name of the City as a party, may intervene in any such proceedings.

Tenth—Such railway shall be constructed, maintained and operated subject to the supervision and control of all the authorities of the City who have jurisdiction in such matters, as provided by the Charter of the City. Before any construction shall be commenced upon any portion of the route, written permits shall be obtained from the President of the Borough of The Bronx and the Commissioner of Water Supply, Gas and Electricity, and the Company shall comply with any conditions which those officials may impose as a condition upon which such permit is granted, provided such conditions are imposed for the purpose of protecting the structures over which those officials have jurisdiction.

Eleventh—Said railway shall be constructed and operated in the latest approved manner of street railway construction and operation, and it is hereby agreed that the Board may require the Company to improve or add to the railway equipment, including rolling stock and railway app

for the City, the Company shall at its own expense protect or move the tracks and appurtenances in a manner as directed by the President of the Borough of The Bronx.

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

Twenty-fourth—The Company agrees to comply with any and all the rules which may be made by the Commissioner of Water Supply, Gas and Electricity for the purpose of preventing the destruction of the pipes or structures in the street by electrolysis, which may be caused by the electric current used by the Company, whether such rules affect the method of the original construction of said railway or any reconstruction, maintenance or repairs upon such railway at any time during the term of this contract.

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

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

1. The amount of stock issued, for cash, for property.
2. The amount paid in as by last report.
3. The total amount of capital stock paid in.
4. The funded debt by last report.
5. The total amount of funded debt.
6. The floating debt as by last report.
7. The total amount of floating debt.
8. The total amount of funded and floating debt.
9. The average rate per annum of interest on funded debt.
10. Statement of dividends paid during the year.
11. The total amount expended for same.
12. The names of the directors elected at the last meeting of the corporation held for such purpose.
13. Location, value and amount paid for real estate owned by the Company as by last report.
14. Location, value and amount paid for real estate now owned by the Company.
15. Number of passengers carried during the year.
16. Total receipts of Company for each class of business.
17. Amounts paid by the Company for damage to persons or property on account of construction and operation.
18. Total expenses for operation, including salaries.
- and such other information in regard to the business of the Company as may be required by the Board.

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

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

Provided, however, that such action by the Board shall not be taken until the Board shall give notice to the Company to appear before it on a certain day not less than ten (10) days after the date of such notice, to show cause why such resolution declaring the contracts forfeited should not be adopted. In case the Company fails to appear, action may be taken by the Board forthwith.

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

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

Thirty-first—This grant is upon the express condition that the Company, within thirty (30) days after the signing of this contract by the Mayor, and before anything is done in exercise of the rights conferred hereby, shall deposit with the Comptroller of the City the sum of three thousand five hundred dollars (\$3,500), either in money or securities, to be approved by him, which fund shall be security for the performance by the Company of all of the terms and conditions of this contract, especially those which relate to the payment of the annual charges for the privilege hereby granted, the efficiency of the public service rendered, the repairs of the street pavement, the removal of snow and ice and the quality of construction of the railway; and in case of default in the performance by the Company of such terms and conditions the City shall have the right to cause the work to be done and the materials to be furnished for the performance thereof after due notice, and shall collect the reasonable cost thereof from the said fund without legal proceedings; or after default

in the payment of the annual charges, shall collect the same, with interest, from the said fund after ten days' notice in writing to the Company; or in case of failure to keep the said terms and conditions of this contract relating to the headway, heating and lighting of cars, fenders, wheel guards and watering of street pavements, the Company shall pay a penalty of fifty dollars (\$50) per day for each day of violation, and the further sum of ten dollars (\$10) per day for each car that shall not be properly heated, lighted or supplied with fenders or wheel guards, in case of the violation of the provisions relating to those matters.

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

The Comptroller of the City, on complaint made, shall, in writing, notify the Company, through its president, to appear before him on a certain day not less than ten (10) days after the date of such notice, to show cause why it should not be penalized in accordance with the foregoing provisions. If the Company fails to make an appearance, or, after a hearing, appears in the judgment of the Comptroller to be in fault, said Comptroller shall forthwith impose the prescribed penalty, or where the amount of the penalty is not prescribed herein, such amount as appears to him to be just, and without legal procedure withdraw the amount of such penalty from the security fund deposited with him. In case of any drafts made upon the security fund the Company shall, upon ten (10) days' notice in writing, pay to the Comptroller of the City a sum sufficient to restore said security fund to the original amount of three thousand five hundred dollars (\$3,500), and in default thereof this contract shall be canceled and annulled at the option of the Board, acting in behalf of the City. No action or proceeding or right under the provisions of this contract shall affect any other legal rights, remedies or causes of action belonging to the City.

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

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

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

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

Sec. 4. The Company promises, covenants and agrees on its part and behalf to conform to and abide by and perform all the terms and conditions and requirements in this contract fixed and contained.

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

THE CITY OF NEW YORK

By Mayor.

[CORPORATE SEAL.]

Attest:

..... City Clerk.

UNION RAILWAY COMPANY OF

NEW YORK CITY,

By President.

[SEAL.]

Attest:

..... Secretary.

(Here add acknowledgments.)

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

Resolved, That these preambles and resolutions, including the said resolution for the grant of a franchise or right applied for by the Union Railway Company of New York City, and the said form of proposed contract for the grant of such franchise or right containing said results of such inquiry, after the same shall be entered in the minutes of this Board, shall be published for at least twenty (20) days immediately prior to Friday, December 18, 1908, in the City Record, and at least twice during the ten days immediately prior to December 18, 1908, in two daily newspapers to be designated by the Mayor therefor and published in The City of New York, at the expense of the Union Railway Company of New York City, together with the following notice, to wit:

Notice is hereby given that the Board of Estimate and Apportionment, before authorizing any contract for the grant of the franchise or right applied for by the Union Railway Company of New York City, and fully set forth and described in the foregoing form of proposed contract for the grant of such franchise or right, and before adopting any resolution authorizing any such contract, will, at a meeting of said Board, to be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on Friday, December 18, 1908, at 10:30 o'clock a. m., hold a public hearing thereon, at which citizens shall be entitled to appear and be heard.

JOSEPH HAAG, Secretary.
Dated New York, November 13, 1908.

n24.d18

OFFICIAL PAPERS.

Morning—"The Sun," "The New York Times." Evening—"The Globe," "The Evening Mail." Weekly—"Democracy," "Tammany Times." German—"Staats-Zeitung." Designated by the Board of City Record, January 22, 1906, Amended March 1, 1906, November 20, 1906; February 20, 1907, and March 5, 1908.

FIRE DEPARTMENT.

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

SEALED BIDS OR ESTIMATES WILL BE received by the Fire Commissioner at the above office until 10:30 o'clock a. m. on

MONDAY, DECEMBER 28, 1908.

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR REPAIRS TO HEATING SYSTEMS IN THE QUARTERS OF THE FOLLOWING COMPANIES IN THE BOROUGHS OF MANHATTAN, THE BRONX, BROOKLYN AND QUEENS:

Borough of Manhattan.

Engine Company 53, located at No. 175 East One Hundred and Fourth street; Engine Company 1, located at No. 165 West Twenty-ninth street; Engine Company 24, located at No. 78 Morton street; Hook and Ladder Company 9, located at No. 209 Elizabeth street; Hook and Ladder Company 11, located at No. 742 East Fifth street; Hook and Ladder Company 25, located at No. 205 West Seventy-seventh street.

Borough of The Bronx.

Engine Company 75, located at Jerome avenue and One Hundred and Eighty-third street; Engine Company 68, located at No. 1116 Ogden avenue.

Borough of Brooklyn.

Engine Company 136, located at No. 998 Liberty avenue; Engine Company 137, located at No. 55 Morgan avenue; Engine Company 153, located at Eighty-sixth street, near Twenty-fourth avenue; Engine Company 146, located at East Twenty-third street, near Voorhies avenue, Sheephead Bay; Engine Company 131, located at No. 107 Watkins street; Engine Company 120, located at No. 530 Eleventh street; Hook and Ladder Company 64, located at Fifth avenue, near Fifty-second street; Hook and Ladder Company 53, located at No. 183 Concord street; Hook and Ladder Company 52, located at No. 893 Bedford avenue.

Borough of Queens.

Hook and Ladder Company 65 and Engine Company 158, located at No. 136 East Eighth street, Long Island City.

Separate estimates will be accepted for the works in each Borough.

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

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

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

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

NICHOLAS J. HAYES, Fire Commissioner.

Dated December 11, 1908.

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

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

NICHOLAS J. HAYES, Fire Commissioner.

Dated December 9, 1908.

d10,28

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

NORMAL COLLEGE OF THE CITY OF NEW YORK.

EXAMINATIONS FOR POSITIONS ON THE Eligible List of College Instructors, High School Tutors and Laboratory Assistants (college and high school) will be held in the College building, Sixty-eighth street and Park avenue, Tuesday, December 29, 1908, and Wednesday, December 30, 1908, at 9 a. m.

For circular of information, etc., apply to Ernest C. Hunt, Secretary, Normal College, Park avenue and Sixty-eighth street.

GEORGE S. DAVIS, LL.D., President.

n23,d26

DEPARTMENT OF PARKS.

OFFICE OF THE DEPARTMENT OF PARKS, ZBROWNSKI MANSION, CLAREMONT PARK, BOROUGH OF THE BRONX.

SEALED BIDS WILL BE RECEIVED BY the Park Commissioner at the above office of the Department of Parks until 12 o'clock m. on

MONDAY, DECEMBER 28, 1908.

FOR THE RENTAL OF STAND OPPOSITE WOODLAWN GATE, ON JEROME AVENUE, VAN CORTLANDT PARK, AND PRIVILEGE OF SELLING REFRESHMENTS (SPIRITUOUS AND MALT LIQUORS EXCEPTED) THEREIN.

No bids will be considered unless accompanied by a certified check or money to the amount of one-quarter of the sum bid for the rent and privilege per year.

The bids will be compared and the privilege will be awarded to the highest responsible bidder.

The Commissioner reserves the right to reject any or all bids.

Form of proposal and full information as to bidding can be obtained at the office of the Department of Parks, Zbrowski Mansion, Claremont Park, New York City.

JOSEPH J. BERRY, Commissioner of Parks, Borough of The Bronx.

d16,28

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

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

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

THURSDAY, DECEMBER 24, 1908.

Borough of Manhattan.

FOR FURNISHING AND DELIVERING CANE FOR PARKS IN THE BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

The time allowed for the delivery will be as required before July 1, 1909.

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

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

Blank forms may be obtained at the office of the Department of Parks, Borough of Manhattan, Arsenal, Central Park.

HENRY SMITH, President;

JOSEPH J. BERRY,

MICHAEL J. KENNEDY,

Commissioners of Parks.

Dated December 14, 1908.

d14,24

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

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

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

THURSDAY, DECEMBER 24, 1908.

Borough of Manhattan.

FOR FURNISHING AND SETTING NEW CURBSTONE IN THE PARKS ON BROADWAY, BETWEEN EIGHTIETH AND NINETEENTH STREETS, IN THE BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

The time allowed for the completion of the whole work will be forty consecutive working days.

The amount of the security required is Four Thousand Five Hundred Dollars (\$4,500).

The contracts must be bid for separately.

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

Plans may be seen and blank forms may be obtained at the office of the

The time allowed for the delivery is thirty (30) days.

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

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

Blank forms may be obtained at the office of the Department of Parks, Borough of Manhattan, Arsenal, Central Park.

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

Dated December 14, 1908.

d14.24

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

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

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

THURSDAY, DECEMBER 24, 1908.

Borough of Manhattan.

FOR FURNISHING AND SETTING NEW CURBSTONE IN THE PARKS ON BROADWAY, BETWEEN NINETEEN-FIFTH AND ONE HUNDRED AND TENTH STREETS, IN THE BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

The time allowed for the completion of the whole work will be forty consecutive working days.

The amount of the security required is Four Thousand Five Hundred Dollars (\$4,500).

The contracts must be bid for separately.

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

Plans may be seen and blank forms may be obtained at the office of the Department of Parks, Borough of Manhattan, Arsenal, Central Park.

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

Dated December 14, 1908.

d14.24

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

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

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

THURSDAY, DECEMBER 24, 1908.

Borough of Manhattan.

FOR FURNISHING AND DELIVERING 500 BARRELS OF PORTLAND CEMENT FOR PARKS, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

The time allowed for the delivery is twenty (20) days.

The amount of security required is Five Hundred Dollars (\$500).

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

Blank forms may be obtained at the office of the Department of Parks, Borough of Manhattan, Arsenal, Central Park.

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

Dated December 14, 1908.

d14.24

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

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

SEALED BIDS WILL BE RECEIVED BY the Park Commissioner at the above office of the Department of Parks, until 12 o'clock m. on

MONDAY, DECEMBER 21, 1908.

FOR THE PRIVILEGE OF MOORING AND MAINTAINING A BATHING PAVILION IN BATTERY PARK DURING THE YEAR 1909.

No bids will be considered unless accompanied by a certified check or money to the amount of one-quarter of the sum bid for the rent and privilege for the year.

The bids will be compared and the privilege will be awarded to the highest responsible bidder. The Commissioner reserves the right to reject any or all bids.

Form of proposal and full information as to bidding can be obtained at the office of the Department of Parks, Arsenal, Central Park, New York City.

HENRY SMITH, Commissioner of Parks, Boroughs of Manhattan and Richmond.

December 9, 1908.

d10.21

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

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

SEALED BIDS WILL BE RECEIVED BY the Park Commissioner at the above office of the Department of Parks, until 12 o'clock m. on

MONDAY, DECEMBER 21, 1908.

FOR THE PRIVILEGE OF MAINTAINING A STAND FOR THE SALE OF FLOWERS IN GREELEY SQUARE, AT THE JUNCTION OF BROADWAY, SIXTH AVENUE AND THIRTY-THIRD STREET, DURING THE YEAR 1909.

No bids will be considered unless accompanied by a certified check or money to the amount of one-quarter of the sum bid for the rent and privilege for the year.

The bids will be compared and the privilege will be awarded to the highest responsible bidder. The Commissioner reserves the right to reject any or all bids.

Form of proposal and full information as to bidding can be obtained at the office of the Department of Parks, Arsenal, Central Park, New York City.

HENRY SMITH, Commissioner of Parks, Boroughs of Manhattan and Richmond.

December 9, 1908.

d10.21

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

The time allowed for the delivery is thirty (30) days.

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

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

Blank forms may be obtained at the office of the Department of Parks, Borough of Manhattan, Arsenal, Central Park.

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

Dated December 14, 1908.

d14.24

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

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

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

THURSDAY, DECEMBER 24, 1908.

Borough of Manhattan.

FOR FURNISHING AND SETTING NEW CURBSTONE IN THE PARKS ON BROADWAY, BETWEEN NINETEEN-FIFTH AND ONE HUNDRED AND TENTH STREETS, IN THE BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

The time allowed for the completion of the whole work will be forty consecutive working days.

The amount of security required is Four Thousand Five Hundred Dollars (\$4,500).

The contracts must be bid for separately.

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

Plans may be seen and blank forms may be obtained at the office of the Department of Parks, Borough of Manhattan, Arsenal, Central Park.

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

Dated December 14, 1908.

d14.24

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

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

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

THURSDAY, DECEMBER 24, 1908.

Borough of Manhattan.

FOR FURNISHING AND DELIVERING 500 BARRELS OF PORTLAND CEMENT FOR PARKS, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

The time allowed for the delivery is twenty (20) days.

The amount of security required is Five Hundred Dollars (\$500).

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

Blank forms may be obtained at the office of the Department of Parks, Borough of Manhattan, Arsenal, Central Park.

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

Dated December 14, 1908.

d14.24

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

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

SEALED BIDS WILL BE RECEIVED BY the Park Commissioner at the above office of the Department of Parks, until 12 o'clock m. on

MONDAY, DECEMBER 21, 1908.

FOR THE PRIVILEGE OF MOORING AND MAINTAINING A BATHING PAVILION IN BATTERY PARK DURING THE YEAR 1909.

No bids will be considered unless accompanied by a certified check or money to the amount of one-quarter of the sum bid for the rent and privilege for the year.

The bids will be compared and the privilege will be awarded to the highest responsible bidder. The Commissioner reserves the right to reject any or all bids.

Form of proposal and full information as to bidding can be obtained at the office of the Department of Parks, Arsenal, Central Park, New York City.

HENRY SMITH, Commissioner of Parks, Boroughs of Manhattan and Richmond.

December 9, 1908.

d10.21

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

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

SEALED BIDS WILL BE RECEIVED BY the Park Commissioner at the above office of the Department of Parks, until 12 o'clock m. on

MONDAY, DECEMBER 21, 1908.

FOR THE PRIVILEGE OF MAINTAINING A STAND FOR THE SALE OF FLOWERS IN GREELEY SQUARE, AT THE JUNCTION OF BROADWAY, SIXTH AVENUE AND THIRTY-THIRD STREET, DURING THE YEAR 1909.

No bids will be considered unless accompanied by a certified check or money to the amount of one-quarter of the sum bid for the rent and privilege for the year.

The bids will be compared and the privilege will be awarded to the highest responsible bidder. The Commissioner reserves the right to reject any or all bids.

Form of proposal and full information as to bidding can be obtained at the office of the Department of Parks, Arsenal, Central Park, New York City.

HENRY SMITH, Commissioner of Parks, Boroughs of Manhattan and Richmond.

December 9, 1908.

d10.21

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

The time allowed for the delivery is thirty (30) days.

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

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

Blank forms may be obtained at the office of the Department of Parks, Borough of Manhattan, Arsenal, Central Park.

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

Dated December 14, 1908.

d14.24

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

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

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

THURSDAY, DECEMBER 24, 1908.

Boroughs of Brooklyn and Queens.

FOR REPAIRS AND ALTERATIONS TO LAWN MOWERS OF THE DEPARTMENT OF PARKS, BOROUGHS OF BROOKLYN AND QUEENS.

The time allowed for the completion of the whole work will be on or before November 15, 1909.

The amount of security required is One Thousand Dollars (\$1,000).

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

Blank forms may be obtained at the office of the Department of Parks, Litchfield Mansion, Prospect Park.

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

d8.24

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

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

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

THURSDAY, DECEMBER 24, 1908.

Borough of Manhattan.

FOR FURNISHING AND DELIVERING COAL IN PARKS AND PARKWAYS, BOROUGHS OF BROOKLYN AND QUEENS.

The time allowed for the completion of the contract is on or before December 31, 1909.

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

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

Blank forms may be obtained at the office of the Department of Parks, Litchfield Mansion, Prospect Park.

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

d8.24

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DEPARTMENT OF EDUCATION, CORNER OF PARK AVENUE AND FIFTY-NINTH STREET, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Superintendent of School Supplies at the above office of the Department of Education until 12 o'clock noon, on

WEDNESDAY, DECEMBER 23, 1908.

FOR FURNISHING AND DELIVERING SUPPLIES FOR USE IN THE TRUANT SCHOOLS OF THE CITY OF NEW YORK, IN THE BOROUGHS OF MANHATTAN, BROOKLYN AND QUEENS, NEWSBOYS' BADGES, ETC., AND FEED, ETC., FOR HORSES USED BY BROOKLYN TRUANT SCHOOL AND THE NEW YORK PARENTAL HOME.

The time for the delivery of the articles, materials and supplies and the performance of the contract is by or before December 31, 1908.

The amount of security required is fifty (50) per cent. of the amount of the bid or estimate.

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, per item, pound, dozen, gallon, yard or other unit of measure, by which the bids will be tested.

Award will be made to the lowest bidder on each item, whose sample is equal to those submitted for inspection or referred to in the specifications.

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

Blank forms and further information may be obtained at the office of the Superintendent of School Supplies, Department of Education, Borough of Manhattan, southwest corner of Park Avenue and Fifty-ninth street.

PATRICK JONES,

Superintendent of School Supplies.

Dated December 12, 1908.

d12,23

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

DEPARTMENT OF EDUCATION, CORNER OF PARK AVENUE AND FIFTY-NINTH STREET, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Superintendent of School Supplies at the above office of the Department of Education until 12 o'clock noon, on

TUESDAY, DECEMBER 22, 1908.

FOR PACKING, CARRYING, LOADING, CARTING, DELIVERING, TRANSFERRING, RETRANSPORTING, RETURNING, ETC., SCHOOL SUPPLIES TO THE SCHOOLS, PLAYGROUNDS, RECREATION CENTRES, DEPOSITORY, ETC., OF THE CITY OF NEW YORK, IN THE BOROUGHS OF MANHATTAN, THE BRONX AND BROOKLYN.

Providing, furnishing and delivering to the Department of Education and operating each day:

Fifteen (15) covered double trucks, with two men on each for the months of January and February, 1909.

Twelve (12) covered double trucks, with two (2) men on each for the months of March, April, May, June, July, August, September, October, November and December, 1909.

Four (4) covered single trucks, with one (1) man on each, for the months of January, February, March, April, May, June, July, August, September, October, November and December, 1909.

— and do all the packing, carrying, loading, carting, delivering, transferring, retransferring, returning, etc., of school supplies that may be required, to the schools, playgrounds, recreation centres, depositories, etc., of The City of New York, as per specifications.

The value of the supplies to be delivered will be about \$1,500,000.

Supplies are to be delivered in baskets and packages to all schools in The City of New York, located in the Boroughs of Manhattan, The Bronx and Brooklyn, at the time and in the manner and in such quantities as may be required.

All supplies must be delivered to the various floors and rooms of the various school buildings, must be unpacked and assort so that principals or representatives may check same intelligently, and itemized receipt presented the day of delivery, if possible, but not later than 9 a. m. the day following.

Contractor will be required, when supplies are to be transferred from one school to another, to pack supplies in said school, transfer same and unpack them at the school or schools where they are delivered.

The time for the completion and performance of the contract is from January 1, 1909, to December 31, 1909, inclusive.

The amount of security required is Fifteen Thousand Dollars (\$15,000).

The bidder will write out the amount of his bid, in addition to inserting the same in figures.

Award of contract will be made to the lowest bidder who proves to the satisfaction of the Committee on Supplies that he can do the work.

Blank forms and further information may be obtained at the office of the Superintendent of School Supplies, Board of Education, corner of Park Avenue and Fifty-ninth street, Borough of Manhattan.

PATRICK JONES,

Superintendent of School Supplies.

Dated December 11, 1908.

d11,22

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

DEPARTMENT OF EDUCATION, CORNER OF PARK AVENUE AND FIFTY-NINTH STREET, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Superintendent of School Buildings at the above office of the Department of Education until 11 o'clock a. m. on

MONDAY, DECEMBER 21, 1908.

A separate proposal must be submitted for each school and award will be made thereon.

No. 2, FOR NEW RETAINING WALL, SIDEWALK, ETC., AT PUBLIC SCHOOL 154, ON ELEVENTH AVENUE, BRAXTON AND SHERMAN STREETS, BOROUGH OF BROOKLYN.

The time allowed to complete the whole work will be 30 working days, as provided in the contract.

The amount of security required is \$1,500.

No. 3, FOR ALTERATIONS, REPAIRS, ETC., AT TRAINING SCHOOL FOR TEACHERS, PARK PLACE, WEST OF NOSTRAND AVENUE, AND COMMERCIAL HIGH SCHOOL, ALBANY AVENUE, BERGEN AND DEAN STREETS, BOROUGH OF BROOKLYN.

The time allowed to complete the whole work on each school will be 55 working days, as provided in the contract.

The amount of security required is as follows: Training School for Teachers..... \$800 00 Commercial High School..... 600 00

A separate proposal must be submitted for each school and award will be made thereon.

On No. 2 the bids will be compared and the contract will be awarded in a lump sum to the lowest bidder.

