

# THE CITY RECORD.

VOL. XXXVII.

NEW YORK, FRIDAY, MAY 7, 1909.

NUMBER 10947.

## THE CITY RECORD.

OFFICIAL JOURNAL OF THE CITY OF NEW YORK.

Published Under Authority of Section 1526, Greater New York Charter, by the  
BOARD OF CITY RECORD.

GEORGE B. McCLELLAN, MAYOR.

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

PATRICK J. TRACY, SUPERVISOR.

Published daily, at 9 a. m., except legal holidays.

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

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

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

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

## TABLE OF CONTENTS.

Assessors, Board of—	5423	Manhattan, Borough of—	5429
Public Notices.....	5423	Proposals.....	5429
Board Meetings.....	5423	Report of Commissioner of Public	
Bridges, Department of—		Works for the Week Ending	
Proposals.....		April 28, 1909.....	5416
Bronx, Borough of—	5423	Municipal Civil Service Commission—	
Proposals.....		Minutes of Meetings of March 24	
Report of the President for the		and 25, 1909.....	5416
Week Ending April 28, 1909...	5368	Public Notices.....	5430
Brooklyn, Borough of—	5431	Notice to Contractors.....	5440
Public Notice.....	5431	Official Borough Papers.....	5423
Change of Grade Damage Commission—		Official Directory.....	5420
Public Notice.....		Official Papers.....	5429
Changes in Departments, etc.....	5423	Parks, Department of—	
College of The City of New York—	5419	Proposals.....	5424
Proposals.....		Police Department—	
Commissioners of Common Lands Fund—	5425	Owners Wanted for Lost Property.....	5425
Proposals.....		Public Charities, Department of—	
Correction, Department of—	5429	Auction Sale.....	5425
Proposals.....		Public Hearings—	
Report of Transactions, April 5 to		By the Mayor.....	5418
11, 1909.....	5415	Public Service Commission for the First	
Decks and Ferries, Department of—		District—	
Proceedings of March 24, 1909....	5368	Calendar of Hearings.....	5361
Proposals.....	5425	Richmond, Borough of—	
Education, Department of—	5430	Proposals.....	5436
Proposals.....		Report of Commissioner of Public	
Estimate and Apportionment, Board of—		Works for the Week Ending	
Minutes of Meetings of April 16		February 13, 1909.....	5416
and 23, 1909 (Financial and		Supreme Court, First Department—	
Franchise Matters).....	5369	Acquiring Title to Lands, etc.....	5436
Public Notices.....	5432	Supreme Court, Second Department—	
Finance, Department of—		Acquiring Title to Lands, etc.....	5437
Corporation Sale of Tax Certificate.	5429	Supreme Court, Third Judicial District—	
Corporation Sales of Buildings, etc.	5426	Acquiring Title to Lands, etc.....	5438
Notice of Assessments for Opening		Notices of Applications for the Ap-	
Streets and Parks.....	5428	pointment of Commissioners of	
Notices to Property Owners.....	5426	Appraisal.....	5438
Sureties Required on Various Classes		Supreme Court, Ninth Judicial District—	
of Contracts.....	5429	Acquiring Title to Lands, etc.....	5440
Fire Department—		Water Supply, Board of—	
Proposals.....	5424	Minutes of Meeting of April 6,	
Public Notice.....	5424	1909.....	5412
Health, Department of—		Proposals.....	5429
Minutes of Meeting of Board of		Water Supply, Gas and Electricity, De-	
Health, April 14, 1909.....	5361	partment of—	
Sanitary Code Amendments.....	5429	Proposals.....	5423

## 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, May 3, 1909:

Friday, May 7—3 p. m.—Room 305.—Case No. 1048.—BROOKLYN HEIGHTS R. R. CO. ET AL.—“Rehearing as to fenders, wheelguards and safety devices used on surface cars operated in the Boroughs of Brooklyn and Queens.”—Commissioner Maltbie.

Saturday, May 8—10:30 a. m.—Commissioner Maltbie’s Room.—ELECTRIC LIGHT & POWER COMPANIES.—“General Investigation—Franchises.”—Commissioner Maltbie.

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

## BOARD OF HEALTH.

New York, April 14, 1909.

The Board met pursuant to adjournment.

Present—Commissioners Thomas Darlington, M. D., President; Alvah H. Doty, M. D., Health Officer of the Port; Wm. F. Baker, First Deputy Police Commissioner for the Police Commissioner.

The minutes of the last meeting were read and approved.

The Finance Committee presented the following bills, which were approved and ordered forwarded to the Comptroller for payment:

J. H. Murphy.....	\$7 50	Frank D. Cole, Agent and War-
Willis H. Chamberlin & Co.....	97 00	den.....
Nason Manufacturing Company.	9 90	612 31
N. Weiner.....	2 50	Berkefield Filter Company.....
The Kny-Scheerer Company.....	59 60	3 00
William Frankenhauser.....	22 00	Gordon & Malvin Company.....
Knauth Brothers.....	310 00	100 97
James McC. Miller, Chief Clerk..	88 60	William Truswell & Son.....
Eimer & Amend.....	4 00	E. B. Estes & Sons.....
H. Stoutenborough.	34 25	The H. B. Clafin Company.....
G. E. Stechert & Co.....	1 06	The New York & New Jersey
The Consolidated Hospital Supply		Telephone Company.....
and Laundry Machinery Com-		156 24
pany.....		James T. Dougherty.....
F. W. Devoe & C. T. Raynolds	155 10	33 20
Company.....	33 00	The Randall-Faichney Company..
Jesse D. Frost, Agent and War-	137 98	The Kny-Scheerer Company.....
den.....		119 64
		James McC. Miller, Chief Clerk..
		Abraham & Straus.....
		Yellow Pine Company.....
		The Globe Wernicke Company...
		Charities Publication Committee.
		Hackett, Carhart & Co.....

George L. Ehrmann.....	5 00	Knickerbocker Mills Company...	6 07
Bosch Magneto Company.....	12 00	Jesse D. Frost, Agent and War-	
Universal Auto & Motor Boat		den.....	100 84
Supply Company.....	45 79	Fussell Ice Cream Company.....	46 50
The Randall Harness Company..	16 25	A. F. Brombacher & Co.....	5 60
C. E. L. Schultz.....	1 75	Pittsburgh Plate Glass Company..	134 70
Standard Adding Machine Com-		The Western Union Telegraph	
pany.....	5 50	Company.....	34 13
Underwood Typewriter Company.	92 50	Bernard J. Clark.....	2 75
Hammacher, Schlemmer & Co....	7 81	Underwood Typewriter Company	1 50
Victor Auto Storage Company..	79 03	Richard Webber.....	18 25
Joscelyn Stable Company.....	44 95	Standard Oil Company of New	
James McC. Miller, Chief Clerk..	17 34	York.....	2 63
Hoffman Corr Manufacturing		Knickerbocker Mills Company...	3 03
Company.....	24 75	The Harral Soap Company.....	12 10
The Roessler & Hasslacher		Gilbert & Barker Manufacturing	
Chemical Company.....	7 40	Company.....	117 92
Herman Kornahrens.....	11 52	J. M. Horton Ice Cream Company	116 40
Lang & Gross Manufacturing		Samuel E. Hunter.....	83 37
Company.....	91 80	Knickerbocker Mills Company...	
George L. Ehrmann.....	27 50	George W. Benham, Agent and	
Masons’ Supplies Company.....	21 00	Warden.....	31 34
Consolidated Trading Company..	6 28	Acker, Merrill & Condit Com-	
Martin Logan.....	18 90	pany.....	3 60
John G. Jager Company.....	36 40	George Happ, Jr.....	194 40
Oscar Schlichting.....	2 25	The Keith Company, Architects..	2 00
Adam Gross.....	54 50	The Journal of The Outdoor Life	1 00
The Fiske Rubber Company.....	73 20	The Hospital Supply Company..	207 00
John G. Jager Company.....	8 60	Paul B. Hoher.....	3 60
C. E. L. Schultz.....	6 25	Abram L. Hirsh.....	72 72
John J. Reilly.....	6 50	R. E. Dietz Company.....	3 35
Elmore Automobile Company..	75 00	William Gleichmann & Co....	15 40
Curtis-Blaisdell Company.....	159 95	New York Belting & Packing	
The J. W. Pratt Company.....	20 00	Company.....	29 16
Pitt & Scott.....	36 00	Syndicate Trading Company...	134 18
Perth Amboy Chemical Works..	27 40	The Manhattan Supply Company	26 00
George W. Benham, Agent and		44 90	
Warden.....		The J. L. Mott Iron Works...	9 65
Olin J. Stephens.....	1 50	Richardson & Boynton Company	2 25
James McC. Miller, Chief Clerk..	3 00	Eimer & Amend.....	28 80
The Smith Worthington Com-	4 70	Charles Baesler.....	5 00
pany.....		C. J. Rogers.....	5 00
Charles Schaefer.....	5 52	James McC. Miller, Chief Clerk..	400 00
Abram L. Hirsh.....	1 79	Bausch & Lomb Optical Company	
M. Hartley Company.....	13 30	Samuel E. Hunter.....	31 25
Abraham & Straus.....	10 00	R. P. Lawless.....	127 68
Masons’ Supplies Company.....	1 50	Charles F. Mattlage.....	99 14
M. S. & P. C. Brown.....	10 00	O’Neill-Adams Company.....	600 00
Joseph B. Friedlander.....	1 50	New York Stencil Works.....	103 99
Universal Auto & Motor Boat		J. F. Reichard Company.....	137 81
Supply Company.....	60 10	Sheffield Farms-Slawson-Decker	
Campbell-Corwin Company.....	136 08	Company.....	
T. M. Stewart.....	1 44	1.177 00	
James McC. Miller, Chief Clerk..	114 50	24 00	
Charles E. Matthews.....	32 50	Frank A. Hall.....	103 68
James McC. Miller, Chief Clerk..	7 52	6 38	22 45
James McC. Miller, Chief Clerk..	13 90		
Remington Typewriter Company..	360 00		
Hodgeman Rubber Company.....	16 20		
Merck & Co.....	40 00		
Ernst Leitz.....	11 50		
Schiesslein & Co.....	22 44		
G. E. Stechert & Co.....	5 50		
Bausch & Lomb Optical Company			
McKesson & Robbins.....	45 15		
Samuel E. Hunter.....	202 86		
R. P. Lawless.....	17 60		
Charles F. Mattlage.....	13 99		
O’Neill-Adams Company.....	23 67		
New York Stencil Works.....	49 50		
J. F. Reichard Company.....	39 40		
Sheffield Farms-Slawson-Decker			
Company.....			
A. P. W. Paner Company.....			
Frank A. Hall.....			
Higgins & Seiter.....			

Communication from the Assistant Corporation Counsel, recommending the discontinuance of the suits named in his report.

On motion, it was

Resolved, That the Corporation Counsel be and is hereby requested to discontinue without costs the actions against the following named persons for violations of the Sanitary Code and of the Health Laws, the Inspector having reported the orders therem complied with, or the nuisances complained of abated, a permit having been granted or violations removed, or the orders rescinded, to wit:

Names.	No.	Names.	No.
Manhattan.		Richmond.	
Isaiah Lewin.....	1658	Henry L. Offert.....	1633
Bronx.		Henry L. Offert.....	1639
Ezekiel M. Pritchard.....	177	Henry L. Offert.....	1642
		Henry L. Offert.....	1643

On motion, the following preambles and resolutions were adopted:

Whereas, The Sanitary Superintendent has certified to this Board that the building situated upon lot No. 24 Butler street, in the Borough of Brooklyn, has become dangerous to life and is unfit for human habitation because of the existence of a nuisance on the premises which is likely to cause sickness among its occupants:

Ordered, That all persons in said building situated on lot No. 24 Butler street, in the Borough of Brooklyn, be required to vacate said building on or before April 21, 1909, for the reason that said building is dangerous to life and is unfit for human habitation because of the existence of a nuisance on the premises likely to cause sickness among its occupants.

And further, that this order be affixed conspicuously on the front of and in said building and be served as the law requires, under the direction of the Sanitary Superintendent.

Whereas, The Sanitary Superintendent has certified to this Board that the building situated upon lot No. 236 St. Johns place, in the Borough of Brooklyn, has become dangerous to life by reason of want of repair, and is unfit for human habitation because of defects in the plumbing thereof, and because of the existence of a nuisance on the premises which is likely to cause sickness among its occupants:

Ordered, That all persons in said building situated on lot No. 236 St. Johns place, in the Borough of Brooklyn, be required to vacate said building on or before April 21, 1909, for the reason that said building is dangerous to life by reason of want of repair, and is unfit for human habitation because of defects in the plumbing thereof, and because of the existence of a nuisance on the premises likely to cause sickness among its occupants.

And further, that this order be affixed conspicuously on the front of and in said building and be served as the law requires, under the direction of the Sanitary Superintendent.

Whereas, The Sanitary Superintendent has certified to this Board that the building situated upon lot No. 112 Ninth street (front), in the Borough of Brooklyn, has become dangerous to life and is unfit for human habitation because of the existence of a nuisance on the premises which is likely to cause sickness among its occupants:

Ordered, That all persons in said building situated on lot No. 112 Ninth street (front), in the Borough of Brooklyn, be required to vacate said building on or before April 21, 1909, for the reason that said building is dangerous to life and is unfit for human habitation because of the existence of a nuisance on the premises likely to cause sickness among its occupants.

And further, that this order be affixed conspicuously on the front of and in said building and be served as the law requires, under the direction of the Sanitary Superintendent.

Whereas, The Sanitary Superintendent has certified to this Board that the building situated upon lot on the southeast corner of Central and Lockwood avenues, Far Rockaway, in the Borough of Queens, has become dangerous to life by reason of want of repair, and is unfit for human habitation because of defects in the plumbing thereof, and because of the existence of a nuisance on the premises which is likely to cause sickness among its occupants:

Ordered, That all persons in said building situated on lot on the southeast corner of Central and Lockwood avenues, Far Rockaway, in the Borough of Queens, be required to vacate said building on or before April 21, 1909, for the reason that said building is dangerous to life by reason of want of repair, and is unfit for human habitation because of defects in the plumbing thereof, and because of the existence of a nuisance on the premises likely to cause sickness among its occupants.

And further, that this order be affixed conspicuously on the front of and in said building and be served as the law requires, under the direction of the Sanitary Superintendent.

#### Report on Compliance With Certain Orders to Vacate Premises, Etc.

On motion, it was

Resolved, That the following orders be and are hereby rescinded, for the reason that the causes for the same have been removed:

#### BOROUGH OF MANHATTAN.

- No. 1083. No. 56 Catharine street.
- 6761. No. 1608 Park avenue.
- 7062. No. 207 East One Hundred and Ninth street.

#### BOROUGH OF BROOKLYN.

- 6960. No. 372 Belmont avenue.
- 2682. No. 326 Pearl street.
- 6052. No. 486 St. Johns place.
- 1482. No. 2051 Bergen street (rear).
- 3575. No. 1075 Thirty-ninth street.
- 3528. No. 455 East New York avenue.
- 4583. No. 211 Fifty-second street.
- 6052. No. 486 St. Johns place.

Certificates declaring premises at No. 59 Norfolk street, No. 245 Second avenue, No. 430 East One Hundred and Seventeenth street, Borough of Manhattan; No. 209 Harrison avenue, No. 54 Havemeyer street, No. 928 Myrtle avenue, No. 263 Ninth avenue, No. 328 Troutman street, No. 234 Union avenue, No. 112 Ninth street and No. 550 Seventeenth street, Borough of Brooklyn, public nuisances.

On motion, the following orders were entered:

Whereas, The premises No. 59 Norfolk street, Borough of Manhattan, in The City of New York, and the business pursuit specified in this case, being in the opinion of the Board in a condition and in effect dangerous to life and health and a public nuisance, and the Board having taken and filed among its records the reports of the Sanitary Superintendent and the Inspectors relating thereto, and what it regards as sufficient proof to authorize its declaration that the premises and business pursuit in this case are in condition and effect dangerous to life and health and a public nuisance, the Board hereby enters in its records the said premises as a nuisance, and declares the same to be a public nuisance dangerous to life and health, and in respect thereto orders, viz.:

That the use of the barber shop, in its present condition, be discontinued.

Whereas, The premises No. 2451 Second avenue, Borough of Manhattan, in The City of New York, and the business pursuit specified in this case, being in the opinion of the Board in a condition and in effect dangerous to life and health and a public nuisance, and the Board having taken and filed among its records the reports of the Sanitary Superintendent and the Inspectors relating thereto, and what it regards as sufficient proof to authorize its declaration that the premises and business pursuit in this case are in condition and effect dangerous to life and health and a public nuisance, the Board hereby enters in its records the said premises as a nuisance, and declares the same to be a public nuisance dangerous to life and health, and in respect thereto orders, viz.:

That the use of the barber shop, in its present condition, be discontinued.

Whereas, The premises No. 430 East One Hundred and Seventeenth street, Borough of Manhattan, in The City of New York, and the business pursuit specified in this case, being in the opinion of the Board in a condition and in effect dangerous to life and health and a public nuisance, and the Board having taken and filed among its records the reports of the Sanitary Superintendent and the Inspectors relating thereto, and what it regards as sufficient proof to authorize its declaration that the premises and business pursuit in this case are in condition and effect dangerous to life and health and a public nuisance, the Board hereby enters in its records the said premises as a nuisance, and declares the same to be a public nuisance dangerous to life and health, and in respect thereto orders, viz.:

That the use of the barber shop, in its present condition, be discontinued.

Whereas, The premises No. 209 Harrison avenue, Borough of Brooklyn, in The City of New York, and the business pursuit specified in this case, being in the opinion of the Board in a condition and in effect dangerous to life and health and a public nuisance, and the Board having taken and filed among its records the reports of the Sanitary Superintendent and the Inspectors relating thereto, and what it regards as sufficient proof to authorize its declaration that the premises and business pursuit in this case are in condition and effect dangerous to life and health and a public nuisance, the Board hereby enters in its records the said premises as a nuisance, and declares the same to be a public nuisance dangerous to life and health, and in respect thereto orders, viz.:

That the use of the barber shop, in its present condition, be discontinued.

Whereas, The premises No. 54 Havemeyer street, Borough of Brooklyn, in The City of New York, and the business pursuit specified in this case, being in the opinion of the Board in a condition and in effect dangerous to life and health and a public nuisance, and the Board having taken and filed among its records the reports of the Sanitary Superintendent and the Inspectors relating thereto, and what it regards as sufficient proof to authorize its declaration that the premises and business pursuit in this case are in condition and effect dangerous to life and health and a public nuisance, the Board hereby enters in its records the said premises as a nuisance, and declares the same to be a public nuisance dangerous to life and health, and in respect thereto orders, viz.:

That the use of the barber shop, in its present condition, be discontinued.

Whereas, The premises No. 928 Myrtle avenue, Borough of Brooklyn, in The City of New York, and the business pursuit specified in this case, being in the opinion of the Board in a condition and in effect dangerous to life and health and a public nuisance, and the Board having taken and filed among its records the reports of the Sanitary Superintendent and the Inspectors relating thereto, and what it regards as sufficient proof to authorize its declaration that the premises and business pursuit in this case are in condition and effect dangerous to life and health and a public nuisance—the Board hereby enters in its records the said premises as a nuisance, and declares the same to be a public nuisance dangerous to life and health, and in respect thereto orders, viz.:

That the use of the barber shop, in its present condition, be discontinued.

Whereas, The premises No. 263 Ninth avenue, Borough of Brooklyn, in The City of New York, and the business pursuit specified in this case, being in the opinion of the Board in a condition and in effect dangerous to life and health and a public nuisance, and the Board having taken and filed among its records the reports of the Sanitary Superintendent and the Inspectors relating thereto, and what it regards as sufficient proof to authorize its declaration that the premises and business pursuit in this case are in condition and effect dangerous to life and health and a public nuisance—the Board hereby enters in its records the said premises as a nuisance, and declares the same to be a public nuisance dangerous to life and health, and in respect thereto orders, viz.:

That the use of the barber shop, in its present condition, be discontinued.

Whereas, The premises No. 328 Troutman street, Borough of Brooklyn, in The City of New York, and the business pursuit specified in this case, being in the opinion of the Board in a condition and in effect dangerous to life and health and a public nuisance, and the Board having taken and filed among its records the reports of the Sanitary Superintendent and the Inspectors relating thereto, and what it regards as sufficient proof to authorize its declaration that the premises and business pursuit in this case are in condition and effect dangerous to life and health and a public nuisance—the Board hereby enters in its records the said premises as a nuisance, and declares the same to be a public nuisance dangerous to life and health, and in respect thereto orders, viz.:

That the use of the barber shop, in its present condition, be discontinued.

Whereas, The premises No. 234 Union avenue, Borough of Brooklyn, in The City of New York, and the business pursuit specified in this case, being in the opinion of the Board in a condition and in effect dangerous to life and health and a public nuisance, and the Board having taken and filed among its records the reports of the Sanitary Superintendent and the Inspectors relating thereto, and what it regards as sufficient proof to authorize its declaration that the premises and business pursuit in this case are in condition and effect dangerous to life and health and a public nuisance—the Board hereby enters in its records the said premises as a nuisance, and declares the same to be a public nuisance dangerous to life and health, and in respect thereto orders, viz.:

That the use of the barber shop, in its present condition, be discontinued.

Whereas, The premises No. 112 Ninth street (rear), Borough of Brooklyn, in The City of New York, and the business pursuit specified in this case, being in the opinion of the Board in a condition and in effect dangerous to life and health and a public nuisance, and the Board having taken and filed among its records the reports of the Sanitary Superintendent and the Inspectors relating thereto, and what it regards as sufficient proof to authorize its declaration that the premises and business pursuit in this case are in condition and effect dangerous to life and health and a public nuisance—the Board hereby enters in its records the said premises as a nuisance, and declares the same to be a public nuisance dangerous to life and health, and in respect thereto orders, viz.:

That the use of said premises in its present condition as a stable be discontinued; that the said premises be cleaned; that the filth saturated soil be removed and replaced with fresh earth, and the surface so graded that all surface water shall be freely discharged therefrom; that the wooden floors of the horse stalls and stable, and the saturated earth beneath same be removed; the site cleaned and disinfected, and the floors of the stalls be cemented and so graded as to discharge all liquids into a water-tight valley drain, which is connected with a properly constructed water-tight cesspool by means of a properly trapped drain of extra heavy cast iron pipe; that each stall be provided with a movable rack; that the floor of the stable be made water-tight. That hereafter all manure be kept inside the stable and removed from the premises daily unless pressed in bales, barrels or boxes so as to reduce it to not more than one-third the original bulk.

Whereas, The premises No. 550 Seventeenth street, Borough of Brooklyn, in The City of New York, and the business pursuit specified in this case, being in the opinion of the Board in a condition and in effect dangerous to life and health and a public nuisance, and the Board having taken and filed among its records the reports of the Sanitary Superintendent and the Inspectors relating thereto, and what it regards as sufficient proof to authorize its declaration that the premises and business pursuit in this case are in condition and effect dangerous to life and health and a public nuisance—the Board hereby enters in its records the said premises as a nuisance, and declares the same to be a public nuisance dangerous to life and health, and in respect thereto orders, viz.:

That the use of the barber shop, in its present condition, be discontinued.

#### Reports on applications for permits.

On motion, it was

Resolved, That permits be and are hereby granted as follows:

#### BOROUGH OF MANHATTAN.

- No. 36567. Piskosh & Feldstein, to keep and slaughter poultry at Nos. 313 and 315 East One Hundred and Twenty-seventh street.
- 36408. Sidney G. Poole, to keep small animals for sale at No. 109 East Twenty-sixth street.
- 36409. Wm. Forms, to keep birds and small animals at No. 250 West Sixty-seventh street.
- 36410. Mary Stasny, to board 1 child at No. 1416 Avenue A.
- 36411. Mary Lorenzo, to board 1 child at No. 128 Baxter street.
- 36412. Dora Schmidt, to board 1 child at No. 52 East End avenue.
- 36413. Mary Kelley, to board 1 child at No. 781 Eleventh avenue.
- 36414. Filomena Dimirio, to board 1 child at No. 783 Eleventh avenue.
- 36415. Mrs. J. Donohue, to board 1 child at No. 2242 Fifth avenue.
- 36416. Mrs. Annie Melden, to board 1 child at No. 1261 Park avenue.
- 36417. Bridget Meehan, to board 1 child at No. 1187 Second avenue.
- 36418. Mrs. Annie Brown, to board 1 child at No. 1812 Second avenue.
- 36419. Mrs. Ellen Forbes, to board 1 child at No. 1756 Third avenue.
- 36420. Julia Gilchrist, to board 1 child at No. 196 Varick street.
- 36421. Maggie Castro, to board 1 child at No. 302 West Thirty-first street.
- 36422. Mary Martinetti Sardelli, to board 1 child at No. 501 West Thirty-second street.
- 36423. Amelia Wandell, to board 1 child at No. 625 West Forty-second street.
- 36424. Mrs. Bridget Roche, to board 1 child at No. 249 East Forty-fifth street.
- 36425. Mrs. Anna Schultz, to board 1 child at No. 503 East Seventy-eighth street.
- 36426. Rosina Cirisano, to board 1 child at No. 312 East One Hundred and Sixth street.
- 36427. Asunta Jerdoni, to board 1 child at No. 332 East One Hundred and Fourteenth street.
- 36428. Mary Gabriella, to board 1 child at No. 332 East One Hundred and Fourteenth street.
- 36429. Mrs. M. E. Ballam, to board 1 child at No. 113 East One Hundred and Sixteenth street.

36430. Mrs. M. Parker, to board 1 child at No. 432 East One Hundred and Twentieth street.

36431. Sarah Malone, to board 1 child at No. 243 East One Hundred and Twenty-first street.

36432. Mrs. Treacy, to board 1 child at No. 314 East One Hundred and Twenty-sixth street.

36433. Mrs. A. Frost, to board 1 child at No. 19 East One Hundred and Thirty-fourth street.

36434. Mrs. Josephine Benzen, to board 1 child at No. 500 West One Hundred and Forty-first street.

36435. Jeanette Leveene, to board 2 children at No. 2091 Amsterdam avenue.

36436. Millie E. Ahrens, to board 2 children at No. 70 East End avenue.

36437. Rose McGuire, to board 2 children at No. 232 Ninth avenue.

36438. Mrs. Mary Otto, to board 2 children at No. 1544 Second avenue.

36439. Annie O'Brien, to board 2 children at No. 2407 Second avenue.

36440. Margaret Williamson, to board 2 children at No. 1575 Third avenue.

36441. Mildred Smith, to board 2 children at No. 1866 Third avenue.

36442. Katie Geyer, to board 2 children at No. 526 East Thirteenth street.

36443. Alice Jordan, to board 2 children at No. 416 West Thirty-sixth street.

36444. Josephine E. Coleman, to board 2 children at No. 507 West Forty-first street.

36445. Janie Dickerson, to board 2 children at No. 249 West Forty-ninth street.

36446. Mrs. Margaret McKeever, to board 2 children at No. 521 West Fifty-second street.

36447. Bertha Selke, to board 2 children at No. 161 East Ninetieth street.

36448. Anna Cunningham, to board 2 children at No. 203 East Ninety-sixth street.

36449. Mrs. Christina Giordano, to board 2 children at No. 503 East One Hundred and Sixteenth street.

36450. Mary O'Kane, to board 2 children at No. 112 East One Hundred and Eighteenth street.

36451. Aneta Neumann, to board 2 children at No. 334 East One Hundred and Twenty-third street.

36452. Albina Richardson, to board 2 children at No. 436 West One Hundred and Sixty-third street.

36453. Helen Lewis, to board 3 children at No. 1904 Park avenue.

36454. Matilda Sinnott, to board 3 children at No. 180 East One Hundred and Seventeenth street.

36455. Alfred Meyn, to manufacture carbonated waters at No. 271 Eighth avenue.

36456. Alfred Simpson, to keep 10 chickens at No. 215 West Nineteenth street.

36457. Henry Gassmann, to use smoke house at No. 671 Eleventh avenue.

36458. Krakauer Provision Company, to use smoke house at Nos. 100 and 102 Rivington street.

36459. Sam Gordon, to use smoke house at No. 62 East One Hundred and Tenth street.

36460. D. Quinto, to stable 6 horses in a cellar at No. 56 Washington Mews.

36461. Joseph Tauler, to stable 22 horses in a cellar at No. 444 East Seventy-fourth street.

36462. Frank Walsh, to stable 22 horses in a cellar at No. 352 East Seventy-sixth street.

36463. Walker Gordon Lab, to sell modified milk at No. 501 Madison avenue, and from 15 wagons in New York City.

36464. David B. Bartelstone, to keep and slaughter poultry at No. 416 East Ninety-first street.

BOROUGH OF THE BRONX.

36463. Annie Pruschen, to board 1 child at No. 374 East One Hundred and Thirty-sixth street.

36464. Josephine Nutz, to board 1 child at No. 228 East One Hundred and Forty-eighth street.

36465. Louisa D. Angostino, to board 1 child at No. 231 East One Hundred and Fifty-first street.

36466. Lottie Levy, to board 1 child at No. 764 East One Hundred and Fifty-second street.

36467. Gertrude Burkard, to board 2 children at No. 2214 Gleason avenue, Unionport.

36468. Emma Engel, to board 2 children at No. 3023 Third avenue.

36469. Caroline Muller, to board 2 children at No. 428 East One Hundred and Forty-ninth street.

36470. Bertha Lowenthal, to board 2 children at No. 756 East One Hundred and Fifty-fifth street.

36471. Thomas McQuade, to keep 1 goat at No. 2269 Washington avenue.

36472. Frederick Fetzke, to keep 30 pigs at No. 1983 Ellis avenue.

36473. Angelo Covi, to keep 15 chickens at No. 1720 Adams avenue.

36474. Pauline Cebrelli, to keep 10 chickens at No. 28 Clark place.

36475. Benedict Lotter, to keep 100 chickens at No. 2063 Cleveland avenue.

36476. Sofie Scala, to keep 8 chickens at No. 1859 Cruger avenue.

36477. Mrs. Mary Anderson, to keep 15 chickens at No. 3142 Decatur avenue.

36478. Frederick Fetzke, to keep 25 chickens at No. 1983 Ellis avenue.

36479. Frederick Fetzke, to keep 10 geese at No. 1983 Ellis avenue.

36480. Frederick Fetzke, to keep 5 ducks at No. 1983 Ellis avenue.

36481. Frederick Fetzke, to keep 25 pigeons at No. 1983 Ellis avenue.

36482. Henry Zentgraf, to keep 40 pigeons at No. 2238 Gleason avenue.

36483. Catherine Hoyne, to keep 15 chickens at No. 2130 La Fontaine avenue.

36484. William Deuchar, to keep 12 chickens at No. 1154 Lind avenue.

36485. Julia Steinel, to keep 30 chickens at No. 1091 Longwood avenue.

36486. Joseph Krenek, to keep 10 chickens at No. 1719 Melville street.

36487. William L. Fetzer, to keep 12 chickens at No. 4272 Park avenue.

36488. Bertha Passlouk, to keep 14 chickens at No. 4392 Park avenue.

36489. Edward R. Watson, to keep 20 chickens at No. 1172 Tinton avenue.

36490. Robert Minnick, to keep 15 pigeons at No. 1226 Union avenue.

36491. Helen Bischel, to keep 25 chickens at No. 1837 Washington avenue.

36492. Thomas McQuade, to keep 75 chickens at No. 2269 Washington avenue.

36493. John Pfob, to keep 30 chickens at No. 3934 White Plains road.

36494. Mrs. Elizabeth A. Becker, to keep 9 chickens at No. 689 East Two Hundred and Twenty-fourth street.

36495. Charles Hoessel, to use a smoke house at 3706 Third avenue.

2260. Frederick Fetzke, to keep 2 cows at No. 1983 Ellis avenue.

2261. Mrs. Ellen Campbell, to keep 12 cows at east side of Ogden avenue, 150 feet north of One Hundred and Seventieth street.