On Nos. 1 and 3 the bidders must state the price of each item by which the bids will be tested.

Blank forms, plans and specifications may be obtained or seen at the office of the Superintendent, at Estimating Room, ninth floor, Hall of the Board of Education, Park avenue and Fifty-ninth street, Borough of Manhattan, and also at branch office, No. 131 Livingston street, Borough of Brooklyn.

C. B. J. SNYDER,

Superintendent of School Buildings.

Dated December 9, 1908.

containing the bid at the time that same is submitted to the bid clerk.

The statements which are so submitted are for the information of the Committee on Buildings, and will not under any circumstances be made public without the written consent of the bidder.

Any bid or estimate which is not accompanied by such a statement as hereinbefore described will be considered as informal and invalid, and by reason of such failure the said bid or estimate so unaccompanied will be so adjudged and treated.

Blank forms and specifications may be obtained or seen at the office of the Superintendent at Estimating Room, ninth floor, Hall of the Board of Education, Park avenue and Fifty-ninth street, Borough of Manhattan.

C. B. J. SNYDER,

d9,21

Superintendent of School Buildings.

Dated December 9, 1908.

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

DEPARTMENT OF EDUCATION, SOUTHWEST CORNER OF PARK AVENUE AND FIFTY-NINTH STREET, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Superintendent of School Supplies at the above office of the Department of Education until 3 p. m. on

THURSDAY, DECEMBER 17, 1908.

FOR FURNISHING AND OPERATING STAGES OR OTHER CONVEYANCES TO CONVEY PUPILS TO AND FROM THE SCHOOLS OF THE CITY OF NEW YORK, IN THE BOROUGHS OF MANHATTAN, THE BRONX, BROOKLYN, QUEENS AND RICHMOND.

The time for the performance of the contract is prior to December 31, 1909.

The amount of security required is:

Borough of Manhattan.

Item No. 1, \$1,800; Item No. 2, \$1,800; Item No. 3, \$900.

Borough of The Bronx.

Item No. 4, \$900; Item No. 5, \$550; Item No. 6, \$600; Item No. 7, \$1,600; Item No. 8, \$450; Item No. 9, \$900; Item No. 10, \$300; Item No. 11, \$1,050; Item No. 12, \$400; Item No. 13, \$900; Item No. 14, \$900; Item No. 15, \$700; Item No. 16, \$650; Item No. 17, \$1,300.

Borough of Brooklyn.

Item No. 18, \$900; Item No. 19, \$400; Item No. 20, \$950; Item No. 21, \$400.

Borough of Queens.

Item No. 22, \$600; Item No. 23, \$1,100; Item No. 24, \$1,050; Item No. 25, \$1,100; Item No. 26, \$550; Item No. 27, \$1,000; Item No. 28, \$1,050; Item No. 29, \$600; Item No. 30, \$750; Item No. 31, \$1,050; Item No. 32, \$550; Item No. 33, \$650; Item No. 34, \$650; Item No. 35, \$300; Item No. 36, \$1,300; Item No. 37, \$1,050; Item No. 38, \$400; Item No. 39, \$400; Item No. 40, \$700; Item No. 41, \$700; Item No. 42, \$700; Item No. 43, \$550; Item No. 44, \$1,100; Item No. 45, \$1,100; Item No. 46, \$1,650; Item No. 47, \$1,100; Item No. 48, \$1,050; Item No. 49, \$1,300; Item No. 50, \$800; Item No. 51, \$1,100; Item No. 52, \$550.

Borough of Richmond.

Item No. 53, \$250; Item No. 54, \$700; Item No. 55, \$350; Item No. 56, \$450; Item No. 57, \$800; Item No. 58, \$400; Item No. 59, \$400; Item No. 60, \$400; Item No. 61, \$400; Item No. 62, \$800; Item No. 63, \$400; Item No. 64, \$400; Item No. 65, \$400; Item No. 66, \$400; Item No. 67, \$400; Item No. 68, \$400.

The bidder may quote on conveyance other than by stage. If by stage, the price per day must be quoted. If by trolley or other conveyance, the price per pupil per day and the manner in which it is intended to convey the pupils must be stated. If it is intended to convey by special car over a particular route, the price per day must be stated, and such other information must be given as will enable the Committee on Supplies to reach a proper determination.

In the event of a school or schools being closed, the contract shall be terminated as to that school or schools.

Contract will be awarded to the lowest bidder.

The Board of Education reserves the right to award the contract as a whole for the Boroughs of Manhattan, The Bronx, Brooklyn, Queens and Richmond, or to award it separately for the Boroughs of Manhattan, The Bronx, Brooklyn, Queens and Richmond, or item by item, if deemed to be for the best interests of the City.

Blank forms and further information may be obtained at the office of the Superintendent of School Supplies, Board of Education, the Borough of Manhattan, southwest corner of Park Avenue and Fifty-ninth street.

Dated December 7, 1908.

PATRICK JONES,

Superintendent of School Supplies.

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

BOROUGH OF MANHATTAN.

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

SEALED BIDS OR ESTIMATES WILL BE received by the President of the Borough of Manhattan at the City Hall, Room 16, until 2 o'clock p. m. on

MONDAY, DECEMBER 28, 1908.

FOR FURNISHING AND DELIVERING ONE OR MORE, BUT IN NO EVENT TO EXCEED MORE THAN FIVE, FIREPROOF MAP CASES.

To be delivered to the office of the Engineer of Street Openings, Room 1838, No. 21 Park row.

Bidders will state price of each of the three styles or sizes separately.

The time allowed to complete and deliver the cases will be sixty days.

The amount of security required will be Five Hundred Dollars.

Blank forms may be had and the plans, drawings and specifications may be seen in the office of the Engineer of Street Openings, Room 1838, No. 21 Park row, Borough of Manhattan.

JOHN F. AHEARN, President.

City of New York, December 16, 1908.

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

DEPARTMENT OF FINANCE.

NOTICE TO PROPERTY OWNERS.

IN PURSUANCE OF SECTION 1018 OF the Greater New York Charter, the Comptroller of The City of New York hereby gives public notice to all persons, owners of property, affected by the following assessment for LOCAL IMPROVEMENTS in the BOROUGH OF THE BRONX:

TWENTY-FOURTH WARD, SECTION 13.

WEST TWO HUNDRED AND SIXTY-FIRST STREET—SEWER, between Broadway and Riverdale avenue. Area of assessment: Both sides of Two Hundred and Sixty-first street, between Broadway and Independence avenue; both sides of Spencer street, between Two Hundred and Sixtieth street and the northerly boundary line of The City of New York; both sides of Huxley avenue, between Two Hundred and Sixtieth street and Two Hundred and Sixty-second street; west side of Broadway, between Two Hundred and Sixty-first street and Two Hundred and Sixty-second street; both sides of Fieldston road, between Two Hundred and Sixtieth street and the northerly boundary line of The City of New York; both sides of Tyndall avenue, Liebig avenue, between Two Hundred and Sixty-first street and the northerly boundary line of The City of New York; both sides of Riverdale avenue, between Two Hundred and Sixty-first street and Two Hundred and Sixty-second street; both sides of Avenue von Humboldt, between Two Hundred and Sixty-first street and northerly boundary line of The City of New York; both sides of Netherland avenue, between Two Hundred and Sixty-first street and Two Hundred and Sixty-second street; and about 400 feet southerly therefrom.

— that the same was confirmed by the Board of Assessors on December 15, 1908, and entered December 15, 1908, in the Record of Titles of Assessments kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessment interest will be collected thereon, as provided in section 1019 of said Greater New York Charter.

Said section provides, in part, that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides * * * "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record." * * *

The above assessment is payable to the Collector of Assessments and Arrears, at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, Room II, No. 280 Broadway, Borough of Manhattan, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before February 13, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessment became a lien to the date of payment.

HERMAN A. METZ, Comptroller.

City of New York, Department of Finance, Comptroller's Office, December 15, 1908.

d17,31

NOTICE TO PROPERTY OWNERS.

IN PURSUANCE OF SECTION 1018 OF the Greater New York Charter, the Comptroller of The City of New York hereby gives public notice to all persons, owners of property, affected by the following assessments for LOCAL IMPROVEMENTS in the BOROUGH OF QUEENS:

FIRST WARD.

BRIELL STREET—SEWER

avenues; southeast corner of THIRTY-THIRD STREET AND THIRD AVENUE; west side of WALWORTH STREET, between Park and Flushing avenues; east side of OAKLAND STREET, between Greenpoint avenue and Kent street. Area of assessment: North side of West Ninth street, between Gowanus Canal and Smith street; north side of Seventy-ninth street, between Sixth and Fort Hamilton avenues; southwest corner of Forty-third street and Fifth avenue; southeast corner of Thirty-third street and Third avenue; west side of Sanford street and east side of Walworth street, between Park and Flushing avenues; east side of Oakland street, between Greenpoint avenue and Kent street.

TWENTY-SIXTH WARD, SECTION 11.

NEW JERSEY AVENUE—REGULATING, GRADING, CURBING AND LAYING CEMENT SIDEWALKS, between Jamaica avenue and Highland boulevard. Area of assessment: Both sides of New Jersey avenue, between Jamaica avenue and the Highland boulevard, and to the extent of half the block at the intersecting streets and avenues.

TWENTY-SIXTH WARD, SECTION 12.

CHRISTOPHER STREET—PAVING, between Livonia avenue and Riverdale avenue. Area of assessment: Both sides of Christopher street, between Riverdale avenue and a point about 250 feet north of Livonia avenue, and to the extent of half the block at the intersecting streets and avenues.

TWENTY-NINTH WARD, SECTION 15.

LINDEN AVENUE—PAVING, between Nostrand and New York avenues. Area of assessment: Both sides of Linden avenue, from Nostrand to New York avenue, and to the extent of half the block at the intersecting avenues.

TWENTY-NINTH WARD, SECTION 16.

DITMAS AVENUE—CURBING, RECURBING AND LAYING CEMENT SIDEWALKS, from Flatbush avenue to Ocean avenue. Area of assessment: Both sides of Ditmas avenue, between Flatbush avenue and Ocean avenue.

THIRTIETH WARD, SECTION 18.

EIGHTY-EIGHTH STREET—SEWER, between First and Narrows avenues. Area of assessment: Both sides of Eighty-eighth street, from First avenue to Narrows avenue.

THIRTIETH WARD, SECTION 19.

SEVENTIETH STREET—REGULATING, GRADING, CURBING AND LAYING CEMENT SIDEWALKS, between Fourteenth and Fifteenth avenues. Area of assessment: Both sides of Seventieth street, between Fourteenth and Fifteenth avenues, and to the extent of half the block at the intersecting avenues.

—that the same were confirmed by the Board of Assessors on December 15, 1908, and entered December 15, 1908, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessments, interest will be collected thereon, as provided by section 1019 of the Greater New York Charter.

Said section provides, in part, "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum from the date when such assessment became a lien, as provided by section 1019 of this act."

Section 1019 of this act provides * * * "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record." * * *

The above assessments are payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, in the Mechanics' Bank Building, Court and Montague streets, Borough of Brooklyn, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before February 8, 1909, will be exempt from interest as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when such assessments became liens to the date of payment.

HERMAN A. METZ, Comptroller.

City of New York, Department of Finance, Comptroller's Office, December 15, 1908.

d17,31

NOTICE TO PROPERTY OWNERS.

IN PURSUANCE OF SECTION 1018 OF THE Greater New York Charter, the Comptroller of The City of New York hereby gives public notice to all persons, owners of property, affected by the following assessment for LOCAL IMPROVEMENTS in the BOROUGH OF BROOKLYN:

TWENTY-NINTH WARD, SECTION 16.

SEWER in CHURCH AVENUE, from East Eleventh street to East Fifteenth street, and in CATON AVENUE, from Parade place to East Seventeenth street; also BASINS at the northeast, northwest and southeast corners of CHURCH AVENUE AND EAST SIXTEENTH AND SEVENTEENTH STREETS, and BASIN at the northeast corner of OCEAN AVENUE AND CHURCH AVENUE, and BASIN at the northeast corner of EAST EIGHTEENTH STREET AND ALBEMARLE ROAD. Area of assessment: Both sides of Church avenue, from East Eleventh to East Fifteenth street; east side of East Eleventh street, from Church avenue to Caton avenue; south side of Caton avenue, from East Eleventh to East Twelfth street; both sides of East Thirteenth street, from Caton avenue to Church avenue; both sides of East Fourteenth street, commencing about 147 feet south of Caton avenue, and extending southerly to Church avenue; both sides of East Sixteenth street and East Seventeenth street, from Caton to Church avenue; south side of Caton avenue, from East Sixteenth to East Eighteenth street; north side of Caton avenue, extending about 77 feet east of Parade place; north side of Church avenue, from East Fifteenth to East Eighteenth street; south side of Church avenue, from East Sixteenth to East Seventeenth street; east side of Ocean avenue, from Church avenue to Caton avenue; east side of East Eighteenth street, from Church avenue to Albemarle road, and north side of Albemarle road, from East Eighteenth street to East Nineteenth street.

—that the same was confirmed by the Board of Revision of Assessments on December 10, 1908, and entered December 10, 1908, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assess-

ment, interest will be collected thereon, as provided by section 1019 of the Greater New York Charter.

Said section provides, in part, "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 1019 of this act."

Section 1019 of this act provides * * * "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record." * * *

The above assessment is payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, in the Mechanics' Bank Building, Court and Montague streets, Borough of Brooklyn, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before February 8, 1909, will be exempt from interest as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when such assessment became a lien to the date of payment.

HERMAN A. METZ, Comptroller. City of New York, Department of Finance, Comptroller's Office, December 10, 1908.

d12,26

CORPORATION SALE OF BUILDINGS AND APPURTENANCES THERETO ON CITY REAL ESTATE.

AT THE REQUEST OF THE PRESIDENT of the Borough of Brooklyn public notice is hereby given that the Commissioners of the Sinking Fund, by virtue of the powers vested in them by law, will offer for sale at public auction all the buildings, parts of buildings, etc., standing within the lines of property now owned by The City of New York, acquired by it for street opening purposes, in the

Borough of Brooklyn.

Being all the buildings, parts of buildings, etc., standing within the lines of the new street to be opened as an approach to the Manhattan Bridge, extending from Nassau street to the intersection of Flatbush avenue and Fulton street, in the Fourth, Fifth and Eleventh Wards of the Borough of Brooklyn, City of New York, and being more particularly described as being that three-story and basement brick building, No. 30 Devoe place, all of which property is more particularly shown on a draft damage map on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 280 Broadway, Borough of Manhattan.

Pursuant to a resolution of the Commissioners of the Sinking Fund, adopted at a meeting held February 20, 1907, the sale of the above described buildings and appurtenances thereto will be held by direction of the Comptroller on

THURSDAY, DECEMBER 24, 1908

at 10 a. m. on the premises, upon the following terms and conditions:

The buildings and appurtenances thereto will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of The City of New York, and must also at the time of sale give a certified check or cash in half the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale. Where the amount of the purchase price does not equal or exceed the sum of fifty dollars, the sum of fifty dollars shall be the amount of the security to be deposited. This security may at any time after the expiration of the contract period be applied by the City to the cost of completing any of the work required under the contract, but unfinished at the expiration of the contract period.

The purchaser shall not lease, occupy, cause or permit the building or buildings, etc., purchased by him to be used or occupied for any purpose other than that of their speedy removal, nor shall he collect any rental or other revenue for the use of either the land or the buildings, etc., situated thereon. The breach of either or any of these conditions shall forthwith void the sale and cause immediate forfeiture of the purchase money and the security deposited for the faithful performance of the conditions of the sale. The placing therein or permitting the occupancy of any such building by any tenant, necessary, for rent or otherwise, excepting the necessary watchmen or the workmen engaged in the actual demolition thereof, shall of itself be a breach of the above conditions of sale.

All the material of the buildings, sheds, walks, structures and cellars of whatever nature, with their exterior and interior fixtures, appurtenances and foundations of all kinds, except the sidewalk and curb in front of said buildings, extending within the described area and down to the level of the cellar bottom, shall be torn down and removed from the premises. None of the dirt, debris or waste resulting from demolition shall be allowed to remain on the premises, except old mortar or plaster only, which may be left, but not higher at any point than two feet below the curb opposite that point; also the foundation walls of all classes shall be taken down only to a plane whose elevation shall be the level of the curb in front of the building.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

The purchaser at the sale shall also remove all house sewer connections to the main sewer in the street, and the opening of the main sewer in street shall be properly closed in compliance with the directions of the Bureau of Sewers, Borough of Brooklyn, and furnish the Department of Finance with a certificate from the Bureau of Sewers that the work has been properly performed.

The permit for all openings in the street to be obtained by and at the expense of the purchaser of the building.

Failure to remove said buildings, appurtenances or any part thereof within sixty days from the day of possession will work forfeiture of ownership of such buildings, appurtenances or portion as shall then be left standing, together with all moneys paid by said purchaser on account thereof at the time of the sale, and the bidder's assent to the above conditions being understood to be implied by the act of bidding, and The City of New York will, without notice to the purchaser, cause the same to be removed and the costs and expense thereof charged against the security above mentioned.

The work of removal must be carried on in every respect in a thorough and workmanlike manner, and must be completed within sixty days from the day of possession, and the successful bidder will provide and furnish all materials

of labor and machinery necessary thereto, and will place proper and sufficient guards and fences and warning signs by day and night for the prevention of accidents, and will indemnify and save harmless The City of New York, its officers, agents and servants, and each of them, against any and all suits and actions, claims and demands of every name and description brought against it, them or any of them, and against and from all damage and costs to which it, they or any of them be put by reason of injury to the person or property of another, resulting from negligence or carelessness in the performance of the work, or in guarding the same, or from any improper or defective materials or machinery, implements or appliances used in the removal of said buildings.

Party walls and fences, when existing against adjacent property not sold, shall not be taken down. All furlings, plaster, chimneys, projecting brick, etc., on the faces of such party walls are to be taken down and removed. The walls shall be made permanently self-supporting, beamholes, etc., bricked up, and the wall pointed and made to exclude wind and rain and present a clean exterior. The roofs of adjacent buildings shall be properly flashed and painted and made watertight where they have been disturbed by the operations of the contractor.

The Comptroller of The City of New York reserves the right on the day of sale to withdraw from sale any of the buildings, parts of buildings and machinery included therein, or to reject any and all bids; and it is further

Resolved, That, while the said sale is held under the supervision of the Commissioners of the Sinking Fund, the Comptroller is authorized to cause the sale to be advertised and to direct the sale thereof as financial officer of the City.

H. A. METZ, Comptroller.

City of New York, Department of Finance, Comptroller's Office, December 10, 1908.

d11,24

NOTICE TO PROPERTY OWNERS.

IN PURSUANCE OF SECTION 1018 OF THE Greater New York Charter, the Comptroller of The City of New York hereby gives public notice to all persons, owners of property, affected by the following assessments for LOCAL IMPROVEMENTS in the BOROUGH OF QUEENS:

FIRST WARD.

ACADEMY STREET—REGULATING, GRADING, CURBING AND FLAGGING, from Grand Avenue to Broadway. Area of assessment: Both sides of Academy street, from Grand avenue to Broadway, and to the extent of half the block at the intersecting streets.

ACADEMY STREET (West Side)—RECEIVING BASIN, opposite Washington place. Area of assessment: West side of Academy street, between Wilbur and Paynter avenues, and south side of Paynter avenue, between Academy and Radde streets.

FIRST AVENUE—REGULATING, GRADING, CURBING, FLAGGING AND LAYING CROSSWALKS, from Webster avenue to Paynter avenue. Area of assessment: Both sides of First avenue, from Webster avenue to Paynter avenue, and to the extent of half the block at the intersecting streets and avenues.

—that the same were confirmed by the Board of Revision of Assessments December 10, 1908, and entered December 10, 1908, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessments, interest will be collected thereon, as provided in section 1019 of said Greater New York Charter.

Said section provides, in part, "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 1019 of this act."

Section 1019 of this act provides * * * "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record." * * *

The above assessments are payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, at the Hackett Building, No. 51 Jackson avenue, Long Island City, Borough of Queens, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. until 12 m., and all payments made thereon on or before February 8, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessments became liens to the date of payment.

HERMAN A. METZ, Comptroller.

City of New York, Department of Finance, Comptroller's Office, December 10, 1908.

d11,24

NOTICE OF ASSESSMENTS FOR LOCAL IMPROVEMENTS IN THE BOROUGH OF BROOKLYN, CITY OF NEW YORK.

NOTICE IS HEREBY GIVEN THAT THE assessment roll in the following, entitled matter has been completed and will be due and payable on the 15th inst., and that the authority for the collection of the same has been delivered to the Collector of Assessments and Arrears, and all persons liable to pay such assessment are required to pay the same without delay at his office, in the Mechanics' Bank Building, Court and Montague streets, in the Borough of Brooklyn.

Assessment for benefit from Prospect Park (for lands taken) under chapter 244, Laws of 1878, thirty-first instalment.

Extracts from the Law.

Chapter 583, Laws of 1888, title 7, section 10, as amended by chapter 888, Laws of 1895; chapter 775, Laws of 1896, and section 937, chapter 378, Laws of 1897, and chapter 466 of the Laws of 1901 amendatory thereof.

On all * * * assessments which shall be paid to the Collector of Assessments and Arrears, before the expiration of thirty days from the time the same shall become due and payable, an allowance shall be made to the person or persons making such payments at the rate of seven and three-tenths per centum per annum for the unexpired portion thereof. On all * * * assessments * * * paid after the expiration of thirty days from the time the same shall have become due and payable there shall be added to and collected as part of every such assessment * * * interest at the rate of nine per cent. per annum, to be computed from the time the same became due and payable to the date of payment.

HERMAN A. METZ, Comptroller.

City of New York, Department of Finance, Comptroller's Office, December 9, 1908.

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NOTICE TO PROPERTY OWNERS.

IN PURSUANCE OF SECTION 1018 OF THE Greater New York Charter, the Comptroller of The City of New York hereby gives public notice to all persons, owners of property, affected by the following assessments for LOCAL IMPROVEMENTS in the BOROUGH OF QUEENS:

FIRST WARD.

FOURTH AVENUE—SEWER, from Broadway to Graham avenue. Area of assessment: Both sides of Fourth avenue, from Broadway to Graham avenue.

EIGHTH AVENUE (POMEROY STREET)—SEWER, from Grand avenue to Vandeventer avenue. Area of assessment: Both sides of Eighth avenue, from Grand avenue to Vandeventer avenue.

FOURTEENTH AVENUE (STEMLER STREET)—SEWER, from Vandeventer avenue to Grand avenue. Area of assessment: Both sides of Fourteenth avenue, from Vandeventer avenue to Grand avenue.

THIRD WARD.

TENTH AVENUE—TEMPORARY SEWER, from the Long Island Railroad Bridge to Fourteenth street; and FOURTEENTH STREET—TEMPORARY SEWER, from Eighth to Tenth avenue. Area of assessment: Both sides of Fourteenth street, from Eighth to Tenth avenue, and both sides of Tenth avenue, from Fourteenth to Seventeenth street.

MAPLE AVENUE—SEWER, from Summit street to Lawrence street. Area of assessment: Both sides of Maple avenue, from Summit street to Lawrence street.

NINETEENTH STREET—TEMPORARY SEWER, from the southerly side of Sixth avenue to a point about 250 feet southerly. Area of assessment: Both sides of Nineteenth street, between Sixth and Seventh avenues.

—that the same were confirmed by the Board of Assessors December 8, 1908, and entered on December 8, 1908, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessments, interest will be collected thereon, as provided in section 1019 of said Greater New York Charter.

Said section provides, in part, that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides * * * "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record."

The above assessments are payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, at the Hackett Building, No. 51 Jackson avenue, Long Island City, Borough of Queens, between the hours of 9 a.m. and 2 p.m., and on Saturdays from 9 a.m. until 12 m., and all payments made thereon on or before February 6, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessments became liens to the date of payment.

HERMAN A. METZ, Comptroller.

City of New York, Department of Finance, Comptroller's Office, December 8, 1908.

per annum from the date when above assessments became liens to the date of payment.

HERMAN A. METZ, Comptroller.
City of New York, Department of Finance, Comptroller's Office, December 8, 1908.

d10,23

CORPORATION SALE OF BUILDINGS AND APPURTENANCES THERETO ON CITY REAL ESTATE.

AT THE REQUEST OF THE BRIDGE Commissioner, public notice is hereby given that the Commissioners of the Sinking Fund, by virtue of the powers vested in them by law, will offer for sale at public auction the building now standing upon property owned by The City of New York, acquired by it for bridge purposes in the Borough of Brooklyn, said building being situated at the northeast corner of Jay and High streets, in the

Borough of Brooklyn.

Being that two and one-half story frame building known as No. 169 Jay street, Borough of Brooklyn, and which is more particularly described on a certain map on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 280 Broadway, Borough of Manhattan.

Pursuant to a resolution of the Commissioners of the Sinking Fund, adopted at a meeting held June 11, 1908, the sale of the above described building and appurtenances thereto will be held under the direction of the Comptroller on

WEDNESDAY, DECEMBER 23, 1908, at 10 a.m., on the premises, upon the following terms and conditions:

The buildings and appurtenances thereto will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of The City of New York and must also at the time of sale give a certified check or cash in half the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale. Where the amount of the purchase price does not equal or exceed the sum of fifty dollars, the sum of fifty dollars shall be the amount of the security to be deposited. This security may at any time after the expiration of the contract period be applied by the City to the cost of completing any of the work required under the contract, but unfinished at the expiration of the contract period.

The purchaser shall not lease, occupy, cause or permit the building or buildings, etc., purchased by him to be used or occupied for any purpose other than that of their speedy removal, nor shall he collect any rental or other revenue for the use of either the land or the buildings, etc., situated thereon. The breach of either or any of these conditions shall forthwith void the sale and cause immediate forfeiture of the purchase money and the security deposited for the faithful performance of the conditions of the sale.

The placing therein or permitting the occupancy of any such building by any tenant free, for rent or otherwise, excepting the necessary watchmen or the workmen engaged in the actual demolition thereof, shall of itself be a breach of the above conditions of sale.

All the material of the buildings, sheds, walks, structures and cellars of whatsoever nature, with their exterior and interior fixtures, appurtenances and foundations of all kinds, except the sidewalk and curb in front of said buildings, extending within the described area and down to the level of the cellar bottom, shall be torn down and removed from the premises. None of the dirt, debris or waste resulting from demolition shall be allowed to remain on the premises, except old mortar or plaster only, which may be left, but not higher at any point than two feet below the curb opposite that point; also the foundation walls of all classes shall be taken down only to a plane whose elevation shall be the level of the curb in front of the building.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

The purchaser at the sale shall also remove all house sewer connections to the main sewer in the street, and the opening of the main sewer in street shall be properly closed in compliance with the directions of the Bureau of Sewers, Borough of Brooklyn, and furnish the Department of Finance with a certificate from the Bureau of Sewers that the work has been properly performed.

The permit for all opening in the street to be obtained by and at the expense of the purchaser of the building.

Failure to remove said buildings, appurtenances or any part thereof within sixty days from the day of the sale will work forfeiture of ownership of such buildings, appurtenances or portion as shall then be left standing, together with all moneys paid by said purchaser on account thereof at the time of the sale, and the bidder's assent to the above conditions being understood to be implied by the act of bidding, and The City of New York will, without notice to the purchaser, cause the same to be removed, and the costs and expense thereof charged against the security above mentioned.

The work of removal must be carried on in every respect in a thorough and workmanlike manner, and must be completed within sixty days from the day of sale, and the successful bidder will provide and furnish all materials of labor and machinery necessary thereto, and will place proper and sufficient guards and fences and warning signs by day and night for the prevention of accidents, and will indemnify and save harmless The City of New York, its officers, agents and servants, and each of them, against any and all suits and actions, claims and demands of every name and description brought against it, them or any of them, and against any of them be put by reason of injury to the person or property of another, resulting from negligence or carelessness in the performance of the work, or in guarding the same, or from any improper or defective materials or machinery, implements or appliances used in the removal of said buildings.

Party walls and fences, when existing against adjacent property not sold, shall not be taken down. All furrings, plaster, chimneys, projecting brick, etc., on the faces of such party walls, are to be taken down and removed. The walls shall be made permanently self-supporting, beam-holes, etc., bricked up, and the wall painted and made to exclude wind and rain and present a clean exterior. The roofs of adjacent buildings shall be properly flashed and painted and made watertight, where they have been disturbed by the operations of the contractor.

The Comptroller of The City of New York reserves the right on the day of sale to withdraw from sale any of the buildings, parts of buildings and machinery included therein, or to reject any and all bids; and it is further

Resolved, That, while the said sale is held under the supervision of the Commissioners of the Sinking Fund, the Comptroller is authorized

to cause the sale to be advertised and to direct the sale thereof as financial officer of the City.

H. A. METZ, Comptroller.
City of New York, Department of Finance, Comptroller's Office, December 8, 1908.

d9,23

CORPORATION SALE OF BUILDINGS AND APPURTENANCES THERETO ON CITY REAL ESTATE.

AT THE REQUEST OF THE PRESIDENT of the Borough of Queens, public notice is hereby given that the Commissioners of the Sinking Fund of The City of New York, by virtue of the powers vested in them by law, will offer for sale at public auction all the buildings, parts of buildings, etc., standing within the lines of property owned by The City of New York, acquired by it for bridge purposes in the

Borough of Queens.

Being all the buildings, parts of buildings, fences, etc., standing within the lines of a new street, between Bay View avenue and Eldert avenue, from the Boulevard to the southerly property line of the New York and Rockaway Beach Railway, in the Borough of Queens, and which are more particularly described on a map on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 280 Broadway, Borough of Manhattan.

Pursuant to a resolution adopted by the Commissioners of the Sinking Fund at a meeting held September 18, 1908, the sale of the above described buildings and appurtenances thereto will be held, under the direction of the Comptroller, on

WEDNESDAY, DECEMBER 23, 1908, at 3:30 p.m., on the premises upon the following terms and conditions:

The buildings and appurtenances thereto will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of The City of New York, and must also at the time of sale give a certified check or cash in half the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale. Where the amount of the purchase price does not equal or exceed the sum of fifty dollars, the sum of fifty dollars shall be the amount of the security to be deposited. This security may at any time after the expiration of the contract period be applied by the City to the cost of completing any of the work required under the contract, but unfinished at the expiration of the contract period.

The purchaser shall not lease, occupy, cause or permit the building or buildings, etc., purchased by him to be used or occupied for any purpose other than that of their speedy removal, nor shall he collect any rental or other revenue for the use of either the land or the buildings, etc., situated thereon. The breach of either or any of these conditions shall forthwith void the sale and cause immediate forfeiture of the purchase money and the security deposited for the faithful performance of the terms and conditions of the sale.

The placing therein or permitting the occupancy of any such building by any tenant free, for rent or otherwise, excepting the necessary watchmen or the workmen engaged in the actual demolition thereof, shall of itself be a breach of the above conditions of sale.

All the material of the buildings, sheds, walks, structures and cellars of whatsoever nature, with their exterior and interior fixtures, appurtenances and foundations of all kinds, except the sidewalk and curb in front of said buildings, extending within the described area and down to the level of the cellar bottom, shall be torn down and removed from the premises. None of the dirt, debris or waste resulting from demolition shall be allowed to remain on the premises, except old mortar or plaster only, which may be left, but not higher at any point than two feet below the curb opposite that point; also the foundation walls of all classes shall be taken down only to a plane whose elevation shall be the level of the curb in front of the building.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

The purchaser at the sale shall also remove all house sewer connections to the main sewer in the street, and the opening of the main sewer in street shall be properly closed in compliance with the directions of the Bureau of Sewers, Borough of Brooklyn, and furnish the Department of Finance with a certificate from the Bureau of Sewers that the work has been properly performed.

The permit for all opening in the street to be obtained by and at the expense of the purchaser of the building.

Failure to remove said buildings, appurtenances, or any part thereof, within sixty days from the day of the sale will work forfeiture of ownership of such buildings, appurtenances, or portion, as shall then be left standing, together with all moneys paid by said purchaser on account thereof at the time of the sale, and the bidder's assent to the above conditions being understood to be implied by the act of bidding, and The City of New York will, without notice to the purchaser, cause the same to be removed, and the costs and expense thereof charged against the security above mentioned.

The work of removal must be carried on in every respect in a thorough and workmanlike manner, and must be completed within sixty days from the day of sale, and the successful bidder will provide and furnish all materials of labor and machinery necessary thereto, and will place proper and sufficient guards and fences and warning signs by day and night for the prevention of accidents, and will indemnify and save harmless The City of New York, its officers, agents and servants, and each of them, against any and all suits and actions, claims and demands of every name and description brought against it, them or any of them, and against any of them be put by reason of injury to the person or property of another, resulting from negligence or carelessness in the performance of the work, or in guarding the same, or from any improper or defective materials or machinery, implements or appliances used in the removal of said buildings.

Party walls and fences, when existing against adjacent property not sold, shall not be taken down. All furrings, plaster, chimneys, projecting brick, etc., on the faces of such party walls, are to be taken down and removed. The walls shall be made permanently self-supporting, beam-holes, etc., bricked up, and the wall painted and made to exclude wind and rain and present a clean exterior. The roofs of adjacent buildings shall be properly flashed and painted and made watertight, where they have been disturbed by the operations of the contractor.

The Comptroller of The City of New York reserves the right on the day of sale to withdraw from sale any of the buildings, parts of buildings and machinery included therein, or to reject any and all bids; and it is further

Resolved, That, while the said sale is held under the supervision of the Commissioners of the Sinking Fund, the Comptroller is authorized to cause the sale to be advertised and to direct the sale thereof as financial officer of the City.

H. A. METZ, Comptroller.
City of New York, Department of Finance, Comptroller's Office, December 8, 1908.

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CORPORATION SALE OF BUILDINGS AND APPURTENANCES THERETO UPON CITY REAL ESTATE.

AT THE REQUEST OF THE BOARD OF EDUCATION, public notice is hereby given that the Commissioners of the Sinking Fund, by virtue of the powers vested in them by law, will offer for sale at public auction all the buildings, parts of buildings, etc., now standing upon property owned by The City of New York, acquired by it for school purposes in the

Borough of Brooklyn.

Being all those buildings, parts of buildings, etc., standing on that certain plot of ground described as follows:

Beginning at the point of intersection of the southerly side of Bartlett street with the westerly side of Throop avenue, and running thence westerly along the westerly side of Throop avenue, and running thence easterly, parallel with Bartlett street, 125 feet; thence southerly and parallel with Throop avenue 100 feet; thence easterly, parallel with Throop avenue 25 feet; thence southerly and parallel with Throop avenue 100 feet to the northerly side of Whipple street; thence easterly along the northerly side of Whipple street, 100 feet to the westerly side of Throop avenue; thence northerly along the westerly side of Throop avenue, 200 feet, to the point or place of beginning.

—all of which are more particularly described on a certain map now on file in the office of the Collector of City Revenue, Department of Finance, Comptroller's Office, Room 141, No. 280 Broadway, Borough of Manhattan.

Pursuant to a resolution adopted by the Commissioners of the Sinking Fund at a meeting held December 9, 1908, the sale of the above described buildings and appurtenances thereto will be held under direction of the Comptroller on

THURSDAY, DECEMBER 24, 1908

at 11 a.m., on the premises, upon the following terms and conditions:

The buildings and appurtenances thereto will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of The City of New York, and must also at the time of sale give a certified check or cash in half the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale. Where the amount of the purchase price does not equal or exceed the sum of fifty dollars, the sum of fifty dollars shall be the amount of the security to be deposited. This security may at any time after the expiration of the contract period be applied by the City to the cost of completing any of the work required under the contract, but unfinished at the expiration of the contract period.

The purchaser shall not lease, occupy, cause or permit the building or buildings, etc., purchased by him to be used or occupied for any purpose other than that of their speedy removal, nor shall he collect any rental or other revenue for the use of either the land or the buildings, etc., situated thereon. The breach of either or any of these conditions shall forthwith void the sale and cause immediate forfeiture of the purchase money and the security deposited for the faithful performance of the terms and conditions of the sale. Where the amount of the purchase price does not equal or exceed the sum of fifty dollars, the sum of fifty dollars shall be the amount of the security to be deposited. This security may at any time after the expiration of the contract period be applied by the City to the cost of completing any of the work required under the contract, but unfinished at the expiration of the contract period.

The purchaser shall not lease, occupy, cause or permit the building or buildings, etc., purchased by him to be used or occupied for any purpose other than that of their speedy removal, nor shall he collect any rental or other revenue for the use of either the land or the buildings, etc., situated thereon. The breach of either or any of these conditions shall forthwith void the sale and cause immediate forfeiture of the purchase money and the security deposited for the faithful performance of the terms and conditions of the sale. The placing therein or permitting the occupancy of any such building by any tenant free, for rent or otherwise, excepting the necessary watchmen or the workmen engaged in the actual demolition thereof, shall of itself be a breach of the above conditions of sale.

All the material of the buildings, sheds, walks, structures and cellars of whatsoever nature, with their exterior and interior fixtures, appurtenances and foundations of all kinds, except the sidewalk and curb in front of said buildings, extending within the described area and down to the level of the cellar bottom, shall be torn down and removed from the premises. None of the dirt, debris or waste resulting from demolition shall be allowed to remain on the premises, except old mortar or plaster only, which may be left, but not higher at any point than two feet below the curb opposite that point; also the foundation walls of all classes shall be taken down only to a plane whose elevation shall be the level of the curb in front of the building.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

The purchaser at the sale shall also remove all house sewer connections to the main sewer in the street, and the opening of the main sewer in street shall be properly closed in compliance with the directions of the Bureau of Sewers, Borough of Brooklyn, and furnish the Department of Finance with a certificate from the Bureau of Sewers that the work has been properly performed.

The permit for all opening in the street to be obtained by and at the expense of the purchaser of the building.

Failure to remove said buildings, appurtenances, or any part thereof, within sixty days from the day of the sale will work forfeiture of ownership of such buildings, appurtenances, or portion, as shall then be left standing, together with all moneys paid by said purchaser on account thereof at the time of the sale, and the bidder's assent to the above conditions being understood to be implied by the act of bidding, and The City of New York will, without notice to the purchaser, cause the same to be removed, and the costs and expense thereof charged against the security above mentioned.

The work of removal must be carried on in every respect in a thorough and workmanlike manner, and must be completed within sixty days from the day of sale, and the successful bidder will provide and furnish all materials of labor and machinery necessary thereto, and will place proper and sufficient guards and fences and warning signs by day and night for the prevention of accidents, and will indemnify and save harmless The City of New York, its officers, agents and servants, and each of them, against any and all suits and actions, claims and demands of every name and description brought against it, them or any of them, and against any of them be put by reason of injury to the person or property of another, resulting from negligence or carelessness in the performance of the work, or in guarding the same, or from any improper or defective materials or machinery, implements or appliances used in the removal of said buildings.

Party walls and fences, when existing against adjacent property not sold, shall not be taken down. All furrings, plaster, chimneys, projecting brick, etc., on the faces of such party walls, are to be taken down and removed. The walls shall be made permanently self-supporting, beam-holes, etc., bricked up, and the wall painted and made to exclude wind and rain and present a clean exterior. The roofs of adjacent buildings shall be properly flashed and painted and made watertight, where they have been disturbed by the operations of the contractor.

The Comptroller of The City of New York reserves the right on the day of the sale to withdraw from sale any of the buildings, parts of buildings and machinery included therein, or to reject any and all bids; and it is further

Resolved, That, while the said sale is held under the supervision of the Commissioners of the Sinking Fund, the Comptroller is authorized to cause the sale to be advertised and to direct the sale thereof as financial officer of the City.

H. A. METZ, Comptroller.
City of New York, Department of Finance, Comptroller's Office, December 8, 1908.

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ing brick, etc., on the faces of such party walls, are to be taken down and removed. The walls shall be made permanently self-supporting, beam-holes, etc., bricked up, and the wall pointed and made to exclude wind and rain and present a clean exterior. The roofs of adjacent buildings shall be properly flashed and painted and made watertight where they have been disturbed by the operations of the contractor.

The Comptroller of The City of New York reserves the right on the day of sale to withdraw from sale any of the buildings, parts of buildings and machinery included therein, or to reject any and all bids; and it is further

Resolved, That, while the said sale is held under the supervision of the Commissioners of the Sinking Fund, the Comptroller is authorized to cause the sale to be advertised and to direct the sale thereof as financial officer of the City.

H. A. METZ, Comptroller.
City of New York, Department of Finance, Comptroller's Office, December 8, 1908.

d4.24

CORPORATION SALE OF BUILDINGS AND APPURTENANCES THERETO UPON CITY REAL ESTATE.

AT THE REQUEST OF THE BOARD OF Education, public notice is hereby given that the Commissioners of the Sinking Fund, by virtue of the powers vested in them by law, will offer for sale at public auction the buildings, parts of buildings, etc., now standing upon property owned by The City of New York, acquired by it for school purposes, in the

Borough of Brooklyn.

Being those buildings, parts of buildings, etc., standing on that certain plot of ground located at the northwest corner of Keap and South Third streets, described as follows:

Beginning at the northwest corner of South Third street and Keap street; thence northerly along the westerly side of Keap street 80 feet; thence westerly parallel with South Third street 100 feet; thence northerly along the westerly side of the present school site 40 feet; thence westerly parallel with South Third street 75 feet; thence southerly parallel with Keap street 120 feet to the north side of South Third street, and thence easterly along the north side of South Third street 175 feet to the point of beginning; all of which are more particularly described on a map on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 280 Broadway, Borough of Manhattan.

Pursuant to a resolution adopted by the Commissioners of the Sinking Fund at a meeting held December 9, 1908, the sale of the above-described buildings and appurtenances thereto will be held under the direction of the Comptroller on

WEDNESDAY, DECEMBER 23, 1908, at 11 a. m., on the premises, upon the following terms and conditions:

The buildings and appurtenances thereto will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of The City of New York, and must also at the time of sale give a certified check or cash in half the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale. Where the amount of the purchase price does not equal or exceed the sum of fifty dollars, the sum of fifty dollars shall be the amount of the security to be deposited. This security may at any time after the expiration of the contract period be applied by the City to the cost of completing any of the work required under the contract, but unfinished at the expiration of the contract period.

The purchaser shall not lease, occupy, cause or permit the building or buildings, etc., purchased by him to be used or occupied for any purpose other than that of their speedy removal, nor shall he collect any rental or other revenue for the use of either the land or the buildings, etc., situated thereon. The breach of either or any of these conditions shall forthwith void the sale and cause immediate forfeiture of the purchase money and the security deposited for the faithful performance of the conditions of the sale. The placing therein or permitting the occupancy of any such building by any tenant free, for rent or otherwise, excepting the necessary watchmen or the workmen engaged in the actual demolition thereof, shall of itself be a breach of the above conditions of sale.

All the material of the buildings, sheds, walks, structures and cellars of whatsoever nature, with their exterior and interior fixtures, appurtenances and foundations of all kinds, except the sidewalk and curb in front of said buildings, extending within the described area and down to the level of the cellar bottom, shall be torn down and removed from the premises. None of the dirt, debris or waste resulting from demolition shall be allowed to remain on the premises, except old mortar or plaster only, which may be left, but not higher at any point than two feet below the curb opposite that point; also the foundation walls of all classes shall be taken down only to a plane whose elevation shall be the level of the curb in front of the building.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

The purchaser at the sale shall also remove all house sewer connections to the main sewer in the street, and the opening of the main sewer in street shall be properly closed in compliance with the directions of the Bureau of Sewers, Borough of Brooklyn, and furnish the Department of Finance with a certificate from the Bureau of Sewers that the work has been properly performed.

The permit for all opening in the street to be obtained by and at the expense of the purchaser of the building.

Failure to remove said buildings, appurtenances, or any part thereof, within sixty days from the day of the sale will work forfeiture of ownership of such buildings, appurtenances, or portion, as shall then be left standing, together with all moneys paid by said purchaser on account thereof at the time of the sale, and the bidder's assent to the above conditions being understood to be implied by the act of bidding, and The City of New York will, without notice to the purchaser, cause the same to be removed, and the costs and expense thereof charged against the security above mentioned.

The work of removal must be carried on in every respect in a thorough and workmanlike manner, and must be completed within sixty days from the day of sale, and the successful bidder will provide and furnish all materials of labor and machinery necessary thereto, and will place proper and sufficient guards and fences and warning signs by day and night for the prevention of accidents, and will indemnify and save harmless The City of New York, its officers, agents and servants, and each of them, against any and all suits and actions, claims and demands of every name and description brought against

it, them or any of them, and against and from all damage and costs to which it, they or any of them be put by reason of injury to the person or property of another, resulting from negligence or carelessness in the performance of the work, or in guarding the same, or from any improper or defective materials or machinery, implements or appliances used in the removal of said buildings.

Party walls and fences, when existing against adjacent property not sold, shall not be taken down. All furrings, plaster, chimneys, projecting brick, etc., on the faces of such party walls, are to be taken down and removed. The walls shall be made permanently self-supporting, beam-holes, etc., bricked up, and the wall painted and made to exclude wind and rain and present a clean exterior. The roofs of adjacent buildings shall be properly flashed and painted and made watertight where they have been disturbed by the operations of the contractor.

The Comptroller of The City of New York reserves the right on the day of sale to withdraw from sale any of the buildings, parts of buildings and machinery included therein, or to reject any and all bids; and it is further

Resolved, That, while the said sale is held under the supervision of the Commissioners of the Sinking Fund, the Comptroller is authorized to cause the sale to be advertised and to direct the sale thereof as financial officer of the City.

H. A. METZ, Comptroller.
City of New York, Department of Finance, Comptroller's Office, December 8, 1908.

d4.25

NOTICE TO PROPERTY OWNERS.

IN PURSUANCE OF SECTION 1018 OF THE Greater New York Charter, the Comptroller of The City of New York hereby gives public notice to all persons, owners of property, affected by the following assessments for LOCAL IMPROVEMENTS in the BOROUGH OF THE BRONX:

TWENTY-THIRD AND TWENTY-FOURTH WARDS, SECTION 11.

WEST ONE HUNDRED AND SEVENTIETH STREET—REGULATING, GRADING, CURBING, FLAGGING, LAYING CROSSWALKS, BUILDING APPROACHES AND ERECTING FENCES, from Jerome avenue to Cromwell avenue. Area of assessment: Both sides of One Hundred and Seventieth street, from Jerome avenue to Cromwell avenue, and to the extent of half the block at the intersecting streets and avenues.

TWENTY-FOURTH WARD, SECTION 12.

BAILEY AVENUE—REGULATING, GRADING, CURBING, FLAGGING, LAYING CROSSWALKS, BUILDING APPROACHES AND ERECTING FENCES, from a line north of West Two Hundred and Thirty-third street to its junction with Fort Independence street. Area of assessment: East side of Bailey avenue, from Two Hundred and Thirty-first street to Albany road; both sides of Bailey avenue, from Albany road to Fort Independence street; east side of Albany road and west side of Fort Independence street, between Bailey avenue and Two Hundred and Thirty-eighth street.