BOROUGH OF BROOKLYN.

36496. Sam Vigliarolo, to conduct bathing establishment at No. 460 Atlantic avenue.

36497. Delia Bradley, to board 1 child at No. 1635 Bergen street.

36498. Susie Klein, to board 1 child at No. 183 Russell street.

36499. Margaret Carberry, to board 1 child at No. 234 Schenectady avenue.

36500. Ellen Farrell, to board 1 child at No. 29 Scholles street (rear).

36501. Hilda M. Broman, to board 1 child at No. 225 Troy avenue.

36502. Annie Freeman, to board 1 child at No. 366 Second street.

36503. Josephine Grollman, to board 1 child at No. 132 Ninth street.

36504. Susan McKenna, to board 1 child at No. 233 Twenty-third street.

36505. Emma Van Name, to board 2 children at No. 74 Jefferson street.

36506. Mrs. Jane Dasnoit, to board 2 children at No. 635 Fifty-eighth street.

36507. Anne Carberry, to board 3 children at No. 6005 Fourth avenue.

36508. Andreas F. Werner, to render lard at No. 649 Grand street.

36509. Gus Mace, to occupy 3 tents 100 feet north of Montgomery street and Nostrand avenue.

36510. Anna S. Howell, to keep 20 chickens at No. 4806 Fourth avenue.

36511. Annie Noller, to keep 6 chickens at No. 482 Logan street.

36512. Hannah Abraham, to keep 10 chickens at No. 977 Utica avenue.

36513. Richard Sack, to keep 10 chickens at No. 149 Waterbury street.

36514. Charles J. Coates, to keep 12 pigeons at No. 756 Fortieth street.

36515. Thomas K. Bray, to keep 20 chickens at No. 1656 Seventy-second street.

36516. Julian Trippe, to keep 20 chickens at No. 1664 Seventy-second street.

BOROUGH OF QUEENS.

36517. Mrs. Mary Rossi, to board 1 child at No. 528 Eighteenth avenue, Astoria.

36518. Mrs. Susan Dayton, to board 2 children at No. 43 Brenton avenue, Jamaica.

36519. Mrs. Elizabeth Hoffman, to board 2 children at New York avenue and State street, Jamaica.

36520. Mrs. Emma Scholer, to board 3 children at Prospect street, between Meyer and Cedar avenue, Jamaica.

36521. Nicholas Marolda, to keep 1 goat at No. 176 Broadway, Long Island City.

36522. John Boehlert, to keep 4 pigs at south side of Johnson avenue, 2,000 feet west of Dry Harbor road, Newtown Heights.

36523. Katie Buckles, to keep 20 chickens at southeast corner Clifton avenue and Old Brook School road, Laurel Hill.

36524. James Clark, to keep 15 chickens at north side of Crocheron avenue, 100 feet west of Bayside boulevard, Bayside.

36525. A. E. Meeks, to keep 6 chickens at No. 43 Fifteenth avenue, southeast corner Thirty-second street, Whitestone Landing.

36526. Frank Loeffler, to keep 15 chickens at No. 423 Fourth avenue, L. I. City.

36527. Frank Loeffler, to keep 10 pigeons at No. 423 Fourth avenue, L. I. City.

36528. John G. McDonald, to keep 20 chickens at No. 13 Grove street, Winfield.

36529. George Weissgerber, to keep 40 chickens at No. 264 Jamaica avenue, L. I. City.

36530. Charles Kara, to keep 50 chickens at No. 196 Lawrence street, L. I. City.

36531. Rudolf Devera, to keep 15 pigeons at No. 186 Potter avenue, L. I. City.

36532. Anton Paronbek, to keep 12 chickens at No. 192 Potter avenue, L. I. City.

36533. Antonia Hlavsa, to keep 15 chickens at No. 194 Potter avenue, L. I. City.

36534. Mrs. Fred Weiman, to keep 15 chickens at No. 46 Queens avenue, Flushing.

36535. Frederick Proch, to keep 40 pigeons at No. 211 Second avenue, L. I. City.

36536. Frederick Proch, to keep 15 chickens at No. 211 Second avenue, L. I. City.

2262. Ike Balsam, to keep an additional 18 cows, or 58 cows in all, at east side of Woodhaven avenue, 1,000 feet south of Pipe line, Woodhaven.

BOROUGH OF RICHMOND.

36537. Phoebe Ann Joseph, to board 2 children at No. 53 Patten street, Stapleton.

36538. Mrs. Eva Poillon, to board 2 children at south side of Shore road, 200 feet west of Rossville avenue, Rossville.

36539. Rose Zaganilli, to keep 12 chickens at No. 246 Oder avenue, Concord.

36540. Joseph Paladino, to keep 7 chickens at No. 446 Tompkins avenue, Rosebank.

On motion, it was

Resolved, That the following permits to practice midwifery in The City of New York be and the same are hereby granted:

BOROUGH OF MANHATTAN.

No.

36541. Katherina Bajor, No. 401 East Nineteenth street.

36542. Nachame Bankoff, No. 154 Madison street.

36543. Ines Giuliani Benemio, Nos. 328 and 330 East Twenty-fourth street.

36544. Antonie Beresy, No. 132 East Seventh street.

36545. Eva Birnbaum, No. 81 East One Hundred and Fourteenth street.

36546. Concetta Pizzonia De Lorenzo, No. 462 East One Hundred and Fifteenth street.

36547. Carmela Di Gesare, No. 51 Oliver street.

36548. Assunata Giannina, No. 190 Hester street.

36549. Alvine Wetzel Heppel, No. 165 West End avenue.

36550. Eva Hirsh London, No. 104 Forsyth street.

36551. Matilda Colosimo Marincola, Nos. 10 and 12 Morton street.

36552. Raffaela Antonella Petrillo, No. 324 East Eleventh street.

36553. Anna Luria Pickard, No. 620 West One Hundred and Eighty-second street.

36554. Fannie Proops, No. 511 East Eighty-sixth street.

36555. Sophia Sussman, No. 58 East First street.

36556. Maria Villone, No. 325 and 327 East Twenty-eighth street.

36557. Esther Zarett, No. 1513 Charlotte street.

36558. Margaret Zoller, No. 407 East Eighty-seventh street.

BOROUGH OF BROOKLYN.

36559. Marianna Gallo, No. 168 Montrose avenue.

36560. Mrs. J. A. Sathmary, No. 199 Java street, Greenpoint.

36561. Lena Schmidt, No. 550 Bleecker street.

36562. Clarinda Ruocca Taccarino, No. 54 North Elliott place.

36563. Carmela Della Valle, No. 633 Fifty-fourth street.

BOROUGH OF QUEENS.

36564. Sarah E. Hicks, Donglaston, Long Island.

Report of application for store and wagon permits for the sale and delivery of milk in The City of New York.

On motion, it was

Resolved, That the following permits for the sale and delivery of milk in The City of New York be and the same are hereby granted:

BOROUGH OF MANHATTAN.

Stores.

No.

905. Andrew Davey, No. 2293 First avenue.

5986. Wm. H. Townes, No. 382 West One Hundred and Twenty-fifth street.

6729. D. W. Holler, No. 2285 Seventh avenue.

7648. Goodman Speilholtz, No. 1345 Fifth avenue.

8650. Izzie Weinfelt, No. 154 East Second street.

527. Samuel Schecter, No. 210 Seventh street.

884. Santo Catalano, No. 60 Goerck street.

963. Jacob Goldstein, No. 349 Madison street.

1392. Charles Bauman, No. 2098 Eighth avenue.

1472. Joseph Klein, No. 54 Cannon street.

2035. Jacob Wollner, No. 856 Ninth avenue.

2793. Louis Cooperstein, No. 226 Henry street.

2897. Josiah Jackman, No. 65 West One Hundred and Thirty-fourth street.

3123. Fanny Shapiro, No. 1 West One Hundred and Fourteenth street.

3152. Louis Greenberg, No. 1235 First avenue.

3342. Meyer Itkowitz, No. 94 Cannon street.

3538. Abraham Losinsky, No. 1 West One Hundred and Thirty-first street.

4059. Salvatore Pigeseri, No. 51 Oliver street.

4240. Tillie Lange, No. 222 East Forty-first street.

5183. Mendel Kupperman, No. 223 Avenue B.

5303. Domenico Rintrona, No. 160 Prince street.

5541. William Kuhrman, No. 184 West End avenue.

5992. Pasquale Cagarrà & Co., No. 135 Sullivan street.

5960. Serabian & Negabhersian, No. 331 East Twenty-third street.

6001. Abraham Lerner, No. 78 Chrystie street.

6038. Hagog Caprelano, No. 643 Greenwich street.

6054. Morrison & Geaney, No. 405 East Sixty-fifth street.

6156. Louis Malatesta, No. 210 Sullivan street.

6343. Jacob Bernard, No. 171 Avenue C.

6439. Katie Merrins, No. 303 East Sixty-fifth street.

6451. Theo. Barner, No. 699 Lenox avenue.

6619. Jennie Ginsberg, No. 242 Clinton street.

7016. Patrick Byrne, No. 120 East One Hundred and Thirtieth street.

7191. Valentine Schatt, No. 246 West One Hundred and Forty-eighth street.

7870. Samuel Berkowitz, No. 132 Monroe street.

7886. Celia Metler, No. 273 Avenue A.

7985. Sam Schiff, No. 230 Columbus avenue.

8019. Aaron Deutsch, No. 121 Henry street.

8290. Abraham Goldstein, No. 421 East Tenth street.

8496. Henrichsen & Brarem, No. 2516 Eighth avenue.

8547. Thomas McArdle, No. 2125 Madison avenue.

8611. G. Menone, No. 169 Sullivan street.

8639. Sarah Litsky, No. 166 Attorney street.

8727. Hannah O'Shea, No. 581 Second avenue.

8770. Jacob Joroff, No. 364 East Tenth street.

8774. Kaser Brothers, No. 434 East Fifty-eighth street.

8878. Frank Forte, No. 292 Pleasant avenue.

8886. Israel Deutsch, No. 313 Stanton street.  
 9319. Louis Bergman, No. 101 West Twenty-sixth street.  
 9610. Joseph Pindto, No. 420 East One Hundred and Fifteenth street.  
 9875. Rosie Blank, No. 234 Avenue A.  
 10390. Walker Gordon Laboratory Company, No. 501 Madison avenue.  
 10427. Abraham Shapiro, No. 351 Bleeker street.  
 10443. Lena Unterman, No. 162 Allen street.  
 10651. Herman Rissler, No. 71½ Mulberry street.  
 11017. Charles Schnackel, No. 576 Eleventh avenue.  
 12057. Rocco Brinolo, No. 64 Oliver street.  
 12411. Harry Wittkugel, No. 481 Ninth avenue.  
 9960. David L. Falig, No. 381 East Third street.

## Wagons.

4599. Jos. F. Engelke, No. 926 East One Hundred and Sixty-seventh street.  
 4600-4601. Adolph Gogolin, No. 4366 Bullard avenue, The Bronx.  
 4602-4615. New York White Cross Company, No. 126 East Thirty-eighth street.  
 4617. Thomas Rooney, Nos. 72 and 74 Pleasant Valley, Concord, Staten Island.  
 4618-4620. Mrs. Mary Tonissen, No. 312 East Fortieth street.  
 4621. Abraham Turetsky, No. 308 East Fourth street.

## BOROUGH OF THE BRONX.

## Stores.

2600. Charles Schroeder, No. 750 Morris Park avenue.  
 2623. Max Suer, No. 1447 Boston road.  
 2626. Marie Seegers, No. 700 East One Hundred and Eighty-seventh street.  
 2651. Gristede Brothers, No. 929 Prospect avenue.  
 2653. Morris Thmor, No. 528 East One Hundred and Forty-ninth street.  
 2219. Richfield Dairy, No. 182 Willis avenue.  
 1485. Gustav O. Jackob, No. 241 City Island avenue, City Island.  
 2695. Max Stydow and Nathan Ugan, No. 1648 Taylor avenue.  
 2260. Abraham Rabinow, No. 523 East One Hundred and Forty-ninth street.  
 2744. Sadie Hecht, No. 4274 Third avenue.  
 2716. Morris Rosenblum, No. 736 East One Hundred and Sixty-fifth street.  
 2769. Mahler Brothers, No. 652 Morris avenue.  
 2777. Charles Schlums, No. 754 East One Hundred and Sixty-first street.  
 2799. Frank Ernst, No. 1381 Crotona avenue.  
 2838. Marcus Abraham, No. 1133 Simpson street.  
 196. Theodore Stolpe, No. 3469 Third avenue.  
 1240. Adolph Trips, No. 639 East One Hundred and Sixty-ninth street.  
 1700. Jacob Martin, No. 433 East One Hundred and Thirty-fifth street.  
 1841. Sarah Lefkowitz, No. 495 Wendover avenue.  
 1903. Mary Walheim, No. 1518 Rosedale avenue.  
 1988. Charles Hartmann, No. 590 Morris Park avenue.  
 2000. Fred F. Succhi, No. 2400 Maclay avenue.  
 2058. Antonio Varrone, No. 845 Morris Park avenue.  
 2238. Elmina Zuschlag, No. 1519 Rosedale avenue.  
 2243. Salvatore Lepanto, No. 1568 St. Peters avenue.  
 2561. John Kerbert, No. 727 East One Hundred and Thirty-sixth street.  
 999. Anna Goossen, No. 420 East One Hundred and Sixty-eighth street.  
 2334. Henry Osterholt, No. 2181 Haviland avenue.  
 2374. Karl Olshansky, No. 1048 Castle Hill avenue.  
 887. Alfred Cronemeyer, No. 989 Home street.  
 754. William McNeil, No. 3732 White Plains avenue.  
 2367. Daniel G. Andrew, No. 1146 Intervale avenue.  
 2647. Emma Meyer, No. 723 East One Hundred and Forty-first street.  
 1672. Henry Heiman, No. 605 East One Hundred and Forty-first street.  
 2420. Gottlieb Wieland, No. 1130 Hayemeyer avenue.  
 2505. Louis Rapoport, No. 1240 Washington avenue.  
 2557. Albert Freyer, No. 696 East One Hundred and Thirty-fourth street.  
 2133. Morris Lederman, No. 484 Wendover avenue.  
 1643. Wm. H. Brockmeyer, No. 2809 Briggs avenue.  
 11. Adolph Hanschmann, No. 518 East One Hundred and Thirty-eighth street.  
 10. Jacob Waldman, No. 290 Brook avenue.  
 12. Otto Luhrs, southwest corner of One Hundred and Sixty-ninth street and Jerome avenue.  
 16. Sheffield Farms-Slawson-Decker Company, No. 850 Longwood avenue.  
 14. Samuel Friedman, No. 1242 Washington avenue.  
 9. Julius Marcus, No. 553 Brook avenue.  
 8. Louis Avchim, No. 543 East One Hundred and Sixty-sixth street.  
 7. Peter Bickhardt, No. 928 Forest avenue.  
 6. Matthew Gleason, No. 2523 Walker avenue.  
 5. Bernhard Dhen, No. 731 Tremont avenue.  
 4. George Hoch, No. 765 Courtlandt avenue.  
 36. Alfred Cronemeyer, No. 821 Jennings street.  
 33. William Brown, No. 1441 Boston road.

## BOROUGH OF QUEENS.

3551. William Schack, No. 149 Fisk avenue, Winfield.  
 3558. Mike Jurko, No. 169 Pearsall street, Long Island City.

On motion, it was

Resolved, That permits be and are hereby denied as follows:

## BOROUGH OF MANHATTAN.

No.  
 18468. Sussan Gardella, to sell milk at No. 16 King street.  
 18469. Rosso Cuccio, to sell milk at No. 165 Chrystie street.  
 18470. Albert Bogner, to sell milk at No. 54 Sheriff street.  
 18471. Sam Schiff, to sell milk at No. 129 First avenue.  
 18472. Moses Berkovitz, to sell milk at No. 315 Fifth street.  
 18473. Harry Umansky, to sell milk at No. 163 Suffolk street.  
 18474. Joseph LePanto, to sell milk at No. 241 Avenue A.  
 18475. Samuel Elster, to sell milk in The City of New York, No. 32 Columbia street.  
 18476. John A. Klein, to sell milk in The City of New York, Bank and Lawrence streets, Flushing, Long Island.  
 18477. W. J. Robinson, to sell milk in The City of New York, Central avenue and Tuckahoe road, The Bronx.  
 18478. Floyd W. Hyatt, to sell milk in The City of New York, No. 131 Beach street, Yonkers, N. Y.  
 18479. Lorenzo Boni, to sell milk in The City of New York, No. 240 Elton street, Brooklyn.  
 18480. Morris Orlikoff, to sell milk in The City of New York, Vienna and Williams avenues, Brooklyn.  
 18481. Mrs. Nicholson, to board 1 child at No. 521 West Forty-eighth street.  
 18482. Ellen O'Keefe, to board 1 child at No. 345 East Sixty-third street.  
 18483. Peppina Denofrio, to board 1 child at No. 309 East One Hundred and Ninth street.  
 18484. Mrs. W. Foy, to board 1 child at No. 317 East One Hundred and Ninth street.  
 18485. Rose Maire, to board 2 children at No. 300 West One Hundred and Thirty-third street.  
 18486. Antonio De Stefano, to keep 1 goat at No. 522 Broome street.  
 18487. Caroline Freund, to keep 10 pigeons at No. 202 Amsterdam avenue.  
 18488. Jennie M. Wallace, to keep 4 pigeons at No. 110 Christopher street.  
 18490. Anthony Velei, to keep 15 pigeons at No. 19 Jones street.  
 18491. Julius Pinz, to keep 5 chickens at No. 1388 Second avenue.  
 18492. Harry Smith, to keep 20 pigeons at Nos. 150 and 152 East Fifty-seventh street.  
 18493. Louis Schachne, to keep 5 chickens at No. 163 East Ninety-fourth street.  
 18494. Henry Wesp, to keep 12 chickens at No. 302 West Ninety-fifth street.  
 18495. Morris A. Goldstein, to keep 12 pigeons at No. 64 East One Hundred and Fourteenth street.  
 18496. Uhlfelder & Weinberg, to stable horses in a cellar at Nos. 511 to 515 East Eightieth street.

## BOROUGH OF THE BRONX.

18497. Henry L. Pargmann, to sell milk at No. 818 Elton avenue.  
 18498. Alfonso Bisogno, to keep 1 cow at No. 3409 Albany avenue.  
 18499. Cristoforo Perello, to keep 3 goats at No. 2200 Morris avenue.  
 18500. Dominico Discripo, to keep 1 goat at No. 584 Robbins avenue.  
 18501. William J. Kelly, to dump ashes, garbage and household refuse at west side Bronx boulevard, south of Two Hundred and Sixteenth street.  
 18502. Dominico Discripo, to keep 12 chickens at No. 584 Robbins avenue.

## BOROUGH OF BROOKLYN.

18503. Elena Romano, to board 1 child at No. 204 Twenty-first street.  
 18504. Pearl Treadwell, to board 2 children at No. 766 Liberty avenue.  
 18505. Frey & Herzinger, to render lard at No. 1837 Fulton street.  
 18506. John Ehlers, to keep 25 chickens at No. 2701 Clarendon road.  
 18507. Adam Fabri, to keep 12 pigeons at No. 321 Cooper street.  
 18508. J. Weinstein, to keep 8 chickens at No. 42 Liberty avenue.  
 18509. Abraham Tinick, to keep 5 chickens at No. 190 Snediker avenue.  
 18510. Marie Fayerstrom, to keep 9 chickens at No. 457 Warren street.  
 18511. Frederick H. Speakman, to keep 6 pigeons at No. 562 East Twenty-eighth street.  
 18512. Annie Snelk, to keep 8 chickens at No. 1165 Sixty-first street.  
 18513. David M. Stevens, to keep 40 chickens at No. 1676 Seventy-first street.  
 18514. William H. Gibson, to keep 12 chickens at No. 5/8 Seventy-fourth street.  
 18515. Louise Stein, to keep 12 chickens at No. 1245 Eighty-third street.  
 18516. Joseph Haas, to use smokehouse at No. 568 Liberty avenue.  
 18489. A. Zaidenberg, to keep 12 pigeons at No. 1187 Hancock street.  
 18624. Berman & Bernstein, to keep live poultry for sale (in crates only) at No. 318 Johnson avenue.

## BOROUGH OF QUEENS.

18519. Henry Eickmeyer, to sell milk at Fisk avenue and Linden street, Maspeth.  
 18517. Jacob Bubser, to sell milk at No. 295 Jackson avenue, Long Island City.  
 18518. James Revello, to sell milk at No. 120 Broadway, Long Island City.  
 18520. Robert Morhard, to sell milk at southeast corner Forest avenue and Foxhall street, Ridgewood Heights.  
 18521. S. G. Gardner, to keep 1 cow at Nyack street, near Chichester avenue, Hollis Terrace.  
 18522. Joseph Schildknecht, to keep 2 cows at Wyckoff avenue and Covert street, Evergreen.  
 18523. Thomas A. Finn, to keep 20 pigeons at No. 61 Halsey street, Long Island City.  
 18524. Charles Schott, to keep 25 chickens at No. 1718 Hancock street, Glendale.  
 18525. James O'Brien, to keep 20 chickens at southwest corner Hyatt and Woodside avenues, Winfield.  
 18526. James O'Brien, to keep 10 pigeons at southwest corner Hyatt and Woodside avenues, Winfield.  
 18527. Mrs. D. C. Tower, to keep 20 chickens at east side I place, 357 feet south of Jamaica avenue, Richmond Hill.  
 18528. Mrs. D. C. Tower, to keep 5 ducks at east side I place, 357 feet south of Jamaica avenue, Richmond Hill.  
 18529. Philip Neuweiler, to keep 5 chickens at No. 18 Sherman street, Glendale.  
 18530. Alwiss Eisert, to keep 15 chickens at northwest corner Wave Crest avenue and Boulevard, Arverne.  
 18531. John Neus, to keep 50 chickens at No. 23 Twenty-second street, Flushing.  
 18532. Mrs. Julius Krause, to keep 25 chickens at No. 230 Twenty-second street, Flushing.

## BOROUGH OF RICHMOND.

18533. Nicholas Deciro, to keep 25 chickens at corner Osgood avenue and Vanderbilt avenue.

On motion, it was

Resolved, That the following permits to practice midwifery in The City of New York be and the same are hereby denied:

## BOROUGH OF BROOKLYN.

18354. Josepha Podleska, No. 243 Greenpoint avenue.

## BOROUGH OF QUEENS.

18535. Louisa H. Becker, No. 408 Steinway avenue, Astoria, L. I.

Resolved, That the following permits be and the same are hereby revoked:

No.  
 527. Zwerling & Zahn, to sell milk at No. 210 Seventh street.  
 963. Morris Ginsberg, to sell milk at No. 349 Madison street.  
 1472. Abraham Meyerhoff, to sell milk at No. 54 Cannon street.  
 2035. Gustav C. Dietz, to sell milk at No. 856 Ninth avenue.  
 2897. John McGuiness, to sell milk at No. 65 West One Hundred and Thirty-fourth street.  
 3152. Jacob Takel, to sell milk at No. 1235 First avenue.  
 3538. Max Pinchosowitz, to sell milk at No. 1 West One Hundred and Thirty-first street.  
 4059. Nunzio Siveglia, to sell milk at No. 51 Oliver street.  
 4240. Minnie George, to sell milk at No. 222 East Forty-first street.  
 5183. Hyman Ressler, to sell milk at No. 87 Bayard street.  
 5303. Albert Wendt, to sell milk at No. 82 Bedford street.  
 5541. Barnett Levy, to sell milk at No. 170½ Bowery.  
 5592. Dominick Fiderico, to sell milk at No. 198 Bleecker street.  
 5960. Jos. Kirschenbaum, to sell milk at No. 331 East Twenty-third street.  
 6001. Abe Silver, to sell milk at No. 78 Chrystie street.  
 6038. Charles Scaglia, to sell milk at No. 91 Baxter street.  
 6054. Louis Weinberger, to sell milk at No. 86 Avenue D.  
 6156. Louis Malatesta, to sell milk at No. 212 Thompson street.  
 6343. Nathan Epstein, to sell milk at No. 171 Avenue C.  
 6439. Alphonse Pappalardo, to sell milk at No. 21 Bedford street.  
 6451. Herman Kupf, to sell milk at No. 669 Lenox avenue.  
 6619. Mary Nudorf, to sell milk at No. 242 Clinton street.  
 7016. Julius Zuckerman, to sell milk at No. 98 Avenue D.  
 7191. Jim Valenti, to sell milk at No. 22 Beach street.  
 7870. Asher Milker, to sell milk at No. 133 Monroe street.  
 7886. Samuel Wisschner, to sell milk at No. 272 Avenue A.  
 7985. John Gerken, to sell milk at No. 2726 Broadway.  
 8019. Aaron Deutsch, to sell milk at No. 125 Henry street.  
 8290. Abraham Goldstein, to sell milk at No. 437 East Fifth street.  
 8496. Frank Bach, to sell milk at No. 2516 Eighth avenue.  
 8547. Hannah B. Williams, to sell milk at No. 22 Bradhurst avenue.  
 8611. Geanbottista Claps, to sell milk at No. 169 Sullivan street.  
 8727. The A. B. C. Tea Company, to sell milk at No. 581 Second avenue.  
 8770. Max Schwartz, to sell milk at No. 364 East Tenth street.  
 8774. Ernest Eberhardt, to sell milk at No. 434 East Fifty-eighth street.  
 8878. Tony Ricci, to sell milk at No. 292 Pleasant avenue.  
 8886. Marie Borchart, to sell milk at No. 3228 Broadway.  
 9319. Louis Bergman, to sell milk at No. 104 West Twenty-sixth street.  
 9610. Sam Ciacni, to sell milk at No. 420 East One Hundred and Fifteenth street.  
 9875. Robert Lechtenfeld, to sell milk at No. 138 Broad street.  
 9960. Mary C. Deetjen, to sell milk at No. 376 Bleecker street.  
 10393. Joseph Deutsch, to sell milk at No. 501 Madison avenue.  
 10427. Jacob Levinsky, to sell milk at No. 20 Avenue D.  
 10443. Herman Unterman, to sell milk at No. 162 Allen street.  
 10651. Berenger & Co., to sell milk at No. 2675 Broadway.  
 11017. Henry Cechott, to sell milk at No. 576 Eleventh avenue.  
 12057. Felice Pandoffino, to sell milk at No. 64 Oliver street.  
 12411. Gustave Vonderheyden, to sell milk at No. 481 Ninth avenue.  
 96. Max Goodhard, to sell milk at No. 124 Allen street.  
 7130. Fannie Seideman, to sell milk at No. 109 Second street.  
 8623. Pincus Wallack, to sell milk at No. 217 East Seventh street.

9263. Harry Levine, to sell milk at No. 242 Second street.  
 1169. Solomon Mucha, to sell milk at No. 112 Essex street.  
 4730. Ike Aronowitz, to sell milk at No. 26 Montgomery street.  
 6303. Morris Pasternack, to sell milk at No. 625 East Sixth street.  
 7492. Morris Roth, to sell milk at No. 1779 Madison avenue.  
 9293. Alice Scharlin, to sell milk at No. 82 Chrystie street.  
 11969. Nathan Lichtenstein, to sell milk at No. 31 Henry street.  
 2346. Vincenzo Pasquale, to sell milk at No. 92 Roosevelt street.  
 30461. Hannah Mansfield, to board children at No. 305 Avenue A.  
 34628. Rosa Calabressex, to board children at No. 313 Bowery.  
 30938. Theresa Popowitz, to board children at No. 117 Christopher street.  
 29225. Elizabeth Callahan, to board children at No. 321 East Twenty-first street.  
 23962. Mary Roche, to board children at No. 330 East Twenty-second street.  
 30945. Catherine Gress, to board children at No. 303 East Twenty-third street.  
 18570. Elizabeth Jackson, to board children at No. 341 East Sixty-fifth street.  
 29666. Katie Sweeney, to board children at No. 310 East Seventieth street.  
 29235. Margaret O'Toole, to board children at No. 219 East Eighty-fifth street.  
 30007. Elisa Hoffman, to board children at No. 223 East Eighty-fifth street.  
 30150. Lillian M. Rainor, to board children at No. 232 East Eighty-fifth street.  
 35120. Mary Kokaerbeck, to board children at No. 428 East Eighty-sixth street.  
 35388. Margaret Gerrito, to board children at Nos. 307 and 309 East One Hundred and Second street.  
 31487. Concetta Provebzana, to board children at No. 329 East One Hundred and Sixth street.  
 28592. Kate Augenti, to board children at No. 369 Eighth avenue.  
 35392. Maria Damiano, to board children at No. 221 East One Hundred and Eighth street.  
 29567. Katie Geyer, to board children at No. 526 East Thirteenth street.  
 31470. Maria Campanella, to board children at No. 611 East Fourteenth street.  
 29842. Anna Froehlich, to board children at No. 541 East Eighty-third street.  
 28447. Mrs. L. Henne, to board children at No. 515 East Eighty-third street.  
 31773. Viltona Viola, to board children at No. 307 East One Hundred and Sixth street.  
 34154. Philomena Costerlucci, to board children at No. 240 East One Hundred and Seventh street.  
 33877. Teresa Masula, to board children at No. 229 East One Hundred and Eighth street.  
 29240. Maria Genese, to board children at No. 233 East One Hundred and Eighth street.  
 32134. Luigia Marchesano, to board children at No. 239 East One Hundred and Eighth street.  
 26396. Maria Patriaco, to board children at No. 214 East One Hundred and Eighth street.  
 35544. Jennie Concordo, to board children at No. 323 East One Hundred and Twelfth street.  
 29249. Mary Morella, to board children at No. 320 East One Hundred and Thirteenth street.  
 32782. Pauline Malvasia, to board children at No. 321 East One Hundred and Seventeenth street.  
 34631. Cologera Selofano, to board children at No. 149 Elizabeth street.  
 30137. Francesca Rubino, to board children at No. 2015 First avenue.  
 35530. Louise Camucillo, to board children at No. 2284 First avenue.  
 18664. Mary Kelly, to board children at No. 243 Madison street.  
 34445. Helen V. Brown, to board children at No. 172 Manhattan street.  
 29565. Lavinia Simmons, to board children at No. 9 Minetta street.  
 29216. Raffaella Ferrigno, to board children at No. 165 Mott street.  
 31951. Cerafina Cernopale, to board children at No. 279 Pleasant avenue.  
 22383. Augusta Luhr, to board children at No. 1636 Second avenue.  
 32963. Maria Frescetti, to board children at No. 2112 Second avenue.  
 32989. Hattie Costello, to board children at No. 135 Sherman avenue.  
 29833. Mary Anderson, to board children at No. 85 Sixth avenue.  
 19128. Mary Difley, to board children at No. 175 South street.  
 35410. Rose Haug, to board children at No. 1717 Third avenue.  
 29054. Amelia Wandell, to board children at No. 625 West Forty-second street.  
 32960. Genevieve Gernievia, to board children at No. 41 Oliver street.  
 29258. Caroline Berlenbach, to board children at No. 517 West Forty-eighth street.  
 28137. Anita Prince, to board children at No. 525 West Forty-eighth street.  
 29569. Bridget McCarthy, to board children at No. 514 West Forty-ninth street.  
 29864. Annie Harrington, to board children at No. 141 West Sixtieth street.  
 29057. Mary Baker, to board children at No. 253 West Sixtieth street.  
 27789. Margaret Gairing, to board children at No. 273 West One Hundred and Twenty-first street.  
 32995. Mary Schwemme, to board children at No. 301 West One Hundred and Twenty-third street.  
 28774. Gregoria del Pino, care Molet, to board children at No. 260 West One Hundred and Twenty-fourth street.  
 32424. Florence L. Wright, to board children at No. 71 West One Hundred and Thirty-third street.  
 31986. Bessie Nelson, to board children at No. 144 West One Hundred and Thirty-third street.  
 32996. Lydia Washington, to board children at No. 161 West One Hundred and Thirty-third street.  
 33610. Silena White, to board children at No. 165 West One Hundred and Thirty-third street.  
 29265. Elvira Albert, to board children at No. 6 West One Hundred and Thirty-fourth street.  
 33737. May Williams, to board children at No. 15 West One Hundred and Thirty-sixth street.  
 33735. Rebecca Stewart, to board children at No. 18 West One Hundred and Thirty-third street.  
 33601. Annie C. Bingham, to board children at No. 26 West One Hundred and Thirty-third street.  
 33611. Mary Henson, to board children at No. 66 West One Hundred and Thirty-third street.  
 28675. Susie Callahan, to board children at No. 509 West Fifty-fourth street.  
 35730. E. E. Smathers, to stable horses in a cellar at No. 307 West One Hundred and Forty-first street.