—that the same were confirmed by the Board of Revision of Assessments on December 3, 1908, and entered December 3, 1908, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessments, interest will be collected thereon, as provided in section 1019 of said Greater New York Charter.

Said section provides, in part, that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides * * * "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record." * * *

The above assessments are payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, Room H, No. 280 Broadway, Borough of Manhattan, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before February 2, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessments became liens to the date of payment.

HERMAN A. METZ, Comptroller.
City of New York, Department of Finance, Comptroller's Office, December 3, 1908.

d4.17

NOTICE TO PROPERTY OWNERS.

IN PURSUANCE OF SECTION 1018 OF THE Greater New York Charter, the Comptroller of The City of New York hereby gives public notice to all persons, owners of property, affected by the following assessments for LOCAL IMPROVEMENTS in the BOROUGH OF QUEENS:

FIRST WARD.

JAMAICA AVENUE—PAVING, from Steinway avenue to Newtown avenue. Area of assessment: Both sides of Jamaica avenue, from Steinway avenue to Newtown avenue, and to the extent of half the block at the intersecting streets.

CONSTRUCTING A SEWER IN BORDEN AVENUE, from East avenue to Dutch Kills Creek. Area of assessment: Both sides of Borden avenue, from East avenue to Dutch Kills Creek.

—that the same were confirmed by the Board of Revision of Assessments, December 3, 1908, and entered on December 3, 1908, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessments, interest will be collected thereon, as provided in section 1019 of said Greater New York Charter.

Said section provides, in part, that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides * * * "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record." * * *

The above assessments are payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, at the Hackett Building, No. 51 Jackson avenue, Long Island City, Borough of Queens, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before February 1, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when such assessment became a lien, as provided by section 159 of this act."

Supplies of Any Description, including Gas and Electricity—

One company on a bond up to \$50,000.
Two companies on a bond up to \$125,000.
Three companies on a bond up to \$200,000.

Asphalt, Asphalt Block and Wood Block Pavements—

Two companies on a bond up to \$50,000.
Three companies on a bond up to \$125,000.

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NOTICE TO PROPERTY OWNERS.

IN PURSUANCE OF SECTION 1018 OF THE Greater New York Charter, the Comptroller of The City of New York hereby gives public notice to all persons, owners of property, affected by the following assessments for LOCAL IMPROVEMENTS in the BOROUGH OF MANHATTAN:

TWELFTH WARD, SECTION 8.

WEST TWO HUNDRED AND FIRST STREET—PAVING, CURBING AND RECURBING, from the easterly line of Academy street to a point 200 feet east of the easterly line of Ninth avenue. Area of assessment: Both sides of Two Hundred and First street, from Academy street to a point about 200 feet east of the easterly line of Ninth avenue.

WEST TWO HUNDRED AND SECOND STREET—PAVING, CURBING AND RECURBING, from the easterly line of Tenth avenue to a point 200 feet east of the easterly line of Ninth avenue. Area of assessment: Both sides of Two Hundred and Second street, from Tenth avenue to a point about 200 feet east of the easterly line of Ninth avenue.

—that the same were confirmed by the Board of Revision of Assessments on December 3, 1908, and entered December 3, 1908, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessments, interest will be collected thereon, as provided in section 1019 of said Greater New York Charter.

Said section provides, in part, that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides * * * "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record." * * *

The above assessments are payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, Room H, No. 280 Broadway, Borough of Manhattan, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before February 1, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessments became liens to the date of payment.

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Said section provides, in part, that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides * * * "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record." * * *

The above assessments are payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, Room H, No. 280 Broadway, Borough of Manhattan, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before February 1, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessments became liens to the date of payment.

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Said section provides, in part, that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides * * * "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record." * * *

The above assessments are payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, Room H, No. 280 Broadway, Borough of Manhattan, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before February 1, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessments became liens to the date of payment.

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Said section provides, in part, that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides * * * "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record." * * *

The above assessments are payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, Room H, No. 280 Broadway, Borough of Manhattan, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before February 1, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessments became liens to the date of payment.

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Said section provides, in part, that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides * * * "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record." * * *

The above assessments are payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, Room H, No. 280 Broadway, Borough of Manhattan, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before February 1, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessments became liens to the date of payment.

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Said section provides, in part, that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides * * * "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record." * * *

The above assessments are payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, Room H, No. 280 Broadway, Borough of Manhattan, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before February 1, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessments became liens to the date of payment.

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Said section provides, in part, that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides * * * "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record." * * *

The above assessments are payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, Room H, No. 280

Regulating, Grading, Paving, Sewers, Water Mains, Dredging, Construction of Parks, Parkway, Etc.—
One company on a bond up to \$25,000.
Two companies on a bond up to \$75,000.
Three companies on a bond up to \$150,000.
Four companies on a bond up to \$250,000.
New Docks, Buildings, Bridges, Aqueducts, Tunnels, Etc.—
One company on a bond up to \$25,000.
Two companies on a bond up to \$75,000.
Three companies on a bond up to \$150,000.
Four companies on a bond up to \$250,000.
Repairs, Ventilating, Heating, Plumbing, Etc.—
One company on a bond up to \$25,000.
Two companies on a bond up to \$75,000.
Three companies on a bond up to \$150,000.
Four companies on a bond up to \$250,000.
On bonds regarded as hazardous risks additional surety will be required as the Comptroller sees fit in each instance.

All bonds exceeding \$250,000 will by that fact alone be considered hazardous risks, no matter what the nature of the work.

H. A. METZ,
Comptroller.

BOARD OF ASSESSORS.

PUBLIC NOTICE IS HEREBY GIVEN TO the owner or owners of all houses and lots, improved or unimproved lands affected thereby, that the following proposed assessments have been completed and are lodged in the office of the Board of Assessors for examination by all persons interested, viz:

Borough of The Bronx.

List 335, No. 1. Repairing sidewalk and placing guard rail where necessary on the westerly side of the Southern boulevard, beginning at a point 222 feet northerly of the northwest corner of Jennings street and Southern boulevard, and running northerly for a distance of 102 feet.

List 347, No. 2. Paving with granite blocks and curbing where necessary Tiffany street, from Westchester avenue north to Intervale avenue.

List 349, No. 3. Repairing sidewalk, placing guard rail and laying flagging where necessary on the westerly side of Tinton avenue, 267 feet north of One Hundred and Sixty-first street.

List 352, No. 4. Repairing sidewalk and placing guard rail where necessary on the easterly side of Washington avenue, beginning about 75 feet north of One Hundred and Sixty-seventh street, and extending about 120 feet.

Borough of Queens.

List 70, No. 5. Regulating, grading and laying cement sidewalks on the west side of Whitestone avenue, from Broadway to State street, Third Ward.

List 166, No. 6. Sewer in Lamont avenue, between Fifth and Eleventh streets, Second Ward.

List 175, No. 7. Sewer in Potter avenue, from Kouwenhoven street to Debevoise avenue, First Ward.

The limits within which it is proposed to lay the said assessments include all the several houses and lots of ground, vacant lots, pieces and parcels of land situated on—

No. 1. West side of Southern boulevard, from a point 200 feet north of Jennings street to a point about 125 feet northerly.

No. 2. Both sides of Tiffany street, from Westchester avenue to Intervale avenue, and to the extent of half the block at the intersecting streets.

No. 3. West side of Tinton avenue, between One Hundred and Sixty-first and One Hundred and Sixty-second streets, Lot No. 47, Block 235.

No. 4. East side of Washington avenue, between One Hundred and Sixty-seventh and One Hundred and Sixty-eighth streets, Lot No. 7, Block 2372.

No. 5. West side of Whitestone avenue, from Broadway to State street.

No. 6. Both sides of Lamont avenue, from Fifth street to Eleventh street; north side of Fifth street and south side of Sixth street, between Lamont and Whitney avenues.

No. 7. Both sides of Potter avenue, from Debevoise avenue to Kouwenhoven street.

All persons whose interests are affected by the above-named proposed assessments, and who are opposed to the same, or either of them, are requested to present their objections, in writing, to the Secretary of the Board of Assessors, No. 320 Broadway, New York, on or before January 12, 1909, at 11 a. m., at which time and place the said objections will be heard and testimony received in reference thereto.

ANTONIO ZUCCA,
PAUL WEIMANN,
JAMES H. KENNEDY,
Board of Assessors.

WILLIAM H. JASPER, Secretary, No. 320 Broadway,
City of New York, Borough of Manhattan, December 17, 1908.

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PUBLIC NOTICE IS HEREBY GIVEN TO the owner or owners of all houses and lots, improved or unimproved lands affected thereby, that the following proposed assessments have been completed and are lodged in the office of the Board of Assessors for examination by all persons interested, viz:

Borough of The Bronx.

List 307, No. 1. Paving with granite blocks and curbing Devoe avenue, from West Farms road to East One Hundred and Eightieth street.

List 308, No. 2. Paving with block asphalt and curbing Fairmount place, between Southern boulevard and Prospect avenue.

List 328, No. 3. Paving with asphalt blocks and curbing East One Hundred and Seventy-fourth street, between Third and Park avenues.

Borough of Queens.

List 155, No. 4. Sewer in Fourth street, between Orchard and Ludlow avenues, Second Ward.

List 83, No. 5. Temporary sewer in First avenue, from Ninth street to Thirteenth street, Third Ward.

List 85, No. 6. Sewer in Freeman avenue, from Jackson avenue to Academy street, First Ward.

List 121, No. 7. Sewer in the Crescent, between Grand and Jamaica avenues, First Ward.

List 125, No. 8. Sewer in Eleventh avenue, from Newtown road to Flushing avenue, and in Vandeventer avenue, from Eleventh avenue to Tenth avenue, First Ward.

List 156, No. 9. Sewer in Fifth street, between Orchard and Ludlow avenues, Second Ward.

List 172, No. 10. Relaying sewer in Ninth avenue, between Woole street and Potter avenue, First Ward.

List 164, No. 11. Sewer in Hancock street, from Bodine street to Fourteenth street, First Ward.

List 173, No. 12. Sewer in Pomeroy street, between Jackson and Washington avenues, First Ward.

List 188, No. 13. Sewer in Willow street, between North William street and Trowbridge street, northerly 200 feet, First Ward.

The limits within which it is proposed to lay the said assessments include all the several houses and lots of ground, vacant lots, pieces and parcels of land situated on—

No. 1. Both sides of Devoe avenue, from West Farms road to One Hundred and Eightieth street, and to the extent of half the block at the intersecting streets.

No. 2. Both sides of Fairmount place, between Southern boulevard and Prospect avenue, and to the extent of half the block at the intersecting streets.

No. 3. Both sides of One Hundred and Seventy-fourth street, between Third and Park avenues, and to the extent of half the block at the intersecting streets.

No. 4. Both sides of Fourth street, from Orchard avenue to Ludlow avenue.

No. 5. Both sides of First avenue, from Ninth street to North Thirteenth street; east side of Tenth street, from First avenue to Monument avenue.

No. 6. Both sides of Freeman avenue, from Jackson avenue to Academy street; north side of Bartow street; both sides of Briell street, from Freeman avenue to Webster avenue, and west side of Webster avenue, from Bartow street to Ralph avenue.

No. 7. Both sides of the Crescent, from Jamaica avenue to Grand avenue; north side of Elm street, from Academy street to the Crescent.

No. 8. Both sides of Eleventh avenue, between Vandeventer avenue and Wilson avenue, and between Vandeventer avenue and Newtown road; both sides of Vandeventer avenue, between Twelfth and Steinway avenues; north side of Grand avenue, between Eleventh and Steinway avenues; both sides of Newtown road, from Grand avenue to Eleventh avenue.

No. 9. Both sides of Fifth street, from Orchard avenue to Ludlow avenue.

No. 10. Both sides of Ninth avenue, from Woole street to Potter avenue.

No. 11. Both sides of Hancock street, from Bodine street to Fourteenth street.

No. 12. Both sides of Pomeroy street, from Jackson avenue to Washington avenue; north side of Webster avenue, from Kouwenhoven street to Blackwell street; south side of Washington avenue, from Kouwenhoven street to Pomeroy street.

No. 13. Both sides of Willow street, from Franklin street to Trowbridge street.

All persons whose interests are affected by the above named proposed assessments, and who are opposed to the same, or either of them, are requested to present their objections, in writing, to the Secretary of the Board of Assessors, No. 320 Broadway, New York, on or before January 12, 1909, at 11 a. m., at which time and place the said objections will be heard and testimony received in reference thereto.

ANTONIO ZUCCA,
PAUL WEIMANN,
JAMES H. KENNEDY,
Board of Assessors.

WILLIAM H. JASPER, Secretary,
No. 320 Broadway.

City of New York, Borough of Manhattan, December 11, 1908.

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PUBLIC NOTICE IS HEREBY GIVEN TO the owner or owners of all houses and lots, improved or unimproved lands affected thereby, that the following proposed assessments have been completed and are lodged in the office of the Board of Assessors for examination by all persons interested, viz:

Borough of Brooklyn.

List 9515, No. 1. Regulating, grading, curbing, laying cement sidewalks on East Thirty-first street, between Avenue F and Glenwood road, together with a list of awards for damages caused by a change of grade.

List 9844, No. 2. Regulating, grading, curbing, laying cement sidewalks on Eighty-sixth street, between Fifth and Thirteenth avenues.

List 54, No. 3. Sewer in Warehouse avenue, between Surf and Neptune avenues, and outlet sewer in Neptune avenue, between Warehouse avenue and Twenty-first street.

List 77, No. 4. Fencing lots on the north side of McDougal street, between Hopkinson and Rockaway avenues; south side of Marion street, between Reid and Patchen avenues; north side of Atlantic avenue, between Columbus place and Ralph avenue; east side of Columbus place, between Atlantic avenue and Herkimer street; west side of East Ninth street, between Avenue C and Cortelyou road; east side of Reid avenue, between Marion and Chauncey streets; north side of Marion street, between Reid and Patchen avenues; south side of Chauncey street, between Reid and Patchen avenues; south side of Sterling place, between Rogers and Nostrand avenues; north side of Chauncey street, between Patchen and Ralph avenues.

List 78, No. 5. Fencing lots on the north side of Seventeenth street, between Prospect Park West and Tenth avenue; both sides of Third street, between Fourth and Fifth avenues; both sides of Fifth street, between Fourth and Fifth avenues; east side of Fourth avenue, between Third and Fifth streets; north side of Sixth street, between Fourth and Fifth avenues; east side of Fourth avenue, between Fifth and Sixth streets; southeast side of Stockholm street, between Eldert street, between Bushwick and Evergreen avenues; southeast side of Eastern parkway, between Sterling and Park places; south side of Belmont avenue, between Barbey and Jerome streets; northwest side of Hinrod street, between Central and Hamburg avenues; north side of Sackett street, between Third and Fourth avenues; north side of Kosciusko street, between Reid avenue and Broadway.

List 137, No. 6. Paving Eleventh avenue, from Fifteenth street to Eighteenth street.

List 201, No. 7. Laying cement sidewalks on the southwest side of Guernsey street, between Norman and Nassau avenues; east side of Manhattan avenue, from Driggs avenue to Leonard street; west side of Leonard street, from Driggs avenue to Manhattan avenue; both sides of Kingsland avenue, between Greenpoint and Norman avenue.

The limits within which it is proposed to lay the said assessments include all the several houses and lots of ground, vacant lots, pieces and parcels of land situated on—

No. 1. Both sides of East Thirty-first street, from Avenue F (Farragut road) to Glenwood road, and to the extent of half the block at the intersecting streets.

No. 2. Both sides of Eighty-sixth street, between Fifth and Thirteenth avenues, and to the extent of half the block at the intersecting streets.

No. 3. Both sides of Warehouse avenue, from Surf avenue to Canal avenue; south side of Canal avenue, from Twenty-third street to a point about 119 feet east of Warehouse avenue; both sides of Neptune avenue, from Twenty-fourth street to a point about 119 feet east of Twenty-first street; both sides of Twenty-first street, from Neptune avenue extending about 375 feet southerly from said avenue; both sides of Twenty-third street, from Mermaid avenue to Canal avenue; north side of Mermaid avenue, extending easterly and westerly from Warehouse avenue about 119 feet.

No. 4. Lot No. 52, Block 1527, on the north side of McDougal street, between Hopkinson and

Rockaway avenues; Lot No. 6, Block 1605, south side of Marion street, between Reid and Patchen avenues; northeast corner of Columbus place and Atlantic avenue, and Lots Nos. 36 and 35 of Block 1714 adjoining on Atlantic avenue; southwest side of East Ninth street, between Avenue C and Cortelyou road, Lots Nos. 12 and 19 of Block 5377; south side of Chauncey street and north side of Marion street, between Reid and Patchen avenues; Lots Nos. 1, 12 and 68 of Block 1692, south side of Sterling place, between Rogers and Nostrand avenues, Lots Nos. 10, 15 and 25 of Block 1247; north side of Chauncey street, between Patchen and Ralph avenues, Lot No. 64, Block 1688.

No. 5. North side of Seventeenth street, 120 feet west of Tenth avenue, Lot No. 46, Block 871; north side of Third street, 95 feet west of Fifth avenue, Lot No. 46, Block 974; blocks bounded by Third street, Fifth street, Fourth avenue and Fifth avenue; southeast side of Fourth avenue, from Sixth to Fifth street, and Lots Nos. 13 and 14 adjoining on Fifth street; Lot No. 18 of Block 3259 on the southeast side of Stockholm street, between Irving and Wyckoff avenues; Lots Nos. 29 and 30 on the southeast side of Eldert street, between Bushwick and Evergreen avenues; south side of Eastern parkway, between Sterling place and Park place; southeast corner of Barbey street and Belmont avenue, and Lot No. 11 adjoining on Belmont avenue; northwest side of Hinrod street, 110 feet west of Hamburg avenue; Lots Nos. 52 and 53 of Block 427 on the north side of Sackett street, between Third and Fourth avenues; Lots Nos. 46 and 45 of Block 1604 on the north side of Kosciusko street, between Reid avenue and Broadway.

No. 6. Both sides of Eleventh avenue, from Fifteenth street to Eighteenth street, and to the extent of half the block at the intersecting streets,

No. 7. Southwest side of Guernsey street, between Norman and Nassau avenues; triangle bounded by Driggs avenue, Manhattan avenue and Leonard street; both sides of Kingsland avenue, from Greenpoint avenue to Norman avenue.

All persons whose interests are affected by the above named proposed assessments, and who are opposed to the same, or either of them, are requested to present their objections, in writing, to the Secretary of the Board of Assessors, No. 320 Broadway, New York, on or before January 12, 1909, at 11 a. m., at which time and place the said objections will be heard and testimony received in reference thereto.

ANTONIO ZUCCA,
PAUL WEIMANN,
JAMES H. KENNEDY,
Board of Assessors.

WILLIAM H. JASPER, Secretary,
No. 320 Broadway.

City of New York, Borough of Manhattan, December 10, 1908.

d10,21

BOROUGH OF THE BRONX.

OFFICE OF THE PRESIDENT OF THE BOROUGH OF THE BRONX, MUNICIPAL BUILDING, CROTONA PARK, ONE HUNDRED AND SEVENTY-SEVENTH STREET AND THIRD AVENUE.

SEALED BIDS OR ESTIMATES WILL BE received by the President of the Borough of The Bronx at the above office until 11 o'clock a. m. on

THURSDAY, DECEMBER 24, 1908.

No. 1. FOR FURNISHING AND DELIVERING 100,000 GALLONS OF CRUDE OIL MIXTURE, EQUAL TO SAMPLE, TO BE FURNISHED AND DELIVERED AS DIRECTED IN BULK TO ANY RAILROAD STATION IN THE BOROUGH OF THE BRONX.

The time allowed for the delivery of the articles will be 60 days.

The amount of security required will be Twenty-five Hundred Dollars.

No. 2. FOR FURNISHING AND DELIVERING HARD COAL CLEAN STEAM BOILER ASHES.

Six thousand cubic yards of hard coal clean steam boiler ashes to be furnished and delivered within two and one-half miles of the docks east of the Bronx River at such times and in such quantities as may be directed during 60 days following execution.

The amount of security required will be Eighteen Hundred Dollars.

No. 3. FOR FURNISHING AND DELIVERING BROKEN TRAP-ROCK STONE OR SCREENINGS.

Nine thousand cubic yards of broken trap-rock stone or screenings to be furnished and delivered by the contractor at such time and at such points as shall be designated by the President, and shall be hauled and delivered as required to any designated place or places. The broken trap-rock stone is to be newly broken, with sharp edges and of uniform quality throughout; free from dirt or disintegrated stone or screenings, or any other foreign matter. It shall be of such size as to pass through a screen having a 2-inch mesh, and be retained by a screen having a 3/4-inch mesh. The screenings shall be of trap-rock and of uniform quality, free from dirt and other foreign matter. The particles of stone in the screenings shall not exceed in size 3/4 inch. The screenings shall not contain more than 25 per cent. of stone dust, which shall be distributed evenly throughout the entire mass.

Samples must be submitted on day of letting.

The amount of security required will be Eight Thousand Dollars.

The time allowed for delivery will be sixty days.

No. 4. FOR REGULATING, GRADING, SETTING CURBSTONE, FLAGGING THE SIDEWALKS, LAYING CROSSWALKS, BUILDING APPROACHES AND PLACING FENCES IN EDENWALD AVENUE (JEFFERSON AVENUE), BETWEEN EAST TWO HUNDRED AND THIRTY-THIRD STREET AND THE BOUNDARY LINE BETWEEN NEW YORK AND MOUNT VERNON.

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

9,200 cubic yards of earth excavation.

29,300 cubic yards of rock excavation.

6,900 linear feet of new curbstone, furnished and set.

25,400 square feet of new flagging, rejoined and relaid.

500 square feet of old flagging, rejoined and relaid.

7,650 square feet of new bridgestone for crosswalks, furnished and laid.

1,000 cubic yards of dry rubble masonry in retaining walls, culverts and gutters.

125 cubic yards of rubble masonry in mortar.

225 linear feet of vitrified stoneware pipe, 12 inches in diameter.

1,150 linear feet of vitrified stoneware pipe, 15 inches in diameter.

15 cubic yards of concrete.

EAST RIVER, in the Borough of Manhattan, City of New York, not now owned by The City of New York, and all right, title and interest in and to said pier, or any portion thereof, not now owned by The City of New York, and all wharfage rights, terms, easements, emoluments and privileges appurtenant to all that certain bulkhead, dock or wharf property on or near the southerly line of South street, in said Borough and City, between the easterly side of Pier (old) No. 12 and the westerly side of Pier (old) No. 13, and appurtenant to the westerly one-half part of the bulkhead, dock or wharf property between the easterly side of Pier (old) No. 13 and the westerly side of Pier (old) No. 14, East River, not now owned by The City of New York, for the improvement of the water-front of The City of New York, on the East River, pursuant to the plan heretofore adopted by the Board of Docks, and approved by the Commissioners of the Sinking Fund.

NOTICE IS HEREBY GIVEN THAT A supplemental bill of costs, charges and expenses incurred by reason of the proceedings in the above-entitled matter, will be presented for taxation to one of the Justices of the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part I., to be held at the County Court House in the Borough of Manhattan, in The City of New York, on the 23d day of December, 1908, at 10:30 o'clock in forenoon of that day, or as soon thereafter as counsel can be heard thereon; and that the said bill of costs, charges and expenses has been deposited in the office of the Clerk of the County of New York, there to remain for and during the space of ten days, as required by section 999 of the Greater New York Charter, as amended.

Dated Borough of Manhattan, New York, December 10, 1908.

JOSEPH M. SCHENCK, Clerk.

d11,22

FIRST JUDICIAL DEPARTMENT.

In the matter of the application of The City of New York, acting by and through the Commissioner of Docks, relative to acquiring right and title to and possession of certain uplands and lands, wharf property, wharfage rights, terms, easements, emoluments and privileges necessary to be taken for the improvement of the water-front of The City of New York on the North River, between West Fifteenth and West Eighteenth streets, and the easterly side of the marginal street, wharf or place adopted by the Board of Docks and approved by the Commissioners of the Sinking Fund, and the North River, pursuant to the plan heretofore adopted by the Board of Docks and approved by the Commissioners of the Sinking Fund.

NOTICE IS HEREBY GIVEN THAT A bill of costs, charges and expenses incurred by reason of the proceedings in the above-entitled matter will be presented for taxation to one of the Justices of the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part I., to be held at the County Court House in the Borough of Manhattan, in The City of New York, on the 23d day of December, 1908, at 10:30 o'clock in forenoon of that day, or as soon thereafter as counsel can be heard thereon; and that the said bill of costs, charges and expenses has been deposited in the office of the Clerk of the County of New York, there to remain for and during the space of ten days, as required by section 999 of the Greater New York Charter, as amended.

Dated Borough of Manhattan, New York, December 10, 1908.

JOSEPH M. SCHENCK, Clerk.

d11,22

FIRST DEPARTMENT.

In the matter of the application of The City of New York, acting by and through the Commissioner of Docks, relative to acquiring right and title to and possession of the wharfage rights, terms, easements, emoluments and privileges appurtenant to the dock or wharf property known as PIER (OLD) 53, near the foot of Jackson street, East River, in the Borough of Manhattan, City of New York, not now owned by The City of New York, and all right, title and interest in and to the said pier or any portion thereof not now owned by The City of New York, for the improvement of the water-front of The City of New York, on the East River, pursuant to the plan heretofore adopted by the Board of Docks, and approved by the Commissioners of the Sinking Fund.

NOTICE IS HEREBY GIVEN THAT A supplemental bill of costs, charges and expenses incurred by reason of the proceedings in the above-entitled matter, will be presented for taxation to one of the Justices of the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part I., to be held at the County Court House in the Borough of Manhattan, in The City of New York, on the 23d day of December, 1908, at 10:30 o'clock in forenoon of that day, or as soon thereafter as counsel can be heard thereon; and that the said bill of costs, charges and expenses has been deposited in the office of the Clerk of the County of New York, there to remain for and during the space of ten days, as required by section 999 of the Greater New York Charter as amended.

Dated Borough of Manhattan, New York, December 10, 1908.

JOSEPH M. SCHENCK, Clerk.

d11,22

FIRST DEPARTMENT.

In the matter of the application of The City of New York, acting by and through the Commissioner of Docks, relative to acquiring right and title to and possession of the wharfage rights, terms, easements, emoluments and privileges appurtenant to PIER (OLD) 36, OR MARKET SLIP PIER, WEST, EAST RIVER, in the Borough of Manhattan, City of New York, not now owned by The City of New York, and all right, title and interest in and to said pier, or any portion thereof, not now owned by The City of New York, and all wharfage rights, terms, easements, emoluments and privileges appurtenant to said bulkheads, dock or wharf property, on or near the southerly line of South street, in said Borough and City, lying on both the easterly and westerly sides of said Pier (old) 36, or Market Slip Pier, West, not now owned by The City of New York, for the improvement of the water-front of The City of New York on the East River, pursuant to the plan heretofore adopted by the Board of Docks, and approved by the Commissioners of the Sinking Fund.

NOTICE IS HEREBY GIVEN THAT A bill of costs, charges and expenses incurred by reason of the proceedings in the above-entitled matter, will be presented for taxation to one of the Justices of the Supreme Court of the State of New York, First Department, at a

Special Term thereof, Part I., to be held at the County Court House, in the Borough of Manhattan, in The City of New York, on the 23d day of December, 1908, at 10:30 o'clock in forenoon of that day, or as soon thereafter as counsel can be heard thereon; and that the said bill of costs, charges and expenses has been deposited in the office of the Clerk of the County of New York, there to remain for and during the space of ten days, as required by section 999 of the Greater New York Charter, as amended.

Dated Borough of Manhattan, New York, December 10, 1908.

JOSEPH M. SCHENCK, Clerk.

d11,22

FIRST DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title wherever the same has not been heretofore acquired, to the lands, tenements and hereditaments required for the opening and extending of HAVEN AVENUE (although not yet named by proper authority), from West One Hundred and Seventy-seventh street to West One Hundred and Eighty-first street, in the Twelfth Ward, Borough of Manhattan, City of New York.

NOTICE IS HEREBY GIVEN THAT THE bill of costs, charges and expenses incurred by reason of the proceedings in the above-entitled matter, will be presented for taxation to one of the Justices of the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part I., to be held at the County Court House, in the Borough of Manhattan, in The City of New York, on the 24th day of December, 1908, at 10:30 o'clock in forenoon of that day, or as soon thereafter as counsel can be heard thereon; and that the said bill of costs, charges and expenses has been deposited in the office of the Clerk of the County of New York, there to remain for and during the space of ten days, as required by the provisions of section 999 of the Greater New York Charter, as amended.

Dated Borough of Manhattan, New York, December 10, 1908.

JOSEPH M. SCHENCK, Clerk.

d11,22

FIRST DEPARTMENT.

In the matter of the application of The City of New York relative to acquiring title in fee, wherever the same has not been heretofore acquired, to the lands and premises required for the opening and extending of WEST ONE HUNDRED AND SEVENTY-FOURTH STREET, from Aqueduct avenue to Undercliff avenue; WEST ONE HUNDRED AND SEVENTY-FIFTH STREET, from Aqueduct avenue to Undercliff avenue; WEST ONE HUNDRED AND SEVENTY-SIXTH STREET, from Aqueduct avenue to Sedgwick avenue; MONTGOMERY AVENUE, from West One Hundred and Seventy-fourth street to West One Hundred and Seventy-sixth street, and POPHAM AVENUE, from West One Hundred and Seventy-fourth street to West One Hundred and Seventy-sixth street (although not yet named by proper authority), in the Twenty-fourth Ward, Borough of The Bronx, City of New York.

PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that an application will be made to the Supreme Court of the State of New York, First Department, at a Special Term of said Court, to be held in Part III. thereof, in the County Court House, in the Borough of Manhattan, in The City of New York, on Thursday, the 24th day of December, 1908, 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, one of whom shall be designated as a Commissioner of Assessment. The nature and extent of the improvement hereby intended is the acquisition of title in fee by The City of New York, for the use of the public, to all lands and premises, with the buildings thereon and the appurtenances thereto belonging, required for the opening of certain streets or avenues known as West One Hundred and Seventy-fourth street, from Aqueduct avenue to Undercliff avenue; West One Hundred and Seventy-fifth street, from Aqueduct avenue to Undercliff avenue; West One Hundred and Seventy-sixth street, from Aqueduct avenue to Sedgwick avenue; Montgomery avenue, from West One Hundred and Seventy-fourth street to West One Hundred and Seventy-sixth street, and Popham avenue, from West One Hundred and Seventy-fourth street to West One Hundred and Seventy-sixth street, and Popham avenue, from West One Hundred and Seventy-fourth street to West One Hundred and Seventy-sixth street, from Aqueduct avenue to Undercliff avenue; West One Hundred and Seventy-fifth street, from Aqueduct avenue to Undercliff avenue; West One Hundred and Seventy-sixth street, Montgomery avenue and Popham avenue are shown on the following maps: "Map or plan of Section 15 of the final maps and profiles of the Twenty-third and Twenty-fourth Wards, filed in the office of the Commissioner of Street Improvements of the Twenty-third and Twenty-fourth Wards of The City of New York, on December 16, 1895; in the office of the Register of the County of New York, on December 17, 1895, as Map No. 1065, and in the office of the Secretary of State of the State of New York on December 17, 1895." And also on a map entitled "Map or plan showing the location and laying out and the grades of the streets and avenues and public parks within the area bounded by Undercliff avenue, West One Hundred and Washington Bridge, in the Twenty-fourth Ward, Borough of The Bronx, City of New York. Prepared by the President of the Borough of The Bronx, under authority of chapter 266 of the Laws of 1901." Which map was filed in the office of the President of the Borough of The Bronx on February 9, 1907; in the office of the Register of the County of New York on February 7, 1907, as Map No. 1157, and in the office of the Corporation Counsel of The City of New York on or about the same date in pigeon hole 69.

Land taken for the above streets is located in Blocks 2877, 2878 and 2880 of the Land Map of The City of New York.

Dated New York, December 2, 1908.

The Board of Estimate and Apportionment, on the 20th day of December, 1907, duly fixed and determined the area of assessment in the proceeding as follows:

Beginning at a point on the easterly line of Undercliff avenue, distant 400 feet southerly from its intersection with the southerly line of West One Hundred and Seventy-fourth street, and running thence westerly at right angles to Undercliff avenue a distance of 160 feet; thence northwardly and always parallel with and 100 feet distant from the westerly line of Undercliff avenue to a point distant 400 feet southerly from the southerly line of West One Hundred and Seventy-sixth street as West One Hundred and Seventy-sixth street is laid out between Sedgwick avenue and Popham avenue, the said distance being measured at right angles to the line of West One Hundred and Seventy-sixth street; thence westwardly and parallel with West One Hundred and Seventy-sixth street to a point distant 100 feet westerly from the westerly line of Sedgwick avenue, the said distance being measured at right angles to the line of Sedgwick avenue; thence northwardly and always parallel with and 100 feet distant from the westerly line of Sedgwick avenue to

West One Hundred and Seventy-fifth Street.

Beginning at a point in the eastern line of Undercliff avenue distant 1,645.35 feet southwesterly from the intersection of said line with the southern line of Sedgwick avenue;

- Thence southwesterly along the eastern line of Undercliff avenue for 30.47 feet;
- Thence easterly deflecting 100 degrees 2 minutes 19 seconds to the left for 203.11 feet;
- Thence southeasterly deflecting 6 degrees 20 minutes 23 seconds to the right for 60.13 feet;
- Thence southeasterly deflecting 3 degrees 41 minutes 56 seconds to the right for 460 feet;
- Thence southerly deflecting 30 degrees 23 minutes 59 seconds to the right for 51.82 feet to the northern line of Aqueduct avenue;
- Thence northeasterly along last-mentioned line for 104.92 feet;

7. Thence westerly deflecting 110 degrees 40 minutes 53 seconds to the left for 26.42 feet;

- Thence westerly deflecting 9 degrees 27 minutes 44 seconds to the left for 60.83 feet;
- Thence northwesterly deflecting 9 degrees 27 minutes 44 seconds to the right for 460 feet;
- Thence westerly deflecting 29 degrees 6 minutes 43 seconds to the left for 68.68 feet;
- Thence westerly for 203.11 feet to the point of beginning.

WEST ONE HUNDRED AND SEVENTY-SIXTH STREET.

Parcel "A."

Beginning at a point in the eastern line of Montgomery avenue distant 1,090.96 feet southwesterly from the intersection of said line with the southern line of Tremont avenue;

1. Thence southwesterly along the eastern line of Montgomery avenue for 63.11 feet;

2. Thence easterly deflecting 108 degrees 3 minutes 40 seconds to the left for 470.06 feet to the western line of Aqueduct avenue;

3. Thence northeasterly along last-mentioned line for 71.87 feet;

4. Thence westerly for 490.06 feet to the point of beginning.

Parcel "B."

Beginning at a point in the western line of Montgomery avenue distant 851.80 feet southwesterly from the intersection of said line with the southern line of Popham avenue;

1. Thence northeasterly along the western line of Montgomery avenue for 63.11 feet;

2. Thence westerly deflecting 108 degrees 3 minutes 40 seconds to the left for 210.36 feet to the eastern line of Popham avenue;

3. Thence southwesterly along last mentioned line for 63.11 feet;

4. Thence easterly deflecting 108 degrees 3 minutes 40 seconds to the left for 210.36 feet to the point of beginning.

Parcel "C."

Beginning at a point in the eastern line of Undercliff avenue distant 1,153 feet southwesterly from the intersection of said line with the southern line of Sedgwick avenue;

- Thence southwesterly along the eastern line of Undercliff avenue for 31.55 feet;
- Thence easterly deflecting 108 degrees 3 minutes 40 seconds to the left for 210.36 feet to the western line of Popham avenue;
- Thence northeasterly along last mentioned line for 31.55 feet;
- Thence westerly for 210.36 feet to the point of beginning.

Parcel "D."

Beginning at a point in the western line of Undercliff avenue distant 1,011.24 feet southwesterly from the intersection of said line with the southern line of Sedgwick avenue;

1. Thence southwesterly along the western line of Undercliff avenue for 31.55 feet;

2. Thence westerly deflecting 71 degrees 56 minutes 21 seconds to the right for 236.96 feet to the eastern line of Sedgwick avenue;

3. Thence northeasterly along last mentioned line for 31.55 feet;

4. Thence easterly for 236.97 feet to the point of beginning.

MONTGOMERY AVENUE.

Beginning at a point in the western line of Montgomery avenue distant 851.80 feet southwesterly from the intersection of said line with the southern line of Popham avenue;

1. Thence easterly along the southern line of West One Hundred and Seventy-sixth street for 63.11 feet;

2. Thence southwesterly deflecting 108 degrees 3 minutes 40 seconds to the right for 984.23 feet;

3. Thence westerly deflecting 76 degrees 50 minutes 26 seconds to the right for 61.62 feet;

4. Thence northeasterly for 978.69 feet to the point of beginning.

POPHAM AVENUE.

Beginning at a point in the western line of Popham avenue, distant 914.24 feet southwesterly from the intersection of said line with the southern line of Palisade place;

1. Thence easterly along the southern line of West One Hundred and Seventy-sixth street for 63.11 feet;

2. Thence southwesterly deflecting 108 degrees 3 minutes 40 seconds to the right for 962.17 feet;

3. Thence westerly deflecting 52 degrees 50 minutes 5 seconds to the right for 75.29 feet;

4. Thence northeasterly for 988.09 feet to the point of beginning.

West One Hundred and Seventy-fourth street, West One Hundred and Seventy-fifth street, West One Hundred and Seventy-sixth street, Montgomery avenue and Popham avenue are shown on the following maps: "Map or plan of Section 15 of the final maps and profiles of the Twenty-third and Twenty-fourth Wards, filed in the office of the Commissioner of Street Improvements of the Twenty-third and Twenty-fourth Wards of The City of New York, on December 16, 1895; in the office of the Register of the County of New York, on December 17, 1895, as Map No. 1065, and in the office of the Secretary of State of the State of New York on December 17, 1895." And also on a map entitled "Map or plan showing the location and laying out and the grades of the streets and avenues and public parks within the area bounded by Undercliff avenue, West One Hundred and Washington Bridge, in the Twenty-fourth Ward, Borough of The Bronx, City of New York. Prepared by the President of the Borough of The Bronx, under authority of chapter 266 of the Laws of 1901." Which map was filed in the office of the President of the Borough of The Bronx on February 9, 1907; in the office of the Register of the County of New York on February 7, 1907, as Map No. 1157, and in the office of the Corporation Counsel of The City of New York on or about the same date in pigeon hole 69.

Land taken for the above streets is located in Blocks 2877, 2878 and 2880 of the Land Map of The City of New York.

Dated New York, December 2, 1908.

The Board of Estimate and Apportionment, on the 20th day of December, 1907, duly fixed and determined the area of assessment in the proceeding as follows:

Beginning at a point on the easterly line of Undercliff avenue, distant 400 feet southerly from its intersection with the southerly line of West One Hundred and Seventy-fourth street, and running thence westerly at right angles to Undercliff avenue a distance of 160 feet; thence northwardly and always parallel with and 100 feet distant from the westerly line of Undercliff avenue to a point distant 400 feet southerly from the southerly line of West One Hundred and Seventy-sixth street as West One Hundred and Seventy-sixth street is laid out between Sedgwick avenue and Popham avenue, the said distance being measured at right angles to the line of West One Hundred and Seventy-sixth street; thence westwardly and parallel with West One Hundred and Seventy-sixth street to a point distant 100 feet westerly from the westerly line of Sedgwick avenue, the said distance being measured at right angles to the line of Sedgwick avenue; thence northwardly and always parallel with and 100 feet distant from the westerly line of Sedgwick avenue to

West One Hundred and Seventy-fifth Street.

Beginning at a point in the eastern line of Undercliff avenue distant 1,645.35 feet southwesterly from the intersection of said line with the southern line of Sedgwick avenue;

- Thence southwesterly along the eastern line of Undercliff avenue for 30.47 feet;
- Thence easterly deflecting 100 degrees 2 minutes 19 seconds to the left for 203.11 feet;
- Thence southeasterly deflecting 6 degrees 20 minutes 23 seconds to the right for 60.13 feet;
- Thence southeasterly deflecting 3 degrees 41 minutes 56 seconds to the right for 460 feet;
- Thence southerly deflecting 30 degrees 23 minutes 59 seconds to the right for 51.82 feet to the northern line of Aqueduct avenue;
- Thence northeasterly along last-mentioned line for 104.92 feet;

the intersection with the prolongation of a line distant 400 feet northerly from the northerly line of West One Hundred and Seventy-sixth street as laid out east of Sedgwick avenue, the said distance being measured at right angles to the line of West One Hundred and Seventy-sixth street; thence eastwardly and parallel with and always 100 feet distant southeasterly from the southeasterly line of Aqueduct avenue as laid out in the tangent southwest of Macombs road, the said distance being measured at right angles to the southeasterly line of Aqueduct avenue; thence southwesterly, parallel with and always 100 feet distant southeasterly from

WALLACE AVENUE.

Parcel "A."

Beginning at a point in the southern line of Burke avenue (Morris street) distant 720 feet easterly from the intersection of said line with the eastern line of White Plains road;

1. Thence easterly along the southern line of Burke avenue (Morris street) for 60 feet;
2. Thence southerly, deflecting 90 degrees to the right for 918.52 feet;
3. Thence northwesterly deflecting 115 degrees 51 minutes 20 seconds to the right for 66.67 feet;
4. Thence northerly for 889.44 feet to the point of beginning.

Parcel "B."

Beginning at a point in the northern line of Burke avenue (Morris street) distant 720 feet easterly from the intersection of said line with the eastern line of White Plains road;

1. Thence easterly along the northern line of Burke avenue (Morris street) for 60 feet;

2. Thence northerly deflecting 90 degrees to the left for 237.21 feet;

3. Thence southwesterly curving to the right on the arc of a circle of 444.72 feet radius for 61.08 feet, the radius of said circle drawn northwesterly from northern extremity of the preceding course deflected 14 degrees 29 minutes 4 seconds to the left from the prolongation of said course;

4. Thence southerly for 226.04 feet to the point of beginning.

Parcel "C."

Beginning at a point in the southern line of Gun Hill road distant 795.45 feet easterly from the intersection of said line with the eastern line of White Plains road;

1. Thence easterly along the southern line of Gun Hill road for 61.89 feet;

2. Thence southerly deflecting 75 degrees 49 minutes to seconds to the right for 1,094.79 feet;

3. Thence southwesterly curving to the right on the arc of a circle of 343 feet radius and tangent to the preceding course for 178.11 feet to a point of reverse curve;

4. Thence southerly curving to the right on the arc of a circle of 10 feet radius for 16.86 feet;

5. Thence westerly on a line tangent to the preceding course for 64.31 feet;

6. Thence westerly deflecting 15 degrees 9 minutes 35 seconds to the left for 50.78 feet;

7. Thence northeasterly curving to the left on the arc of a circle of 61.75 feet radius and tangent to the preceding course for 79.51 feet to a point of compound curve;

8. Thence northerly curving to the left on the arc of a circle of 283 feet radius for 119.72 feet;

9. Thence northerly for 1,109.95 feet to the point of beginning.

Bronxwood avenue, from Burke avenue to Gun Hill road; Barnes avenue, from Williamsbridge road to Tilden street, and Wallace avenue, from Williamsbridge road to Gun Hill road, are shown on Sections 30 and 31 of the final maps of the Borough of The Bronx, prepared by the President of the Borough of The Bronx, under authority of chapter 466 of the Laws of 1901 and amendatory acts, which maps were filed in the office of the President of the Borough of The Bronx on June 19, 1905, and February 2, 1906; in the office of the Register of the County of New York on May 14, 1907, as Map No. 1170; and in the office of the Counsel to the Corporation of The City of New York on or about the same date, in pigeonhole 72.

Land taken for the widening of East One Hundred and Sixty-first street is located in Block 2366 of Section 9 of the Land Map of The City of New York.

The Board of Estimate and Apportionment on the 25th day of September, 1908, duly fixed and determined the area of assessment in this proceeding as follows:

Beginning at a point on the centre line of Brook avenue, where it is intersected by the prolongation of a line midway between East One Hundred and Fifty-seventh street and East One Hundred and Fifty-eighth street, as laid out between Brook avenue and Park avenue, and running thence westwardly along the said line midway between East One Hundred and Fifty-seventh street and East One Hundred and Fifty-eighth street, and the prolongation thereof, to a point midway between Sheridan avenue and Mott avenue; thence northwardly and parallel with Sheridan avenue to the intersection with a line which bisects the angle formed by the intersection of the prolongation of the westerly line of Sheridan avenue and the easterly line of Mott avenue as laid out between East One Hundred and Fifty-eighth street and East One Hundred and Sixty-first street; thence northwardly along the said bisecting line to the intersection with the prolongation of a line midway between Sheridan avenue and Mott avenue, as laid out between East One Hundred and Sixty-first and East One Hundred and Sixty-fourth streets; thence northwardly along the said line midway between Sheridan and Mott avenues to the intersection with a line distant 150 feet northerly from and parallel with the northerly line of East One Hundred and Sixty-third street, as laid out between Mott avenue and Park avenue, the said distance being measured at right angles to the line of East One Hundred and Sixty-third street; thence eastwardly along the said line parallel with East One Hundred and Sixty-third street, and the prolongation thereof, to the intersection with a line always distant 100 feet easterly from and parallel with the easterly line of Boston road, the said distance being measured at right angles to the line of Boston road; thence southwardly, parallel with and always distant 100 feet easterly from the easterly lines of Boston road, Third avenue and St. Ann's avenue, respectively, to the intersection with the prolongation of a line midway between East One Hundred and Fifty-seventh street and East One Hundred and Fifty-eighth street, as laid out between German place and St. Ann's avenue; thence westwardly along the said line midway between East One Hundred and Fifty-seventh street and East One Hundred and Fifty-eighth street and the prolongation thereof to the centre line of Brook avenue; thence northwardly along the centre line of Brook avenue to the point of place of beginning.

Dated New York, December 8, 1908.

FRANCIS K. PENDLETON,
Corporation Counsel.

Hall of Records, Borough of Manhattan, City of New York.

Department, at a Special Term of said Court, to be held at Part III. thereof, in the County Court House, in the Borough of Manhattan, in The City of New York, on Tuesday, the 22d day of December, 1908, 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, one of whom shall be designated as a Commissioner of Assessment.

The nature and extent of the improvement hereby intended is the acquisition of title by 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 Chittenden avenue, from Northern avenue to Riverside drive, and the BRANCH STREET leading to Northern avenue, near Fort Washington avenue, in the Twelfth Ward, Borough of Manhattan, City of New York, being the following described lots, piece or parcel of land, viz.:

Beginning at a point in the southerly line of West Two Hundred and Eighteenth street, distant 874.08 feet, as measured along the said southerly line from Broadway; thence southerly and deflecting to the left 72 degrees and 55 minutes, distance 476.23 feet to the northerly line of West Two Hundred and Fifteenth street; thence westerly and deflecting to the right 87 degrees 51 minutes and 10 seconds, distance 80.06 feet; thence northerly and deflecting to the right and parallel to the first course, distance 448.64 feet, to the southerly line of West Two Hundred and Eighteenth street; thence easterly along said line, distance 83.69 feet, to the point or place of beginning.