## BOROUGH OF THE BRONX.

2557. Ignaz Fischer, to sell milk at No. 696 East One Hundred and Thirty-fourth street.  
 2505. Louis Rappoport, to sell milk at No. 1242 Washington avenue.  
 2420. Gottlieb Wieland, to sell milk at Havemeyer and Haviland avenues.  
 1672. Henry Heiman, to sell milk at No. 873 East One Hundred and Forty-first street.  
 8217. Alfred Cronemeyer, to sell milk at Home street and Vyse avenue.  
 2374. Karl Olshansky, to sell milk at Castle Hill and Blackrock avenues.  
 2334. Henry Osterholt, to sell milk at Castle Hill and Haviland avenues.  
 2243. Salvatore Lepanto, to sell milk at St. Peters avenue and Fourth street.  
 2238. Elmira Zuschlag, to sell milk at No. 447 Rosedale avenue.  
 2058. Antonio Varrone, to sell milk at Morris Park avenue, near Graham street.  
 2000. Fred F. Succhy, to sell milk at Fifth street and Green Lane.  
 1988. Charles Hartmann, to sell milk at Morris Park avenue and Garfield street.  
 1903. Mary Walheim, to sell milk at No. 132 Rosedale avenue.  
 1841. Sarah Lefkowitz, to sell milk at No. 751 Wendorf avenue.  
 1700. Jacob Martin, to sell milk at No. 691 East One Hundred and Thirty-fifth street.  
 1240. Adolph Trips, to sell milk at No. 883 East One Hundred and Sixty-ninth street.  
 196. Oschennelle Brothers, to sell milk at No. 3469 Third avenue.  
 2838. Lillian Steil, to sell milk at No. 1133 Simpson street.  
 2799. Konrad Bernard, to sell milk at No. 1381 Crotona avenue.  
 2777. B. Oehring, to sell milk at No. 754 East One Hundred and Sixty-first street.  
 2769. Frank Ciruzzi, to sell milk at No. 652 Morris avenue.  
 2716. Stelling & Dieckman, to sell milk at No. 736 East One Hundred and Sixty-fifth street.

754. Morris Rosenblum, to sell milk at No. 924 Forest avenue.  
 2260. Jacob Kaplan, to sell milk at No. 858 Union avenue.  
 2695. Friedman & Snydow, to sell milk at No. 1646 Taylor street.  
 2653. Israel A. Nussbaum, to sell milk at No. 528 East One Hundred and Forty-ninth street.  
 2651. August Klepper, to sell milk at No. 929 Prospect avenue.  
 2625. Heinrich Meyer, to sell milk at No. 760 East One Hundred and Eighty-seventh street.  
 2623. Samuel Packer, to sell milk at No. 1447 Boston road.  
 2600. Charles Schraeder, to sell milk at northeast corner of Holland avenue and Morris Park avenue.  
 30591. Mrs. Granangelo, to board children at No. 371 East One Hundred and Thirty-fifth street.  
 30839. Alice Ford, to board children at No. 531 East One Hundred and Thirty-fourth street.  
 26991. Mary Hope, to board children at No. 536 East One Hundred and Thirty-sixth street.  
 32014. Mary Hunicker, to board children at No. 804 East One Hundred and Thirty-fifth street.  
 27635. Mrs. Sauer, to board children at No. 617 East One Hundred and Thirty-fifth street.  
 26816. Nina Peterson, to board children at No. 87 Berriam avenue.  
 29594. Annie Kelly, to board children at No. 143 Willis avenue.  
 31010. Marie Hoffman, to board children at No. 949 Washington avenue.  
 31238. Margaret L. Harrington, to board children at No. 590 East One Hundred and Thirty-sixth street.  
 29487. Mary Byrnes, to board children at No. 128 St. Anns avenue.  
 32191. Sarah Nolan, to board children at No. 757 East One Hundred and Thirty-third street.  
 30301. Adeline Spears, to board children at No. 757 East One Hundred and Thirty-third street.  
 29293. Mrs. Catherine Sling, to board children at No. 717 East One Hundred and Thirty-third street.  
 27716. Ellen Kelly, to board children at No. 308 East One Hundred and Thirty-fifth street.  
 29697. Annie McDermott, to board children at No. 550 East One Hundred and Thirty-third street.  
 30597. Libby Young, to board children at No. 714 East One Hundred and Thirty-fourth street.  
 32320. Hannah Sullivan, to board children at No. 293 East One Hundred and Thirty-fifth street.  
 27715. Mrs. G. Quinn, to board children at No. 304 East One Hundred and Thirty-fourth street.  
 34006. Mina Hierseman, to board children at No. 726 East One Hundred and Thirty-sixth street.  
 28302. Minnie McKenna, to board children at No. 544 East One Hundred and Thirty-sixth street.  
 26233. Helen Lewis, to board children at No. 276 East One Hundred and Fifty-third street.

## BOROUGH OF BROOKLYN.

22528. Henry Gross, to prepare skins of animals, Nos. 28 and 30 Adelphi street.  
 22529. Clatzkey & Kleier, to prepare skins of animals at Nos. 401 and 403 Manhattan avenue.  
 22235. Harris Glass, to prepare skins of animals at No. 261 Water street.  
 21305. Manhattan Fur Skin Dressing Company, to prepare skins of animals at No. 261 Water street.  
 23001. Minnie Leichtag, to conduct bathing establishment at Nos. 13 and 15 Belmont avenue.  
 34354. Aniela Eisinska, to keep birds and small animals for sale at No. 127 Driggs avenue.  
 34743. Ellen A. Bergin, to board children at No. 160 Taylor street.  
 35615. Gratzia Bruno Sicurezza, to board children at No. 1404 Sixty-sixth street.  
 29312. Accursia Chiappesi, to board children at No. 445 Liberty avenue.  
 34187. Elizabeth Schultz, to board children at No. 88 Fountain avenue.  
 31662. Nellie Wheeler, to board children at No. 139 Myrtle avenue.  
 31863. Minnie Greenson, to board children at No. 77 Leonard street.  
 34188. Gertrude Smith, to board children at No. 479 Logan street.  
 30213. Bessie Kelly, to board children at No. 79 Berry street.  
 31657. Alice Drew, to board children at No. 178 South Eighth street.  
 31620. Mary Smith, to board children at No. 62 Montrose avenue.  
 34358. Margaret Murphy, to board children at No. 1878 Dean street.  
 9959. Sam & Henry Plaut, to render fat at No. 358 Johnson avenue.  
 17607. Solomon Barr, to render fat at No. 102 Richardson street.  
 140. Mary E. Smith, to keep a lodging house at Nos. 658 and 660 Broadway.  
 10428. William F. Quade, to render lard at No. 317 Broadway.  
 9840. Fred Jaeck, to render lard at No. 188 Calyer street.  
 9762. Chris. J. Stork, to render lard at No. 173 Ewen street.  
 10421. Jegerleuher & Frey, to render lard at No. 1837 Fulton street.  
 9798. John Brown, to render lard at No. 202 Grand street.  
 14124. W. Fleischauer, to render lard at No. 176 Lee avenue.  
 10143. Henry A. Eisner, to render lard at No. 533 Liberty avenue.  
 10427. Herman Grahlf, Jr., to render lard at Nos. 59 to 63 Prospect street.  
 12409. Brooklyn Horse Manure Company, to deposit manure at foot of Seventh street.  
 10376. Bernard Campbell, to deposit manure at foot of Twenty-fifth street.  
 11826. Brooklyn Dock and Terminal Company, to deposit manure at foot of Twenty-fifth street.  
 12240. Weil Bros., to use manure pits at Nos. 364 and 366 Johnson avenue.  
 12954. W. Beadle & Son, to use manure pits at east side of Nevins street, 75 feet south.  
 13604. G. Parsons, to keep pigs at No. 109 Sixth avenue.  
 13639. David Deissler, to sell live poultry, in crates only, at No. 218 Market avenue.  
 17364. Sarah Meyers, to keep ducks at No. 460 Elton street.  
 22833. M. Finek, to keep ducks at No. 437 Hendrix street.  
 16322. Conrad C. Moller, to keep ducks at No. 222 South Ninth street.  
 23518. Margaret Driscoll, to keep ducks at No. 9017 Third avenue.  
 9688. G. & D. Isaacs, to render tallow at No. 242 Hudson avenue.  
 9718. F. A. Wells Company, to render tallow at Nos. 26 to 30 Humboldt street.  
 33373. Argentina Venturini, to practice midwifery in The City of New York at No. 587 Park avenue.

## BOROUGH OF QUEENS.

2143. Karl Langen, to keep 1 cow at No. 1637 Metropolitan avenue, Middle Village.  
 2135. Thomas Wray, to keep 1 cow at Linden street, near Fresh Pond road, Maspeth.  
 1989. Ike Balsam, to keep 40 cows at east side of Woodhaven avenue, 1,000 feet south of pipe line, Woodhaven.  
 34068. Louis Truelo, to keep goats at No. 163 Sherman street, Long Island City.  
 31741. Julius Dahn, to keep 10 chickens at east side of Second street, third house west of Broad street, Maspeth.  
 35795. Louis Glick, to keep chickens at Broadway, between Lefferts and Johnson avenues, Morris Park.  
 12769. Mary Wilhelm, to keep 40 fowl at Greene and Fairview avenues, Ridgewood.  
 31701. Mrs. Eliz. Springer, to board children at No. 55 Hulst street, Long Island City.

## BOROUGH OF RICHMOND.

28036. Diedrich Goldgrave, to keep chickens at No. 126 St. Pauls avenue.

On motion, it was

Resolved, That the following applications for relief from orders be and are hereby denied:

No. 2930. No. 49 Crosby street.  
 6731. No. 19 Beekman street.  
 7039. No. 195 Allen street.

## BOROUGH OF MANHATTAN.

7650. No. 78 East One Hundred and Tenth street.  
 8220. No. 152 Orchard street.  
 9355. No. 185 Lexington avenue.  
 9483. No. 53 West Thirtieth street.

BOROUGH OF QUEENS.  
 6817. West side of First street, between First and Second avenues, College Point.

## BOROUGH OF MANHATTAN.

Weekly reports from the Assistant Sanitary Superintendent of the work performed in the Borough of Manhattan. Ordered on file.

## Division of General Sanitary Inspection.

Weekly reports of the Chief Inspector.

(a) Weekly report of work performed by Sanitary Police. Ordered on file.

(b) Report of violations of section 63 of the Sanitary Code.

The Secretary was directed to notify the persons named in said report that a repetition of the offense will be sufficient cause for the revocation of their permits.

## Division of Food Inspection.

Weekly report of the Supervising Inspector. Ordered on file.

## Division of Contagious Diseases.

Weekly reports of the Chief Inspector.

(a) Monthly reports of Charitable Institutions.

(b) Reports of inspections of discharged patients from Willard Parker, Reception and Riverside Hospitals. Ordered on file.

## Division of Child Hygiene.

Weekly report of the Chief Inspector. Ordered on file.

## Division of Communicable Diseases.

Weekly report of Chief Inspector. Ordered on file.

## Division of Laboratories.

Weekly report of the Pathologist and Directors of the Chemical, Research and Vaccine Laboratories. Ordered on file.

## BOROUGH OF BROOKLYN.

Weekly reports from the Assistant Sanitary Superintendent of the work performed in the Borough of Brooklyn. Ordered on file.

## BOROUGH OF QUEENS.

Weekly reports from the Assistant Sanitary Superintendent of the work performed in the Borough of Queens. Ordered on file.

## BOROUGH OF RICHMOND.

Weekly reports from the Assistant Sanitary Superintendent of the work performed in the Borough of Richmond. Ordered on file.

## Bureau of Records.

The following communications were received from the Registrar of Records:

Weekly report. Ordered on file.

Reports on applications to record corrected certificates.

On motion, it was

Resolved, That permission be and is hereby given to record corrected certificates relating to:

John Mitaler, born April 25, 1894.

Walter William McGah, born April 6, 1901.

Rachel Lilian, born December 16, 1902.

Maria D. Cetra, born March 22, 1905.

Serafina Laparo, born March 23, 1907.

Giuseppina Ruppino, born May 13, 1908.

Augustine Marcellari, born September 5, 1908.

Ida Preisel, died March 10, 1892.

Reports on applications to file delayed

On motion, it was

Resolved, That the Registrar of Records be and is hereby directed to file in the volume of "Delayed and Imperfect Certificates" the following certificates:

Donald T. Keil, born April 12, 1902.

Abraham Bader, born June 1, 1902.

Samuel Bernstein, born February 20, 1903.

Polie Director, born March 1, 1903.

Buda Eggers, born September 16, 1902.

Gladys Eggers, born October 12, 1904.

Minnie F. Elkin, born April 6, 1903.

Victor Gerber, born March 20, 1903.

Celia Ginsberg, born April 18, 1904.

Edes Markel, born October 18, 1902.

Milton Mendelson, born March 8, 1903.

Isidor Michaels, born March 12, 1903.

Sigerid Olson, born May 2, 1902.

Max Packer, born December 7, 1902.

Hyman Shapiro, born January 1, 1904.

Barnet Sharlack, born June 23, 1904.

Rosie Sheidler, born March 29, 1903.

Katy Sheifer, born May 1, 1903.

Ester Sheifer, born June 20, 1905.

Minnie Engleson, born January 3, 1903.

Louis Engleson, born July 13, 1900.

Raymond Norwig, born July 12, 1903.

Tillie Greenberg, born January 12, 1906.

Violet Bachman, born March 23, 1903.

Luigi G. S. Porco, born September 14, 1903.

Abraham Miller, born March 15, 1904.

Laura Guzzardo, born October 14, 1905.

Solly Hecker, born March 14, 1904.

Reports on applications to file delayed

On motion, it was

Resolved, That leave of absence be and is hereby granted as follows:

## BOROUGH OF MANHATTAN.

Jean Milne, March 22 to April 4, 1909.

Thomas Feary, March 22 to March 28, 1909.

John P. Neinfing, March 26 to March 30, 1909.

A. L. Brignole, April 6 to April 11, 1909.

Louis C. Brailly, April 8, 1909.

Annie Sisk, April 5 to April 11, 1909.

Charles K. Greenwald, April 3 to April 7, 1909.

James W. Naughton, March 6 to April 12, 1909.

William J. Mullane, April 8, 1909.

Louis Cohen, April 7, 1909.

May A. Reynolds, April 13, 1909.

Madeline E. Mandler, April 5 to April 10, 1909.

Frances L. Reilly, April 9, 1909.

Philip Holz, March 25 to March 26, 1909.

Elizabeth Gregg, April 10, 1909.

Reuben Hochlerner, April 12, 1909.

## BOROUGH OF BROOKLYN.

John F. Greenfield, April 6 to April 7, 1909.

John J. Harkins, April 9, 1909.

Michael J. Griffin, March 6 to March 9, 1909.

Isidore Frankenberg, April 6, 1909.

Samuel Cohen, April 8 to April 9, 1909.

Samuel Cohen, April 3 to April 5, 1909.

Catherine Guy, M. D., April 5 to April 8, 1909.

John J. Cronin, April 8, 1909.

Joseph M. Kennedy, April 7, 1909.

E. J. Graff, M. D., April 7, 1909.

Joseph M. Kennedy, April 9 to April 10, 1909.

## BOROUGH OF RICHMOND.

Henry Hirsch, M. D., April 6 to April 8, 1909.

Louis F. Vojtechovsky, April 9 to April 10, 1909.

Without Pay.

John H. Sherman, from April 13 to April 20, 1909.

John F. Hussey, for one day, March 25, 1909.

A report in reference to the conditions resulting from the defective and obstructed sewer in Amstel boulevard, Borough of Queens, having been received from the Sanitary Superintendent, and the Board of Health having taken and filed among its records what it regards as sufficient proof to authorize its declaration that the residents of Arverne, Borough of Queens, in The City of New York, are in the presence of great and imminent peril, and that disease and pestilence may result from the sewage which, from time to time, covers the streets and avenues by reason of the defective conditions throughout the entire length of the said sewer, pursuant to the provisions of chapter 19 of the Greater New York Charter, section 1178, and in execution of the order heretofore made, pursuant to the said chapter, it is hereby

Resolved, That great and imminent peril exists to the public health of the residents of Arverne, in the Borough of Queens, City of New York, and pestilence may result from the sewage which, from time to time, covers the streets and public places thereof by reason of defects existing throughout the entire length of the said sewer; further be it

Resolved, That peril now exists to the residents of said part of The City of New York hereinbefore referred to, and will continue to exist until the said sewer is properly graded and all defects therein remedied; that the public safety and health demand, and this Board does hereby order, that the said sewer be repaired so as to freely carry off and away all sewage discharged therein; and it is further hereby

authorized to make all the expenditure necessary for such purpose to preserve the public health, and does hereby order said work to be done by and through its officers and those whom it may employ for such purpose.

Dated New York, April 14, 1909.

THOMAS DARLINGTON, President, Board of Health.

THEODORE A. BINGHAM, Police Commissioner.

I, George B. McClellan, Mayor of The City of New York, do hereby approve of the foregoing expenditures.

Dated New York, April 14, 1909.

GEORGE B. McCLELLAN, Mayor, City of New York.

A copy of preamble and resolution adopted by the Board of Aldermen March 30, 1909, requesting the Commissioner of Health to investigate the necessity of having

The City of New York Meat Inspectors designated at United States inspected slaughter

houses, was received and referred to the President with the request that he will furnish

the Board of Aldermen with the information called for.

Copies of resolution adopted by the Board of Estimate and Apportionment April 2, 1909, directing the elimination of clause commonly known as title "L" of contracts, was

received and referred to the Secretary for such attention as is necessary.

Copies of resolutions adopted by the Board of Estimate and Apportionment April 2, 1909:

1. Approving of the request of the Board of Health to award contracts for lumber, timber, moulding, etc., for the Sanatorium during the year 1909, at a cost not to exceed \$6,000;

2. Approving of further changes in the Budget schedules as revised for the De-

partment of Health for the year 1909;

3. Transferring the sum of \$175;

4. Transferring the sum of \$7,500;

5. Transferring the sum of \$250;

6. Transferring the sum of \$1,500;

7. Transferring the sum of \$1,000;

were received and ordered on file.

A copy of resolution adopted by the Commissioners of the Sinking Fund April 5, 1909, amending the resolution authorizing a lease of the premises No. 330 Throop avenue, Borough of Brooklyn, for the use of the Department of Health, was received and ordered on file.

A communication from the Comptroller relative to restrictions on the property at

One Hundred and Thirty-second and One Hundred and Thirty-third streets, Borough

of The Bronx, acquired for the uses of the Department of Health for stabling pur-

poses, was received and referred to the President.

The Finance Committee presented vouchers for the expenditure of six hundred

dollars (\$600) received from the office of the Comptroller on March 19, 1909 (Series

No. 2, 1909, Check No. 14826), pursuant to the resolution of the Board of Aldermen,

adopted October 8, 1907, and approved by the Mayor October 14, 1907. The same were

approved and the Secretary was directed to forward them to the Comptroller.

On motion, it was

Resolved, That the Secretary be and is hereby directed to make requisition No. 3,

1909, upon the Comptroller for the sum of six hundred dollars (\$600), account of 1909,

433, Administration, Brooklyn, Contingencies, for the purpose of defraying any minor

or incidental expenses contingent to the Department of Health, pursuant to the resolu-

tion adopted by the Board of Aldermen October 8, 1907, and approved by the Mayor

October 14, 1907.

Pursuant to notice in the CITY RECORD, bids or estimates for furnishing and deliv-

ering timber, lumber, moulding, etc., to the Tuberculosis Sanatorium at Otisville,

Orange County, New York, during the year 1909, were opened by the President of the

Board on April 13, 1909, pursuant to a resolution of the Board of Health adopted No-

ember 21, 1904, authorizing the said President to open bids on behalf of the Board,

tabulating the same and report thereon to the Board at the regular meeting next there-

after, and were submitted to the Board, as follows:

Arthur C. Jacobson & Sons.....

\$4,774.06

McClave Lumber Company.....

5,0

On motion, it was

Resolved, That the bid or estimate of Arthur C. Jacobson & Sons for furnishing and delivering timber, lumber, moulding, etc., to the Tuberculosis Sanatorium at Otisville, Orange County, New York, during the year 1909 be and is forwarded to the Comptroller for approval of the sureties thereon.

On motion, it was

Resolved, That the security deposits on bids or estimates for furnishing and delivering timber, lumber, moulding, etc., to the Tuberculosis Sanatorium at Otisville, Orange County, New York, during the year 1909, opened by the President of the Board of Health on April 13, 1909, pursuant to a resolution of the Board adopted November 21, 1904, authorizing the said President to open bids on behalf of the Board of Health, be forwarded to the Comptroller, as follows:

McClave Lumber Company, check.....	\$126 00
Yellow Pine Company, check.....	140 00
John F. Steeves, cash.....	130 00
Arthur C. Jacobson, check.....	120 00
W. P. Youngs & Bros., cash.....	160 00
East River Mill and Lumber Company, check.....	127 50

Estimates for furnishing lumber as required for the completion of certain construction work now under way for the Sanatorium for the care and treatment of persons living in The City of New York suffering with tuberculosis, located at Otisville, Town of Mount Hope, Orange County, N. Y., were received, as follows:

Church E. Gates.....	\$1,433 48
W. P. Youngs & Bros.....	1,042 02
McClave Lumber Company.....	998 00

On motion, it was

Resolved, That the bid or estimate of the McClave Lumber Company to furnish lumber required for the completion of certain construction work now under way for the Sanatorium for the care and treatment of persons living in The City of New York suffering with tuberculosis, located at Otisville, Town of Mount Hope, Orange County, N. Y., made as provided in Requisition No. 1368 for the sum of \$998, be and the same is hereby accepted, and the President of this Board is requested to cause the order for the material contained in such estimate to be given.

A report of a regular meeting of the Medical Board of the Willard Parker and Riverside hospitals, held March 9, 1909, was received and ordered on file.

A report of the failure of Alexander Nechamkin, M. D., of No. 216 Henry street, Borough of Manhattan, to report a case of scarlet fever, was received, and the Secretary was directed to notify Dr. Nechamkin to appear before the Board at its next meeting and show cause why he should not be prosecuted for violation of section 133 of the Sanitary Code.

A report in respect to the condition of Lyna Gibbs, of Tottenville, S. I., ill with smallpox, was received and ordered on file.

A report of a violation of the rules and regulations of the Department of Health relating to the practice of midwifery by Argentine Venturini, a midwife, of No. 587 Park avenue, Borough of Brooklyn, with the recommendation of the Sanitary Superintendent that permit No. 33373, granted to said Argentine Venturini on December 9, 1908, to practice midwifery, be revoked, was received, and, on motion, it was

Resolved, That permit No. 33373, issued by this Board on December 9, 1908, to Argentine Venturini, of No. 587 Park avenue, Borough of Brooklyn, to practice midwifery, be and the same is hereby revoked.

A report in respect to the certificate of death in the case of Freida (Mrs. Conrad) Schweikert, who died at St. Vincent's Hospital, West New Brighton, Borough of Richmond, March 9, 1909, signed by Joseph F. Arnold, M. D., of said hospital, was received, and the Secretary was directed to notify Dr. Arnold to appear before the Board and explain the lack of proper information concerning the cause of death of Freida Schweikert in the certificate of death signed by him.

A communication from the Corporation Counsel stating that in accordance with the request of the Department of Health the action begun against Peter F. Mathews in the Sixth District Municipal Court, for violation of the Sanitary Code, had been withdrawn, was received and ordered on file.

An opinion of the Appellate Division of the Supreme Court, First Department, in the matter of the People ex. rel. Baker vs. Department of Health, was received, and the Secretary was directed to cause the Corporation Counsel to carry the matter to the Court of Appeals.

The application of Piskosh & Feldstein for the approval of the site on the north side of One Hundred and Twenty-seventh street, 175 feet east of Second avenue, Borough of Manhattan, for the location of a poultry slaughter house, was received, and, on recommendation of the Sanitary Superintendent, it was

Resolved, That the site on the north side of One Hundred and Twenty-seventh street, 175 feet east of Second avenue, Borough of Manhattan, upon which Piskosh & Feldstein propose to locate a poultry slaughter house, be and the same is hereby approved.

The application of Piskosh & Feldstein for permit to keep and slaughter poultry at Nos. 313 and 315 East One Hundred and Twenty-seventh street, Borough of Manhattan, was received, and, on recommendation of the Sanitary Superintendent, it was

Resolved, That the Secretary be and is hereby directed to issue a permit to Piskosh & Feldstein to keep and slaughter poultry at Nos. 313 and 315 East One Hundred and Twenty-seventh street, Borough of Manhattan.

The application of Davis B. Bartelstone for permit to keep and slaughter poultry at No. 416 East Ninety-first street, Borough of Manhattan, was received, and, on recommendation of the Sanitary Superintendent, it was

Resolved, That the Secretary be and is hereby directed to issue a permit to David B. Bartelstone to keep and slaughter poultry at No. 416 East Ninety-first street, Borough of Manhattan.

The application of the Walker-Gordon Laboratory Company for a permit to sell modified milk at No. 501 Madison avenue, Borough of Manhattan, and from fifteen wagons; also to bring modifying material into the city, was received, and, on recommendation of the Sanitary Superintendent, it was

Resolved, That the Secretary be and is hereby directed to issue a permit to the Walker-Gordon Laboratory Company to sell modified milk at No. 501 Madison avenue, Borough of Manhattan, and from fifteen wagons; also to bring modifying material into the city.

The application of Mrs. Ellen Campbell for a permit to keep twelve cows at the site on the east side of Ogden avenue, 150 feet north of One Hundred and Seventieth street, Borough of The Bronx, was received, and, on recommendation of the Sanitary Superintendent, it was

Resolved, That the Secretary be and is hereby directed to issue a permit to Mrs. Ellen Campbell to keep twelve cows at the site on the east side of Ogden avenue, 150 feet north of One Hundred and Seventieth street, Borough of The Bronx.

The application of Berman & Bernstein for permit to keep live poultry for sale (in crates only), at No. 318 Johnson avenue, Borough of Brooklyn, was received, and, on recommendation of the Sanitary Superintendent, it was

Resolved, That the application of Berman & Bernstein for permit to keep live poultry for sale (in crates only), at No. 318 Johnson avenue, Borough of Brooklyn, be and the same is hereby denied.

The application of Louis Weil for the approval of the site on the south side of Johnson avenue, 276 feet east of Knickerbocker avenue, and extending 75 feet, Borough of Brooklyn, for the location of a cow sales stable, was received, and, on recommendation of the Sanitary Superintendent, it was

Resolved, That the site on the south side of Johnson avenue, 276 feet east of Knickerbocker avenue, and extending 75 feet, Borough of Brooklyn, upon which Louis Weil proposes to locate a cow sales stable, be and the same is hereby approved.

The application of Frank Rosalia for the approval of the site, No. 302 Third avenue, Borough of Brooklyn, for the location of a poultry slaughter house, was received, and, on recommendation of the Sanitary Superintendent, it was

Resolved, That the site, No. 302 Third avenue, Borough of Brooklyn, upon which Frank Rosalia proposes to locate a poultry slaughter house, be and the same is hereby approved.

The application of the Johnson Avenue Poultry Company for the approval of the site, No. 336 Johnson avenue, Borough of Brooklyn, for the location of a poultry slaughter house, was received, and, on recommendation of the Sanitary Superintendent, it was

Resolved, That the site, No. 336 Johnson avenue, Borough of Brooklyn, upon which the Johnson Avenue Poultry Company proposes to locate a poultry slaughter house, be and the same is hereby approved.

The application of Ike Balsam for permit to keep eighteen additional cows, or fifty-eight in all, at the site on the east side of Woodhaven avenue, 100 feet south of pipe line, Woodhaven, Borough of Queens, was received, and, on recommendation of the Sanitary Superintendent, it was

Resolved, That the Secretary be and is hereby directed to issue a permit to Ike Balsam to keep eighteen additional cows, or fifty-eight in all, at the site on the east side of Woodhaven avenue, 100 feet south of pipe line, Woodhaven, Borough of Queens.