Said street to be found in Section 88, Blocks 2243 and 2250 of the Land Map of the Borough of Manhattan, City of New York, and as shown on a certain map entitled map or plan showing the locating, laying out and the grades of streets within the lines of the property of Lawrence Drake, southerly of Two Hundred and Eighteenth street, and westerly of Kingsbridge road (Broadway), in the Borough of Manhattan, City of New York. Filed in the offices of the president of the Board of Public Improvements, the Register of the City and County of New York, and the Corporation Counsel, on or about the 17th day of October, 1900.

The Board of Estimate and Apportionment on the 10th day of January, 1908, duly fixed and determined the area of assessment for benefit in this proceeding, as follows:

Beginning at the intersection of a line midway between Seaman avenue and Isham street with a line distant 100 feet southerly from and parallel with the southerly line of West Two Hundred and Fifteenth street, the said distance being measured at right angles to the line of West Two Hundred and Fifteenth street, and running thence northwardly along the said line midway between Seaman avenue and Isham street to the northerly line of West Two Hundred and Eighteenth street; thence northwardly at right angles to the northerly line of West Two Hundred and Eighteenth street a distance of 100 feet; thence eastwardly along a line parallel with West Two Hundred and Eighteenth street, to its intersection with a line at right angles to the northerly line of West Two Hundred and Fifteenth street, and passing through a point on the said northerly line of West Two Hundred and Eighteenth street where it is intersected by the prolongation of a line distant 165 feet easterly from the easterly line of Park Terrace West, the said distance being measured at right angles to the line of Park Terrace West; thence southwardly at right angles to the line of West Two Hundred and Eighteenth street to the aforesaid point on the northerly line of the said West Two Hundred and Eighteenth street; thence southwardly along a line distant 165 feet easterly from and parallel with the easterly line of Park Terrace West, and along the prolongation of the said line, to the intersection with a line distant 100 feet south of and parallel with the southerly line of West Two Hundred and Fifteenth street, the said distance being measured at right angles to the line of West Two Hundred and Fifteenth street; thence westwardly and parallel with the southerly line of West Two Hundred and Fifteenth street to the point or place of beginning.

Dated New York, December 8, 1908.

FRANCIS K. PENDLETON,

Corporation Counsel.

Hall of Records, Borough of Manhattan, City of New York.

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FIRST DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title in fee, wherever the same has not been heretofore acquired, to the lands and premises required for the opening and extending of CHITTENDEN AVENUE, from Northern avenue to Riverside drive, and the BRANCH STREET leading to Northern avenue, near Fort Washington avenue, in the Twelfth Ward, Borough of Manhattan, City of New York.

PURSUANT TO THE STATUTES IN SUCH CASES MADE AND PROVIDED, NOTICE IS HEREBY GIVEN THAT AN APPLICATION WILL BE MADE TO THE SUPREME COURT OF THE STATE OF NEW YORK, FIRST DEPARTMENT, AT A SPECIAL TERM OF SAID COURT, TO BE HELD AT PART III. THEREOF, IN THE COUNTY COURT HOUSE, IN THE BOROUGH OF MANHATTAN, IN THE CITY OF NEW YORK, ON TUESDAY, THE 22D DAY OF DECEMBER, 1908, 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, ONE OF WHOM SHALL BE DESIGNATED AS A COMMISSIONER OF ASSESSMENT. THE NATURE AND EXTENT OF THE IMPROVEMENT HEREBY INTENDED IS THE ACQUISITION OF TITLE BY 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 CHITTENDEN AVENUE, FROM NORTHERN AVENUE TO RIVERSIDE DRIVE, AND THE BRANCH STREET LEADING TO NORTHERN AVENUE, NEAR FORT WASHINGTON AVENUE, IN THE TWELFTH WARD, BOROUGH OF MANHATTAN, CITY OF NEW YORK, BEING THE FOLLOWING DESCRIBED LOTS, PIECE OR PARCEL OF LAND, VIZ.:

Beginning at a point in the westerly line of Northern avenue distant 1,235.89 feet as measured along said westerly line northerly from West One Hundred and Eighty-first street; thence westerly at right angle, distance 75 feet; thence in a curved line to the right, radius 75 feet, distance 117.81 feet. At this point the width of the avenue changes to 40 feet in width, thence northerly and tangent to last curve, distance 625 feet; thence still northerly and deflecting to the right 4 degrees 9 minutes and 35 seconds, distance 365 feet to a point marked "A"; thence still northerly and in the same course, and passing through point marked "A" distance 355 feet, being a total distance of 720 feet from the last angle; thence in a curved line to the left radius 295 feet, distance 240.60 feet, thence in a reversed curve to the right, radius 95.89 feet, distance 92.12 feet; thence northerly and curving to the right, radius 370 feet, distance 18.05 feet; thence in a curved line to the left, radius 40 feet, distance 60.88 feet to the easterly line of the Riverside drive; thence southerly along said drive, distance 40 feet; thence still southerly along the drive, radius 410 feet, distance 20 feet; thence still southerly and curving to the left, radius 135.89 feet, distance 130.55 feet; thence southerly and curving to the right, radius 255 feet, distance 208.05 feet; thence southerly and tangent distance 721 feet; thence southerly and deflecting to the left 4 degrees 9 minutes and 35 seconds, distance 636.454 feet; thence southerly and easterly, and curving to the left, radius 115 feet, distance 180.64 feet. At this point the avenue changes to 50 feet in width, thence easterly and tangent to the last curve, distance 75 feet to the westerly line of Northern avenue; thence northerly along said avenue, distance 50 feet to the point or place of beginning.

Also easterly branch of Chittenden avenue. Beginning at a point in the westerly line of Northern avenue distant 405.97 feet as measured along said line from Fort Washington avenue; thence southerly and along said westerly line, distance 633.97 feet; thence southerly and deflecting to the right 22 degrees 23 minutes and 14 seconds, distance 209.79 feet; thence in a curved line to the right, radius 60 feet, distance 83.18 feet to point "A" in the easterly line of Chittenden avenue; thence northerly along said avenue, distance 40 feet; thence northerly and parallel to last course but one, and 40 feet distance therefrom, radius 20 feet, distance 27.73 feet; thence northerly and tangent to the last curve, distance 201.88 feet; thence northerly and deflecting to the left 22 degrees 23 minutes and 14 seconds, distance 220.08 feet; thence curving to the right radius 1,050 feet, distance 232.95 feet; thence curving to the right, radius 40 feet, distance 63.64 feet to the westerly line of Northern avenue; thence southerly along said line distance 40 feet to the point or place of beginning.

Land to be taken is found in Section 8, Block 2179 of the Land Map of the Borough of Manhattan, City of New York, and is shown on a certain map entitled "Map, plan and profile of the avenues, streets, roads, public parks and places in that part of the Twelfth Ward, Borough of Manhattan, bounded by West One Hundred and Eighty-first street, Broadway, Dyckman street and Boulevard Lafayette, showing the existing street and the new streets with their grade now laid out, fixed and established under authority of the Greater New York Charter, which said map was filed in the offices of the President of the Borough of Manhattan, City of New York, the Register of the County of New York, and the office of the Corporation Counsel of The City of New York, on or about the 6th day of January, 1904.

The Board of Estimate and Apportionment on the 28th day of June, 1907, duly fixed and determined the area of assessment for benefit in this proceeding, as follows:

Beginning at a tangent point on the easterly side of Riverside drive about opposite the intersection of the branch street, with Chittenden avenue and running northwardly along the said easterly side of Riverside drive to the intersection with a line distant 100 feet northerly from and parallel with the northerly boundary of the park traversed by Chittenden avenue, the said distance being measured at right angles to the said boundary line; running thence eastwardly along a line parallel with the northern park boundary to the intersection with the westerly line of Northern avenue; thence eastwardly at right angles to the line of Northern avenue to a point distant 100 feet easterly from the easterly line of Northern avenue; thence southwardly and parallel with the line of Northern avenue to the intersection with a line distant 100 feet southwardly from and parallel with the south-easterly line of the branch street through that portion of its length south of and immediately adjoining its intersection with Northern avenue, the said distance being measured at right angles to the line of the branch street; thence southwardly and along the said line always parallel with and distant 100 feet from the branch street heretofore described to the intersection with a line distant 100 feet eastwardly from and parallel with the easterly line of Chittenden avenue, the said distance being measured at right angles to the line of Chittenden avenue; thence southwardly and eastwardly along a line always parallel with and distant 100 feet from the easterly and northerly lines of Chittenden avenue, the said distance being measured at right angles to the line of Chittenden avenue, and along the prolongation of the said line to a point distant 100 feet eastwardly from the easterly line of Northern avenue; thence southwardly and parallel with the south-easterly line of the branch street through that portion of its length south of and immediately adjoining its intersection with Northern avenue, the said distance being measured at right angles to the line of Chittenden avenue; thence southwardly and along the said line always parallel with and distant 100 feet from the branch street heretofore described to the intersection with a line distant 100 feet eastwardly from and parallel with the easterly line of Chittenden avenue, the said distance being measured at right angles to the line of Chittenden avenue; thence southwardly and eastwardly along a line always parallel with and distant 100 feet from the easterly and northerly lines of Chittenden avenue, the said distance being measured at right angles to the line of Chittenden avenue, and along the prolongation of the said line to the intersection with Northern avenue last described to the intersection with a line drawn at right angles to the southerly boundary of the park adjoining Chittenden avenue and passing through a point on the said boundary line midway between Chittenden avenue and Riverside drive; thence northwardly to the said point on the southerly park boundary line midway between Chittenden avenue and Riverside drive; thence northwardly and always midway between Chittenden avenue and Riverside drive to the intersection with a line drawn at right angles to the southerly boundary of the park adjoining Chittenden avenue and passing through a point on the said boundary line midway between Chittenden avenue and Riverside drive; thence northwardly to the said point on the southerly park boundary line midway between Chittenden avenue and Riverside drive; thence northwardly and parallel with the easterly line of Chittenden avenue and the intersection with Northern avenue, the said distance being measured at right angles to the line of Chittenden avenue; thence westwardly in a straight line and along a course parallel with the line of Chittenden avenue last described to the intersection with a line drawn at right angles to the southerly boundary of the park adjoining Chittenden avenue and passing through a point on the said boundary line midway between Chittenden avenue and Riverside drive; thence northwardly to the said point on the southerly park boundary line midway between Chittenden avenue and Riverside drive; thence northwardly and always midway between Chittenden avenue and Riverside drive to the intersection with a line drawn at right angles to the southerly boundary of the park adjoining Chittenden avenue and passing through a point on the said boundary line midway between Chittenden avenue and Riverside drive; thence northwardly to the said point on the southerly park boundary line midway between Chittenden avenue and Riverside drive; thence northwardly and parallel with the easterly line of Chittenden avenue and the intersection with Northern avenue, the said distance being measured at right angles to the line of Chittenden avenue; thence westwardly in a straight line and along a course parallel with the line of Chittenden avenue last described to the intersection with a line drawn at right angles to the southerly boundary of the park adjoining Chittenden avenue and passing through a point on the said boundary line midway between Chittenden avenue and Riverside drive; thence northwardly to the said point on the southerly park boundary line midway between Chittenden avenue and Riverside drive; thence northwardly and parallel with the easterly line of Chittenden avenue and the intersection with Northern avenue, the said distance being measured at right angles to the line of Chittenden avenue; thence westwardly in a straight line and along a course parallel with the line of Chittenden avenue last described to the intersection with a line drawn at right angles to the southerly boundary of the park adjoining Chittenden avenue and passing through a point on the said boundary line midway between Chittenden avenue and Riverside drive; thence northwardly to the said point on the southerly park boundary line midway between Chittenden avenue and Riverside drive; thence northwardly and parallel with the easterly line of Chittenden avenue and the intersection with Northern avenue, the said distance being measured at right angles to the line of Chittenden avenue; thence westwardly in a straight line and along a course parallel with the line of Chittenden avenue last described to the intersection with a line drawn at right angles to the southerly boundary of the park adjoining Chittenden avenue and passing through a point on the said boundary line midway between Chittenden avenue and Riverside drive; thence northwardly to the said point on the southerly park boundary line midway between Chittenden avenue and Riverside drive; thence northwardly and parallel with the easterly line of Chittenden avenue and the intersection with Northern avenue, the said distance being measured at right angles to the line of Chittenden avenue; thence westwardly in a straight line and along a course parallel with the line of Chittenden avenue last described to the intersection with a line drawn at right angles to the southerly boundary of the park adjoining Chittenden avenue and passing through a point on the said boundary line midway between Chittenden avenue and Riverside drive; thence northwardly to the said point on the southerly park boundary line midway between Chittenden avenue and Riverside drive; thence northwardly and parallel with the easterly line of Chittenden avenue and the intersection with Northern avenue, the said distance being measured at right angles to the line of Chittenden avenue; thence westwardly in a straight line and along a course parallel with the line of Chittenden avenue last described to the intersection with a line drawn at right angles to the southerly boundary of the park adjoining Chittenden avenue and passing through a point on the said boundary line midway between Chittenden avenue and Riverside drive; thence northwardly to the said point on the southerly park boundary line midway between Chittenden avenue and Riverside drive; thence northwardly and parallel with the easterly line of Chittenden avenue and the intersection with Northern avenue, the said distance being measured at right angles to the line of Chittenden avenue; thence westwardly in a straight line and along a course parallel with the line of Chittenden avenue last described to the intersection with a line drawn at right angles to the southerly boundary of the park adjoining Chittenden avenue and passing through a point on the said boundary line midway between Chittenden avenue and Riverside drive; thence northwardly to the said point on the southerly park boundary line midway between Chittenden avenue and Riverside drive; thence northwardly and parallel with the easterly line of Chittenden avenue and the intersection with Northern avenue, the said distance being measured at right angles to the line of Chittenden avenue; thence westwardly in a straight line and along a course parallel with the line of Chittenden avenue last described to the intersection with a line drawn at right angles to the southerly boundary of the park adjoining Chittenden avenue and passing through a point on the said boundary line midway between Chittenden avenue and Riverside drive; thence northwardly to the said point on the southerly park boundary line midway between Chittenden avenue and Riverside drive; thence northwardly and parallel with the easterly line of Chittenden avenue and the intersection with Northern avenue, the said distance being measured at right angles to the line of Chittenden avenue; thence westwardly in a straight line and along a course parallel with the line of Chittenden avenue last described to the intersection with a line drawn at right angles to the southerly boundary of the park adjoining Chittenden avenue and passing through a point on the said boundary line midway between Chittenden avenue and Riverside drive; thence northwardly to the said point on the southerly park boundary line midway between Chittenden avenue and Riverside drive; thence northwardly and parallel with the easterly line of Chittenden avenue and the intersection with Northern avenue, the said distance being measured at right angles to the line of Chittenden avenue; thence westwardly in a straight line and along a course parallel with the line of Chittenden avenue last described to the intersection with a line drawn at right angles to the southerly boundary of the park adjoining Chittenden avenue and passing through a point on the said boundary line midway between Chittenden avenue and Riverside drive; thence northwardly to the said point on the southerly park boundary line midway between Chittenden avenue and Riverside drive; thence northwardly and parallel with the easterly line of Chittenden avenue and the intersection with Northern avenue, the said distance being measured at right angles to the line of Chittenden avenue; thence westwardly in a straight line and along a course parallel with the line of Chittenden avenue last described to the intersection with a line drawn at right angles to the southerly boundary of the park adjoining Chittenden avenue and passing through a point on the said boundary line midway between Chittenden avenue and Riverside drive; thence northwardly to the said point on the southerly park boundary line midway between Chittenden avenue and Riverside drive; thence northwardly and parallel with the easterly line of Chittenden avenue and the intersection with Northern avenue, the said distance being measured at right angles to the line of Chittenden avenue; thence westwardly in a straight line and along a course parallel with the line of Chittenden avenue last described to the intersection with a line drawn at right angles to the southerly boundary of the park adjoining Chittenden avenue and passing through a point on the said boundary line midway between Chittenden avenue and Riverside drive; thence northwardly to the said point on the southerly park boundary line midway between Chittenden avenue and Riverside drive; thence northwardly and parallel with the easterly line of Chittenden avenue and the intersection with Northern avenue, the said distance being measured at right angles to the line of Chittenden avenue; thence westwardly in a straight line and along a course parallel with the line of Chittenden avenue last described to the intersection with a line drawn at right angles to the southerly boundary of the park adjoining Chittenden avenue and passing through a point on the said boundary line midway between Chittenden avenue and Riverside drive; thence northwardly to the said point on the southerly park boundary line midway between Chittenden avenue and Riverside drive; thence northwardly and parallel with the easterly line of Chittenden avenue and the intersection with Northern avenue, the said distance being measured at right angles to the line of Chittenden avenue; thence westwardly in a straight line and along a course parallel with the line of Chittenden avenue last described to the intersection with a line drawn at right angles to the

office of the Counsel to the Corporation of The City of New York, on or about the same date in pigeonhole.

Land to be taken for East One Hundred and Seventy-seventh street, or Wyatt street, and Bronx Park avenue (Berriman street) is located east of the Bronx River.

The Board of Estimate and Apportionment on the 22d day of November, 1907, duly fixed and determined the area of assessment in these proceedings as follows:

Beginning at the intersection of a line distant 100 feet southerly from and parallel with the southerly line of East One Hundred and Seventy-seventh street, the said distance being measured at right angles to the line of East One Hundred and Seventy-seventh street, with a line distant 200 feet westerly from and parallel with the westerly line of Bronx Park avenue, the said distance being measured at right angles to the line of Bronx Park avenue, and running thence northwardly and parallel with Bronx Park avenue to a point midway between the intersection with the northerly line of East One Hundred and Seventy-seventh street and with the northerly line of Wyatt street; thence westerly and parallel with Wyatt street to the easterly line of Devoe avenue; thence northwardly along the easterly line of Devoe avenue to a point distant 100 feet north of the northerly line of Wyatt street; thence easterly and parallel with Wyatt street 200 feet; thence northwardly and easterly and always distant 200 feet westerly and northerly from the westerly and northerly line of Bronx Park avenue to the intersection with the westerly line of Morris Park avenue; thence across Morris Park avenue to a point on its easterly side midway between Melville street and Taylor street; thence southeasterly at right angles to the line of Morris Park avenue 100 feet; thence southwardly at right angles to the line of Melville street 250 feet; thence northwestwardly and parallel with Melville street to the intersection with the easterly side of Morris Park avenue; thence across Morris Park avenue to a point on its westerly side, where the same meets a line distant 200 feet southerly from the southerly line of Bronx Park avenue, the said distance being measured at right angles to the line of Bronx Park avenue; thence westwardly and parallel with the southerly line of Bronx Park avenue, the said distance being measured at right angles to the line of Bronx Park avenue, to the intersection with a line midway between Wyatt street and East One Hundred and Seventy-eighth street; thence easterly and parallel with Wyatt street to the intersection with the centre line of the land of the New York, New Haven and Hartford Railroad Company; thence westwardly along the said centre line of the land of the New York, New Haven and Hartford Railroad Company to the intersection with a line distant 100 feet southerly from and parallel with the southerly line of Wyatt street, the said distance being measured at right angles to the line of Wyatt street; thence westwardly and along the said line distant 100 feet southerly from the southerly line of Wyatt street, and along the prolongation of the said line, to the intersection with a line distant 200 feet easterly from the easterly line of Bronx Park avenue, the said distance being measured at right angles to the line of Bronx Park avenue; thence southwardly and parallel with the line of Bronx Park avenue to the intersection with a line distant 100 feet southerly from and parallel with the southerly line of East One Hundred and Seventy-seventh street, the said distance being measured at right angles to the line of East One Hundred and Seventy-seventh street; and thence westwardly and parallel with East One Hundred and Seventy-seventh street to the point or place of beginning.

Dated New York, December 8, 1908.

FRANCIS K. PENDLETON,
Corporation Counsel,
Hall of Records, Borough of Manhattan, City
of New York.

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FIRST DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title in fee, wherever the same has not been heretofore acquired, to the lands and premises required for the opening and extending of GUN HILL ROAD, from Jerome avenue to Moshulu Parkway North (although not yet named by proper authority), in the Twenty-fourth Ward, Borough of The Bronx, City of New York.

PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that an application will be made to the Supreme Court of the State of New York, First Department, at a Special Term of said Court, to be held at Part III, thereof, in the County Court House, in the Borough of Manhattan, in The City of New York, on Tuesday, the 22d day of December, 1908, 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, one of whom shall be designated as a Commissioner of Assessment. The nature and extent of the improvement hereby intended is the acquisition of title in fee by The City of New York, for the use of the public, to all 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 avenue, from West Two Hundred and Thirtieth street to Broadway, in the Twenty-fourth Ward, Borough of The Bronx, City of New York, being the following described lots, pieces or parcels of land, viz.:

KINGSBRIDGE AVENUE.

Parcel "A."

Beginning at a point in the southern line of West Two Hundred and Thirty-second street distant 436.91 feet northwesterly from the intersection of said line with the western line of Broadway.

First—Thence northwesterly along southern line of West Two Hundred and Thirty-second street for 70 feet;

Second—Thence southwesterly deflecting 89 degrees 51 minutes 50 seconds to the left for 1,17.26 feet to the northern line of West Two Hundred and Thirtieth street;

Third—Thence southerly along last mentioned line for 70.57 feet;

Fourth—Thence northeasterly for 1,125.39 feet to the point of beginning.

Parcel "B."

Beginning at a point in the northern line of West Two Hundred and Thirty-second street distant 428.37 feet northwesterly from the intersection of said line with western line of Broadway.

First—Thence northwesterly along the northern line of West Two Hundred and Thirty-second street for 70 feet;

Second—Thence northeasterly deflecting 90 degrees 8 minutes 10 seconds to the right for 1,046.30 feet;

Third—Thence northeasterly deflecting 4 degrees 55 minutes 50 seconds to the right for 927.30 feet;

Fourth—Thence easterly deflecting 69 degrees 27 minutes 10 seconds to the right for 77.36 feet, to the western line of Broadway;

Fifth—Thence southerly along last mentioned line for 124.29 feet;

Sixth—Thence southwesterly curving to the left on the arc of a circle of 164.23 feet radius and tangent to the preceding course for 146.72 feet;

Fourth—Thence southwesterly on a line tangent to the preceding course for 213.80 feet;

Fifth—Thence westerly curving to the right on the arc of a circle of 220 feet radius and tangent to the preceding course for 199.90 feet;

Sixth—Thence westerly on a line tangent to the preceding course for 227.57 feet to the eastern line of Moshulu Parkway now Moshulu Parkway North;

Seventh—Thence southerly along last mentioned line curving to the left on the arc of a circle of 782.90 feet radius for 89.52 feet;

Eighth—Thence easterly for 187.60 feet on a line deflecting 29 degrees 52 minutes 45 seconds to the right from the radius of the preceding course drawn easterly from its southern extremity;

Ninth—Thence easterly curving to the left on the arc of a circle of 300 feet radius and tangent to the preceding course for 272.59 feet;

Tenth—Thence northeasterly on a line tangent to the preceding course for 213.80 feet;

Eleventh—Thence easterly curving to the right on the arc of a circle of 84.23 feet radius and tangent to the preceding course for 75.25 feet;

Twelfth—Thence easterly on a line tangent to the preceding course for 336.69 feet;

Thirteenth—Thence southeasterly curving to the right on the arc of a circle of 20 feet radius and tangent to the preceding course for 34.40 feet to the point of beginning.

Gun Hill road is shown on section 20 of the Final Map of the Twenty-third and Twenty-fourth Wards, filed 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, as map No. 1065, and in the office of the Secretary of State of the State of New York on December 18, 1895.