Certain applications for certificates of employment were received, and the evidence submitted as to the age of the applicants being in accordance with the requirements of the law relating to the employment of women and children in mercantile and other establishments, as amended, it was

Resolved, That the Sanitary Superintendent be and is hereby directed to cause certificates of employment to be issued to the following named applicants, the applications of whom are recorded as being in compliance with the requirements of the law relating to the employment of women and children in mercantile and other establishments:

#### BOROUGH OF MANHATTAN.

Samuel Horowitz, Benjamin Vartelsky, Mandel Foust, Hyman Cohen, Samuel Steinman, Hyman Zimmerman, Yetta Isracloff, Morris Sobel, Ida Kohn, Hymie David, Rose Klein, Morris Nussbaum, Charles Krinsky, Elie Lampert.

#### BOROUGH OF THE BRONX.

Oscar Deutsch, Samuel Cassell, Harry Willing.

#### BOROUGH OF BROOKLYN.

Harry Haber, Louis Conlman, Julius Rosenson, Munzio Mazza, Joseph Jacob Rothermel, William Mintz, Thomas Britton, Minnie Marie Cohen.

On recommendation of the Corporation Counsel, it was

Resolved, That the Registrar of Records be and is hereby directed to record the birth of the following named persons in a special book kept for such purpose in the Bureau of Records of the Department of Health, pursuant to the provisions of section 1241, chapter 466 of the Laws of 1901:

Isidor Alexander, born January 26, 1895.	George Morhard, born August 25, 1895.
Gilberg Scott Brown, born August 31, 1895.	Arthur Edward Mott, born January 23, 1895.

Annie Fautl, born April 18, 1894.	Oswald D. Reich, born October 14, 1892.
Mamie Goldberg, born October 7, 1894.	Franklin E. Scheid, born September 11, 1894.
Mary Hess, born December 31, 1893.	Howard H. Scheid, born January 20, 1896.
Herbert Hirschfield, born April 2, 1895.	Frances Trachtenberg, born June 28, 1893.
Robert P. Hudson, Jr., born October 19, 1894.	Isidore Weissberger, born November 8, 1893.
Harry Kaliski, born October 10, 1894.	Norman Zink, born May 20, 1894.
William Klein, born April 24, 1894.	
Eva M. Morhard, born February 11, 1903.	

A list of articles at the Riverside Hospital unfit for further use and ready for condemnation was received, and, on motion, it was

Resolved, That the Hospital Physician of Riverside Hospital, Borough of The Bronx, be and is hereby directed to cause the old and worn-out articles at the Riverside Hospital, Borough of The Bronx, unfit for further use, enumerated in a list submitted by said Hospital Physician, April 9, 1909, to be condemned and destroyed, under the direction and in the presence of said Hospital Physician, and a report thereof to be prepared and submitted to this Board.

On motion, it was

Resolved, That Charles Henry Rossel, of Springfield, Borough of Queens, be and is hereby appointed a Laborer in the Department of Health, and assigned to duty in the Borough of Queens, in accordance with the rules and classification of the Municipal Civil Service Commission, with salary at the rate of \$600 per annum, to take effect April 8, 1909.

Resolved, That John J. Halley, of No. 246 West One Hundred and Forty-sixth street, Borough of Manhattan, be and is hereby appointed a Sanitary Inspector in the Department of Health, and assigned to duty in the Division of General Sanitary Inspections, Borough of Brooklyn, in accordance with the rules and classification of the Municipal Civil Service Commission, with salary at the rate of \$1,200 per annum, to take effect April 10, 1909.

Resolved, That Florence Fredericks, of No. 223 West One Hundred and Twenty-third street, Borough of Manhattan, be and is hereby appointed a Stenographer and Typewriter in the Department of Health and assigned to duty in the Division of General Sanitary Inspections, Borough of Manhattan, in accordance with the rules and classification of the Municipal Civil Service Commission, with salary at the rate of \$600 per annum, to take effect April 12, 1909.

Resolved, That Clarence V. Ekroth, of No. 450 Franklin avenue, Borough of Brooklyn, be and is hereby appointed a Chemist in the Department of Health and assigned to duty in the Chemical Laboratory, Borough of Manhattan, in accordance with the rules and classification of the Municipal Civil Service Commission, with salary at the rate of \$1,200 per annum, to take effect April 12, 1909.

Resolved, That Grace C. Canavello, of No. 944 Marey avenue, Borough of Brooklyn, be and is hereby appointed a Laboratory Assistant in the Department of Health and assigned to the Kingston Avenue Hospital, Borough of Brooklyn, in accordance with the rules and classification of the Municipal Civil Service Commission, with salary at the rate of \$600 per annum, to take effect April 13, 1909.

On recommendation of the Sanitary Superintendent, it was

Resolved, That Elizabeth F. Catterson, a Stenographer and Typewriter in the second grade, in the employ of this Department, assigned to duty in the Division of Communicable Diseases, Borough of Brooklyn, be and is hereby promoted in said grade, in accordance with the rules and classification of the Municipal Civil Service Commission, with salary at the rate of \$750 per annum, to take effect April 1, 1909.

Resolved, That Henry W. Morgan, a Clerk of the first grade in the employ of this Department, assigned to duty in the office of the Sanitary Superintendent, be and is hereby promoted in said grade, in accordance with the rules and classification of the Municipal Civil Service Commission, with salary at the rate of \$480 per annum, to take effect April 1, 1909.

Resolved, That Alphonsus L. Donohue, a Clerk of the first grade in the employ of this Department, assigned to duty in the Division of Contagious Diseases, Borough of Manhattan, be and is hereby promoted in said grade, in accordance with the rules and classification of the Municipal Civil Service Commission, with salary at the rate of \$480 per annum, to take effect April 1, 1909.

Resolved, That James A. Gerns, a Clerk of the first grade in the employ of this Department, assigned to duty in the Division of General Sanitary Inspections, Borough of Brooklyn, be and is hereby promoted in said grade, in accordance with the rules and classification of the Municipal Civil Service Commission, with salary at the rate of \$480 per annum, to take effect April 1, 1909.

Reports of the following changes and details in the service of the Department were received and approved:

Catherine F. Maroney, a Typewriting Copyist, assigned to duty in the Division of General Sanitary Inspections, Borough of Manhattan, to the office of the Superintendent of Hospitals, to take effect April 6, 1909.

Edward J. Morris, M. D., a Medical Inspector, assigned to duty in the Division of Contagious Diseases, Borough of Manhattan, to the Division of Child Hygiene, Borough of Brooklyn, to take effect April 8, 1909.

George A. Merrill, M. D., a Medical Inspector, assigned to duty in the Division of Child Hygiene, Borough of Brooklyn, to the Division of Contagious Diseases, Borough of Manhattan, to take effect April 9, 1909.

Alphonse Donohue, a Sanitary Inspector, assigned to duty in the Division of General Sanitary Inspections, Borough of Brooklyn, to the Division of General Sanitary Inspections, Borough of Manhattan, to take effect April 12, 1909.

Henry C. Steffens, a Sanitary Inspector, assigned to duty in the Division of General Sanitary Inspections, Borough of Manhattan, to the Division of General Sanitary Inspections, Borough of Brooklyn, to take effect April 12, 1909.

A report in respect to the satisfactory character of the services of Andrew A. Reitwiesner, an Inspector of Foods (milk), was received and approved and ordered on file.

A report in respect to the satisfactory character of the services of James E. Darcy, an Inspector of Foods (milk), was received and approved and ordered on file.

A copy of a resolution adopted by the Board of Aldermen approving of the establishment of the position of Electrician in the Department of Health, with compensation at the rate of four dollars and fifty cents (\$4.50) per diem, for one (1) incumbent, was received and ordered on file.

The request of the Director of the Research Laboratory that the salary of Jane L. Berry, M. D., a Bacteriologist in the employ of the Department, assigned to duty in the Research Laboratory, Borough of Manhattan, be changed from \$1,500 to \$1,200 per annum and that the salary of Charles Krumwiede, M. D., a Bacteriologist at the Research Laboratory, be fixed at the rate of \$1,500 per annum, was received. The consent of Jane L. Berry to the change in salary to \$1,200, from April 1, 1909, was also received. On recommendation, therefore, of the Sanitary Superintendent, it was

Resolved, That, in accordance with her written consent, the salary of Jane L. Berry, M. D., a Bacteriologist in the employ of this Department, assigned to duty at the Research Laboratory, be and the same is hereby changed from \$1,500 per annum to the rate of \$1,200 per annum, in accordance with the rules and classification of the Municipal Civil Service Commission, the same to take effect April 1, 1909.

On motion, it was

Resolved, That the resolution of this Board, adopted March 31, 1909, appointing Charles Krumwiede, M. D., a Bacteriologist in this Department at the Research Laboratory, with salary at the rate of \$1,200 per annum, be and the same is hereby amended so as to read as follows:

Resolved, That Charles Krumwiede, Jr., of No. 10 Manhattan avenue, Borough of Manhattan, be and is hereby appointed a Bacteriologist in the Department of Health, and assigned to duty at the Research Laboratory, in accordance with the rules and classification of the Municipal Civil Service Commission, with salary at the rate of \$1,500 per annum, to take effect April 1, 1909.

A communication from the Municipal Civil Service Commission stating that the examination ordered for promotion to the position of Matron in the Department of Health had been cancelled, was received and ordered on file.

The approval of the Municipal Civil Service Commission to the transfer of Max Liebergall, a Clerk of the first grade, to the Law Department, was received, and on motion, it was

Resolved, That the transfer of Max Liebergall, a Clerk in the first grade, in the employ of the Department of Health, to a similar position in the Law Department, be and the same is hereby approved, to take effect April 16, 1909.

A report in respect to the transfer of Patrolman Martin Noonan to the Sanitary Police Squad, was received and ordered on file.

Max Lippman, an Inspector of Foods (milk), in the employ of the Department, against whom charges of neglect of duty, absence from duty without leave, and falsification of report, were preferred, appeared pursuant to notice, and was heard. After consideration of the explanations offered by Lippman, it was, on recommendation of the Sanitary Superintendent,

Resolved, That Max Lippman, an Inspector of Foods (milk), in the employ of this Department, against whom charges of neglect of duty, absence from duty without leave, and falsification of report were preferred, be and is hereby fined a sum equivalent to four days' pay as such Inspector of Foods, the same to be deducted from the salary to be due him for services performed during the month of April, 1909.

Benedict Buntinx, a Disinfector, against whom charges of neglect of duty, improper performance of duty and conduct unbecoming an employee of the Department of Health were preferred, appeared, pursuant to notice, and was heard. After consideration of the explanation offered by Buntinx, it was

Resolved, That Benedict Buntinx, a Disinfector in the employ of this Department, against whom charges of neglect of duty, improper performance of duty and conduct unbecoming an employee of the Department of Health, were preferred, be and he hereby is fined the sum of \$20, said fine to be deducted from the salary to be due him for services performed during the month of April, 1909.

A report in respect to the character of services performed by Michael Conyngham, an Inspector of Foods, was received, and the Secretary was directed to prefer charges of incompetency and falsification of reports against said Conyngham, and notify him to appear before the Board at its next meeting.

A report in respect to the failure of Dallas Rice, a Disinfector assigned to duty in the Borough of Brooklyn, to wear the regulation uniform of a Disinfector, while performing his official work, as required by the rules of the Department, was received, and the Secretary was directed to prefer charges of disobedience of orders, and notify him to appear before the Board at its next meeting.

A report in respect to the physical condition and unfitness of Edward T. Butts, of No. 104 Broadway, Astoria, Borough of Queens, a Laborer, to perform the work to which he is assigned, was received, and on recommendation of the Sanitary Superintendent, it was

Resolved, That owing to the physical condition and unfitness of Edward T. Butts, of No. 104 Broadway, Astoria, Borough of Queens, a Laborer in the employ of this Department, assigned to duty in the Borough of Queens, to perform the work of such laborer, his services be and the same are hereby dispensed with from and after April 9, 1909.

A report of the absence from duty, without leave, of Kate L. Johnstone, a Laboratory Assistant, assigned to duty in the Research Laboratory, was received, and, on motion, it was

Resolved, That the absence from duty of Miss Kate L. Johnstone, a Laboratory Assistant in the employ of this Department, assigned to duty at the Research Laboratory, Borough of Manhattan, without leave, for a period of upwards of five days, be and such absence is hereby construed as a resignation, as provided by Clause II, of Civil Service Rule XIII., the same to take effect April 1, 1909.

The resignation of Augustine C. McGuire, M. D., a Medical Inspector, assigned to duty in the Division of Child Hygiene, Borough of Manhattan, to take effect April 13, 1909, was received and accepted.

A notice that she intends to take advantage of the provisions of chapter 373 of the Laws of 1907, entitled "An act to amend the Greater New York Charter in relation to the Health Department Pension Fund," and consenting that a sum of money equal to one per centum of her monthly pay, salary or compensation, may be deducted monthly by the Comptroller of The City of New York, was received from Catharine P. Shea, an employee of the Department of Health, the said deduction to take effect from and after April 1, 1909.

A notice that she intends to take advantage of the provisions of chapter 373 of the Laws of 1907, entitled "An act to amend the Greater New York Charter in relation to the Health Department Pension Fund," and consenting that a sum of money equal to one per centum of her monthly pay, salary or compensation may be deducted monthly by the Comptroller of The City of New York, was received from Lyla E. Williams, an employee of the Department of Health, the said deduction to take effect from and after April 8, 1909.

On motion, the Board adjourned.

EUGENE W. SCHEFFER, Secretary.

## BOROUGH OF THE BRONX.

In accordance with the provisions of section 1546, chapter 378, Laws of 1897, as amended by chapter 466, Laws of 1901, section 383, I transmit the following report of the transactions of this office for the week ending April 28, 1909, exclusive of Bureau of Buildings:

Permits Issued.	
Sewer connections and repairs.....	42
Water connections and repairs.....	58
Laying gas mains and repairs.....	46
Placing building material on public highway.....	20
Crossing sidewalk with team.....	19
Miscellaneous permits.....	78
Total.....	263
Number of permits renewed.....	83
Number revoked.....	1

Money Received for Permits.	
Sewer connections.....	\$510 29
Restoring and repaving streets.....	991 24
Total deposited with the City Chamberlain.....	\$1,501 53

## Laboring Force Employed During the Week Ending April 24, 1909.

Bureau of Highways.		Bureau of Sewers.	
Foremen.....	49	Foremen.....	11
Assistant Foremen.....	26	Assistant Foremen.....	9
Teams.....	71	Carts.....	24
Carts.....	22	Mechanics.....	4
Inspectors.....	15	Laborers.....	118
Mechanics.....	66	Drivers.....	9
Laborers.....	527	Total.....	175
Drivers.....	24	800	
Total.....			

LOUIS F. HAFFEN, President, Borough of The Bronx.

## DEPARTMENT OF DOCKS AND FERRIES.

New York, March 24, 1909.

The following communications were received, action being taken thereon as noted, to wit:

From the Department of Public Charities (80640)—Calling attention to the broken down condition of the sewer under the pier foot of Twenty-sixth street, East River. President of the Borough of Manhattan requested to make repairs.

From P. McDonald (80704)—Requesting permission to erect a temporary tool house on the bulkhead north of Pier 52, North River. Permit granted, the structure to remain only during the pleasure of the Commissioner, and to be placed thereat under the supervision of the Chief Engineer.

From Sanderson & Son (80684)—Requesting permission to place steam ashes, temporarily, while awaiting removal, on the marginal street area at the approach to Pier 50, North River. Permit granted, the ashes to be placed immediately outside of the engine room door and not to exceed one load at any time, planking to be placed under the ashes to protect the asphalt pavement, it being understood that if the pavement be damaged, it will be repaired at the cost and expense of the permittees; the permit is revocable at the pleasure of the Commissioner.

From Frederick Eckhardt (80665)—Transmitting rental to cover Lot No. 26 of Block 17 and Lot No. 18 of Block 15, an area of 5,000 square feet, and requesting permission to occupy said area. Permit granted, to commence April 1, 1909, and to continue during the pleasure of the Commissioner, but not longer than May 1, 1912, rental to be at the rate of \$60 per annum, payable in advance.

From La Veloce Navigazione Italiana (80689)—Protesting against the granting of any privilege to the New York Central and Hudson River Railroad Company for the construction of a railroad transfer bridge in front of the bulkhead between Thirty-fourth and Thirty-fifth streets, North River. Filed.

From the Condoga Rowing Club (80644)—Requesting permission to maintain a small boathouse between One Hundred and Fortieth and One Hundred and Forty-first streets, Harlem River. Denied.

From the Queensboro Bridge Celebration Committee (80568)—Extending an invitation to this Department to participate in the opening ceremonies of the Queensboro Bridge. Answered that this Department will co-operate in every way possible.

From Joseph W. Mills (80534)—Renewing his application for reinstatement in this Department as Stationary or Pile Driving Engineer. Answered that there is no vacancy at the present time.

From the Superintendent of Ferries (80765)—Submitting report relative to a fall sustained by an unknown man on March 20, 1909, in front of ticket office at the White-hall terminal of the Staten Island Ferry. Information forwarded to Corporation Counsel.

The General Order (78653) issued by the Commissioner on September 30, 1908, relative to allowing pay to employees absent on account of illness, was amended to include and cover the ferry service employees.

Orders were issued to the Department's Bureaus (77143) that notations must be placed on payrolls where employees are absent either on vacation, with leave on account of illness or without leave.

In connection with the occupation of certain land and lands under water in Jamaica Bay under permit from this Department, the Corporation Counsel was requested to advise whether, in the event of permittees not paying rent and the cancellation of the permit, or the expiration of the term of the permit, or for other reasons, the title to the structures erected on the premises reverts to the City, and what action is necessary to be taken in order that the City may become legally possessed of the structures.

The Municipal Civil Service Commission was requested to authorize the transfer of Hubert G. Welch, Cleaner, and Jeremiah P. Cray, Joseph Fallon, Louis Morr and Frank J. Gregory, Dock Laborers, to the position of Janitor.

The following open market orders were issued:

No.	Issued To and For.	Price.
102.	Superintendent of State Prisons, chairs and castings (estimated)....	\$999 00
103.	William E. Hart, thirty days' use of two-horse truck and driver....	180 00
104.	Babcock & Wilcox Company, header for ferryboat "Richmond".....	129 00
105.	Mutual Towel Supply Company, toilet supply for April, 1909, Ferry Bureau.....	34 75
106.	Mutual Towel Supply Company, toilet supply for April, 1909, Engineers' offices.....	17 00
107.	Phoenix Construction Company, second-hand paving blocks.....	700 00
108.	Christie Iron Works, packing and valve rings.....	892 00

DENIS A. JUDGE, Deputy and Acting Commissioner.

## 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, APRIL 16, 1909.

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; George Cromwell, President, Borough of Richmond.

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

The minutes of meetings held March 26 and April 2, 1909, were approved as printed.

## FRANCHISE MATTERS.

*New York and Queens County Railway Company.*

In the matter of the petition of the New York and Queens County Railway Company for a franchise to construct, maintain and operate a double track street surface railway, as an extension to its existing system, commencing at and connecting with the existing tracks on Debevoise (or Second) avenue, upon and along said avenue to and connecting with the existing tracks of the company on Jackson avenue, Borough of Queens.

At the meeting of January 8, 1909, a public hearing was had on this petition, and at the conclusion thereof, the matter was referred back to the Chief Engineer, for consultation with representatives of the company.

The Secretary presented the following:

REPORT NO. F-141.

BOARD OF ESTIMATE AND APPORTIONMENT,  
OFFICE OF THE CHIEF ENGINEER,  
April 13, 1909.

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

SIR—At the meeting of the Board held on January 8, 1909, a hearing was given on the application of the New York and Queens County Railway Company for a franchise to construct and operate a double-track surface railway, as an extension to its existing system, commencing at and connecting with the existing track on Debevoise (or Second) avenue, along said avenue to the existing track on Jackson avenue, in the Borough of Queens. After the hearing the matter was referred to the Chief Engineer.

A portion of the line of this company, known as the Dutch Kills line, between Jackson avenue and Pierce street, interferes with traffic on the plaza of the Blackwells Island Bridge, and has also for almost its entire length a double-track railway in streets only 60 feet wide. If a franchise is granted for this extension, the company has signified its intention of abandoning the portion of its route interfered with by the proposed bridge plaza. This matter has been pending for some time, and the City has been put to serious inconvenience and expense by the existence of these tracks, and the Department of Bridges cannot finish the plaza until the tracks have been removed. The company has declined to accept a franchise unless the compensation therefor is deducted from the franchise tax, and objects to the City reserving the right to grant a franchise on the line taken in exchange.

This matter has been the subject of careful investigation by the Division of Franchises, and I beg to transmit herewith the report of the Engineer in charge of that Division, together with a proposed form of contract covering the franchise asked for, with the recommendation that the contract be advertised as required by law, and that May 21, 1909, be fixed as the date for a hearing.

Respectfully,

NELSON P. LEWIS, Chief Engineer.

BOARD OF ESTIMATE AND APPORTIONMENT,  
DIVISION OF FRANCHISES, ROOM 801, No. 277 BROADWAY,  
April 9, 1909.

Mr. NELSON P. LEWIS, Chief Engineer:

SIR—The New York and Queens County Railway Company, under date of December 4, 1908, petitioned the Board of Estimate and Appportionment for the grant of a franchise to construct, maintain and operate a double-track street surface railway as an extension to its existing lines in the Borough of Queens, commencing at and connecting with its existing track on Pierce avenue and thence along Debevoise, or Second avenue, to and connecting with the existing track of the company on Jackson avenue. The route and connections are shown upon a map and plan accompanying the petition, which map is entitled:

"Map showing proposed street surface railway of the New York and Queens County Railway Company in the Borough of Queens, City of New York, to accompany petition dated December 4, 1908, to the Board of Estimate and Appportionment," and signed by W. O. Wood, Vice-President and General Manager, and T. H. Moyer, Engineer of Way.

The approximate street length of the route applied for is 2,900 feet, or 5,800 feet of double track.

The petition was presented to the Board at the meeting of December 11, 1908, and referred to the Chief Engineer, and a resolution was adopted fixing January 8, 1909, as the date for the preliminary public hearing, and the Mayor requested to designate two daily newspapers in which the notice of such application and hearing should be published, according to law. The "New York Herald" and "New York Tribune" were so designated.

At the hearing held pursuant to the above resolution, no one appearing either in favor of or in opposition to the grant, the matter was, at the close of such hearing, referred back to the Chief Engineer of the Board for the preparation of a form of contract, after consultation with representatives of the company.

On December 4, 1908, the company filed a certificate of extension with the Secretary of State, covering the route applied for.

It was recommended in a report of this Division, under date of June 6, 1908, upon the application of the company for a franchise to operate an extension upon the Blackwells Island or Queensboro Bridge and its approaches, that the company be requested to petition the Board for the right to alter or change a portion of its so-called Dutch Kills Route lying between Jackson and Pierce avenues to a position on Debevoise avenue as now applied for. No action, however, was taken by the Board upon the recommendation, and the company has now elected to apply for the new route as an extension, rather than as a change of line.

In a communication from the General Solicitor of the company, under date of December 10, 1908, it is stated:

"It is the intention of the New York and Queens County Company, should it receive a suitable franchise on Second avenue, to proceed under the Railroad Law for authority to abandon that portion of its route on Pierce street, Lockwood avenue,

Ridge road, Academy and Jane streets, the use of which is interfered with by the proposed plaza at the end of the Blackwells Island Bridge."

The Dutch Kills line referred to above is operated from the Thirty-fourth Street Ferry along Borden and Jackson avenues to Jane street, and thence through Jane and Academy streets to Ridge road, which crosses diagonally through the blocks bounded by Academy and Lockwood streets, Washington and Freeman avenues, and thence along said Ridge road and Lockwood street to Pierce avenue, and along Pierce avenue to Debevoise avenue, and thence northerly on said Debevoise avenue.

The chief objections to the operation of the portion of this line as now existing between Jackson avenue and Pierce street are its interference with the traffic on the bridge plaza, which it crosses at right angles, and the existence, for practically its entire length, of a double track in streets of only 60 feet in width. The substitution of the Debevoise avenue route will be a saving to the company in maintaining and operating about 1,700 feet of track, by which the route is shortened; will reduce the high maintenance cost now necessary because of the many curves on the old line which will not exist on the new one, and will avoid delays due to congestion of traffic on the bridge plaza.

The Chief Engineer of the Board, in a report under date of April 10, 1908, in relation to a change of grade on Jackson avenue, between Jane street and Rapelje avenue, pointed out that such change should be made at an early date in order that the diversion of street car traffic during the raising of the grade of Jackson avenue might not seriously interfere with the completion of the Blackwells Island Bridge approach, and recommended that the President of the Borough of Queens be requested to bring the matter to the attention of the Local Board and to present a resolution to the Board of Estimate and Appportionment initiating such improvement. A contract

"for regulating, grading, curbing \* \* \* and repaving with granite block pavement on a sand foundation, the roadway of Jackson avenue, and intersecting streets, from Skillman avenue to Rapelje avenue,"

—was executed November 23, 1908. Work under this contract began December 15, 1908, and at present, I am informed, the grading is substantially finished and the existing tracks raised to the new grade. There is, therefore, no reason why the construction of the line cannot be commenced as soon as a franchise is granted.

On January 20, 1909, I caused to be prepared and submitted to the company a proposed form of contract, with the request that the same be examined, and that I be advised if the terms were satisfactory, and, if not, that a conference be arranged for. On March 4, Mr. A. J. Kenyon, of counsel, called at this office and discussed the objections of the company to the proposed form, as submitted. The main argument that he made was that the franchise applied for was simply an exchange for one the company already had, and, in consequence, the compensation should not be in excess of that required by existing law.

Had the company applied for this franchise when it was first proposed (some eighteen months ago) such terms would have been recommended to the Board without question, and the line would have been removed from the Bridge plaza before the work of construction of the same. Since that time, however, the City has been put to serious inconvenience and some expense on account of the existence of the tracks as now operated, and it is impossible at the present time for the Bridge Department to finish the plaza until the tracks are removed.

I discussed the matter most fully with Mr. Kenyon, and tried to meet the views of the company in every way in regard to the terms of the contract, and apparently did so, except that, in view of the inconvenience and expense which the City had sustained since the matter was first taken up, I did not believe that at this late day the City should agree that the compensation reserved, even though very small in this case, should be permitted to be deducted from the franchise tax. However, the company declines to recede on this point, as is evidenced by the letter which I have received from Mr. W. O. Wood, President and General Manager, under date of March 26, in which he states that the company will accept a franchise upon the following terms:

First—Will pay an initial sum of \$500.

Second—Will pay \$400 per annum during the first five years, such sum to be not less than three per cent. of the proportionate gross receipts, and \$750 per annum during the succeeding twenty years, such sum to be not less than five per cent. of the proportionate gross receipts. Such annual sums to be deducted from the franchise tax.

Third—That, as the company has a so-called exclusive right upon its present route, no provision shall be inserted in the proposed grant reserving to the City the right to grant other rights upon the line to be taken in exchange.

Fourth—That the time of commencing construction shall be ninety days from the obtaining of consents, and the time to complete nine months.

Fifth—That the grant shall be not only for passengers, but also for express cars.

Sixth—That during the first five years it shall not be required that cars be run between the hours of 1 and 5 a. m., unless especially ordered by the Board.

Seventh—The company will make security deposits of \$1,500 in cash.

Since the receipt of this letter, I have visited the plaza and examined the work which it will be necessary for the City to do if no agreement is reached with the company, and have also consulted the Engineers of the Department of Bridges. If the tracks are allowed to remain where they are, the cost to the City for the special work necessary in installing the tracks across the existing line would be many times what the City would receive under the most favorable conditions, from this franchise for its entire term, and I have, therefore, prepared a form of contract in accordance with the terms offered by the company, and will recommend that the same be passed by the Board. It will be necessary to enter such contract upon the minutes of the Board, cause the same to be advertised in two daily newspapers to be designated by the Mayor, and in the CITY RECORD, and I would suggest that May 21, 1909, be fixed as the date for public hearing.

Respectfully,

HARRY P. NICHOLS, Engineer in Charge.

CITY OF NEW YORK—LAW DEPARTMENT,  
OFFICE OF THE CORPORATION COUNSEL,  
NEW YORK, April 14, 1909.

Board of Estimate and Appportionment:

SIRS—I have received from you the following communication dated April 9, 1909, signed by Harry P. Nichols, Engineer in Charge, Division of Franchises:

"I am transmitting herewith the advance copy of a report of this Division upon the application of the New York and Queens County Railway Company for an extension on Debevoise avenue in the Borough of Queens. The franchise applied for is one to take the place of a line which at present crosses the plaza of the Queensboro Bridge, and in so doing, forms a decided obstruction to travel across the bridge. In consequence, the terms and conditions proposed differ materially from those usually included in an application for an extension of line, as the Company will, under this, abandon its old route as soon as the new one is constructed, and remove the tracks.

"It is especially important that this be done at an early day, and the report which will be presented to the Board at the meeting of Friday next suggests that the form of contract be put upon the minutes and advertised for a public hearing on May 21, which is the earliest date upon which a hearing can be had under the law, if action is taken on Friday next."

"I would request, therefore, that you examine the contract in order that it may receive your approval as to form, or such changes as you deem necessary, prior to the meeting on Friday next, April 16.

"I may add that the terms and conditions have been accepted by the Company."

Upon examining the proposed form of contract, I find a number of provisions have been omitted therefrom which have been inserted in all franchise grants of late. In the report of the Chief Engineer, however, it is pointed out that the route covered therein is to take the place of a route now in operation which seriously interferes with the handling of traffic at the approach to the Queensboro Bridge. There would, therefore, seem to be good and valid reasons for the omission of such clauses.

The contract, in my opinion, complies in all ways with the requirements of the Railroad Law, and with the Greater New York Charter, and therefore has been given my approval as to form.

Respectfully yours,

GEORGE L. STERLING, Acting Corporation Counsel.

The following was offered:

Whereas, The New York and Queens County Railway Company, under date of December 4, 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 system upon and along Debevoise or Second avenue from Pierce avenue to Jackson avenue, in the Borough of Queens; and

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

Whereas, In pursuance of such laws, this Board adopted a resolution on December 11, 1908, fixing the date for public hearing thereon as January 8, 1909, at which citizens were entitled to appear and be heard, and publication was had for at least fourteen (14) days in "The New York Herald" and "New York Tribune," newspapers designated by the Mayor, and in the CITY RECORD for ten (10) days immediately prior to the date of hearing; and the public hearing was duly held on such day; and

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 Queens County Railway Company, and the adequacy of the compensation proposed to be paid therefor; now therefore it is

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

Resolved, That the Board of Estimate and Apportionment hereby grants to the New York and Queens County Railway 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:

*Proposed Form of Contract.*

This contract made this      day of      , 1909, by and between The City of New York (hereinafter called the City), party of the first part, by the Mayor of said City, acting for and in the name of said City, under and in pursuance of the authority of the Board of Estimate and Apportionment of said City (hereinafter called the Board), and the New York and Queens County Railway 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 double track extension to its present 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 following route, to wit:

Beginning at and connecting with the existing tracks of the Company at or near the intersection of Debevoise or Second avenue and Pierce avenue; thence southerly in, upon and along said Debevoise or Second avenue to and connecting with the existing tracks of the Company in Jackson avenue.

The said route, with turnouts, switches and crossovers hereby authorized, is shown upon a map entitled:

"Map showing proposed street surface railway of the New York and Queens County Railway Company in the Borough of Queens, City of New York, to accompany petition dated December 4, 1908, to the Board of Estimate and Apportionment,"—and signed by W. O. Wood, Vice-President and General Manager, and T. H. Moyer, Engineer of Way, 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 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 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 of this original contract.

If the Company and the Board shall not reach such agreement on or before the day one year before the expiration of the original term of this contract, then the annual rate of compensation for such succeeding twenty-five (25) years shall be reasonable, and either the City (by the Board) or the Company shall be bound, upon request of the other, to enter into a written agreement with 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 the privilege hereby granted the following sums of money:

The sum of five hundred dollars (\$500) in cash within thirty (30) days after the date on which this contract is signed by the Mayor, and before anything is done in exercise of the privilege hereby granted.

During the first term of five (5) years an annual sum which shall in no case be less than four hundred dollars (\$400), and which shall be equal to three (3) per cent. of its gross annual receipts if such percentage shall exceed the sum of four hundred dollars (\$400).

During the remaining term of twenty (20) years an annual sum which shall in no case be less than seven hundred and fifty dollars (\$750), and which shall be equal to five (5) per cent. of its gross annual receipts if such percentage shall exceed the sum of seven hundred and fifty dollars (\$750).

The gross annual receipts mentioned above shall be that portion of the gross earnings of the Company from all sources within the limits of the City as shall bear the same proportion to such gross earnings as the length of the extension hereby granted shall bear to the entire length of the railway of the Company in operation within the limits of the City.

The annual charges shall commence from the date upon which this contract is signed by the Mayor.

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

Provided that the first annual payment shall be only that portion of the first annual charge as the time between the date upon which this contract is signed by the Mayor and September 30 following shall bear to the whole of one year.

Whenever the percentage required to be paid shall exceed the minimum amount as above, then such sum over and above such minimum shall be paid on or before November 1 in each year for the year ending September 30 next preceding.

The annual charges herein provided are intended to include the percentages of gross receipts now required to be paid by railway companies to the City, pursuant to the Railroad Law as amended.

Fourth—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 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.

Fifth—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.

Sixth—Upon the termination of this original contract, or if the same be renewed, then at the termination of the said renewal term, or upon the termination of the rights hereby granted for any other cause, or upon the dissolution of the Company before such termination, the tracks and equipment of the Company constructed pursuant to this contract, within the streets and avenues, 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 contract as above the Board shall so order by resolution, the Company shall, upon thirty (30) days' notice from the Board, remove any and all of the tracks and other equipment constructed pursuant to this contract, and the said streets and avenues shall be restored to their original condition at the sole cost and expense of the Company.

Seventh—The Company shall commence construction of the railway herein authorized within ninety (90) 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 nine (9) months from the date of obtaining such consents or such decision, otherwise this grant 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 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.

Eighth—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.

Ninth—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.

No construction upon said railway shall be commenced until written permits have been obtained from the proper City officials.

In any permits so issued such officials may also impose such conditions, as a condition of the granting of the same, as are necessary for the purpose of protecting any structures, in the streets and avenues, over which such officials have jurisdiction and the Company shall comply with such conditions.

The electrical equipment to be installed by the Company for the operation of the railway within the limits of the City, whether the same be upon streets and avenues or upon private property, shall be constructed and maintained under the supervision and control of the Commissioner of Water Supply, Gas and Electricity.

Tenth—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, upon giving to the Company 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, or by any other practical motive power then in use which does not require the use of poles and overhead wires in the streets and avenues, 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 and avenues of the City.

And provided further that the Company shall not be required under the provisions of this contract to make such change upon the route hereby authorized until the exist-

ing line of the Company on Borden avenue and Jackson avenue, between the East River and Debevoise avenue, shall have been so changed.

Eleventh—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.

Twelfth—The rate of fare for any passenger upon said 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.

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.

The rate for the carrying of such 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, and may be fixed by the Board after notice to the Company and a hearing had thereon, and when so fixed such rates shall be binding upon the Company, and no greater sums shall be charged for such services than provided for by it.

Fourteenth—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.

Fifteenth—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.

Sixteenth—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.

Seventeenth—Cars on the said railway shall run at intervals of not more than thirty (30) 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 (5) 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.

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 said 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—The Company shall at all times keep the streets and avenues 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 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.

Twentieth—As long as said railway, or any portion thereof, remains in any street or avenue, the Company shall pave and keep in permanent repair that portion of the surface of the street or avenue 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 or avenue, 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-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—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 and avenues, 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 the manner directed by the City officials having jurisdiction over such public work.

Twenty-third—Should the grades or lines of the streets and avenues in which the right to construct the railway is hereby granted be changed at any time after the railway has been constructed, and during the term of this contract, the Company shall, at its own expense, change its tracks and appurtenances 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 tracks and appurtenances at its own expense, all to be done subject to the direction of the City official having jurisdiction over the construction of such change.

Twenty-fourth—The Company shall, within thirty (30) days after the date on which this contract is signed by the Mayor, take the necessary proceedings under the provisions of the Railroad Law for the abandonment of that portion of its existing route, described as follows:

Beginning at the intersection of Pierce avenue and Debevoise avenue; thence westerly in, upon and along said Pierce avenue to Lockwood street; thence southerly in, upon and along said Lockwood street, Ridge road, Academy street and Jane street to the intersection of said route with the existing tracks of the Company on Jackson avenue, at or near the intersection of Jane street and Jackson avenue, and shall within sixty (60) days from the commencement of operation of the railway hereby authorized, remove at its own expense all of its tracks, wires and other equipment from the above described streets and avenues, and restore the same to their original condition.

Twenty-fifth—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 within the limits of the city 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-sixth—In case of any violation or breach or failure to comply with any of the provisions herein contained, this contract may be forfeited by a suit brought by the Corporation Counsel, on notice of ten (10) days to the Company, or at the option of the Board by resolution by 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-seventh—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, 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 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.

Twenty-eighth—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.

Twenty-ninth—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 fifteen hundred dollars (\$1,500), either in money or securities, to be approved by him, which fund shall be security for the performance by the Company of 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 Board, on complaint made, shall give notice to the Company, directing its President, or other officer, to appear before the Board on a certain day not less than ten (10) days after the date of such notice, to show cause why the Company should not be penalized in accordance with the foregoing provisions. If the Company fails to make an appearance, or, after a hearing, appears in the judgment of the Board to be in fault, said Board shall forthwith impose the prescribed penalty, or where the amount of the penalty is not prescribed herein, such amount as appears to the Board to be just, and without legal procedure direct the Comptroller to 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 City a sum sufficient to restore said security fund to the original amount of fifteen hundred dollars (\$1,500), 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.

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

Thirty-first—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-second—The words "streets or avenues" and "streets and avenues" wherever used in this contract shall be deemed to mean "streets, avenues, highways, parkways, driveways, concourses, boulevards, bridges, viaducts, tunnels, public places or any other property to which the City has title" encountered in the route hereinabove described and upon or in which authority is hereby given to the Company to construct a railway.

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

Sec. 3. This grant is also upon the further and express condition that the provisions of the Railroad Law pertinent hereto 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.

NEW YORK AND QUEENS COUNTY RAILWAY 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 Queens County Railway 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, May 21, 1909, in the CITY RECORD, and at least twice during the ten days immediately prior to Friday, May 21, 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 Queens County Railway Company, together with the following notice, to wit:

Notice is hereby given that the Board of Estimate and Apportionment, before authorizing any contract for the grant of the franchise or right applied for by the New York and Queens County Railway Company, and fully set forth and described in the foregoing form of proposed contract for the grant of such franchise or right, and before adopting any resolution authorizing any such contract, will, at a meeting of said Board, to be held in the old Council Chamber, City Hall, Borough of Manhattan, City of New York, on Friday, May 21, 1909, at 10:30 o'clock a. m., hold a public hearing thereon, at which citizens shall be entitled to appear and be heard.

Which was adopted by the following vote:

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

David W. Stern.

The Secretary presented the following:

April 5, 1909.

To the Board of Estimate and Apportionment:

The applicant herein herewith begs leave to obtain privilege of operating a stage coach service over and across the Queensboro or Blackwells Island Bridge, temporarily, that is, until the electric surface cars are run, upon the terms and conditions following:

Said applicant is to start the service with three (3) stages and is to increase the number of stages according to the demand of the public; applicant to start service within three (3) days after the privilege is granted.

The applicant is to charge no more than five (5) cents for one ride across the bridge in either direction.

The applicant is to furnish proper seating accommodations for the patrons who desire to use the said stages, the distance or terminals of the said stages not to extend beyond the bridge plaza, at either end, and the applicant will agree to pay into the Treasury of The City of New York either five per cent (5%) of the gross receipts or ten cents (10c.) per round trip per stage at the end of every month, to wit, on the 31st day thereof.

Said stages and the entrance and exits thereof to be kept closed while in transit and no passengers to be allowed to alight or to board except on the plazas.

In consideration of the above it will be agreed that if the toll rates for driving over and across the said bridge be decreased for the general public and the City shall have elected to charge the applicant ten cents (10c.) per round trip per stage coach, instead of the five per cent (5%) of gross receipts, that then and in that event the toll rate per stage to the said applicant shall be diminished accordingly.

The applicant herein hereby agrees to deposit the sum of one thousand dollars (\$1,000) in cash as guarantee for the faithful performance of his promises and covenants herein, which sum is to be returned to him in full at the expiration of the privilege hereby applied for.

DAVID W. STERN, No. 375 Lockwood street, Astoria, L. I.

P. S.—Kindly address reply or request for information to applicant or his attorney, Louis J. Schwartz, No. 256 Broadway, City.

REPORT No. F-155.

BOARD OF ESTIMATE AND APPORTIONMENT,  
OFFICE OF THE CHIEF ENGINEER,  
April 13, 1909.

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

SIR—Mr. David W. Stern has presented an application dated April 5, 1909, for permission to operate a stage coach service across the Queensboro Bridge and its approaches until the commencement of operation of a street surface railway upon this bridge, there being no adequate transportation facilities across this structure at the present time.

There appears to be no authority in the Charter empowering the Board of Estimate and Apportionment to grant such a privilege, but it is believed that something should be done for the conveyance of persons over this bridge. The petitioner offers to pay five per cent. of the gross receipts to the City for the privilege requested. The Commissioner of Bridges has been consulted, and offers no objection to the proposed service, but has suggested that the petitioner pay the regular tolls on each stage operated across the bridge.

A form of resolution granting the consent asked for a period of ninety days, with a provision for an extension of sixty days, has been prepared and is herewith presented for the consideration of the Board. It is expressly provided that the consent shall cease upon the commencement of operation of a street surface railroad over the bridge, that operation shall be begun within five days after the approval of the consent by the Mayor, and that the installation and operation of the service shall be in accordance with the regulations of the Department of Bridges. The proposed form of consent also stipulates a security deposit with the Comptroller of the City in the sum of one thousand dollars for the faithful performance of the conditions of the grant.

Respectfully,

NELSON P. LEWIS, Chief Engineer.

BOARD OF ESTIMATE AND APPORTIONMENT,  
DIVISION OF FRANCHISES, ROOM 801, NO. 277 BROADWAY,  
April 12, 1909.

Mr. NELSON P. LEWIS, Chief Engineer:

SIR—Under date of April 5, 1909, David W. Stern has presented an application to the Board of Estimate and Apportionment, requesting permission to install, maintain and operate a stage-coach service upon, along and across the Queensboro Bridge, and the approaches thereto, between the Boroughs of Manhattan and Queens; he requests that the permission be granted until the commencement of operation of a street surface railway upon the bridge.

As you are aware, the bridge, though open to traffic, is not equipped with adequate transportation facilities, and it is believed that the operation of a stage-coach service, as proposed, would tend to promote the interests and welfare of those compelled, through business or necessity, to use same.

This, of course, would be simply a temporary, emergency service. It would not be feasible to grant a franchise for such a service, as the time required for the advertising of the petition and the form of contract, in compliance with the provisions of the Charter, would defeat the very purpose for which it is proposed to install the service; such franchise could not be granted within less than sixty days.

I have talked the matter over with the Commissioner of Bridges, and he is of the opinion that something should be done for the conveyance of persons over the bridge, and offers no objection to the installation of the proposed service.

The petitioner, in his application, expresses a willingness to pay five (5) per cent. of the gross receipts as compensation for such privilege, but it is felt that this will not be practicable, as the time, labor and expense involved in keeping a record of the gross receipts from this source would not be warranted by the amount of compensation received for the short period during which such service shall be maintained.

The Bridge Commissioner, however, seemed to be of the opinion that the petitioner should pay the regular tolls on each and every stage operated back and forth upon said bridge as now exacted for vehicles.

While I can find no specific authority in the Charter empowering the Board of Estimate and Apportionment to grant such privilege, still I believe that the necessities of the situation require that something should be done. I have therefore prepared a form of resolution granting the consent for a period of ninety (90) days, with

a provision for an extension for a period not exceeding sixty (60) days. The consent expressly provides that it shall cease and determine upon the commencement of operation of a street surface railway over the bridge. The operation of the stage-coach service shall commence within five (5) days after the approval of the consent by the Mayor. The service is to be installed, maintained and operated under the rules, regulations and requirements laid down by the Commissioner of Bridges, and the consent further provides that the grantee shall deposit with the Comptroller the sum of one thousand dollars (\$1,000), either in money or in securities, for the faithful performance of the terms and conditions of the consent.

I am transmitting such form of resolution with this report, for adoption, in case the Board should look favorably upon the project.

Respectfully,

HARRY P. NICHOLS, Engineer in Charge.

*Proposed Resolution.*

Whereas, David W. Stern, in a petition dated April 5, 1909, to the Board of Estimate and Apportionment, has requested permission to install, maintain and operate a stage coach service upon, along and across the Queensboro Bridge and the approaches thereto, between the Boroughs of Manhattan and Queens; and

Whereas, Said bridge, although open to traffic, is not as yet equipped with adequate transportation facilities; and

Whereas, Pending the granting of franchises and operation of a street surface railway across said bridge, a temporary service of this character for the conveyance of persons and property would tend to promote the interest and welfare of those compelled by business or necessity to use the same; now therefore be it

Resolved, That the consent of the Corporation of The City of New York be and the same is hereby given to David W. Stern to install, maintain and operate a stage coach service for the conveyance of persons and property upon, along and across the Queensboro Bridge and the approaches thereto, between the Boroughs of Manhattan and Queens, subject to the following terms and conditions:

1. Said stage coach service shall be confined exclusively to the Queensboro Bridge and its approaches in both the Boroughs of Manhattan and Queens, and shall not extend beyond the approaches to the bridge in either of the said Boroughs.

2. Said consent shall continue only during the pleasure of the Board of Estimate and Apportionment, and shall be revocable at the pleasure of said Board, but in no case shall extend beyond a term of ninety (90) days from the date of approval by the Mayor, and thereupon all rights of said David W. Stern under this consent shall cease and determine; provided, however, that the Board of Estimate and Apportionment may extend the term of this consent for a period not exceeding sixty (60) days. This consent shall cease and determine, however, upon the commencement of operation of a street surface railway along and across said bridge.

3. This consent is granted on the further and express consideration that all laws or ordinances now in force or which may hereafter be adopted shall be strictly complied with.

4. The said grantee shall commence the operation of said stage coach service within five (5) days after the approval of this consent by the Mayor, and shall continue the operation of such service, as directed by the Commissioner of Bridges, during the term of the consent.

5. The said grantee shall pay as compensation for such privilege the regular tolls now exacted from vehicles on each and every stage operated back and forth upon said bridge.

6. This consent is upon the express condition that within five (5) days after its approval by the Mayor, and before anything is done in exercise of the rights conferred hereby, the said grantee shall deposit with the Comptroller of The City of New York the sum of one thousand dollars (\$1,000), either in money or in securities to be approved by him, which fund shall be security for the performance of the terms and conditions of this consent.

7. Said grantee shall give notice to the Board of Estimate and Apportionment and the Commissioner of Bridges, in writing, of his intention to begin operation of the stage coach service hereby authorized at least twenty-four (24) hours before such operation commences. The grantee shall also notify the Board of Estimate and Apportionment and the Commissioner of Bridges, in writing, of the number of stage coaches in use at the commencement of operation, also whenever such service has been increased or decreased, and to what extent.

8. At the commencement of operation, three stage coaches shall be placed in service and such stage coaches shall be operated back and forth, upon, along and across said bridge and its approaches as public convenience may require; provided, however, that the number of stage coaches shall be increased, at the option of the Commissioner of Bridges, to a number not exceeding ten (10), which he may deem necessary for the proper convenience of the public.

9. The rate of fare for any passenger upon such stage coaches shall not exceed five (5) cents.

10. All stages operated under this consent shall be well lighted by some efficient lighting system or as may be required by the Commissioner of Bridges.

11. Said stage coach service shall be maintained and operated subject to the supervision and control and under the direction of the Commissioner of Bridges, and all rules, regulations and requirements of said official shall be strictly complied with; otherwise this consent shall cease and determine.

The depositing of the security fund as required by this consent and the commencement of operation of the stage coach service herein authorized shall be deemed to be an acceptance of the terms and conditions of this consent by the said grantee.

The matter was referred to the Select Committee, consisting of the President of the Board of Aldermen, the Comptroller, and the Presidents of the the Boroughs of Manhattan and Queens, to which was referred, on November 13, 1908, the question of transportation facilities across the bridge.

*New York Centadrink Company.*

The Secretary presented the following:

NEW YORK CENTADRINK COMPANY,  
No. 1440 BROADWAY,  
NEW YORK, March 3, 1909.

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

GENTLEMEN—We hereby apply to your Honorable Board for a permit or a consent to install and operate automatic drinking water fountains under the stairs of the stations of the several elevated railroad lines in this City.

This application is made to your Honorable Board in pursuance to an opinion which was rendered June 5, 1909, by the Corporation Counsel, in which he holds that the Board of Estimate supersedes the Board of Aldermen in control of the City streets.

Your Honorable Board on June 30 of last year granted our company a consent to install our fountains under the elevated stations until November 30. Owing to the conditions imposed, we found it impossible to get, in time, the consent of the necessary City and Borough Departments and consequently we did not install any of the fountains. When we did secure the necessary consent of these City and Borough Departments the cold weather had already set in.

In renewing this application, we desire a permit or a consent for a term of ten years with the privilege of renewal. In return we will compensate the City at the rate of three dollars (\$3) per month for every fountain that we install. In addition to this monthly compensation we will pay the Department of Water Supply, Gas and Electricity for all the water which is used by these fountains. A comparison with the ten dollar (\$10) annual fee received by the City for the news stands under the elevated stations and the compensation we offer for the same privileges, demonstrates the fairness of our proposition to the City.

Our fountain from a sanitary standpoint has received the unqualified endorsement of the Hon. Ernest Lederle, the former Commissioner of Health and of the Department of Health. These fountains serve a glass of pure, carbonated drinking water at one (1) cent per glass. Each fountain has automatic attachments by which the glasses may be cleaned after using.

We now hold permits from the Park Department, and last summer one of our machines was installed in City Hall Park and one in Battery Park.

We have letters commanding the installation of these fountains in public places from the Woman's Municipal League, the Young Men's Christian Association and other religious and civic organizations.

As in our former application, we pledge the installation of our machines will not interfere with anything which has already been placed in these locations.

The terms and condition of the consent which was granted our company by your Board last year, we will be willing to accept in the consent we are requesting under the present application, subject to such modifications and changes as your Board may impose.

Your Honorable Board will undoubtedly realize that these public fountains can only be used for certain parts of the year and in the consent we seek we desire the time to be fixed from April 1 to November 30.

As the opinion of the Corporation Counsel leaves no doubt as to the absolute control of your Honorable Board over the streets of the City we hope that you will give early and favorable consideration to this application. This is essential because much time will be entailed making connection with the water mains, if the consent asked for is granted by your Board.

Respectfully submitted,

THE NEW YORK CENTADRINK WATER COMPANY,  
By A. M. SLOSS, President.

REPORT No. F-115.

BOARD OF ESTIMATE AND APPORTIONMENT,  
OFFICE OF THE CHIEF ENGINEER,  
April 13, 1909.

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

SIR—At the meeting of the Board held on March 5 last there was referred to the Chief Engineer the petition of the New York Centadrink Company for permission to install and operate automatic drinking water fountains under the stairs of the stations of the elevated railroad lines in the Boroughs of Manhattan, Brooklyn and The Bronx.

On June 26 last the Board adopted a resolution granting this company the privilege of installing not more than twenty-five of such fountains, this consent having by limitation expired on November 30, 1908, but it seems that, owing to a delay in securing necessary permits from the various City Departments the company was not able to erect any of these fountains before the cold weather set in, and the petition now under consideration is for a renewal of the consent granted last June for a period of ten years.

The petition has been the subject of investigation by the Division of Franchises of this office, and I beg to transmit herewith the report of the Engineer in charge of that Division. From advice furnished by the Law Department it seems that the Board has the right to grant the consent requested. The various City Departments interested in the conditions of such a grant have been consulted, and where suggestions have been offered by these departments they have been incorporated in the form of consent. There seems no reason why the Board should not allow the installation and operation of these fountains in accordance with the terms outlined in the accompanying resolution, which calls for a payment of \$100 within thirty days after approval of the consent of the Mayor, and the sum of \$36 per annum for each fountain installed within ten days after the designation of the locality of the fountain by the President of the Borough in which the fountain is to be erected. In addition to this, the company is to pay the sum of \$5 per annum for the water consumed in each fountain. The company is also required to deposit the sum of \$2,000 with the Comptroller of the City in order to insure the faithful performance of the terms of the grant. The President of the company has been advised of the proposed conditions and has indicated his acceptance of them.

Respectfully,

NELSON P. LEWIS, Chief Engineer.

BOARD OF ESTIMATE AND APPORTIONMENT,  
DIVISION OF FRANCHISES, ROOM 801, No. 277 BROADWAY,  
April 13, 1909.

Mr. NELSON P. LEWIS, Chief Engineer:

SIR—The New York Centadrink Company has presented a petition, through its President, A. M. Sloss, dated March 3, 1909, to the Board of Estimate and Apportionment, for permission to install, maintain and operate automatic drinking water fountains under the stairs of the stations of the several elevated railroad lines within the Boroughs of Manhattan, Brooklyn and The Bronx, for the purpose of automatically vending carbonated water, at the rate of one cent a glass.

This petition was presented to the Board at its meeting of March 5, 1909, and was referred to the Chief Engineer.

The privilege requested is a renewal of the consent granted by resolution adopted by the Board of Estimate and Apportionment June 26, 1908, and approved by the Mayor June 30, 1908. Under this consent the company was permitted to install not more than twenty-five (25) of such fountains and maintain same during the pleasure of the Board, but the consent expired by limitation on November 30, 1908. Owing to the delay in securing the necessary permits from the different Departments the company was unable to avail itself of the privilege thus granted before the cold weather set in, and consequently, I am informed, none of the fountains were installed under such consent.

The company now applies for permission to install such fountains for a period of ten (10) years, and offers to compensate the City at the rate of three dollars (\$3) per month for each and every fountain so installed. The petition recites that the fountains, from a sanitary standpoint, have received the indorsement of the Department of Health, and also that certain religious and civic organizations have indorsed the project. It also claims to hold a permit from the Park Department, and states that during last summer one of these machines was installed in City Hall Park, and also one in Battery Park.

When this matter was under discussion last year the Corporation Counsel was requested to advise the Board of its powers in the premises, and in an opinion dated June 23, 1908, which was presented to the Board at its meeting of June 26, 1908, he advised the Board that it

"has the power to grant any privilege with respect to streets, highways and other public places which shall not interfere with the public use of the streets or is not in any way an invasion of the public rights,"

—and, further,

"that the form of resolution as consistently used by the Board in the case of other revocable consents, with such modifications as may be necessary to fit this particular case, may be employed by the Board."

Communications were addressed to the Comptroller, the Commissioner of Water Supply, Gas and Electricity and the Presidents of the Boroughs of Manhattan, Brooklyn and The Bronx, requesting that they cause the various Bureaus of their Departments having jurisdiction to investigate the matter and advise this office if there were any objections to granting the requested permission, or any special conditions which they felt should be incorporated in the form of consent other than those usually employed by the Board in granting consents for revocable privileges.

The attention of these officials was also called to the fact that a stated sum per month for each fountain installed seemed the most satisfactory method of fixing compensation for the privilege, and also that, if the compensation should be so fixed, it would appear to be desirable that some system should be adopted whereby the City authorities would have information as to the exact location of each and every fountain also, so that some check could be had on the opening and repairing of streets disturbed by the installation of such fountains, and the proper charges be collected for the maintenance and operation, water connections and the water used in each instance, as the company intends using City water for its purposes.

Replies have been received from the Presidents of the Boroughs of Manhattan and Brooklyn and the Department of Finance, approving of an interdepartmental system for the issuance of permits, as suggested by this Division.

The Comptroller in his communication states that the payment of a stated sum per month for each fountain is a satisfactory method of compensation.

The Commissioner of Water Supply, Gas and Electricity desires that the company in each instance make application to his Department for a separate tap for each fountain, and pay five dollars (\$5) per annum for the water consumed therein. In addition thereto he requests that the service pipe be properly protected against freezing.

I have incorporated a provision requiring the company to pay such fee to the Department of Water Supply, Gas and Electricity for the water consumed, and as to the other conditions, I believe that the form of consent heretofore used will be ample to cover the recommendations suggested. In fact, Mr. Sloss, the President of the company, states he contemplates taking up the matter with the Commissioner of Water Supply, Gas and Electricity after the consent has been granted, and making some different arrangement, so as to avoid the necessity of security a tap for each fountain.

None of the officials from whom replies have been received have offered any objections to the proposed consent, nor do they desire any conditions other than the usual ones, with the exception as above noted.

The President of the Borough of The Bronx has not as yet answered the communication addressed to him on this subject, bearing date March 11, 1909.

I have no objections to offer to the proposed consent, and would recommend that same be granted during the pleasure of the Board of Estimate and Apportionment, but not to extend beyond ten (10) years from the date of its approval by the Mayor.

As compensation for the privilege I would recommend that the company be required to pay the sum of one hundred dollars (\$100) within thirty (30) days of the approval of the consent by the Mayor, and thirty-six dollars (\$36) per annum for each and every fountain installed within ten days after the date of the designation of the locality of each fountain by the President of the Borough in which it is proposed to install the fountain.

As a security fund for the faithful performance of the terms and conditions of the consent, I would recommend that the company be required to deposit the sum of two thousand dollars (\$2,000), in cash or securities, with the Comptroller. I understand from the President of the company that it has at present one-half this amount on deposit with the Comptroller under the original consent, and this can be applied as part deposit for the proposed consent.

The company should also be required to file an instrument in writing accepting the terms and conditions of the consent before performing any work thereunder.

The terms and conditions proposed have been accepted by the President of the company.

A resolution, in the usual form, containing provisions in accordance with these recommendations, is forwarded herewith.

Respectfully,

HARRY P. NICHOLS, Engineer in Charge.

The following was offered:

Whereas, The New York Centadrink Company has presented an application dated March 3, 1909, to the Board of Estimate and Apportionment of The City of New York for its consent to the installation, maintenance and operation of automatic drinking water fountains under the stairways of the stations of the several elevated railroads within the City limits for the purpose of automatically vending pure, cold, carbonated water to the public at the rate of one (1) cent per glass; now therefore be it

Resolved, That the consent of the corporation of The City of New York be and the same is hereby given to the New York Centadrink Company, a domestic corporation, to install, maintain and operate automatic drinking water fountains with necessary pipe connections under the stairways of the stations of the several elevated railroads in the Boroughs of Manhattan, Brooklyn and The Bronx, for the purpose of automatically vending pure, cold, carbonated water to the public at the rate of one (1) cent per glass, upon the following terms and conditions:

1. Said consent shall continue only during the pleasure of the Board of Estimate and Apportionment, or its successors in authority, and shall be revocable upon sixty (60) days' notice in writing to the said grantee, its successors or assigns, but in no case shall it extend beyond ten (10) years from the date of approval of this consent by the Mayor, and thereupon all rights of the said New York Centadrink Company, by virtue of this consent, shall cease and determine.

2. The New York Centadrink Company, its successors or assigns, shall pay into the Treasury of The City of New York, as full compensation for the privilege hereby granted, the following sums:

(a) One hundred dollars (\$100) within thirty (30) days of the approval of this consent by the Mayor;

(b) Thirty-six dollars (\$36) per annum for each and every fountain installed. Such sum shall be paid into the Treasury of The City of New York within ten (10) days after the date of the designation of the locality of each fountain by the President of the Borough, and shall be paid in such manner as is hereinafter prescribed in section 6 of this consent.

Such payments shall not be considered in any manner in the nature of a tax, but shall be in addition to any and all taxes of whatsoever kind or description now or hereafter required to be paid under any ordinance of The City of New York, or by any law of the State of New York. The grantee shall also make a payment of five dollars (\$5) for each fountain to the Commissioner of Water Supply, Gas and Electricity for the City's water used in said fountains, as hereinafter provided.

3. Upon the revocation or termination by limitation of this consent the said grantee, its successors or assigns, shall, at its own cost, cause all of the fountains installed under this consent to be removed and all those portions of the streets, avenues or public places affected by this permission to be restored to their proper and original condition.

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

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

(a) The installation and maintenance of the said fountains, together with any taps or pipe connections.

(b) The protection of all surface and sub-surface structures which shall in any way be disturbed by the installation of said fountains and connections.

(c) All changes in any surface or subsurface structures made necessary by the installation of said fountains and their connections.

(d) The replacing and restoring of the pavement in said streets, avenues or public places which may be disturbed during the installation and maintenance of said fountains and connections.

(e) Each and every item of the increased cost of any future surface or subsurface structure caused by the presence of said fountains and connections.

(f) The inspection of all work during the installation or removal of said fountains and connections as herein provided, which may be required by the Presidents of the Boroughs, and the Commissioner of Water Supply, Gas and Electricity.

6. The said fountains shall be installed at such points and at such precise locations as the President of the Borough may determine and where such installations

can be made without interference to the public use of the streets or to any other person or persons occupying space under permits from the Board of Aldermen or other municipal authorities, and the grantee shall file a copy of such designation with the Board of Estimate and Apportionment within ten days after the receipts thereof.