The land to be taken for Gun Hill road is located in Block numbers 3324 of Section 12 and 3422 of Section 13 of the Land Map of The City of New York.

The Board of Estimate and Apportionment on the 31st day of January, 1908, duly fixed and determined the area of assessment in these proceedings as follows:

Beginning at a point on the northwesterly side of Jerome avenue distant 480 feet northeasterly from its intersection with the easterly side of Moshulu Parkway North and running to a point formed by the intersection of the said easterly line of Moshulu Parkway North with the centre line of Gates place; thence northwestwardly and continuing along the same course as last described to a point midway between the westerly line of the lands included in the Moshulu parkway and the easterly line of Moshulu Parkway North; thence northerly and midway between the easterly line of Moshulu Parkway North and the westerly line of the lands included in the Moshulu parkway south of Sedgwick avenue and the westerly line of Sedgwick avenue, to the intersection with the prolongation of the northerly line of Van Cortlandt Park South; thence northerly and tangent to the curve forming the boundary line last described 430 feet; thence easterly to a point on the northwesterly side of Jerome avenue distant 500 feet northeasterly from its intersection with the northeasterly line of Gun Hill road; thence southeastwardly and parallel with the Gun Hill road to the intersection with the prolongation of a line midway between Steuben avenue and Rochambeau avenue; thence southwardly and along the said line midway between Steuben avenue and Rochambeau avenue and the prolongation thereof to a point on the said line midway between the intersection with the southwesterly side of Gun Hill road and the northeasterly side of East Two Hundred and Tenth street; thence northwestwardly to the point or place of beginning.

Dated New York, December 8, 1908.

FRANCIS K. PENDLETON,
Corporation Counsel,
Hall of Records, Borough of Manhattan, City
of New York.

office of the President of the Borough of The Bronx on February 19, 1908.

Technical Description: In the office of the Register of the County of New York on February 19, 1908, as Map No. 1243, and in the office of the Counsel to the Corporation of The City of New York on February 18, 1908, in pigeon hole 92.

The land to be taken for Kingsbridge avenue is located in Blocks 3403, 3404, 3405 and 3406 of Section 13 of the Land Map of The City of New York.

The Board of Estimate and Apportionment on the 27th day of March, 1908, duly fixed and determined the area of assessment in these proceedings as follows:

Beginning at a point on the line bisecting the angle formed by the prolongation of the centre lines of West Two Hundred and Thirty-fourth street and of West Two Hundred and Thirty-sixth street as laid out between Kingsbridge avenue and Putnam avenue, distant 100 feet easterly from the easterly line of Broadway, the said distance being measured at right angles to the line of Broadway, and running thence westwardly along the said bisecting line to the intersection with a line which bisects the angle formed by the prolongations of the easterly line of Kingsbridge avenue and the westerly line of Broadway as the said streets are laid out south of West Two Hundred and Thirty-fourth street; thence southwardly along the said line bisecting the angle formed between Kingsbridge avenue and Broadway to the intersection with a line distant 100 feet southwesterly from and parallel with the southwesterly line of West Two Hundred and Thirtieth street; thence northwestwardly, northeasterly and northwestwardly and always parallel with and distant 100 feet southwesterly from the southwesterly, northeasterly and southwesterly side of West Two Hundred and Thirtieth street to the intersection with the prolongation of a line midway between Corlear avenue and Tibbett avenue; thence northeasterly along the said line always midway between Corlear avenue and Tibbett avenue, and along the prolongation of the said line to the intersection with a line passing through the angle point on the easterly side of Corlear avenue, located between West Two Hundred and Thirty-eighth street and West Two Hundred and Forty street, having a direction at right angles to the line of Broadway as laid out north of West Two Hundred and Thirty-eighth street; thence eastwardly along the said course at right angles to Broadway to a point distant 100 feet easterly from the easterly line of Broadway; thence southwardly and always parallel with the easterly line of Broadway and distant 100 feet therefrom to the point or place of beginning.

Dated New York, December 8, 1908.

FRANCIS K. PENDLETON,
Corporation Counsel,
Hall of Records, Borough of Manhattan, City
of New York.

822

FIRST DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title in fee, wherever the same has not been heretofore acquired, to the lands and premises required for the opening and extending of LACOMBE AVENUE, from West Two Hundred and Thirtieth street to Broadway, in the Twenty-fourth Ward, Borough of The Bronx, City of New York.

PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that an application will be made to the Supreme Court of the State of New York, First Department, at a Special Term of said Court, to be held at Part III, thereof, in the County Court House, in the Borough of Manhattan, in The City of New York, on Tuesday, the 22d day of December, 1908, 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, one of whom shall be designated as a Commissioner of Assessment. The nature and extent of the improvement hereby intended is the acquisition of title in fee by The City of New York, for the use of the public, to all 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 avenue, from West Two Hundred and Thirtieth street to Broadway, in the Twenty-fourth Ward, Borough of The Bronx, City of New York, being the following described lots, pieces or parcels of land, viz.:

First—Thence northwesterly along southern line of West Two Hundred and Thirty-second street for 70 feet;

Second—Thence southwesterly deflecting 89 degrees 51 minutes 50 seconds to the left for 1,17.26 feet to the northern line of West Two Hundred and Thirtieth street;

Third—Thence southerly along last mentioned line for 70.57 feet;

Fourth—Thence northeasterly for 1,125.39 feet to the point of beginning.

Parcel "A."

Beginning at a point in the western line of Clason's Point road distant 5,626.93 feet southwesterly from the intersection of said line with the southern line of Westchester avenue.

First—Thence southeasterly along the western line of Clason's Point road for 91.02 feet;

Second—Thence westerly deflecting 118 degrees 28 minutes 55 seconds to the right for 2,269.95 feet;

Third—Thence westerly deflecting 5 degrees 4 minutes 21 seconds to the left for 193.14 feet;

Fourth—Thence southwesterly deflecting 18 degrees 57 minutes 19 seconds to the left for 300.99 feet to the bulkhead line of the Bronx River;

Fifth—Thence northwesterly along last mentioned line curving to the left in the arc of a circle of 1,475.55 feet radius for 80.01 feet; the centre of said circle lies in a line which deflects 1 degree 33 minutes 12 seconds to the right drawn from the prolongation of the previous course;

Sixth—Thence northeasterly for 300.09 feet on a line deflecting 1 degree 33 minutes 12 seconds to the right from the prolongation of the radius of the preceding course, through its northern extremity;

Seventh—Thence easterly deflecting 10 degrees 24 minutes 57 seconds to the right for 102.01 feet;

Eighth—Thence easterly for 2,352.37 feet to the point of beginning.

Parcel "B."

Beginning at a point in the eastern line of Clason's Point road distant 6,536.55 feet southwesterly from the intersection of said line with the southern line of Westchester avenue.

First—Thence southeasterly along the eastern line of Clason's Point road for 91.02 feet;

Second—Thence easterly deflecting 61 degrees 31 minutes 5 seconds to the left for 4,165.82 feet;

Third—Thence southeasterly deflecting 39 degrees 3 minutes 45 seconds to the right for 91.70 feet;

Fourth—Thence easterly deflecting 55 degrees 30 minutes 23 seconds to the left for 145.96 feet;

Fifth—Thence southeasterly deflecting 58 degrees 2 minutes 18 seconds to the right for 300 feet to the bulkhead line of Westchester Creek;

Sixth—Thence northeasterly deflecting 90 degrees to the left along last mentioned line for 80 feet;

Seventh—Thence northwesterly deflecting 90 degrees to the left for 300 feet;

Eighth—Thence northwesterly deflecting 15 degrees 23 minutes 25 seconds to the left for 82.97 feet;

Ninth—Thence westerly for 4,399.08 feet to the point of beginning.

Fifth—Thence northeasterly deflecting 90 degrees to the left for 329.65 feet;

Sixth—Thence westerly deflecting 33 degrees 57 minutes 27 seconds to the left for 80.72 feet;

Seventh—Thence westerly for 5,492.46 feet to the point of beginning.

LACOMBE AVENUE.

Parcel "A."

Beginning at a point in the intersection of Clason's Point road distant 6,514.33 feet southwesterly from the intersection of said line with the southern line of Westchester avenue.

First—Thence southeasterly along the western line of Clason's Point road for 91.02 feet;

Second—Thence westerly deflecting 118 degrees 28 minutes 55 seconds to the right for 2,269.95 feet;

Third—Thence westerly deflecting 5 degrees 4 minutes 21 seconds to the left for 193.14 feet;

Fourth—Thence southwesterly deflecting 18 degrees 57 minutes 19 seconds to the left for 300.99 feet to the bulkhead line of the Bronx River;

Fifth—Thence northwesterly along last mentioned line curving to the left in the arc of a circle of 1,475.55 feet radius for 80.01 feet; the centre of said circle lies in a line which deflects 1 degree 33 minutes 12 seconds to the right drawn from the prolongation of the previous course;

Sixth—Thence northeasterly for 300.09 feet on a line deflecting 1 degree 33 minutes 12 seconds to the right from the prolongation of the radius of the preceding course, through its northern extremity;

Seventh—Thence easterly deflecting 10 degrees 24 minutes 57 seconds to the right for 102.01 feet;

Eighth—Thence easterly for 2,352.37 feet to the point of beginning.

Parcel "B."

Beginning at a point in the eastern line of Clason's Point road distant 6,536.55 feet southwesterly from the intersection of said line with the southern line of Westchester avenue.

First—Thence southeasterly along the eastern line of Clason's Point road for 91.02 feet;

Second—Thence easterly deflecting 61 degrees 31 minutes 5 seconds to the left for 4,165.82 feet;

Third—Thence southeasterly deflecting 39 degrees 3 minutes 45 seconds to the right for 91.70 feet;

Fourth—Thence easterly deflecting 5

westerly line of Cruger avenue as laid out between Bartholdi street and Gun Hill road, the said distance being measured at right angles to the line of Cruger avenue; thence northwardly along the said line parallel with Cruger avenue to the southerly line of Gun Hill road; thence northwardly at right angles to Gun Hill road a distance of 200 feet; thence eastwardly and parallel with Gun Hill road to the intersection with a line which bisects the angle formed by the intersection of the prolongations of the easterly line of White Plains road as laid out between Gun Hill road and East Two Hundred and Fifteenth street, and the westerly line of Maple street; thence northwardly along the said bisecting line to a point distant 100 feet northerly from the northerly line of East Two Hundred and Fifteenth street, the said distance being measured at right angles to the line of East Two Hundred and Fifteenth street; thence eastwardly and parallel with East Two Hundred and Fifteenth street to the intersection with a line which bisects the angle formed by the intersection of the prolongations of the easterly line of Maple street and the westerly line of Barnes avenue as laid out between Tilden street and East Two Hundred and Fourteenth street; thence southwardly along the said bisecting line to the intersection with a line which bisects the angle formed by the intersection of the prolongations of the easterly line of Barnes avenue as laid out between Tilden street and East Two Hundred and Fourteenth street; thence westwardly along the said lines parallel with Tilden street to the easterly line of Holland avenue; thence westwardly and parallel with Gun Hill road to the intersection with a line midway between Cruger and Holland avenues as laid out north of North Oak drive; thence southwardly along the said line midway between Cruger avenue and Holland avenue and the prolongation thereof, to a point distant 100 feet northwardly from the northerly line of South Oak street, the said distance being measured on a radial line; thence southeastwardly along a line parallel with and always distant 100 feet from South Oak drive to the intersection with the prolongation of a line midway between Holland and Wallace avenues as laid out south of South Oak drive; thence southwardly along the said line midway between Holland and Wallace avenues and the prolongation thereof, to the northerly line of Williamsbridge road; thence northwardly along the northeasterly line of Williamsbridge road to the point or place of beginning.

Dated New York, December 8, 1908.
FRANCIS K. PENDLETON,
Corporation Counsel.
Hall of Records, Borough of Manhattan, City of New York.

d8.22

FIRST DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title in fee, wherever the same has not been heretofore acquired, to the lands and premises required for the opening and extending of GARRISON AVENUE, from Leggett avenue to Longwood avenue (although not yet named by proper authority), in the Twenty-third Ward, Borough of The Bronx, City of New York.

PURSUANT TO THE STATUTES IN SUCH CASES MADE AND PROVIDED, NOTICE IS HEREBY GIVEN THAT AN APPLICATION WILL BE MADE TO THE SUPREME COURT OF THE STATE OF NEW YORK, FIRST DEPARTMENT, AT A SPECIAL TERM OF SAID COURT, TO BE HELD AT PART III. THEREOF, IN THE COUNTY COURT HOUSE, IN THE BOROUGH OF MANHATTAN, IN THE CITY OF NEW YORK, ON TUESDAY, THE 22D DAY OF DECEMBER, 1908, 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, ONE OF WHOM SHALL BE DESIGNATED AS A COMMISSIONER OF ASSESSMENT. THE NATURE AND EXTENT OF THE IMPROVEMENT HEREBY INTENDED IS THE ACQUISITION OF TITLE BY 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 TO BE KNOWN AS WEST ONE HUNDRED AND EIGHTY-SEVENTH STREET, LOCATED ABOUT 1,500 FEET NORTH OF WEST ONE HUNDRED AND EIGHTY-FIRST STREET, EXTENDING FROM FORT WASHINGTON AVENUE TO NORTHERN AVENUE, IN THE TWELFTH WARD, BOROUGH OF MANHATTAN, CITY OF NEW YORK, BEING THE FOLLOWING-DESCRIBED LOTS, PIECES OR PARCELS OF LAND, VIZ.:

Parcel "A."

Beginning at a point in the southern line of Whitlock avenue distant 240 feet southwesterly from the intersection of said line with the western line of Bryant avenue;

1. Thence southwesterly along the southern line of Whitlock avenue for 60 feet;

2. Thence southeasterly deflecting 90 degrees to the left for 366 feet to the northern line of Garrison avenue;

3. Thence northeasterly along last-mentioned line for 60 feet;

4. Thence northwesterly for 366 feet to the point of beginning.

Parcel "B."

Beginning at a point in the northern line of Whitlock avenue distant 221.92 feet southwesterly from the intersection of said line with the western line of Bryant avenue;

1. Thence southwesterly along the northern line of Whitlock avenue for 103.01 feet;

2. Thence northerly deflecting 126 degrees 51 minutes 10 seconds to the right for 184.29 feet, more or less, to the southern line of the land ceded to New York City by the American Real Estate Company;

3. Thence easterly along last-mentioned line for 60 feet;

4. Thence southerly deflecting 90 degrees 35 minutes 57 seconds to the right for 93.21 feet, more or less;

5. Thence southeasterly for 37.39 feet to the point of beginning.

Faile street was laid out on section 11 of the final maps and profiles of the Twenty-third and Twenty-fourth Wards, filed in the office of the Commissioner of Street Improvements of the Twenty-third and Twenty-fourth Wards of The City of New York June 13, 1894; in the office of the Register of the County of New York, June 15, 1894, as Map 355, and in the office of the Secretary of State of the State of New York June 15, 1894.

The land to be taken for Faile street is located in Blocks 2741, 2746 and 2747 of section 10 of the Land Map of The City of New York.

The Board of Estimate and Apportionment, on the 26th day of June, 1908, duly fixed and determined the area of assessment in this proceeding as follows:

Beginning at a point on a line midway between Hoe avenue and Faile street where it is intersected by a line at right angles to Faile street, and passing through a point on the centre line of the said Faile street located on the southerly line of the land heretofore conveyed to the City by deed of cession, and running thence eastwardly along the said line at right angles to the line of Faile street to a point midway between Faile street and Bryant avenue; thence southwardly along a line midway between Faile street and Bryant avenue as laid out northerly from Whitlock avenue, and the prolongation thereof, to the intersection with the prolongation of a line midway between Faile street and Bryant avenue as laid out southeasterly from the northerly line of Leggett avenue;

5. Thence northwesterly along last-mentioned line for 80.26 feet;

6. Thence northeasterly deflecting 94 degrees 38 minutes 10 seconds to the right for 830.07 feet;

7. Thence northeasterly for 255.47 feet to the point of beginning.

Garrison avenue is shown on a map entitled "Map or plan showing change of lines and the grades of Garrison avenue, between Longwood avenue and Leggett avenue, in the Twenty-third Ward, Borough of The Bronx, City of New York. Under authority of chapter 466 of the Laws of 1901," which map was filed in the office of the President of the Borough of The Bronx, April 5, 1906, in the office of the Register of the County of New York, March 29, 1906, as Map No. 1121 D, and in the office of the Counsel to the Corporation of The City of New York on or about the same date in pigeonhole 59.

The land to be taken for Garrison avenue is located in blocks numbered 2730 and 2736 of section 10 of Land Map of the former City of New York.

The Board of Estimate and Apportionment, on the 13th day of March, 1908, duly fixed and determined the area of assessment in this proceeding as follows:

Beginning at a point on the prolongation of a line midway between the Southern boulevard and Whitlock avenue, as laid out between East One Hundred and Fifty-sixth street and Longwood avenue, distant 100 feet southwesterly from its intersection with the southwesterly line of Leggett avenue, and running thence northeasterly along the said line midway between the Southern boulevard and Whitlock avenue and the prolongations of the said line, to a point distant 100 feet northerly from the northerly line of Lafayette avenue, the said distance being measured at right angles to the line of Lafayette avenue; thence eastwardly and parallel with Lafayette avenue to the intersection with a line which bisects the angle formed by the intersection of the centre lines of Garrison avenue and Tiffany

(Excepting, however, from the above-described area so much of it as may be exempt from assessment under the provisions of section 992 of the Charter.)

Dated New York, December 8, 1908.
FRANCIS K. PENDLETON,
Corporation Counsel.
Hall of Records, Borough of Manhattan, City of New York.

d8.22

FIRST DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title in fee, wherever the same has not been heretofore acquired, to the lands and premises required for the opening and extending of UNNAMED STREET (to be known as West One Hundred and Eighty-seventh street), located about 1,500 feet north of West One Hundred and Eighty-first street, extending from Fort Washington avenue to Northern avenue, in the Twelfth Ward, Borough of Manhattan, City of New York.

PURSUANT TO THE STATUTES IN SUCH CASES MADE AND PROVIDED, NOTICE IS HEREBY GIVEN THAT AN APPLICATION WILL BE MADE TO THE SUPREME COURT OF THE STATE OF NEW YORK, FIRST DEPARTMENT, AT A SPECIAL TERM OF SAID COURT, TO BE HELD AT PART III. THEREOF, IN THE COUNTY COURT HOUSE, IN THE BOROUGH OF MANHATTAN, IN THE CITY OF NEW YORK, ON TUESDAY, THE 22D DAY OF DECEMBER, 1908, 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, ONE OF WHOM SHALL BE DESIGNATED AS A COMMISSIONER OF ASSESSMENT. THE NATURE AND EXTENT OF THE IMPROVEMENT HEREBY INTENDED IS THE ACQUISITION OF TITLE BY 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 TO BE KNOWN AS WEST ONE HUNDRED AND EIGHTY-SEVENTH STREET, LOCATED ABOUT 1,500 FEET NORTH OF WEST ONE HUNDRED AND EIGHTY-FIRST STREET, EXTENDING FROM FORT WASHINGTON AVENUE TO NORTHERN AVENUE, IN THE TWELFTH WARD, BOROUGH OF MANHATTAN, CITY OF NEW YORK, BEING THE FOLLOWING-DESCRIBED LOTS, PIECES OR PARCELS OF LAND, VIZ.:

Beginning at a point in the westerly line of Fort Washington avenue, distant as measured along the westerly line of said avenue, 1,507.22 feet, northerly from West One Hundred and Eighty-first street; thence westerly at an angle to said avenue 101 degrees 20 minutes and 1.6 seconds distance 279.18 feet; to the easterly line of Northern avenue to a point 1,563 feet northerly from West One Hundred and Eighty-first street, as measured along said easterly line; thence northerly along said line distance 60.31 feet; thence easterly and parallel to the first course distance 261.06 feet, to the westerly line of Fort Washington avenue; thence southerly along said avenue distance 61.19 feet to the point or place of beginning.

Land to be found in Section 8, Block 2170 of the Land Map of the Borough of Manhattan, City of New York, and is shown on a certain map, entitled "Map, plan and profile of the avenue, streets, roads, public parks and places in that part of the Twelfth Ward, Borough of Manhattan, bounded by West One Hundred and Eighty-first street, Broadway, Dyckman street and Boulevard Lafayette, showing the existing streets and the new streets, with their grades now laid out, fixed and established under authority of the Greater New York Charter, which said map was filed in the offices of the President of the Borough of Manhattan, City of New York, the Register of the County of New York, and the offices of the Corporation Counsel of The City of New York on or about the 6th day of January, 1904.

The Board of Estimate and Apportionment on the 22d day of November, 1907, duly fixed and determined the area of assessment for benefit in this proceeding, as follows:

Bounded on the west by a line distant one hundred (100) feet westerly from and parallel with the westerly line of Northern avenue, the said distance being measured at right angles to the line of Northern avenue; on the north by a line distant one hundred (100) feet northerly from and parallel with the northerly line of the unnamed street to be opened, the said distance being measured at right angles to the line of the said street, and by the prolongation of the said line; on the east by a line always distant one hundred (100) feet easterly from and parallel with the easterly line of Fort Washington avenue, the said distance being measured at right angles to the line of Fort Washington avenue, and on the south by a line one hundred (100) feet distant southerly from and parallel with the southerly line of the new street to be opened, the said distance being measured at right angles to the line of the said street, and by the prolongation of the said line.

Dated New York, December 8, 1908.
FRANCIS K. PENDLETON,
Corporation Counsel.
Hall of Records, Borough of Manhattan, City of New York.

d8.22

SUPREME COURT—SECOND DEPARTMENT.

SECOND DEPARTMENT.

In the matter of the application of The City of New York relative to acquiring title, wherever the same has not been heretofore acquired, to the lands and premises required for the purpose of opening and extending EAST TWENTY-THIRD STREET, from Flatbush avenue to Canarsie lane, and EAST TWENTY-SECOND STREET, from Clarendon road to Beverley road, in the First Ward, Borough of Queens, The City of New York.

PURSUANT TO THE STATUTES IN SUCH CASES MADE AND PROVIDED, NOTICE IS HEREBY GIVEN THAT THE FINAL REPORT OF THE COMMISSIONERS OF ESTIMATE AND ASSESSMENT IN THE ABOVE-ENTITLED MATTER WILL BE PRESENTED FOR CONFIRMATION TO THE SUPREME COURT OF THE STATE OF NEW YORK, SECOND DEPARTMENT, AT A SPECIAL TERM OF SAID COURT, TO BE HELD FOR THE HEARING OF MOTIONS, IN THE COUNTY COURT HOUSE, IN THE COUNTY OF KINGS, IN THE BOROUGH OF BROOKLYN, THE CITY OF NEW YORK, ON THE 23D DAY OF DECEMBER, 1908, AT 10.30 O'CLOCK IN FORENOON OF THAT DAY, OR AS SOON THEREAFTER AS COUNSEL CAN BE HEARD THEREON, FOR THE APPOINTMENT OF COMMISSIONERS OF ESTIMATE AND OF ONE COMMISSIONER OF ASSESSMENT IN THE ABOVE-ENTITLED MATTER. THE NATURE AND EXTENT OF THE IMPROVEMENT HEREBY INTENDED IS THE ACQUISITION OF TITLE IN FEE BY 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 AND EXTENDING OF EAST TWENTY-THIRD STREET, FROM FLATBUSH AVENUE TO CANARSIE LANE, AND EAST TWENTY-SECOND STREET, FROM CLARENCE ROAD TO BEVERLEY ROAD, IN THE FIRST WARD, BOROUGH OF QUEENS, THE CITY OF NEW YORK.

Dated Borough of Manhattan, New York, December 15, 1908.

AUGUST REYMERT,
THOMAS B. SEAMAN,
Commissioners.

JOHN P. DUNN, Clerk.

d15.21

NOTICE IS HEREBY GIVEN THAT THE BILL OF COSTS, CHARGES AND EXPENSES INCURRED BY REASON OF THE PROCEEDINGS IN THE ABOVE-ENTITLED MATTER WILL BE PRESENTED FOR TAXATION TO ONE OF THE JUSTICES OF THE SUPREME COURT OF THE STATE OF NEW YORK, AT A SPECIAL TERM OF SAID COURT, TO BE HELD FOR THE HEARING OF MOTIONS, AT THE KINGS COUNTY COURT HOUSE IN THE BOROUGH OF BROOKLYN IN THE CITY OF NEW YORK, ON THE 24TH DAY OF DECEMBER, 1908, AT 10.30 O'CLOCK IN THE FORENOON OF THAT DAY, OR AS SOON THEREAFTER AS COUNSEL CAN BE HEARD THEREON; AND THAT THE BILL OF COSTS, CHARGES AND EXPENSES HAS BEEN DEPOSITED IN THE OFFICE OF THE CLERK OF THE COUNTY OF KINGS, THERE TO REMAIN FOR AND DURING THE SPACE OF TEN DAYS, AS REQUIRED BY THE PROVISIONS OF SECTION 999 OF TITLE 4 OF CHAPTER 17, OF CHAPTER 378 OF THE LAWS OF 1897, AS AMENDED BY CHAPTER 466 OF THE LAWS OF 1901.

Dated Borough of Brooklyn, New York, December 11, 1908.

HERBERT S. WORTHLEY,
JACOB A. WILLIAMS,
HARRY H. DALE,
Commissioners of Estimate.

HERBERT S. WORTHLEY,
Commissioner of Assessment.

JAMES F. QUIGLEY, Clerk.

d11.22

SECOND JUDICIAL DEPARTMENT.

In the matter of the application of The City of New York, acting by and through the Commissioner of Docks, relative to acquiring right and title to and possession of certain uplands, filled-in lands, lands and lands under water, wharf property, wharfage rights, terms, easements, emoluments and privileges of and to the uplands, filled-in lands, lands and lands under water, and wharf property necessary to be taken for the improvement of the waterfront and harbor of The City of New York in the vicinity of WHALE CREEK, in the Borough of Brooklyn, in The City of New York, pursuant to a certain plan heretofore adopted by the Commissioner of Docks, and approved by the Commissioners of the Sinking Fund.

NOTICE IS HEREBY GIVEN THAT A BILL OF COSTS, CHARGES AND EXPENSES INCURRED BY REASON OF THE PROCEEDINGS IN THE ABOVE-ENTITLED MATTER, WILL BE PRESENTED FOR TAXATION TO ONE OF THE JUSTICES OF THE SUPREME COURT OF THE STATE OF NEW YORK, FIRST DEPARTMENT, AT A SPECIAL TERM THEREOF, PART I., TO BE HELD AT THE COUNTY COURT HOUSE IN THE BOROUGH OF MANHATTAN, IN THE CITY OF NEW YORK, ON THE 23D DAY OF DECEMBER, 1908, AT 10.30 O'CLOCK IN FORENOON OF THAT DAY, OR AS SOON THEREAFTER AS COUNSEL CAN BE HEARD THEREON; AND THAT THE BILL OF COSTS, CHARGES AND EXPENSES HAS BEEN DEPOSITED IN THE OFFICE OF THE CLERK OF THE COUNTY OF KINGS, THERE TO REMAIN FOR AND DURING THE SPACE OF TEN DAYS, AS REQUIRED BY SECTION 999 OF THE GREATER NEW YORK CHARTER, AS AMENDED.

Dated Borough of Manhattan, New York, December 10, 1908.

JOSEPH M. SCHENCK, Clerk.

d11.22

SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title wherever the same has not been heretofore acquired, to the lands and premises required for the opening and extending of JAMAICA AVENUE (although not yet named by proper authority), from Old Bowery Bay road to East River, in the First Ward, Borough of Queens, in 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 OF THE STATE OF NEW YORK, SECOND DEPARTMENT, AT A SPECIAL TERM THEREOF, TO BE HELD FOR THE HEARING OF MOTIONS, AT THE COUNTY COURT HOUSE, IN THE BOROUGH OF BROOKLYN, IN THE CITY OF NEW YORK, ON THE 23D DAY OF DECEMBER, 1908, AT 10.30 O'CLOCK IN FORENOON OF THAT DAY, OR AS SOON THEREAFTER AS COUNSEL CAN BE HEARD THEREON; AND THAT THE BILL OF COSTS, CHARGES AND EXPENSES HAS BEEN DEPOSITED IN THE OFFICE OF THE CLERK OF THE COUNTY OF QUEENS, THERE TO REMAIN FOR AND DURING THE SPACE OF TEN DAYS, AS REQUIRED BY THE PROVISIONS OF SECTION 999 OF THE GREATER NEW YORK CHARTER, AS AMENDED BY CHAPTER 466 OF THE LAWS OF 1901.

Dated Borough of Manhattan, New York, December 9, 1908.

HENRY W. SHARKEY,
JAMES J. WHITE,
WILLIAM W. GILLEN,
Commissioners.

JOHN P. DUNN, Clerk.

d10.19

SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, to the lands and premises required for the purpose of opening and extending EAST TWENTY-THIRD STREET, from Flatbush avenue to Canarsie lane, and EAST TWENTY-SECOND STREET, from Clarendon road to Beverley road, in the Twenty-ninth Ward, Borough of Brooklyn, The City of New York, being the following described lots, pieces or parcels of land, viz.:

East Twenty-second Street.

Beginning at the intersection of the west line of East Twenty-second street with the north line of Beverley road, as the same are laid out on the map of the City;

Thence easterly along the north line of Beverley road 60 feet;

Thence southerly deflecting 90 degrees to the right 780 feet to the south line of Clarendon road;

In the matter of the application of The City of New York, relative to acquiring title to the lands, tenements and hereditaments required for the purpose of opening and extending SCOTT AVENUE, from Flushing avenue to St. Nicholas avenue, in the Twenty-seventh Ward, in the Borough of Brooklyn, The City of New York, as the same has been heretofore laid out.

Thence westerly along the south line of Clarendon road 60 feet;
Thence northerly 780 feet to the point of beginning.

East Twenty-third Street.

Beginning at the intersection of the west line of East Twenty-third street with the north line of Canarsie lane, as the same are laid out on the map of the City;

Thence easterly along the north line of Canarsie lane 60 feet;

Thence southerly deflecting 90 degrees 16 minutes 7 seconds to the right 1,493.22 feet to the east line of Flatbush avenue;

Thence northerly along the east line of Flatbush avenue 11.83 feet;

Thence northerly 1,390.56 feet to the point of beginning.

The Board of Estimate and Apportionment on the 5th day of June, 1908, duly fixed and determined the area of assessment for benefit in this proceeding as follows:

Beginning at a point on a line midway between Clarendon road and Vanderveer place where it is intersected by the prolongation of a line midway between Flatbush avenue and East Twenty-second street, and running thence northwardly along the said line midway between Flatbush avenue and East Twenty-second street and the prolongation thereof to a point distant one hundred feet northwardly from the northerly line of Beverley road; thence eastwardly and parallel with Beverley road to the intersection with a line midway between East Twenty-second street and East Twenty-third street; thence southwardly along the said line midway between East Twenty-second street and East Twenty-third street to the intersection with a line distant 100 feet northwardly from and parallel with the northerly line of Canarsie lane, the said distance being measured at right angles to the line of Canarsie lane; thence eastwardly along the said line parallel with Canarsie lane to the intersection with a line midway between East Twenty-third street and Bedford avenue; thence southwardly along the said line midway between East Twenty-third street and Bedford avenue and the prolongation thereof to the intersection with the prolongation of the centre line of Newkirk avenue, as laid out easterly from Flatbush avenue; thence westwardly along the prolongation of the centre line of Newkirk avenue to the intersection with a line distant 100 feet southwardly from and parallel with the southwesterly line of Flatbush avenue, the said distance being measured at right angles to the line of Flatbush avenue; thence northwardly and parallel with Flatbush avenue to the intersection with the prolongation of a line distant 100 feet westwardly from and parallel with the westerly line of East Twenty-third street, the said distance being measured at right angles to the line of East Twenty-third street; thence northwardly along the said line parallel with East Twenty-third street to the intersection with a line midway between Clarendon road and Vanderveer place; thence westwardly along the said line midway between Clarendon road and Vanderveer place to the point or place of beginning.

Dated, New York, December 4, 1908.

FRANCIS K. PENDLETON,
Corporation Counsel,
Hall of Records, Borough of Manhattan, City of New York.

d8,18

SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, to the lands, tenements and hereditaments required for the opening and extending of AVENUE V, between Ocean avenue and Ocean parkway, and between Stillwell avenue and Eighty-sixth street, omitting therefrom that portion of Avenue V lying between the westerly boundary of the Brooklyn and Brighton Beach Railroad and the westerly side of East Sixteenth street, in the Thirty-first Ward, Borough of Brooklyn, City of New York.

WE, THE UNDERSIGNED COMMISSIONERS of Estimate and Assessment in the above entitled matter, hereby give notice to all persons interested in this proceeding, and to the owner or owners, occupant or occupants of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our estimate and assessment, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby, and having objections thereto, do present their said objections in writing, duly verified, to us at our office, No. 166 Montague street, in the Borough of Brooklyn, in the City of New York, on or before the 21st day of December, 1908, and that we, the Commissioners, will hear parties so objecting, and for that purpose will be in attendance at our said office on the 23d day of December, 1908, at 2 o'clock p.m.

Second—That the abstracts of our said estimate and assessment, together with our damage and benefit maps, and also all the affidavits, estimates, proofs and other documents used by us in making the same, have been deposited in the Bureau of Street Openings in the Law Department of The City of New York, No. 166 Montague street, in the Borough of Brooklyn, in said City, there to remain until the 2d day of January, 1909.

Third—That the limits of our assessment for benefit include all those lands, tenements and hereditaments and premises situate, lying and being in the Borough of Brooklyn, in The City of New York, which, taken together, are bounded and described as follows, viz:

Beginning at a point on the southerly side of

Thirteenth avenue, where the same is intersected by the centre line of the block between Forty-first street and Forty-second street; running thence southerly and parallel with Forty-first street to the westerly side of West street; running thence southerly and along the westerly side of West street to the intersection of the centre line of the block between Forty-first street and Forty-second street; running thence northerly, parallel with Forty-first street and always along the centre line of the blocks between Forty-first street and Forty-second street, to the southerly side of Thirteenth avenue; running thence easterly along the southerly side of Thirteenth avenue to the place of beginning.

Fourth—That, provided there be no objections filed to either of said abstracts, our final report herein will be presented for confirmation to the Supreme Court of the State of New York, Second Department, at a Special Term thereof for the hearing of motions, to be held in the County Court House in the Borough of Brooklyn in The City of New York, on the 15th day of February, 1909, at the opening of the Court on that day.

Fifth—In case, however, objections are filed to either of said abstracts, the notice of motion to confirm our final report herein will stand adjourned to the date to be hereafter specified, and of which notice will be given to all those who have theretofore appeared in this proceeding, as well as by publication in the CITY RECORD and in the corporation newspapers, pursuant to sections 981 and 984 of the Greater New York Charter, as amended by chapter 658 of the Laws of 1906.

Dated Borough of Brooklyn, New York, December 3, 1908.

JAMES RIDGWAY, Chairman;
MATTHEW J. KEANY,
Commissioners.
JAMES F. QUIGLEY, Clerk.

d2,18

SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, to the lands, tenements and hereditaments required for the same purpose, in fee, to the lands, tenements and hereditaments required for the opening and extending of MIDWOOD STREET, between Nostrand avenue and Kingston avenue, in the Twenty-ninth Ward, Borough of Brooklyn, City of New York.

NOTICE IS HEREBY GIVEN TO ALL persons interested in the above entitled proceeding, and to the owner or owners, occupant or occupants of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That the undersigned Commissioners of Estimate have completed their estimate of damage, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby, having any objection thereto, do file their said objections in writing, duly verified, with them at their office, No. 166 Montague street, in the Borough of Brooklyn, in The City of New York, on or before the 21st day of December, 1908, and that the said Commissioners will hear parties so objecting, and for that purpose will be in attendance at their said office on the 22d day of December, 1908, at 3:30 o'clock p.m.

Second—That the undersigned Commissioner of Assessment has completed his estimate of benefit, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby, having any objection thereto, do file their said objections in writing, duly verified, with him at his office, No. 166 Montague street, in the Borough of Brooklyn, in The City of New York, on or before the 21st day of December, 1908, and that the said Commissioner will hear parties so objecting, and for that purpose will be in attendance at his said office on the 23d day of December, 1908, at 3:30 o'clock p.m.

Third—That the Commissioner of Assessment has assessed any or all such lands, tenements and hereditaments and premises as are within the area of assessment fixed and prescribed as

Fifth—In case, however, objections are filed to either of said abstracts of estimate and assessment, the notice of motion to confirm our final report herein will stand adjourned to the date to be hereafter specified, and of which notice will be given to all those who have theretofore appeared in this proceeding, as well as by publication in the CITY RECORD and in the corporation newspapers, pursuant to sections 981 and 984 of the Greater New York Charter, as amended by chapter 658 of the Laws of 1906.

Dated Borough of Brooklyn, New York, December 2, 1908.

MICHAEL F. McGOLDRICK, Chairman;
BERTRAM MANNE,
JOHN B. BYRNE, JR.,
Commissioners.
JAMES F. QUIGLEY, Clerk.

d2,18

SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, to the lands, tenements and hereditaments required for the opening and extending of FORTY-FIRST STREET, from Thirteenth avenue to West street, in the Twenty-ninth and Thirtieth Wards, Borough of Brooklyn, in said City, there to remain until the 2d day of January, 1909.

WE, THE UNDERSIGNED COMMISSIONERS of Estimate and Assessment in the above-entitled matter, hereby give notice to all persons interested in this proceeding, and to the owner or owners, occupant or occupants of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our estimate and assessment, and that all persons interested in this proceeding or in any of the lands, tenements and hereditaments and premises affected thereby, and having objections thereto, do present their said objections in writing, duly verified, to us at our office, No. 166 Montague street, in the Borough of Brooklyn, in The City of New York, on or before the 22d day of December, 1908, and that we, the said Commissioners, will hear parties so objecting, and for that purpose will be in attendance at our said office on the 23d day of December, 1908, at 2 o'clock p.m.

Second—That the abstracts of our said estimate and assessment, together with our damage and benefit maps, and also all the affidavits, estimates, proofs and other documents used by us in making the same, have been deposited in the Bureau of Street Openings in the Law Department of The City of New York, No. 166 Montague street, in the Borough of Brooklyn, in said City, there to remain until the 2d day of January, 1909.

Third—That the limits of our assessment for benefit include all those lands, tenements and hereditaments and premises situate, lying and being in the Borough of Brooklyn, in The City of New York, which, taken together, are bounded and described as follows, viz:

Beginning at a point on the southerly side of Thirteenth avenue, where the same is intersected by the centre line of the block between Forty-first street and Forty-second street; running thence southerly and parallel with Forty-first street to the westerly side of West street; running thence southerly and along the westerly side of West street to the intersection of the centre line of the block between Forty-first street and Forty-second street; running thence northerly, parallel with Forty-first street and always along the centre line of the blocks between Forty-first street and Forty-second street, to the southerly side of Thirteenth avenue; running thence easterly along the southerly side of Thirteenth avenue to the place of beginning.

Fourth—That, provided there be no objections filed to either of said abstracts, our final report herein will be presented for confirmation to the Supreme Court of the State of New York, Second Department, at a Special Term thereof for the hearing of motions, to be held in the County Court House in the Borough of Brooklyn in The City of New York, on the 15th day of February, 1909, at the opening of the Court on that day.

Fifth—In case, however, objections are filed to either of said abstracts, the notice of motion to confirm our final report herein will stand adjourned to the date to be hereafter specified, and of which notice will be given to all those who have theretofore appeared in this proceeding, as well as by publication in the CITY RECORD and in the corporation newspapers, pursuant to sections 981 and 984 of the Greater New York Charter, as amended by chapter 658 of the Laws of 1906.

Dated Borough of Brooklyn, New York, December 2, 1908.

E. D. CHILDS, Chairman;
A. SILVERSTONE,
SOLON BARBANELL,
Commissioners of Estimate.
E. D. CHILDS,
Commissioner of Assessment.
JAMES F. QUIGLEY, Clerk.

d2,18

SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, to the lands, tenements and hereditaments required for the same purpose, in fee, to the lands, tenements and hereditaments required for the opening and extending of MIDWOOD STREET, between Nostrand avenue and Kingston avenue, in the Twenty-ninth Ward, Borough of Brooklyn, City of New York.

NOTICE IS HEREBY GIVEN TO ALL persons interested in the above entitled proceeding, and to the owner or owners, occupant or occupants of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That the undersigned Commissioners of Estimate have completed their estimate of damage, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby, having any objection thereto, do file their said objections in writing, duly verified, with them at their office, No. 166 Montague street, in the Borough of Brooklyn, in The City of New York, on or before the 21st day of December, 1908, and that the said Commissioners will hear parties so objecting, and for that purpose will be in attendance at their said office on the 22d day of December, 1908, at 3:30 o'clock p.m.

Second—That the undersigned Commissioner of Assessment has completed his estimate of benefit, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby, having any objection thereto, do file their said objections in writing, duly verified, with him at his office, No. 166 Montague street, in the Borough of Brooklyn, in The City of New York, on or before the 21st day of December, 1908, and that the said Commissioner will hear parties so objecting, and for that purpose will be in attendance at his said office on the 23d day of December, 1908, at 3:30 o'clock p.m.

Third—That the Commissioner of Assessment has assessed any or all such lands, tenements and hereditaments and premises as are within the area of assessment fixed and prescribed as

the area of assessment for benefit by the Board of Estimate and Apportionment on the 19th day of April, 1907, and that the said area of assessment includes all those lands, tenements and hereditaments and premises situate and being in the Borough of Brooklyn, in The City of New York, which, taken together, are bounded and described as follows, viz:

Bounded on the north by a line midway between Midwood street and Maple street; on the east by a line 100 feet east of and parallel with the easterly line of Kingston avenue, the said distance being measured at right angles to the line of Kingston avenue; on the south by a line midway between Midwood street and Rutland road, and on the west by a line 100 feet westwardly from and parallel with the westerly line of Nostrand avenue, the said distance being measured at right angles to the line of Nostrand avenue.

Fourth—That the abstracts of said estimate of damage and of said assessment for benefit, together with the damage and benefit maps and also all the affidavits, estimates, proofs and other documents used by the Commissioners of Estimate and by the Commissioner of Assessment in making the same, have been deposited in the Bureau of Street Openings in the Law Department of The City of New York, No. 166 Montague street, in the Borough of Brooklyn, in said City, there to remain until the 2d day of January, 1909.

Fifth—That, provided there be no objections filed to either of said abstracts, the reports as to awards and as to assessments for benefit herein will be presented for confirmation to the Supreme Court of the State of New York, Second Department, at a Special Term thereof, to be held in the County Court House, in the Borough of Brooklyn, in The City of New York, on the 29th day of January, 1909, at the opening of the Court on that day.

Sixth—In case, however, objections are filed to the foregoing abstracts of estimate and assessment, or to either of them, the motion to confirm the reports as to awards and as to assessments shall stand adjourned to the date to be fixed in such cases to be given in relation to filing the final reports, pursuant to sections 981 and 984 of the Greater New York Charter, as amended by chapter 658 of the Laws of 1906.

Dated Borough of Brooklyn, New York, December 2, 1908.

E. D. CHILDS, Chairman;
A. SILVERSTONE,
SOLON BARBANELL,
Commissioners of Estimate.
E. D. CHILDS,
Commissioner of Assessment.
JAMES F. QUIGLEY, Clerk.

d2,18

SECOND DEPARTMENT.

In the matter of the application and petition of J. Edward Simmons, Charles N. Chadwick and Charles A. Shaw, constituting the Board of Water Supply of The City of New York, to acquire real estate for and on behalf of The City of New York, under chapter 724 of the Laws of 1905, and the acts amendatory thereof, in the Town of Olive, Ulster County, N. Y., for the purpose of providing an additional supply of pure and wholesome water for the use of The City of New York.

PUBLIC NOTICE IS HEREBY GIVEN that the order of confirmation of the first separate report of George M. Palmer, Frederick J. R. Clarke and Macdonough Craven, who were appointed Commissioners in the above-entitled matter by two orders of this Court, made at Special Term, bearing date respectively April 20, 1907, and September 21, 1907, was filed in the office of the Clerk of the County of Ulster, at Kingston, N. Y., on the 2d day of July, 1908, and affects Parcels Nos. two (2), five (5), six (6), four (4), thirteen (13), fourteen (14), fifteen (15), sixteen (16), seventeen (17), nineteen (19), twenty B (20-B), twenty-one (21), twenty-three (23), twenty-four (24), twenty-one (21), twenty-three (23), thirty-five (35), forty (40), nine (9) and twelve (12), shown on the map in this proceeding.

Dated New York, December 1, 1908.

FRANCIS KEY PENDLETON,
Corporation Counsel.
Hall of Records, New York City.

d5,26

PROPOSALS FOR BIDS AND ESTIMATES FOR THE CITY OF NEW YORK.

NOTICE TO CONTRACTORS.

GENERAL INSTRUCTIONS TO BIDDERS.

The person or persons making a bid or estimate for any services, work, materials or supplies for The City of New York, or for any of its departments, bureaus or offices, shall furnish the same in a sealed envelope, indorsed with the title of the supplies, materials, work or services for which the bid or estimate is made, with his or their name or names and the date of presentation to the President or Board or to the head of the Department at his or its office, on or before the date and hour named in the advertisement for the same, at which time and place the estimates received will be publicly opened by the President or Board or head of said Department and read, and the award of the contract made according to law as soon thereafter as practicable.

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

Each bid or estimate shall be accompanied by the consent, in writing, of two householders or freeholders in The City of New York, or of a guaranty or surety company duly authorized by law to act as surety, and shall contain the matters set forth in the blank forms mentioned below.

No bid or estimate will be considered unless, as a condition precedent to the reception or consideration of any proposal, it be accompanied by a certified check upon one of the State or National banks of The City of New York, drawn to the order of the Comptroller, or money to the amount of five per centum of the amount of the bid required, as provided in section 420 of the Greater New York Charter.

The certified check or money should not be inclosed in the envelope containing the bid or estimate, but should be inclosed in a separate envelope addressed to the head of the Department, President or Board, or submitted personally upon the presentation of the bid or estimate.

For particulars as to the quantity and quality of the supplies, or the nature and extent of the work, reference must be made to the specifications, schedules, plans, etc., on file in the said office of the President, Board or Department.

No bid shall be accepted from or contract awarded to any person who is in arrears to The City of New York upon debt or contract, or who is a defaulter, as surety or otherwise, upon any obligation to the City.

The contract must be bid for separately.

The right is reserved in each case to reject all bids or estimates if it is deemed to be for the interest of the City so to do.

Bidders will write out the amount of their bids or estimates in addition to inserting the same in figures.

Bidders are requested to make their bids or estimates upon the blank forms prepared and furnished by the City, a copy of which, with the proper envelope in which to inclose the bid, together with a copy of the contract, including the specifications, in the form approved by the Corporation Counsel, can be obtained upon application therefor at the office of the Department for which the work is to be done. Plans and drawings of construction work may also be seen there.