The locations of the fountains shall be designated by the Borough Presidents on forms bearing consecutive numbers and signed by said officials. Such forms shall provide spaces for the counter-signatures of the Commissioner of Water Supply, Gas and Electricity, the Comptroller and the Superintendent of Highways.

Upon obtaining the form from the President of the Borough designating a location of a fountain, the grantee shall pay to the Commissioner of Water Supply, Gas and Electricity the sum of five dollars (\$5), as provided in section 2 of this consent. Upon the receipt of such sum said official shall countersign the form and issue the necessary permit as hereinafter provided. Upon obtaining the signature of the Commissioner of Water Supply, Gas and Electricity, as above, the grantee shall pay into the Treasury of The City of New York within ten (10) days of the date upon which the form is issued by the Borough President the sum of thirty-six dollars (\$36), as provided in section 2 of this consent and upon the receipt of such payment the said form shall be countersigned by the Department of Finance. Upon presentation of the form so countersigned to the Superintendent of Highways the latter official shall also countersign the said form and issue the necessary permits for opening the street.

No alterations shall be made in the designation of a locality for a fountain after the same has been issued by the Borough President. It is specifically intended by this provision to provide that if the grantee does not see fit to install a fountain at a location designated the payments made to the Commissioner of Water Supply, Gas and Electricity and to the Comptroller on account of such particular designation shall be forfeited to the City and no return of such sums shall be made because the fountain was not installed at such location.

These forms of location designation countersigned as hereinabove provided shall all expire on January 1 of each year, and the grantee shall, before March 1 of each year, obtain new forms of location designation and make the necessary payments for the same and obtain the countersignatures thereto for each and every one of the fountains which have remained in the location previously designated during the winter period.

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

7. The said fountains and any fixtures connected therewith shall be installed, maintained and operated subject to the supervision and control of the proper authorities of The City of New York. They shall be open at all times to the inspection of all the authorities who have jurisdiction in such matters under the Charter of The City of New York. No placards or advertising matter of any kind, character or description shall be placed upon or attached to the said fountains.

Should the grantee so desire, any of the fountains installed in accordance with the provisions of this consent may be protected from the elements during the winter season, provided that the grantee obtain the approval, as to material and design, of the Board of Estimate and Apportionment to the proposed protection of such fountains.

8. This consent is subject to whatever right, title or interest the owners of abutting property or others may have in and to the streets, avenues and other public places.

9. The said grantee shall be liable for all damages to persons and property, including the streets and subsurface structures therein, by reason of the installation, maintenance and operation of said fountains and connections, and it is a condition of this consent that The City of New York assumes no liability to either person or property on account of the consent.

10. This consent is granted on the further and express condition that all laws or ordinances now in force, or which may hereafter be adopted shall be strictly complied with.

11. This consent is upon the express condition that the grantee shall, within thirty days after its approval by the Mayor, and before anything is done in the exercise of the rights conferred hereby, deposit with the Comptroller of The City of New York the sum of two thousand dollars (\$2,000), either in money or securities to be approved by him, which fund shall be security for the faithful performance of the terms and conditions of this consent, especially those which relate to the repairs of the street pavement, the payments for City water used in said fountains, and the annual payments for each fountain. In case of default in the performance by said grantee of any of such terms or conditions, The City of New York shall have the right to cause the work to be done, and the materials to be furnished for making the necessary changes or repairs after ten days' notice, and shall collect the reasonable cost thereof from the said fund without legal proceedings, or in case of default in the payments to the City, shall collect the same, with interest, from such fund after ten days' notice in writing to the said grantee.

In case of any drafts so made upon the security fund, the said grantee shall, upon thirty days' notice in writing, pay to the Comptroller of The City of New York a sum of money sufficient to restore the said fund to the original amount of two thousand dollars (\$2,000), and in default of the payment thereof the consent hereby given may be cancelled and annulled at the option of the Board of Estimate and Apportionment of The City of New York, acting on behalf of said City. No action or proceedings or rights under the provisions of this section shall affect any other legal rights, remedies or causes of action belonging to The City of New York.

12. Said grantee shall give notice to the Presidents of the Boroughs and to the Commissioner of Water Supply, Gas and Electricity, in writing, of its intention to begin the installation or removal of the fountains hereby authorized, at least forty-eight hours before such installation or removal commences. The grantee shall also give to the Board of Estimate and Apportionment notice in writing of the date on which the work is commenced, and also the date on which the same is completed, not later than ten (10) days after such dates.

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

And the said grantee shall promise, covenant and agree in said instrument to hold The City of New York harmless from all damages to persons or property which may

result from the installation, use, maintenance or operation of the said fountains hereby authorized.

Which was adopted by the following vote:

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

#### The United Electric Service Company.

In the matter of the petition of the United Electric Service Company for a franchise to construct, maintain and use wires and other conductors, with the necessary poles, pipes, conduits and appliances, over and under the streets, avenues and highways within and belonging to The City of New York, for the purpose of operating an electrical signal system for the calling of messengers, an electrical burglar alarm system and fire alarm system.

At the meeting of March 19, 1909, a report was received from the Select Committee, recommending that the franchise be granted on certain terms and conditions, and accompanying the report was a form of resolution tentatively approving the terms and conditions proposed and referring the contract 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, when the matter was laid over, and it was placed on the calendar for this day at the request of the President of the Board of Aldermen.

Hon. John J. Delany of counsel appeared in favor.

The following was offered:

Whereas, The United Electric Service Company, in a petition dated June 7, 1907, which was presented to this Board June 14, 1907, applied for a franchise to construct, maintain and operate wires and other conductors, with the necessary poles, pipes, conduits and appliances, in, over and under the streets, avenues and highways within and belonging to The City of New York, for the purpose of operating electrical call boxes in connection with telephones, telegraph and other systems for providing calls and signals for messages and messengers; and

Whereas, By resolution adopted June 14, 1907, the date for public hearing on the aforesaid petition was fixed for July 8, 1907; and

Whereas, At the meeting of July 8, 1907, at the conclusion of the public hearing on said petition, a report, dated July 2, 1907, was received from the Engineer in charge of the Division of Franchises to the Chief Engineer, together with a proposed form of contract to govern the aforesaid grant, when the matter was referred to a Select Committee, consisting of the Corporation Counsel, the Comptroller and the Chief Engineer; and

Whereas, At the meeting of the Board, held March 19, 1909, a report was received from said Select Committee, recommending that the franchise be granted on the terms and conditions proposed in the form of contract accompanying the report of the Engineer in charge of the Division of Franchises to the Chief Engineer; now, therefore be it

Resolved, That this Board adopt the inquiry of the Select Committee as the inquiry of the Board, and tentatively approve the terms and conditions in the form of contract accompanying the report, dated July 2, 1907, from the Engineer in charge of the Division of Franchises to the Chief Engineer; and be it further

Resolved, That the aforesaid 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, and insert a clause more particularly preventing the use of the lines for telephone service.

The President of the Borough of Brooklyn moved that consideration of the matter be postponed for two weeks.

Which motion was lost.

The resolution as offered was then 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, Queens and Richmond—13.

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

Present and not voting—The President of the Borough of The Bronx—1.

#### Third Avenue Railroad Company.

In the matter of the franchise granted to the Third Avenue Railroad Company to construct, maintain and operate a double track extension to its existing street surface railway, upon and along Fort George avenue, from Amsterdam avenue to Audubon avenue, Borough of Manhattan.

The Secretary presented the following:

HENRY A. ROBINSON,  
No. 2 WALL STREET,  
NEW YORK, April 1, 1909.

Mr. H. P. NICHOLS, Engineer, Division of Franchises, No. 277 Broadway, New York City:

MY DEAR SIR—I beg to inclose you herewith for your files a copy of the consents of the property owners on Fort George avenue, as you request in your favor of March 31, 1909.

Yours very truly,

HENRY A. ROBINSON.

REPORT NO. F-103.

BOARD OF ESTIMATE AND APPORTIONMENT, |  
OFFICE OF THE CHIEF ENGINEER, |  
April 13, 1909. |

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

SIR—Under date of April 1, 1909, the attorney for the Third Avenue Railroad Company has filed with the Board certified copies of the consents of abutting property owners for the construction of a double track extension on Fort George avenue, from Amsterdam avenue to Audubon avenue, in the Borough of Manhattan, the contract for this extension having been approved by the Mayor on March 4, 1909. The consents filed represent a total assessed valuation of \$258,500, which is considerably more than the amount required by the contract. The consent for four of the parcels of abutting property contains certain conditions as to the time in which the company shall secure the franchise for the extension, as to when the extension shall be constructed and a further condition that the tracks are not to be used for the storage of cars. The report of the Engineer in charge of the Division of Franchises, herewith transmitted, indicates that inasmuch as the time for the completion of construction provided in the contract is limited to three months from the date of obtaining the consents, the restriction as to the time of securing the franchise does not apply. The other conditions are provided for in the proposed form of contract, all the provisions of which appear to have been complied with, including the initial payment of \$300 and the security deposit of \$2,500.

Respectfully,

NELSON P. LEWIS, Chief Engineer.

BOARD OF ESTIMATE AND APPORTIONMENT,  
DIVISION OF FRANCHISES, ROOM 801, NO. 277 BROADWAY, }  
April 6, 1909.

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

SIR—The contract between The City of New York and the Third avenue Railroad Company for the construction of a double track extension on Fort George avenue, from Amsterdam avenue to Audubon avenue, Borough of Manhattan, which was executed by the Mayor March 4, 1909, provides in section 2-First, as follows:

"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 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."

Under date of April 1, 1909, the attorney for the company filed with the Board certified copies of the consents of abutting property owners for the construction of the above described extension. The total assessed valuation of the property abutting on the line of the proposed extension, as per the 1909 tax record, is \$308,500. Consents have been obtained by the company in the sum of \$258,500, which is greatly in excess of the amount required by the provisions of the contract. The consent for three of the abutting parcels is given upon the condition that the franchise for the extension be obtained within one year from June 24, 1908, the date of said consent, and that the construction of the road be completed within one year thereafter. As the time for the completion of construction provided for in the contract is limited to three months from the date of obtaining the consents, this restriction does not apply. The same consent contains a further restriction that the tracks are not to be used as a terminus or for the storage of cars, and one other consent contains a provision that there shall be no switches of any kind constructed in front of the property for which the consent is given.

The restriction in relation to the use of the tracks for a terminus and for the storage of cars is also covered by section 2-Fourteenth of the contract, providing that the tracks authorized by said contract shall not be used for the storage of cars.

Section 2-Tenth of the contract provides that the company shall commence construction of the railway within thirty days from the date upon which the consents of the property owners are obtained, and shall complete the construction within three months from the date of obtaining such consents.

The consents filed with the Board were obtained by the company during a period extending from June 16, 1908, to January 30, 1909. It would, therefore, seem that the proper interpretation of this clause would be that the construction of the road shall be completed within three months from February 1, 1909, namely, May 1, 1909.

The contract further provided that the initial payment of \$300 and a security deposit of \$2,500 should be made within thirty days after the signing of the contract by the Mayor, or on or before April 4, 1909.

In a communication from the Comptroller under date of April 1, 1909, I am advised that such payments were made on March 30 and April 1, 1909, respectively. It would, therefore, appear that all of the provisions of the contract in relation to property owners' consents, initial payment and security deposit had been complied with.

Respectfully,

HARRY P. NICHOLS, *Engineer in Charge.*

The reports and copies of consents were ordered filed.

#### Bellevue and Allied Hospitals.

A communication was received from the President, Board of Trustees, Bellevue and Allied Hospitals, stating the construction of the tunnel under and across East Twenty-sixth street, Borough of Manhattan, was commenced on June 3, 1908, and completed on September 18, 1908.

This consent was granted by resolution adopted by this Board April 12, 1907, approved by the Mayor April 17, 1907, and the notice is given in accordance with section 12 of the consent.

The communication was ordered filed.

#### City Island Railroad Company.

A communication was received from the Mayor's office returning, duly approved by his Honor the Mayor on April 5, 1909, resolution adopted by this Board April 2, 1909, granting the consent of The City of New York, as an abutting property owner, to the City Island Railroad Company, to a change of motive power, from horse power to electricity, to be operated by the system known as the American Monorail System on the existing street surface railway of the company from its junction with the Pelham Park Railroad to Belden Point, City Island, Borough of The Bronx.

Which was ordered filed.

#### Pelham Park Railroad Company.

A communication was received from the Mayor's office, returning, duly approved by his Honor the Mayor on April 5, 1909, resolution adopted by this Board April 2, 1909, granting the consent of The City of New York, as an abutting property owner, to the Pelham Park Railroad Company, to a change of motive power, from horse power to electricity, to be operated by the system known as the American Monorail System on the existing street surface railway of the company in Pelham Bay Park, from Bartow station to its junction with the City Island Railroad, at or near Marshall's Corner, Borough of The Bronx.

Which was ordered filed.

#### New York and North Shore Traction Company.

A communication was received from the Mayor's office returning, duly approved by his Honor the Mayor on April 5, 1909, resolution adopted by this Board on April 2, 1909, granting a franchise to the New York and North Shore Traction Company to construct, maintain and operate a double track street surface railway, as an extension to its proposed route, upon and along various streets and avenues, from the Village of Flushing to the Village of Whitestone, Borough of Queens.

Which was ordered filed.

#### Treasury Department, United States of America.

A petition was received from the Treasury Department, United States of America, for the grant of a franchise to the United States of America, under chapter 251 of the Laws of New York, 1904, to construct, maintain and operate, under and along the streets, avenues and public places of the City, two tubes 8 inches in diameter, for the conveyance of pneumatic carriers, and one tube 4 inches in diameter for the necessary signaling wires in connection therewith, for service between the Appraiser's warehouse at Greenwich, Christopher, Washington and Barrow streets and the new Custom House in Bowling Green, Borough of Manhattan.

Which was referred to the Chief Engineer.

#### FINANCIAL MATTERS.

The Secretary presented the following communication from the Chief Clerk, Board of Revision of Assessments, transmitting certified copy of resolution adopted by said Board, consenting to the transfer of \$5,550 from the appropriation made to said Board for the year 1909, to the appropriation made to the Department of Finance for the same year, entitled Main Division, Salaries:

CITY OF NEW YORK—DEPARTMENT OF FINANCE, }  
April 8, 1909. }

*Hon. JOSEPH HAAG, Secretary, Board of Estimate and Apportionment:*

DEAR SIR—I transmit herewith a certified copy of resolution adopted by the Board of Revision of Assessments, at meeting held April 8, 1909, consenting to the transfer of the sum of five thousand five hundred and fifty dollars (\$5,550), from the appropriation made to said Board for the year 1909, to the appropriation made to the Department of Finance for Salaries, Main Division, for the same year.

Very truly yours,

H. J. STORRS, *Chief Clerk, Board of Revision of Assessments.*

The following resolution was offered:

Resolved, That the sum of five thousand five hundred and fifty dollars (\$5,550), be and the same is hereby transferred from the appropriation made to the Board of Revision of Assessments for the year 1909, entitled No. 1227½, Board of Revision of Assessments, the same being in excess of the amount required for the purposes thereof, to the appropriation made to the Department of Finance for the year 1909, entitled General Administration—Main Division, No. 21, 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.

The Secretary presented the following communication from the Comptroller, recommending transfer of appropriation as follows:

\$274.66, as requested by the Tenement House Department, from the account Salaries to the account Supplies and Contingencies, within the appropriation for the year 1908.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS, }  
April 6, 1909. }

*Hon. HERMAN A. METZ, Comptroller:*

SIR—In the matter of a communication from the Commissioner of the Tenement House Department under date of March 17, 1909, requesting that the sum of \$274.66 be transferred from the appropriation entitled Salaries, 1908, to appropriation entitled Supplies and Contingencies, 1908, referred by you to the Bureau of Municipal Investigation and Statistics for examination, I beg to report as follows:

The budget appropriation for 1908 for Supplies and Contingencies was \$19,894. The expenditures and liabilities chargeable to that appropriation amount to \$20,168.66, leaving a deficit of \$274.66, made up of the following items:

Ratejack, repairing single carriage harness and new whip.....	\$5.25
Saiborn Map Company, for posting Insurance Maps, 1908.....	135.00
New York Telephone Company, services to December 31, 1908.....	39.44
W. E. Chapman, for cleaning windows.....	11.00
Thomas Glackin, balance due for care of horse and wagon.....	2.42
Evans & Thomas, removing partitions, etc., on fourth floor, and also in new room on third floor arranged for Bureau of Records.....	81.55
	\$274.66

The Commissioner stated to your examiner that the foregoing items were absolutely necessary for the proper conducting of the business of the Tenement House Department, and asks that the sum of \$274.66 to pay these outstanding liabilities be provided for by a transfer from a surplus existing in the Salary appropriation.

In view of the foregoing facts, I would respectfully suggest that the Comptroller recommend to the Board of Estimate and Apportionment the approval of the request of the Commissioner of the Tenement House Department, and for that purpose a resolution is hereto attached.

Yours respectfully,

CHARLES S. HERVEY, *Supervising Statistician and Examiner.*

Approved:

H. A. METZ, *Comptroller.*

The following resolution was offered:

Resolved, That the sum of two hundred and seventy-four dollars and sixty-six cents (\$274.66) be and the same is hereby transferred from the appropriation made to the Tenement House Department for the year 1908, entitled Salaries, 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 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.

The Secretary presented resolutions of the Board of Aldermen requesting issues of Special Revenue Bonds (subdivision 8, section 188, of the Charter), as follows:

A. \$5,000, to provide for a deficit in the appropriation made to the Department of Street Cleaning for the removal of ashes in the Borough of Brooklyn.

B. \$750, to provide for the expenditure incurred in obtaining the services of Interpreters for the City Magistrates' Court, Second Division, First District, Borough of Richmond.

C. \$960, to provide for the rent of offices from May 1, 1909, to May 1, 1910, used by the Examining Board of Plumbers.

D. \$11,881, to be used by the Board of Education in repairing fire damage to Public School 20, Borough of Queens.

Which were referred to the Comptroller.

The Secretary presented the following communication from the Comptroller, recommending an issue of \$500,000 Corporate Stock for defraying the necessary expenditures of the Aqueduct Commission, as requested by said Commission, April 7, 1909:

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE, }  
April 8, 1909. }

*To the Board of Estimate and Apportionment:*

GENTLEMEN—I am in receipt of the following communication, addressed to me by the Honorable John F. Cowan, President of the Aqueduct Commission, under date of April 7, 1909:

*Hon. HERMAN A. METZ, Comptroller:*

"Sir—At a meeting of the Aqueduct Commissioners held April 7, 1909, the following preamble and resolution was adopted:

"Whereas, In the opinion of the Aqueduct Commissioners, the further sum of five hundred thousand dollars (\$500,000) will be required to defray the necessary and legal expenditures of said Commissioners; therefore

"Resolved, That the Comptroller of The City of New York be and hereby is requested to raise the sum of five hundred thousand dollars (\$500,000) upon bonds of The City of New York, in conformity with the requirements of section 32 of chapter 490 of the Laws of 1883 of the State of New York, for the uses and purposes of the Aqueduct Commissioners, as set forth in said chapter and section of said law.

"Yours respectfully,

"THE AQUEDUCT COMMISSIONERS,  
"By JOHN F. COWAN, President."

An examination of the records in this Department shows that the above sum will be required to pay the awards and the interest thereon in the Croton Falls and Cross River Reservoir proceedings, which are now in the Department of Finance awaiting funds for their disposition.

A resolution for the authorization of Corporate Stock to provide the means with which to dispose of these obligations is herewith presented.

Respectfully,

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That pursuant to the provisions of chapter 490 of the Laws of 1883 and sections 169 and 170 of the Greater New York Charter, the Board of Estimate and Apportionment hereby authorizes the Comptroller to issue Corporate Stock of The City of New York, in the manner provided by section 169 of the Greater New York Charter, to the amount of five hundred thousand dollars (\$500,000), the proceeds whereof to be applied to defraying the necessary and lawful expenditures of the Aqueduct Commissioners, as set forth in the preamble and resolution adopted by said Commissioners on April 7, 1909.

Which was adopted by the following vote:

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

The Secretary presented a communication from the Comptroller, referring to his request for the establishment of the grades of position of Examiner in the Department of Finance, with salary at the rates of \$4,500 and \$5,000 per annum, for one incumbent, respectively, and requesting that same be amended to read "two incumbents for each grade."

(On February 19, 1909, the communication above mentioned was referred to a Select Committee, consisting of the Comptroller and President of the Board of Aldermen.)

The resolution carrying into effect the request of the Comptroller—the establishment of the grades of the position of Examiner in the Department of Finance, with salary at the rate of \$4,500 and \$5,000 per annum for two incumbents—failed of adoption, receiving the following vote:

Affirmative—The Mayor, the Comptroller and the Presidents of the Boroughs of Manhattan, The Bronx, Queens and Richmond—11.

Negative—The President of the Board of Aldermen and the President of the Borough of Brooklyn—5.

Section 226 of the Charter requiring twelve affirmative votes for the adoption of a resolution upon its original presentation to the Board and the resolution adopted with the Budget for the year 1909 requiring twelve affirmative votes for the adoption of any resolution modifying or amending the schedules of Salaries and Salaries and Wages accompanying the Budget for said year.

The Secretary presented communications as follows:

From the Department of Health, requesting the establishment of the following grades of positions:

	Incum-bents.	Per Annum.
Inspector of Foods.....	1	\$3,000 00
Clerk .....	2	2,400 00
Stenographer and Typewriter .....	2	1,200 00

From the President of the Borough of Brooklyn, urging the adoption of resolution recommending to the Board of Aldermen the establishment of the grade of position of Superintendent of the Municipal Asphalt Plant, with salary at the rate of \$2,500 per annum, for one incumbent, particularly in view of the fact that the present incumbent is very deserving of an increase in salary.

(On March 5, 1909, the President of the Borough of Brooklyn withdrew his request for the establishment of the above grade of position, which had previously been referred to a Select Committee, consisting of the Comptroller and President of the Board of Aldermen.)

Which were referred to the Select Committee, consisting of the Comptroller and the President, Board of Aldermen.

The Secretary presented a communication from the Board of Trustees, Bellevue and Allied Hospitals, requesting the establishment of the position of Physician to Out Patients, with salary at the rate of \$300 per annum, for twenty incumbents, also requesting an issue of Special Revenue Bonds to provide for said salaries.

That portion of the request for the establishment of the position was referred to the Select Committee, consisting of the Comptroller and the President of the Board of Aldermen; and the request for the issue of Special Revenue Bonds to provide the necessary means therefor was referred back to the Board of Trustees, with the suggestion that such an application for an issue of Special Revenue Bonds for this purpose should emanate from the Board of Aldermen.

The Secretary presented a communication from the Comptroller, transmitting reports of the Bureau of Municipal Investigation and Statistics, Department of Finance, relative to the establishment of the following positions and grades of positions:

New Position—

Plan Examiner, in the Bureau of Buildings, Office of the President, Borough of Queens.....

	Incum-bents.	Per Annum.
Plan Examiner, in the Bureau of Buildings, Office of the President, Borough of Queens.....	...	\$1,050 00

New Grade—

Draughtsman, in the Bureau of Sewers, Office of the President, Borough of Queens.....	1	2,100 00
Engineer, in the Office of the President, Borough of Richmond .....	1	4,000 00
Inspector of Repairs and Supplies, in the Department of Finance .....	1	2,550 00

—recommending the fixing of the salaries of said positions as above set forth and requesting that the reports, signed by the Comptroller as a member of the Select Committee, be placed upon the calendar for the consideration of the Board.

The President of the Board of Aldermen made the point of order that as these matters had been referred to the Select Committee consisting of the Comptroller and the President of the Board of Aldermen for consideration and report, the communication of the Comptroller was not a report of the Committee, and was, therefore, improperly on the calendar.

The Chair sustained the point of order as made by the President, Board of Aldermen.

The President of the Borough of Richmond then moved to discharge the Select Committee from further consideration of the resolutions creating the following:

	Incum-bents.	Per Annum.
Plan Examiner, in the Bureau of Buildings, Office of the President, Borough of Queens.....	...	\$1,050 00
Draughtsman, in the Bureau of Sewers, Office of the President, Borough of Queens.....	1	2,100 00
Engineer, in the Office of the President, Borough of Richmond .....	1	4,000 00
Inspector of Repairs and Supplies, in the Department of Finance .....	1	2,550 00

Which motion failed of adoption by the following vote:

Affirmative—The Comptroller and the Presidents of the Boroughs of Manhattan, The Bronx, Queens and Richmond—8.

Negative—The Mayor, the President of the Board of Aldermen and the President of the Borough of Brooklyn—8.

The Secretary presented a communication from the Acting Corporation Counsel, inclosing copy of letter from the Hon. Joseph E. Corrigan, City Magistrate, relative to the threatened erection of a five-story building against the Court House at Fifty-fourth street, between Eighth and Ninth avenues, in the Borough of Manhattan; also inclosing copy of chapter 642, Laws of 1900, which relates to such a condition.

Which was referred to the Chief Engineer.

The Secretary presented the following communication from the Commissioner of Bridges, submitting plans, specifications and form of contract for the foundations of the Municipal Office Building at the Manhattan terminal of the New York and Brooklyn Bridge, and report of the Chief Engineer of the Board, stating that these plans are submitted as substitutes for those approved by the Board of Estimate and Apportionment on October 16, 1908; that the former plans did not contemplate carrying the foundations to rock, whereas the new plans do go to rock, involving pneumatic caisson work to a considerable depth below mean high water, and while the expense will be considerably greater than under the old plans, the cost will be within the limit already authorized for this building:

DEPARTMENT OF BRIDGES—CITY OF NEW YORK,  
Nos. 13 to 21 PARK ROW, MANHATTAN,  
NEW YORK, April 12, 1909.

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

GENTLEMEN—On October 16, 1908, your Honorable Board approved of plans, specifications and form of contract for the construction of the foundations of the Municipal Building proposed to be erected at the Manhattan Terminal of the New York and Brooklyn Bridge, in The City of New York. These plans, specifications and the form of contract were submitted by me for approval by the Board of Estimate and Apportionment pursuant to the provisions of chapter 670 of the Laws of 1907.

I now submit revised plans, specifications and the form of contract for the construction of the foundations of the Municipal Building, and respectfully request that your Honorable Board rescind the resolution of October 16, 1908, and approve the plans, specifications and the form of contract as transmitted herewith.

Respectfully,

J. W. STEVENSON, Commissioner.

THE CITY OF NEW YORK, DEPARTMENT OF BRIDGES.

Notice to Contractors.

PROPOSALS FOR BIDS OR ESTIMATES.

(Ordinances, Sections 510, 511, 516.)

1. Bids or estimates will be received by the Commissioner of Bridges of The City of New York at the Department of Bridges, No. 21 Park row, Borough of Manhattan, The City of New York, until 2 o'clock p. m., Thursday,

1909,

2. All bids must be inclosed in sealed envelopes, indorsed "Bid for the Construction of the Foundations of the Municipal Building."

At 2 o'clock p. m. of Thursday, 1909, the bids will be publicly opened and read by the Commissioner.

3. Bidders are particularly requested to examine the plans, specifications and location of the work before bidding, and they are expressly notified that no deviation from the specifications will be allowed, unless the same has been previously authorized by and written permission therefor obtained from the Commissioner.

(Charter, Section 420.)

4. No bid will be considered which does not adhere strictly to the requirements prescribed herein and on the bidding sheet.

5. No bid will be received or considered which is not accompanied by either a certified check upon a State or National Bank of The City of New York, payable to the Comptroller of The City of New York, or money to the amount of 5 per cent. of the amount of the bond required for the faithful performance of the contract. Such check

or money must not be inclosed in the envelope containing the bid, but must be handed to the official of the Department who receives the bids, for examination and approval before receiving the bid. All such deposits except that of the successful bidder will be returned by the Comptroller to the owners within three days after the contract is awarded. No bid shall be withdrawn pending the award.

(*Charter, Section 419.*)

6. If the successful bidder or bidders within five days after receiving notice of the award shall not attend at the Department of Bridges, together with the sureties offered by him or them, and execute the contract, and the sureties sign the bond; or if the sureties offered are not approved by the Comptroller and others are not provided by the bidder or bidders acceptable to the Comptroller, the bidder or bidders will be considered as having abandoned his or their bid, and the work will be readvertised and let until a contract for the same be accepted and executed.

(*Charter, Section 420.*)

7. In the event of such default on the part of the successful bidder or bidders the deposit made by him or them shall be forfeited to and retained by The City of New York as liquidated damages because of such default. If the contract is duly executed by the bidder or bidders and the sureties for same duly qualify, the amount of the deposit will be returned to him or them.

(*Charter, Section 419.*)

8. No bid will be accepted from or contract awarded to any person who is in arrears to The City of New York, or who is a defaulter, as surety, contractor or otherwise, to The City of New York.

(*Ordinances, Section 512; Chapter 327, Laws of 1900; Charter, Section 1533.*)

9. Each bid or estimate shall contain the name and place of residence of the person making the same, the names of all persons interested with him therein, and, if no other person be so interested, it shall distinctly state that fact; 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 therein are in all respects true.

(*Ordinances, Sections 514, 515, 520; Charter, Section 419.*)

10. Each estimate shall be accompanied by the consent, in writing, of two householders or freeholders in The City of New York, with their respective places of business or residence, or of a guaranty or surety company duly authorized by law to act as surety, to the effect that if the contract be awarded to the person or persons making the estimate they will, or it will, on its being so awarded, become bound as his or their sureties for its faithful performance; and that if he or they shall omit or refuse to execute the same, they will, or it will, pay to the Corporation any difference between the sum to which he or they would be entitled on its completion and that which the Corporation may be obliged to pay to the persons to whom the contract may be awarded at any subsequent letting; the amount in each case to be calculated upon the estimated amount of the work by which the bids are tested. The consent above mentioned shall be accompanied by the oath or affirmation, in writing, of each of the persons signing the same, that he is a householder or freeholder in The City of New York, and is worth the amount of the security required for the completion of the contract and stated in the proposals, over and above all his debts of every nature, and over and above his liabilities as bail, surety or otherwise; that he has offered himself as surety in good faith, and with an intention to execute the bond required by law. The adequacy and sufficiency of the security offered will be determined by the Comptroller of The City of New York after the award is made and prior to the signing of the contract.

*Form of Bid.*

11. The price bid must be, first, a lump sum for all work as shown on the plans and described in the specifications, exclusive of the caisson work; second, a lump sum for all caisson work from the top down to a horizontal plane 96 feet below mean high water datum of the Public Service Commission; third, a price per cubic yard for additional caisson work below a horizontal plane 96 feet below mean high water datum of the Public Service Commission. For the basis of comparison of bids, the number of additional cubic yards of caisson work is taken at 6,000.

*Quantities.*

12. Each bidder must calculate all quantities for himself and assume all responsibility therefor.

13. The contractor will be required to complete the entire work to the satisfaction of the Commissioner, and in accordance with the specifications hereto annexed and the accompanying plans.

(*Ordinances, Section 520.*)

14. Should the Commissioner for any cause authorize a suspension of work the time of such suspension will be added to the time allowed for completion. Suspension of work by order of the Commissioner shall not be ground for claim for damages by the contractor nor ground for waiver of the City's claim for damages for non-completion of the work, as above required.

15. The work must be begun within five days of the date of certification of the contract by the Comptroller and be entirely completed on or before May 1, 1910.

(*Charter, Section 419.*)

16. The amount of security to guarantee the faithful performance of the work will be five hundred thousand dollars (\$500,000).

17. The right is reserved by the Commissioner to reject all bids should he deem it in the interest of The City of New York so to do.

*Comptroller's Certificate (Charter, Section 149).*

18. The contract shall not be binding or of any force unless the Comptroller of the City shall endorse thereon his certificate that there remains unexpended and unapplied, as provided in the Greater New York Charter, a balance of the appropriation or fund applicable thereto, sufficient to pay the estimated expense of executing this contract, as certified by the officers making the same.

(*Ordinances, Section 516.*)

19. Bidders are requested to make their bids or estimates upon the blank form prepared by the Commissioner, a copy of which, with the proper envelope in which to inclose the bid, together with a copy of the contract, including the specifications, in the form approved by the Corporation Counsel, may be obtained upon application therefor at the office of the Commissioner of Bridges, No. 21 Park row, New York City, where the plans, which are made a part of the specifications, may be seen.

JAMES W. STEVENSON, Commissioner of Bridges.

Dated The City of New York,....., 1909.

Department of Bridges, No. 21 Park row, Manhattan, The City of New York.

[Notice—The attention of bidders is particularly called to the fact that unless their bids are made in conformity with the requirements of the forms of bid and of the contract and specifications, such bids cannot be properly compared and will be thrown out as informal. Any alternative bid or proposition must be made entirely separate and distinct from the regular bid.]

THE CITY OF NEW YORK, DEPARTMENT OF BRIDGES.

BID OR ESTIMATE.

To the Commissioner of Bridges:

FOR THE CONSTRUCTION OF THE FOUNDATIONS OF THE MUNICIPAL BUILDING.

The bidder's name and residence must be inserted here, and in case of firms, the name and residence of each and every member of the firm must be inserted.

Made this..... day of....., 1909,  
by..... residing at.....  
by..... residing at.....  
by..... residing at.....  
by..... residing at.....

1. do declare that..... the only person interested in this estimate; and that no other person than is herein named has any interest in this estimate, or in the contract proposed to be taken.

2. .... further declare that this estimate is made without any connection with any other person or persons making an estimate for the same purpose, and is in all respects fair and without collusion or fraud.

3. .... further declare that no member of the Board of Aldermen, head of a department, chief of a bureau, deputy thereof or clerk therein, or any 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 this bid or estimate, or in the performance of the contract, work or business to which it relates, or in any portion of the profits thereof.

4. .... further declare that the names of the persons affixed to the consent hereto annexed were written by said persons respectively, and that said persons are householders, freeholders or are officers of a guaranty or surety company authorized by law to become surety in The City of New York.

5. .... has carefully examined the annexed contract (including the specifications and plans), in the form approved by the Corporation Counsel, and will execute the contract and perform all its terms, covenants and conditions, and will furnish all the work, labor, materials, tools, plant and appliances necessary for the construction of the foundations of the Municipal Building, in accordance with the plans and specifications and the proposed form of contract therefor, to wit:

(a) For furnishing all the work, labor, materials, tools, plant and appliances for all work and construction shown and specified, exclusive of the caisson work, for the lump sum of..... Dollars (\$.....)

(b) For furnishing all the work, labor, materials, tools, plant and appliances necessary for the construction of all caisson work from the top down to a horizontal plane 96 feet below mean high water datum of the Public Service Commission, for the lump sum of..... Dollars (\$.....)

(c) Should it be required to carry any of the caisson work below the horizontal plane 96 feet below the mean high water datum of the Public Service Commission, then it is further agreed that such additional caisson work will be done and furnished for the sum of..... Dollars (\$.....) per cubic yard.

Note—In case a bid or estimate shall be submitted by or in behalf of any corporation, it must be signed in the name of such corporation by some duly authorized officer or agent thereof, who shall also subscribe his own name and office. If practicable, the seal of the corporation should also be affixed.

Note—For the basis of comparison of bids the number of additional cubic yards of caisson work is taken at 6,000.

The foregoing prices are to cover the cost of all the work, labor, materials, tools, plant and appliances of every description necessary to complete the entire work as specified, all the cost of tests as hereinafter specified, all the cost of safeguards, underpinning, shores and supports for the purpose of safely maintaining the elevation or alignment of adjacent subway, elevated railroad, building or other construction, and the removal of all debris, temporary work or appliances and of all obstructions necessary to the performance of the work.

Residence,.....

Residence,.....

Residence,.....

Residence,.....

Bidder(s) or Estimator(s).

Each and every person bidding and named above must sign here.

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

Name(s) of Bidder(s).

—being severally duly sworn, say each for himself, that the several matters stated in the above estimate are in all respects true.

Subscribed and sworn to before me,  
this day of  
A. D. 1909.

Signature(s) of Bidder(s).

Notary Public or Commissioner of Deeds.

This affidavit must be made by the person or persons bidding for the contract.

*Sureties' Agreement.*

In consideration of the premises, and of one dollar to us and each of us in hand paid by The City of New York, the receipt whereof is hereby acknowledged—

We, the undersigned, jointly and severally, consent and agree that if the contract for which the preceding estimate is made be awarded to the person making the same, we will, upon its being so awarded, become bound as his or their sureties for its faithful performance; and if the said person shall omit or refuse to execute such contract, if so awarded, and give the proper security within five days after written notice that the same is ready for execution, we will pay, without proof of notice or demand, to the said The City of New York, any difference between the sum to which such person or persons would be entitled upon the completion of such contract and the sum which The City of New York may be obliged to pay to the person or persons to whom the contract shall be awarded at any subsequent letting.

In witness whereof, we have hereunto set our hands, this day of  
one thousand nine hundred and nine.

Residence,.....

Residence,.....

This consent must be signed by the two sureties, with their places of business or residence added.

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

The above-named....., being duly sworn,  
says that he is a householder or freeholder in The City of New York, and is worth the sum of five hundred thousand dollars (\$500,000), over and above all his debts of every nature, and over and above his liabilities as bail, surety and otherwise; being the amount of the security required for the completion of the contract above referred



The Contractor will carry on the work with such force and in such manner and order and at such times and seasons as may be directed by the Commissioner. He will execute all the work, in every respect, in a thorough and workmanlike manner, and entirely complete the contract on or before May 1, 1910.

*Suspension of Partial Payments.*

No payment will be made for work done or material furnished after the time fixed for the completion of the work, or the time to which the completion may be extended, until the full and final completion of all the work herein agreed upon.

*Liquidated Damages.*

(T) In case the Contractor shall fail to complete the work hereunder in accordance with the specifications and to the satisfaction of the Commissioner and Engineer within the time aforesaid, the Contractor shall and will pay to The City the sum of two hundred dollars for each and every calendar day the time consumed in said performance and completion may exceed the time hereinbefore allowed for that purpose; which said sum, in view of the difficulty of ascertaining the loss which The City will suffer by reason of delay in the performance of the work hereunder, is hereby agreed upon, fixed and determined by the parties hereto as the liquidated damages that The City will suffer by reason of said delay and default, and not as a penalty; and The City shall and may deduct and retain the amount of such liquidated damages out of the moneys which may be due or become due to the Contractor under this agreement.

*Extension Not a Waiver.*

(U) Neither an extension of time, for any reason, beyond the date fixed herein for the completion of the contract, nor the delivery and acceptance of any articles or materials called for by this contract, shall be deemed to be a waiver by the Commissioner of the right to abrogate this contract for abandonment or delay in the manner herein provided.

*Not to Sublet (Chapter 444, Laws 1897).*

(V) The Contractor will give his personal attention constantly to the faithful prosecution of the work; he will not assign, transfer, convey, sublet or otherwise dispose of this contract, or his right, title or interest in or to the same or any part hereof, without the previous consent in writing of the Commissioner indorsed hereon or hereto attached; and he will not assign, by power of attorney or otherwise, any of the moneys to become due and payable under this contract, unless by and with the like consent signified in like manner. If the Contractor shall, without such previous written consent, assign, transfer, convey, sublet or otherwise dispose of this contract, or of his right, title or interest therein, or any of the moneys to become due under this contract, to any other person, company or other corporation, this contract may, at the option of the Commissioner, be revoked and annulled and The City shall thereupon be relieved and discharged from any and all liability and obligations growing out of the same to the Contractor, and to his assignee or transferee, provided that nothing herein contained shall be construed to hinder, prevent or affect an assignment by the Contractor for the benefit of his creditors, made pursuant to the statutes of the State of New York; and no right under this contract, or to any money to become due hereunder shall be asserted against The City, in law or in equity, by reason of any so-called assignment of this contract, or any part thereof, or of any moneys to grow due hereunder, unless authorized as aforesaid by the written consent of the Commissioner.

*Commissioner May Suspend Work (Ordinances, Section 520).*

(W) The Commissioner reserves the right of suspending the whole or any part of the work herein contracted to be done, if he shall deem it for the interest of The City so to do, without compensation to the Contractor for such suspension other than extending the time for completing the work as much as it may have been, in the opinion of the Architect, delayed by such suspension.

*Default of Contractor.*

(X) If the work to be done under this agreement shall be abandoned by the Contractor, or if this contract shall be assigned or said work sublet by him, otherwise than as herein specified, or if at any time the architect shall be of opinion and shall so certify in writing to the Commissioner that the performance of the contract is unnecessarily or unreasonably delayed, or that the Contractor is wilfully violating any of the conditions or covenants of this contract, or executing the contract in bad faith, the Commissioner shall have the power to notify the Contractor to discontinue all work or any part thereof under this contract, by a written notice to be served upon the Contractor, either personally or by leaving said notice at his residence or with his agent in charge of the work; and thereupon the Contractor shall discontinue said work or such part thereof as the Commissioner may designate, and the Commissioner shall thereupon have the power to contract for the completion of the work in the manner prescribed by law, and to place such and so many persons and obtain by purchase or hire such animals, carts, wagons, implements and tools and materials as the Commissioner may deem advisable, to work at and to be used to complete the work herein described, or such part thereof, as he may deem advisable, and to procure materials for the completion of the same, and to charge the cost and expense thereof to the Contractor; and the expense so charged shall be deducted and paid by The City out of such moneys as either may be due or may at any time thereafter become due to the Contractor under and by virtue of this agreement or any part thereof; and in case such expense shall exceed the sum which would have been payable under this contract if the same had been completed by the Contractor, then the Contractor will pay the amount of such excess to The City, and in case such expense shall be less than the sum which would have been payable under this contract if the same had been completed by the Contractor, then the Contractor shall forfeit all right to the balance; and when any particular part of the work is being carried on by the Commissioner, by contract or otherwise, under the provisions of this clause of the contract, the Contractor agrees to continue the remainder of the work in conformity with the terms of this agreement, and in such manner as in nowise to hinder or interfere with the persons or workmen employed as above provided by the Commissioner, by contract or otherwise, to do any part of the work, or to complete the same under the provisions of this clause of the contract.

*"Contractor" to Maintain Guards and Lights (Ordinances, Section 519).*

(Y) The Contractor shall place proper guards for the prevention of accidents and shall put up and keep at night suitable and sufficient lights, where necessary, during the delivery of the materials or supplies, or the performance of any part of the work, to prevent accidents or injuries to the person or property of another, and he will indemnify and save harmless The City from all suits or actions and damages or costs of every name and description to which The City may be subjected or put by reason of injury to the person or property of another resulting from negligence or carelessness on the part of the Contractor, his servants or agents, in the delivery of the materials and supplies, or by or on account of any act or omission of the Contractor, his servants or agents, and the whole or so much of the moneys due, or to grow due the Contractor under this agreement, as shall or may be considered necessary by the Comptroller of The City, may at its option, be retained by The City until all suits or claims for damages shall have been settled or otherwise disposed of, and evidence to that effect furnished to the satisfaction of the Comptroller.

*Liens (Chapter 418, Laws 1897; Chapter 169, Laws 1898).*

(Z) If at any time before or within thirty days after the whole work herein agreed to be performed has been completed and accepted by The City, any person or persons claiming to have performed any labor or furnished any material toward the performance or completion of this contract shall file with the Department of Bridges and with the Comptroller of The City any such notice or lien as is described in the Lien Law or any lien law of the State of New York, then and in every case The City shall retain, anything herein contained to the contrary thereof notwithstanding, from the moneys under its control or due or to grow due under this agreement, so much of such moneys as shall be sufficient to pay off, satisfy and discharge the amount of such notice alleged or claimed to be due to the person or persons filing such notice, together with the reasonable costs of any such action or actions brought to enforce such claims or the lien created by the filing of such notice. The moneys so retained shall be retained by The City until the lien thereon created by the said act and the filing of said notice shall be discharged, pursuant to the provisions of the said act.

*Price.*

(AA) The Contractor shall receive the following price as full compensation for furnishing all the work, labor, materials, tools, plant and appliances which he has hereinbefore agreed to furnish for the construction of the Foundations of the Municipal Building, and in all respects performing and completing all of the work which he has hereinbefore agreed to perform and complete, to wit:

(a) For furnishing all the work, labor, materials, tools, plant and appliances for all work and construction shown and specified exclusive of the caisson work for the lump sum of ..... Dollars (\$.....)

(b) For furnishing all the work, labor, materials, tools, plant and appliances necessary for the construction of all caisson work from the top down to a horizontal plane 96 feet below mean high water datum of the Public Service Commission for the lump sum of ..... Dollars (\$.....)

(c) For additional caisson work below the horizontal plane 96 feet below the mean high water datum of the Public Service Commission ..... Dollars (\$.....) per cubic yard.

The above prices cover the cost of all work, labor, materials, tools, plant and appliances of every description necessary to complete the entire work, as specified, all the costs of tests as hereinafter specified, all the cost of safeguards, underpinning, shores and supports for the purpose of safely maintaining the elevation or alignment of adjacent Subway, Elevated Railroad, Building or other construction, and the removal of all debris, temporary work or appliances and of all obstructions necessary to the performance of the work.

*Progress Payments (Ordinances, Section 518). Final Payment (Charter, Section 422).*

(BB) In order to enable the Contractor to prosecute the work advantageously, the Architect shall, subject to the approval of the Commissioner, from time to time, as the work progresses, not oftener than once a month, make an estimate of the amount of work done under this contract since the last preceding estimate was made, and of the value thereof, according to the terms of this contract. Upon such estimate being made and signed by the Architect and the Commissioner and the filing thereof in the office of the Comptroller of The City, ninety per cent. (90%) of such estimated value shall be paid to the Contractor. No payment will be made in contravention of the provisions of paragraph S. And whenever, in the opinion of the Architect, the Contractor shall have completely performed this contract on his part, the Architect shall certify the same in writing to the Commissioner, together with his estimate of the whole amount of materials furnished and work done in such performance by the Contractor, and of the value of such work and materials under and according to the terms of the contract. When said certificate shall have been approved and signed by the Commissioner and the same has been filed with the Comptroller, The City will, on or before the expiration of thirty days after such completion and delivery of said certificate, pay, and it hereby binds itself to pay, to the Contractor, in cash, the whole amount of money accruing to the Contractor under this contract, excepting such sum or sums as shall have been paid to the Contractor under any of the foregoing provisions of this contract, and such as may be lawfully retained under any of the provisions of this contract hereinbefore set forth; provided that nothing herein contained be construed to affect the right hereby reserved by the Commissioner to reject the whole or any portion of the aforesaid work, should the said certificates or any of them be known to be inconsistent with the terms of this agreement or otherwise improperly given.

(CC) The payments herein provided for are to be made out of moneys provided for the prosecution of the work of constructing the Municipal Building by The City, and these presents do not bind the Commissioner or his successors personally; but his actions in the premises are official only and binding The City and the funds specially provided for such purpose, in conformity with the laws under which authority was vested in the Commissioner to proceed with the construction of the Municipal Building, and pursuant to the Greater New York Charter.

*Condition Precedent.*

(DD) The Contractor shall not be entitled to demand or receive payment for the work or materials, or any portion thereof, except in the manner set forth in this agreement, nor unless each and every one of the promises, agreements, stipulations, terms and conditions herein contained on his part to be performed, kept, observed and fulfilled, has been performed, kept, observed and fulfilled, and the Architect shall have given his certificate to that effect.

*Estoppel.*

(EE) The City shall not, nor shall any Department or officer thereof, be precluded or estopped by any return or certificate made or given by the Commissioner, any Architect or other officer, agent or appointee of The City under any provision of this agreement from at any time (either before or after the final completion and acceptance of the work and payment therefor pursuant to any such return or certificate) showing the true and correct amount and character of the work done and materials furnished by the Contractor, or any other person under this agreement, or from showing at any time that any such return or certificate is untrue or incorrect or improperly made in any particular, or that the work and materials, or any part thereof, do not in fact conform to the specifications; and The City shall not be precluded or estopped, notwithstanding any such return or certificate and payment in accordance therewith, from demanding and recovering from the Contractor such loss as it may sustain by reason of his failure to comply with the specifications.

*Final Certificate.*

(FF) The action of the Architect, subject to the approval of the Commissioner by which the Contractor is to be bound and concluded according to the terms of this contract, shall be that evidenced by his final certificate, all prior certificates or estimates upon which partial payments may be made being merely estimates, and being made for an amount that shall represent the ratio that the cost of the work done and materials furnished bears to the cost of the total amount of work and materials required by, and to be furnished under the contract, and which estimates are subject to the corrections of such final certificate, which may be made without notice to the Contractor thereof, or of the measurements upon which the same is based.

*Character of Employees.*

(GG) The Contractor shall employ, upon all parts of the work herein contracted for, only competent and trustworthy men, and should the Commissioner at any time give notice in writing to the Contractor or his representative on the work that any employee is insolent, disorderly, careless, unobservant of instructions, dishonest, or in any way a detriment to the satisfactory progress of the work, such employee shall at once be dismissed and not again allowed upon the work; he will have and keep at all times on the work during the progress of the same an expert and reliable foreman or superintendent, who shall have on hand at all times copies of drawings, specifications and contract, and all instructions given to such foreman or superintendent shall be deemed as having been given to the Contractor.

(HH) The Contractor shall take proper precautions, under the directions of the architect, to protect the finished work from injury pending the completion of the entire contract. Such precautions shall not relieve the Contractor from the obligation to make good any damage which may be incurred during construction.

*Comptroller's Certificate. (Charter, Section 149.)*

(II) This contract shall not be binding or of any force unless the Comptroller of The City shall indorse hereon his certificate that there remains unexpended and unapplied, as provided in the Greater New York Charter, a balance of the appropriation or fund applicable thereto sufficient to pay the estimated expense of executing this contract, as certified by the officers making the same.

*Notice to Contractor.*

(JJ) The residence or place of business given in the bid or estimate upon which this contract is founded is hereby designated as the place where all notices, letters and other communications shall be served, mailed or delivered. Any notice, letter or other communication addressed to the Contractor and delivered at the above named place, or deposited in a post-paid wrapper in any post office box regularly maintained by the post office shall be deemed sufficient service thereof upon the Contractor. The place

named may be changed at any time by an instrument in writing, executed and acknowledged by the Contractor and delivered to the Commissioner. Nothing herein contained shall be deemed to preclude or render inoperative service of any notice, letter or other communication upon the Contractor personally.

*Permits.*

(KK) All permits, of whatever nature, necessary for the prosecution of this work shall be obtained by the Contractor.

*Labor Law.*

(LL) The Contractor agrees that he will comply with the provisions of the Labor Law. He further agrees that no laborer, workman or mechanic in the employ of the Contractor, sub-contractor or other person doing or contracting to do the whole or a part of the work contemplated by the contract shall be permitted or required to work more than eight hours in any one calendar day, except in case of extraordinary emergency, caused by fire, flood or danger to life or property; that the wages to be paid for a legal day's work to all classes of such laborers, workmen or mechanics upon this public work or upon any material to be used thereon shall not be less than the prevailing rate for a day's work in the same trade or occupation in the locality where such public work is being constructed. Each such laborer, workman or mechanic shall receive not less than the prevailing rate of wages. This contract shall be void and of no effect unless the person or corporation making or performing the same shall comply with the provisions of sections 3 and 13 of the Labor Law.

In witness whereof, the Commissioner of Bridges has hereunto set his hand on behalf of The City of New York, and the Contractor has also hereunto set his hand, the day and year first above written; and the Commissioner and Contractor have executed this agreement in triplicate, one part of which is to remain with the Commissioner, one other to be filed with the Comptroller of the City, and the third to be delivered to the Contractor the day and date herein first above written.

Commissioner of Bridges.

Contractor(s).

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

On this ..... day of ..... 1909, before me personally came James W. Stevenson, to me known and known to me to be the Commissioner of Bridges, the person described in and who executed the foregoing instrument, and he acknowledged to me that he executed the same as such Commissioner for the purposes therein mentioned.

Notary Public or Commissioner of Deeds.

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

On this ..... day of ..... 1909, before me personally came ..... to me known and known to me to be the ..... of the ..... Company, and

to me known and known to me to be the ..... of the ..... Company, and who, being by me severally duly sworn, did say, each for himself, as follows:

The said ..... that he is the ..... of said Company, and the said ..... of said Company; that he is the ..... of said Company; that he knows the corporate seal of said Company; that the seal affixed to the foregoing instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said Company, and that by like order he thereto signed his name and official designation.

Notary Public or Commissioner of Deeds.

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

On this ..... day of ..... 1909, before me personally came .....

to me known and known to me to be the same person(s) described in and who executed the foregoing instrument, and he acknowledged to me that he executed the same for the purposes therein mentioned.

Notary Public or Commissioner of Deeds.

Know all men by these presents, that we, .....

of The City of New York, are held and firmly bound unto The City of New York, in the sum of five hundred thousand dollars (\$500,000), lawful money of the United States of America, to be paid to The City of New York, or to its certain attorneys, successors or assigns; for which payment, well and truly to be made, we bind ourselves, and our several and respective heirs, executors and administrators, jointly and severally, firmly by these presents.

Sealed with our seals. Dated this ..... day of ..... in the year one thousand nine hundred and nine.

Whereas, the above bounden .....

by an instrument in writing, under hand and seal, and bearing even date with these presents, ha contracted with The City of New York to perform all the work and furnish all the materials and plant called for in the preceding contract, for the construction of the foundations of the Municipal Building.

Now, therefore, the conditions of the above obligation are such that if the said above-bounden .....

or assigns, shall well and truly, and in a good, sufficient and workmanlike manner, perform the work mentioned in the aforesaid agreement, in accordance with the terms and provisions therein stipulated, and in each and every respect comply with the conditions and covenants therein contained, then this obligation to be void; otherwise to remain in full force and virtue.

[L. S.]  
[L. S.]  
[L. S.]  
[L. S.]

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

On this ..... day of ..... 1909, before me severally and personally came ..... to me known and known to me to be the ..... of the ..... Company, and

to me known and known to me to be the ..... of said

Company, who, being by me severally duly sworn, did say, each for himself, as follows:

The said ..... that he is the ..... of said Company; that he is the ..... of said Company; that he knows the corporate seal of said Company; that the seal affixed to the foregoing instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said Company, and that by like order he thereto signed his name and official designation.

Notary Public, No. , New York County.

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

I, ..... of said City, being duly sworn, do depose and say, that I am a ..... holder in The City of New York, and ..... street, in The City, and that I am worth the sum of five hundred thousand dollars (\$500,000) over and above all my debts and liabilities, including my liabilities as bail, surety and otherwise, and over and above all my property which is exempt by law from execution.

Subscribed and sworn to before me this ..... day of ..... 1909.

Notary Public or Commissioner of Deeds.

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

I, ..... of said City, being duly sworn, do depose and say, that I am a ..... holder in The City of New York, and ..... street, in The City, and that I am worth the sum of five hundred thousand dollars (\$500,000) over and above all my debts and liabilities, including my liabilities as bail, surety and otherwise, and over and above all my property which is exempt by law from execution.

Subscribed and sworn to before me this ..... day of ..... 1909.

Notary Public or Commissioner of Deeds.

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

On this, ..... day of ..... 1909, before me personally came .....

to me personally known and known to me to be the same persons described in and who executed the foregoing obligations, and severally acknowledged that they executed the same for the purposes therein mentioned.

Notary Public or Commissioner of Deeds.

**BOND ACCOUNT.**

*Commissioner's Certificate.*

In conformity with the provisions of section 149 of the Greater New York Charter, it is hereby certified that the estimated cost of the work, materials and supplies required by the within contract, amounting to ..... dollars (\$.....), is chargeable to the fund of the Department of Bridges, entitled "C-DB-37 Municipal Building, Construction of—Manhattan Terminal of New York and Brooklyn Bridge."

Commissioner of Bridges.

The City of New York, ..... 1909.

*Comptroller's Certificate.*

The City of New York, ..... 1909.

The pursuance of the provisions of section 149 of the Greater New York Charter, I hereby certify that there remains unapplied and unexpended a balance of the fund, entitled "C-DB-37 Municipal Building, Construction of—Manhattan Terminal of New York and Brooklyn Bridge," applicable to this contract, sufficient to pay the estimated expense of executing the same, viz.: ..... dollars (\$.....).

Comptroller.

**SPECIFICATIONS FOR THE CONSTRUCTION OF THE FOUNDATIONS OF THE MUNICIPAL BUILDING, AT THE MANHATTAN TERMINAL OF THE NEW YORK AND BROOKLYN BRIDGE, IN THE CITY OF NEW YORK.**

*McKim, Mead & White, Architects, No. 160 Fifth Avenue, New York City.*

1. The following stipulations, specifications and descriptions of materials, defined and described as the specifications, are hereby declared and made a part and parcel of the contract made and executed on the ..... day of ..... 1909, by and between the parties hereto, for the same work or public improvement herein and above described, and which specifications are referred to as such therein.

*Plans and Specifications to Co-operate.*

2. The plans and specifications of this contract are intended to co-operate so that any work exhibited in the plans and not mentioned in the specifications or vice versa, shall be done in the same manner as if mentioned in the specifications and set forth in the plans to the true intent and meaning of said plans and specifications, or either of them. The plans herein referred to bear the general title, "City of New York, Department of Bridges, Municipal Building," and are designated by the following numbers, viz., 7, 8, 9 and 10.

*Adherence to Plans.*

3. All dimensions are to be taken from the drawings and the Contractor will be held responsible for any deviation from those dimensions, and from the lines and levels indicated or implied on the drawings. The Contractor will, however, be required to verify their correctness, and, should he find what he considers an error, to bring it to the attention of the Architect.

*GENERAL CONDITIONS.*

*Scope of Work.*

4. This contract shall cover all excavating for the future building to the levels indicated on the drawings, the sinking of caissons and the building of the foundations to receive the grillage beams, the building of retaining walls where indicated on the drawings, together with such shoring, sheet piling and other work as may be necessary in connection with the above work, in order to leave the same in good and safe condition, to remain standing ready for the further work to be done under future contracts.

*Contractor to Furnish.*

5. The Contractor shall furnish at his own cost and expense all materials, transportation, labor, tools, machinery and appliances of all kinds necessary for executing and completing in the best manner the work called for herein. The Contractor shall furnish for himself all storage yards, docking and unloading facilities.

*Plans of Plant to Be Submitted.*

6. Before beginning the work the Contractor shall submit to the Commissioner, and secure his approval of, plans of plant and specifications as to methods of construction and handling material which he proposes to adopt in the execution of the contract. The Commissioner's approval of construction plant and method of conducting the work shall in no wise relieve the Contractor of responsibility for their strength, safety and efficiency.

*Working Drawings.*

7. All working drawings shall be made by the Contractor, and must be approved by the Architect. The Contractor shall check all drawings before beginning work. Any errors discovered in them will be corrected by the Architect, but failure to discover errors or have them corrected shall not relieve the Contractor from responsibility. The Contractor shall furnish both the Commissioner and the Architect with three prints of each working drawing. Figured dimensions shall govern over scale measurements.

After the work has been completed, the Contractor shall furnish complete sets of tracings and prints, both on cloth, of all working drawings for the records of the Department of Bridges. All prints of working drawings shall be furnished by the Contractor free of charge.

*Lines and Levels.*

8. All lines and levels necessary for the prosecution of the work will be established by the Department of Bridges. The Contractor shall provide all facilities necessary for establishing the lines and levels and shall take due precaution to preserve all marks and stations established by the Department. All marks destroyed by the Contractor's operations shall, when deemed necessary by the Architect, be restored at the Contractor's expense.

*Intent of Specifications.*

9. Any question as to the intent or meaning of these specifications and the drawings shall be referred to the Architect, whose decision shall be final and binding on all parties.

*Points Not Covered Specifically.*

10. Wherever any feature of the work is not fully set forth in these specifications, it must be understood that the same shall be governed by the rules of the best modern practice.

*Patents.*

11. Whenever and wherever an article of any class of materials is specified by the name of any particular patentee, manufacturer or dealer, or by reference to the catalogue of any such manufacturer or dealer, it shall be taken as intending to mean and specify the article or materials described or any other equal thereto in quality, finish and durability, and equally as serviceable for the purpose for which it is (they are) intended. Nothing in these specifications shall be interpreted or taken to violate the provisions of section 1554 of the Greater New York Charter, which provides that "except for repairs, no patented pavement shall be laid, and no patented article shall be advertised for, contracted for, or purchased, except under such circumstances that there can be a fair and reasonable opportunity for competition, the conditions to secure which shall be prescribed by the Board of Estimate and Apportionment."

*Inspection.*

12. Ample facilities shall be furnished at all times to the Commissioner, the Architect and their assistants for inspecting the work in the field and at all works where materials are in process of manufacture or treatment. If any imperfect work or defective material is discovered at any time the defects therein shall be remedied by the Contractor to the full satisfaction of the Commissioner; and all defective material shall be promptly removed by the Contractor at his own expense.

*Rejection of Material or Workmanship.*

13. The Architect shall have authority to reject any material or workmanship which, in his opinion, is unfit for the work or not in accordance with these specifications, and the same shall be made good at the cost of the Contractor.

*When Contractor is not Present, Orders Given to Superintendent or Overseer.*

14. Whenever the Contractor is not present on any part of the work where it may be necessary to give directions, orders will be given by the Architect and his assistants to, and shall be received and obeyed by, the superintendents and overseers who may have immediate charge of the men employed on the particular work in relation to which the orders may be given.

*Record of Force Employed.*

15. The Contractor must furnish to the Architect a weekly statement of the force employed on all parts of the work.

*Manner of Prosecuting the Work.*

16. All the work shall be prosecuted in a manner best calculated to promote rapidity in construction, to secure safety to life and property, and to reduce to the minimum any interference with the public travel, to the satisfaction of the Commissioner and the Architect, and in accordance with their directions.

17. After completing the work, the Contractor shall promptly remove all plant and other material brought by him to the site of the work, and shall remove or destroy all rubbish, leaving the property and streets in a neat and sightly condition.

*Privy.*

18. The Contractor shall install and maintain in a clean and sanitary condition during the progress and until the completion of the work a sewer connected privy with water connection for flushing purposes. It must be maintained without offense to the neighborhood and to conform to the sanitary laws of The City of New York.

*Tests.*

19. The Contractor shall pay for all tests of materials which may be necessary, in the opinion of the Architect, to determine their quality, the tests to be made by persons designated by the Architect, and approved by the Commissioner.

*EXCAVATION.**Clearing Site.*

20. The existing buildings on the easterly portion of the site are in process of demolition and will be removed by other contractors down to the level of the curb. This Contractor must accept the site as he finds it, removing from the premises all debris left from the former buildings, as well as all work of same below the curb levels, and he shall also take charge of all shoring, sheet piling, bridges, streets, railings, sidewalks, etc., assuming full responsibility for the safety of same. The temporary office buildings and concrete mixer on the easterly portion of the property will be removed by other contractors.

21. Piping of all kinds disclosed in excavating which served any of the former buildings on the site must be cut off and sealed gas and water tight beyond the lines of the excavation. All piping disclosed in excavating or now crossing the site and exposed to view, including sewers, and which serve any neighboring buildings or other premises, must be maintained by the Contractor without interrupting the service provided by such piping. He shall remove or change the position of said piping as the work of this contract may require, but before such removal or change the Contractor shall provide, lay and connect new lines of piping, with branches, valves and all necessary appliances, equivalent in capacity, service and construction to the pipes that are to be changed, and so conduct the work and so connect the pipes that the service provided by them shall be continued and maintained without interruption.

22. The approval of the various City Departments or Public Service Corporations having control must be obtained by the Contractor before any changes in piping are made, or any pipes sealed up.

23. All shoring or bracing required in the above work shall be provided by the Contractor, to conform to the shoring specified hereinafter, and the Contractor will be held responsible for the safety of same.

*Water Supply.*

24. The Contractor shall provide an abundant supply of clean water for building purposes. An existing main may be used for this purpose and the necessary galvanized iron pipe and connections and stopcock for controlling same provided by the Contractor. If this is not possible, the Contractor shall make connection with the nearest water main and carry a galvanized iron pipe to the inside of the excavation, doing all excavating, refilling and repairing of pavements and sidewalks entailed thereby. The Contractor shall pay for and obtain all permits in connection with the above work and shall pay for all water used in the operations.

25. The Contractor shall excavate the entire site below the existing levels to the various levels indicated on the accompanying drawings.

26. Excavations shall be of the proper widths and depths for the proper introduction of all sheet piling, foundations, grillage, footings and other work shown on plans or specified herein. Great care must be taken by the Contractor not to excavate to a greater depth than called for by the drawings; any such excavation will not be paid for. Any damage or injury resulting from such excessive excavation must be repaired in a satisfactory manner by the Contractor, without any extra charge therefor.

27. Any rock or boulders encountered in excavating must be removed by the Contractor, and the necessary blasting must be done according to law, the blasts being fully covered in every case with logs chained together before firing.

28. All excavated material shall be removed from the premises, and the Contractor shall take care of all piping now disclosed or which may be disclosed in the excavating as specified before.

29. That portion of the site east of the easterly caissons and out to the outside of the retaining walls, with the accompanying work, such as sheet piling, shoring, sidewalks, temporary sewers, fences, etc., shall be excavated at such time as required by the Architect.

*Pumping.*

30. The Contractor shall furnish as many pumps as may be necessary with all appurtenances and power, and shall do all pumping required to maintain the excavations free from water.

*Sheet Piling and Shoring.*

31. The Contractor shall carefully and thoroughly sheet pile all excavations on all sides requiring it. Timber for use in sheet piling shall be sound spruce or long leaf yellow pine of a minimum thickness of three inches and shall be driven down sufficiently to give a firm bearing. As the excavation goes on, this sheet piling must be continually driven lower, as required, and it must be thoroughly braced and stayed in position by longitudinal and cross bracing in such manner that all the piling will be maintained in a true and vertical position.

32. Especial care must be taken in bracing the streets, so as to prevent any settlement or injury to the paving, or any damage to pipes, etc.

33. All sheet piling, other than steel, shall remain in position until the foundations have been constructed and all retaining walls and other walls up to street level have been built; then the sheet piling must be carefully removed, if so ordered.

34. On the west side where indicated on the drawings, the Contractor shall furnish and drive strong and suitable steel sheet piling of type to be approved by the Architect along the line of the present subway wall. It must be driven deep and thoroughly braced and held in position until the concrete retaining wall is built. This sheet piling shall remain permanently in place.

35. All sewers and pipes of all kinds crossing the site shall be shored and braced, service in them being maintained as hereinbefore specified.

36. In addition, the Contractor shall provide all shoring, bracing, heavy planking and other material necessary to maintain Chambers street open over the excavation. The street and sidewalks must have a tight plank floor strongly braced with dividing string-pieces and be sufficiently strong for purposes of traffic. It shall be maintained in good condition until the completion of this contract, and then shall be turned over to The City.

37. All shoring and bracing must be shifted as the progress of the work may demand.

*Underpinning.*

38. If, during the progress of the work, it is found necessary to underpin any existing work, it shall be carefully and thoroughly shored. The shoring shall be strong enough for the loads it is to carry, special care being taken where excessive loads may occur. Such walls must then be underpinned and carried down to approved foundations bearing on the soil below the level of the general excavation or adjacent pits.

*Subway and Elevated Railroads.*

39. Special care must be exercised by the Contractor not to disturb in any manner the elevation or alignment of the walls of the subway and elevated railroad structures, and he shall include in his estimate the cost of any safeguards which, in his judgment will be necessary to accomplish the purpose intended, as he will be held responsible for the successful accomplishment of the work designed and specified.

*Bracing.*

40. Where it is necessary to brace the walls of existing structures, the bracing must be carefully placed and thoroughly stayed in position. Braces must be thoroughly wedged in position, and from time to time this wedging must be examined and tightened.

*Temporary Sidewalks.*

41. The Contractor shall furnish and set on all sides of the property temporary sidewalks of construction to be approved by the Architect. They shall be provided with 3-inch plank flooring level with the sidewalk. The sidewalks must be well shored and braced and be maintained in good repair and left in position at the completion of this contract.

42. Sidewalks must be kept clean and unencumbered by debris, rubbish, etc., and when snow or ice may form upon them, it must be promptly cleaned off so as to be in good condition for public use.

*Fences.*

43. The site shall be enclosed on all sides, on the line of the inside of the sidewalks, with a close board fence 8 feet high, of dressed spruce, carried on 4-inch by 4-inch posts spaced 6 feet on centres, with 1½-inch by 4-inch horizontal members, and the whole covered with 1-inch by 6-inch tongued and grooved boards, with a simple 1½-inch by 6-inch cap. The fence shall be secured to the temporary sidewalks in the best manner and braced, making it perfectly rigid.

44. Sliding doors about 10 feet wide shall be provided in the fence where required, hung on an approved form of overhead hangers, and furnished with brass padlocks, hasps and eyes for locking same.

45. The fence, gates, etc., must be given two coats of good white lead and linseed oil paint of color to be selected. There shall be placed in conspicuous positions on the fence "Post no Bills" signs. The fence shall be maintained in good condition and left in position upon the completion of this contract.

*Runways.*

46. As the work progresses the Contractor shall construct runways from the gates to the bottom of the excavations. These shall be constructed in the best manner, strong and well braced and provided with guard rails on each side.

## MATERIALS.

## Samples.

47. Samples of all materials proposed to be used in the work must be submitted to the Architect for his approval before ordering same.

## Sand.

48. All sand shall be of the best quality of washed "Cow Bay" sand, or equal thereto. It must be sharp, free from salt, loam or other matter, and be properly screened before mixing with the cement. Any sand taken from the site, which, in the opinion of the Architect is suitable for use for the work of this contract, may, with his approval, be used by the Contractor.

## Broken Stone.

49. All broken stone shall be of sound trap-rock or limestone, machine broken, or screened gravel well washed. The stone shall be the run of the crusher up to a size which will pass through a 2-inch ring, and the gravel graded up to the same size. The Architect will approve the proportion of fine stuff in the above.

## Portland Cement.

50. All Portland cement must have been manufactured at least thirty (30) days prior to shipment. It must stand satisfactorily the following tests:

## Specific Gravity.

51. The specific gravity of the cement, thoroughly dried at 100 degrees C., shall not be less than 3.10.

## Fineness.

52. It shall leave by weight a residue of not more than 8 per cent, on a No. 100 sieve, with 10,000 meshes per square inch, and not more than 25 per cent, on a No. 200 sieve, with 40,000 meshes per square inch.

## Time of Setting.

53. It shall develop initial set in not less than thirty minutes, but shall develop hard set in not less than one hour, nor more than ten hours.

## Tensile Strength.

54. The minimum requirements for tensile strength for briquettes one inch square in section shall be within the following limits:

## Neat Cement.

Age.	Strength.
24 hours in moist air.....	150-200 pounds
7 days (1 day in moist air, 6 days in water).....	450-550 pounds
28 days (1 day in moist air, 27 days in water).....	550-650 pounds

## One Part Cement, Three Parts Sand.

Age.	Strength.
7 days (1 day in moist air, 6 days in water).....	150-200 pounds
28 days (1 day in moist air, 27 days in water).....	200-300 pounds

## Constancy of Volume.

The constancy of volume shall be as per the requirements of the American Society for Testing Materials.

## Sulphuric Acid and Magnesia.

55. The cement shall not contain more than 1.75 per cent. of anhydrous sulphuric acid, nor more than 4 per cent. of magnesia.

## Storage.

56. All cements must be kept under cover and be stored on planks or skids raised from the ground.

## Concrete.

57. All concrete, except for use in the caissons, shall be composed of one part Portland cement, three parts sand and five parts of broken stone. Concrete for use in the caissons shall be mixed in the proportion of one part cement, two parts sand and four parts of broken stone. Grout shall be mixed in the proportion of one cement to two sand.

58. All concrete must be thoroughly mixed, preferably in a machine mixer. If hand mixed, it must be mixed in a tight box as follows:

First mix the cement and sand, then add the stone and again turn the mass over, then work thoroughly and rapidly with shovels while water is added. Work the mass until it is thoroughly incorporated.

59. All concrete shall be a "wet mixture" and after dumping in position it shall be thoroughly puddled. Concrete must be laid in successive layers to the full thickness required, each successive layer being put down before the preceding one has become dry, and each thoroughly puddled.

60. All wood forms required in concrete work shall be furnished and set by the Contractor.

## RETAINING WALLS.

## Footing Courses.

61. Under all retaining walls shown on the drawings, there shall be furnished and set footing courses of concrete made as specified before and of sizes shown.

## Retaining Walls.

62. All retaining walls shown on the drawings must be built of concrete made as specified before. The walls to be of thickness and height indicated on the drawings.

This contract will include only that portion of the retaining walls on the westerly side of the site extending from the northwest corner southerly to approximately column 125.

## Sewer.

63. The Contractor shall provide forms and build in the retaining wall on the west side, a sewer of size shown on the drawings. The concrete to be thoroughly compacted around the forms and after the concrete has set the forms must be removed.

In addition, at the south end, he shall furnish and build in the concrete an extra heavy 6-inch diameter cast-iron drain, connecting it to the sewer specified above, and leaving the hub projecting a distance of 3 inches beyond the face of the concrete work for a future connection. The iron pipe shall be given one coat of the best quality asphaltum varnish before bedding it in the concrete.

## CAISONS.

## Caisson Work.

64. The specifications are intended to cover all material and labor required to complete the caisson foundations to the levels indicated on the drawings, but this will not include any brick lining or any work excepting the sheet piling, caissons, cofferdams, bracing and the concrete used in the caissons as hereinafter specified.

65. The caisson foundations are to be of concrete as shown on the caisson plan, and to be put in place by the pneumatic process. All caissons must be carried down

to rock and the bottom prepared for the reception of the concrete; if the rock slopes, it must be leveled off in steps so that the concrete has a level bearing on the bottom. No concrete is to be placed until the Architects' Inspector has examined the bottom and determined that its character is such that it will carry with safety the loads imposed upon it and that it is properly prepared for the placing of the concrete. On all questions that may arise pertaining to the character or conditions of the rock on which the caissons shall be finally permitted to rest, the decision of the Architects shall be final.

66. The size of the caissons and cofferdams and their exact locations must be the same as shown on the caisson plans. In all cases the concrete areas must be as great as specified and shown on the drawings, and the caissons must be vertical.

67. If the centre of the concrete piers when finished shall vary from its proper position or vertically more than 6 inches, the remedy for this defect must be furnished and executed by the Contractor free of cost and subject to the direction and approval of the Architect.

68. All caissons, cofferdams, sheet piling, etc., where necessary must be firmly braced and stayed in position so as remain perfectly vertical, plumb and true after the excavation is entirely completed. The Contractor must estimate to do this bracing in the best and most workmanlike manner, subject to the approval of the Architect.

## Concrete Work in Caissons.

69. The placing of the concrete in the working chambers must be done with the utmost care and particular care must be taken to prevent any open spaces between the top portion of the pier and the air chamber by thoroughly grouting the air chamber through the air shafts under air pressure before the removal of the air shafts and the filling up of the air shaft spaces. The cofferdams will be filled with concrete up to a point indicated on the drawings.

## Cutting Off Caissons.

70. The Contractor must cut off the caissons neatly at the heights indicated on the drawings. These must be cut to a line and in a careful and workmanlike manner.

## Form of Caissons.

71. In preparing the caisson plan, the caissons have in all cases been shown either square or rectangular. If, in the opinion of the Contractor, caissons of cylindrical or other form can be sunk to better advantage, the Contractor may submit to the Architects for their approval revised plans showing the caissons he proposes to substitute, but in any proposed substitution of form the same sectional area of concrete must be maintained in every case as is now shown on the drawings.

## Resident Physician.

72. The Contractor will be required to engage and have available at all times at the site of the work a fully qualified physician to attend to the men employed for compressed air work. He must also maintain constantly in working order during the period of construction, with the use of compressed air, a fully equipped hospital lock and field hospital.

The Contractor must also provide proper dressing quarters for the men. He must also keep posted in a conspicuous place rules governing the personal conduct of the men employed in compressed air work.

## REPORT NO. 97.

BOARD OF ESTIMATE AND APPORTIONMENT—CITY OF NEW YORK,  
OFFICE OF THE CHIEF ENGINEER, NO. 277 BROADWAY,  
April 13, 1909.

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

SIR—Under date of April 12, 1909, the Commissioner of Bridges has forwarded to the Board of Estimate and Apportionment plans and specifications for the foundations of the proposed Municipal Office Building, with the request that these plans and specifications be substituted for those which were approved by the Board of Estimate and Apportionment on October 16, 1908. Bids were received under the specifications already approved, but there has been much controversy as to these plans for the reason that they did not contemplate carrying the foundations to rock, and while it was formerly believed that the loads called for would be carried with entire safety by the existing material, it could not be with certainty predicted that there would be no disturbance of the underlying material through the construction of rapid transit subways or in some other manner. The Commissioner of Bridges has therefore concluded to have new plans prepared carrying the foundations to rock. This will involve pneumatic caisson work to a depth of nearly 100 feet below mean high water. The plans for the caissons have been prepared under the assumption that the piers will carry a load not to exceed fifteen tons to the square foot, the limit fixed by section 25 of the Building Code, and these plans have been fully discussed with the Engineers of the Department of Bridges and representatives of the architects.

The total estimated cost under the present plans is \$2,200,000 and the amount of the bond has been fixed at \$500,000. While this is considerably more than the estimate and the bids received under the previous plan, which did not go to rock, it is still within the limit of the appropriation already made, and I am confident that the work can be carried out for a sum well within that appropriation.

It is very desirable that these plans be definitely approved so that the work can be commenced, the foundations completed and work resumed on the contracts already made for the Chambers street station of the Centre street subway loop, which work was suspended to permit of the construction of this building.

It is therefore recommended that the resolution of October 16, 1908, approving the former plans and specifications be rescinded and that a new resolution be adopted approving the plans and specifications herewith submitted.

Respectfully,

NELSON P. LEWIS, Chief Engineer.

The following resolution was offered:

Resolved, That the resolution adopted by the Board of Estimate and Apportionment October 16, 1908, which reads as follows:

"Resolved, That, pursuant to the provisions of chapter 670 of the Laws of 1907, the Board of Estimate and Apportionment hereby approves of the plans, specifications and form of contract submitted by the Commissioner of Bridges under date of October 8, 1908, for the construction of the foundations of the Municipal Office Building at the Manhattan terminal of the New York and Brooklyn Bridge, in The City of New York,"

—be and the same is hereby rescinded

Which was adopted by the following vote:

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

The following resolution was offered:

Resolved, That, pursuant to the provisions of chapter 670 of the Laws of 1907, the Board of Estimate and Apportionment hereby approves of the plans, specifications and form of contract submitted by the Commissioner of Bridges under date of April 12, 1909, for the construction of the foundations of the Municipal Office Building

ing at the Manhattan terminal of the New York and Brooklyn Bridge, in The City of New York, subject to approval as to form by the Corporation Counsel.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen and the Presidents of the Boroughs of Manhattan, The Bronx, Queens and Richmond—14.

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

The Secretary presented the following communications from the Commissioner of Parks, Boroughs of Manhattan and Richmond, relative to an issue of \$45,000 Corporate Stock for the erection and completion of a new comfort station on the Riverside drive, west of the Grant Tomb, more particularly in view of the Hudson-Fulton celebration, together with report of the Comptroller, to whom this matter was referred on March 5, 1909, recommending the issue as requested:

(On April 2, 1909, this matter was laid over.)

THE CITY OF NEW YORK—DEPARTMENT OF PARKS,  
BOROUGHS OF MANHATTAN AND RICHMOND, THE ARSENAL, CENTRAL PARK, }  
April 5, 1909.

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

DEAR SIRS—I understand that the application of this Department to your Honorable Board for an issue of Corporate Stock in the sum of \$45,000, for a comfort station in Riverside Park, west of the Grant Tomb, was laid over at meeting of the 2d inst., and I now beg to request the reconsideration of this important matter, more particularly in view of the approaching Hudson-Fulton celebration this coming year.

I inclose copy of original application.

Respectfully,

HENRY SMITH, Commissioner.

THE CITY OF NEW YORK—DEPARTMENT OF PARKS,  
BOROUGHS OF MANHATTAN AND RICHMOND, THE ARSENAL, CENTRAL PARK, }  
February 20, 1909.

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

GENTLEMEN—Application is hereby made to your Honorable Board for an issue of Corporate Stock to the amount of \$45,000 for the building of a new comfort station on the Riverside drive, west of the park walk and the Grant Tomb, in keeping with the surroundings, and to replace the old wooden building, which is entirely inadequate and an eyesore as a public building, more particularly in view of the character of the surroundings.

Herewith is sent blue prints showing plan, elevation and location; also photographs of the dilapidated building now in position.

Respectfully,

HENRY SMITH,

Commissioner of Parks, Boroughs of Manhattan and Richmond.

CITY OF NEW YORK—DEPARTMENT OF FINANCE, }  
COMPTROLLER'S OFFICE,  
NEW YORK, March 19, 1909.

Hon. HERMAN A. METZ, Comptroller:

SIR—Hon. Henry Smith, Commissioner, Department of Parks, Boroughs of Manhattan and Richmond, in communication under date of February 20, 1909, requests the Board of Estimate and Apportionment to authorize an issue of Corporate Stock to the amount of forty-five thousand dollars (\$45,000) for the purpose of building a new comfort station on the Riverside drive, west of the park walk and the Grant Tomb, Borough of Manhattan, to replace the wooden building now used for said purpose. I would report:

Accompanying the request are blue prints showing plans, elevation and location, also photographs of a dilapidated building now in position.

It is proposed with the amount asked for, if the same be provided, to prepare the ground and construct a new comfort station on the location described on the Riverside drive, west of the park walk, a short distance from Grant's Tomb. At the point referred to there now stands an old wooden structure, used as a comfort station, but it is not only inadequate, but is also unsightly and not at all in keeping with the surrounding improvements.

The comfort station which it is proposed to construct, as shown by the plans, is to be granite, Greek Doric in architectural design; its height to be one story, the top being on a level with the sidewalks on the westerly side of the drive. The top of the station, on a level with the sidewalk, is to be surrounded with monolithic columns, in keeping with the Tomb, and is to serve as a shelter house or resting place.

The entire structure in its construction and character is to be in full conformity and keeping with the Tomb, a very important adjunct of which it will really be. The size of the station is to be thirty-six feet by sixty-two feet.

In preparing the ground it will be necessary to excavate and remove about ten thousand (10,000) cubic yards of earth or other material, to construct suitable stairways, approaches, and to lay out the surrounding park generally in conformity with the changes made necessary by the erection of the building.

Upon inquiry at the Department of Parks I was informed that no estimate of the actual quantities of work that will be necessary have been made. Plans and specifications, however, have been prepared, and on these a bid for the work, lump sum, was secured, a reputable firm of contractors offering to do all of the work in conformity with the said plans and specifications (plumbing, heating and lighting excepted) for the sum of forty-two thousand seven hundred and twenty-five dollars (\$42,725).

In view of this bid, and also considering the amount and character of the work to be done as compared with other stations, I am of the opinion that the amount asked for is not excessive.

A comfort station at the location referred to, in my opinion, is urgently needed, and when built the structure and its accompaniments should conform with its surroundings.

I therefore recommend that the Board of Estimate and Apportionment, pursuant to section 47 of the amended Greater New York Charter, authorize the Comptroller to issue Corporate Stock to the amount of forty-five thousand dollars (\$45,000) to provide for the erection and completion of a new comfort station on the Riverside drive, west of the park walk and the Grant Tomb, Borough of Manhattan, to replace the wooden building now used for said purpose.

Respectfully,

CHANDLER WITTINGTON, Chief Engineer.

Approved:

H. A. METZ, Comptroller

The following resolution was offered:

Resolved, That, pursuant to the provisions of section 47 of the Greater New York Charter, as amended, the Board of Estimate and Apportionment hereby approves of the issue of Corporate Stock of The City of New York to an amount not exceeding forty-five thousand dollars (\$45,000) to provide means for the erection and completion of a new comfort station on Riverside drive, west of the park walk and the Grant Tomb, Borough of Manhattan, to replace the present wooden structure, and 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

forty-five thousand dollars (\$45,000), the proceeds whereof to be applied to the purposes aforesaid.

Which was adopted by the following vote:

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

The Secretary presented the following communication from the Secretary, Commissioners of the Sinking Fund, transmitting certified copy of resolution adopted by said Commission authorizing an exchange of property in the Borough of Richmond, between The City of New York and the Staten Island Rapid Transit Railway Company; also extract from the minutes of the meeting of said Commissioners, containing the report of the Comptroller and the appraisals made by the appraisers appointed by the Commissioners of the Sinking Fund:

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
HERMAN A. METZ, COMPTROLLER,  
April 6, 1909.

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

DEAR SIR—I transmit herewith a certified copy of resolution adopted by the Commissioners of the Sinking Fund, at meeting held April 5, 1909, authorizing an exchange of property in the Borough of Richmond, between The City of New York and the Staten Island Rapid Transit Railway Company.

I also transmit herewith, for the information of the Board of Estimate and Apportionment, an extract from the minutes of the meeting of the Commissioners of the Sinking Fund, containing the report of the Comptroller and the appraisals made by the appraisers appointed by the Commissioners of the Sinking Fund.

Very truly yours,

N. TAYLOR PHILLIPS,  
Secretary, Commissioners of the Sinking Fund.

The Comptroller presented the following report, with accompanying papers, and offered the following resolution, relative to the exchange of property in the Borough of Richmond, between The City of New York and the Staten Island Rapid Transit Railway Company (see Minutes of June 30 and September 23, 1908):

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
March 31, 1909.

Hon. HERMAN A. METZ, Comptroller:

SIR—In the matter of the exchange of property between The City of New York and the Staten Island Railroad Company, which has been before the Commissioners of the Sinking Fund, and which last appeared in the minutes of the Sinking Fund Commissioners on September 23, 1908, at which time a resolution was adopted:

"Resolved, That before any further action looking to the exchange of properties be taken by this Board, the Secretary be and hereby is directed to request the railroad company to furnish to this Board a certificate of the title company or other sufficient evidence of title in them to the said strip of land under water at West New Brighton which it proposes to convey to the City as part of the consideration of the exchange."

A communication was transmitted to the railroad company, in compliance with the resolution adopted by the Board, and in reply to said communication the railroad company declined to furnish such evidence of title, but they did state that the parcel was included in the condemnation proceedings at the time they acquired the property.

I understand that no action can be taken by a corporation to condemn land of the State of New York, and therefore any such action as the company may have taken against said State would appear to me to be null and void. It is therefore necessary to disregard the value of that strip of land in determining the value of the City's real estate and that of the railroad company's real estate, in accordance with section 205a of the Greater New York Charter.

The three appraisers were requested to again examine the proceedings and modify their appraisals.

Mr. John E. Minnehan places the value of the railroad company's property at..... \$34,784 55  
And deducts therefrom Exhibit 1, Parcel 3..... 7,231 50

Making the railroad company's value..... \$27,553 05  
He makes the City's value..... 19,706 66

Mr. Kieran places the value of the railroad company's property at..... \$38,450 00  
And makes a deduction subject to an easement of..... 8,000 00

Making..... \$30,450 00  
He makes the City's value..... 19,300 00

Mr. J. F. Smith appraises the railroad company's property at..... \$34,713 17  
He deducts the value of Parcel B, subject to an easement..... 7,231 87

Making the value of the railroad company's property..... \$27,481 30  
He makes the value of the City's property..... 19,707 41

These are appraisals that were made within a period of three months from the time the matter was presented to the Commissioners of the Sinking Fund, in accordance with section 205 of the Greater New York Charter, and inasmuch as the appraisals show that the railroad company's property is of greater value than the City's property, I would respectfully recommend that the Commissioners of the Sinking Fund adopt a resolution recommending that the exchange between the railroad corporation and the City as to the property described in the resolution of June 30, 1908, and more particularly described by G. W. Tuttle, Principal Assistant Engineer, in the minutes of the meeting of the Commissioners of the Sinking Fund, held September 23, 1908 (see pages 1135 to 1161), be made, provided also that the railroad company grant to The City of New York a perpetual right of way over and across the 100-foot strip of land now used by the railroad company as an easement for its tracks, as shown on map of "property proposed to be conveyed from the Staten Island Rapid Transit Railroad Company to The City of New York, III," and that the Secretary be requested to transmit a certified copy of said resolution so adopted to the Board of Estimate and Apportionment for action thereon at the first meeting of said Board of Estimate and Apportionment after the adoption of the resolution by the Commissioners of the Sinking Fund, in accordance with the provisions of section 205a of the Greater New York Charter.

Respectfully submitted for approval,

MORTIMER J. BROWN, Appraiser of Real Estate, Department of Finance.

Approved:

H. A. METZ, Comptroller.

PROPERTY PROPOSED TO BE CONVEYED FROM THE CITY OF NEW YORK TO THE STATEN ISLAND RAPID TRANSIT RAILROAD COMPANY

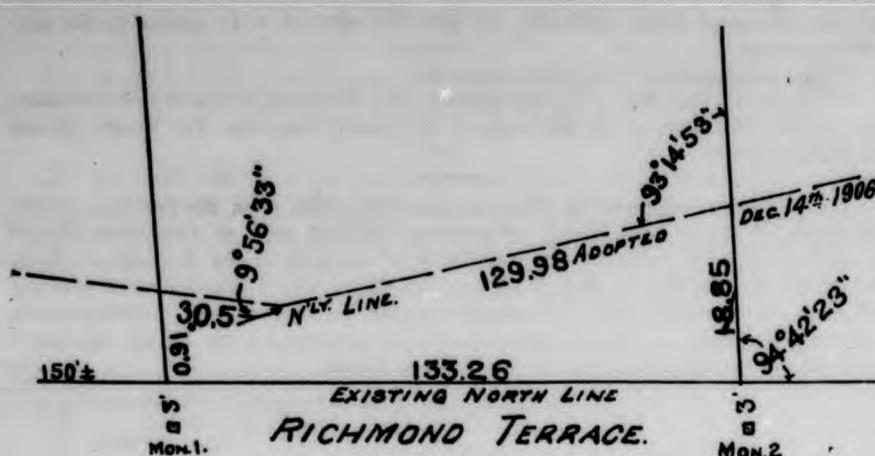
V.A.

PROPERTY AT HOWLAND HOOK, FORMERLY BELONGING TO GILBERT L. MERRILL.

Note—Dimensions on old deed by which property was sold to City, shown in black. Dimensions of property as monumented by City, shown in red.

Dated New Brighton, N. Y., February 14, 1908.

G. W. TUTTLE, Principal Assistant Engineer.



**EXAGGERATED SKETCH OF PROPERTY  
TO BE RETAINED FOR THE WIDENING  
OF RICHMOND TERRACE.**

Technical Description of that Portion of the Property of The City of New York at Howland Hook, Formerly Belonging to Gilbert L. Merrill, That Will Be Required for the Widening of Richmond Terrace.

Beginning at a point on the northerly line of Richmond terrace as it at present exists 150 feet more or less easterly from the intersection of the northerly prolongation of the easterly line of Catherine street and said northerly line of Richmond terrace; said point of beginning being 3 feet northerly from Monument No. 1, measured on a line between Monuments No. 1 and No. 5;

1. Thence easterly along said northerly line of Richmond terrace 133.26 feet to a point 3 feet northerly from Monument No. 2, measured on a line between Monuments No. 2 and No. 3;

2. Thence northerly deflecting 94 degrees 42 minutes 23 seconds to the left 18.85 feet to the line of widening of Richmond terrace;

3. Thence westerly deflecting 93 degrees 14 minutes 53 seconds to the left along said line of widening of Richmond terrace 129.98 feet;

4. Thence still westerly deflecting 9 degrees 56 minutes 33 seconds to the right and along said line of widening of Richmond terrace 3.05 feet;

5. Thence northerly 0.91 feet to the point of beginning, containing 1,277.47 square feet.

The widening line of Richmond terrace is shown on a map entitled "A part of the map or plan of The City of New York, in the Borough of Richmond, showing layout and grades of Richmond terrace from Van Pelt avenue to Holland avenue, and grades of public streets connecting therewith in the Third Ward, Borough of Richmond, The City of New York," which map was adopted December 14, 1906, but has not yet been filed.

Office of the President of the Borough of Richmond, Bureau of Engineering-Topography.

GEORGE W. TUTTLE, Principal Assistant Engineer.

February 14, 1908.

*Pier & Bulkhead Line established Dec. 14, 1906.*

*Spokand Canal*

*Timber in Dock*

*100 ft.*

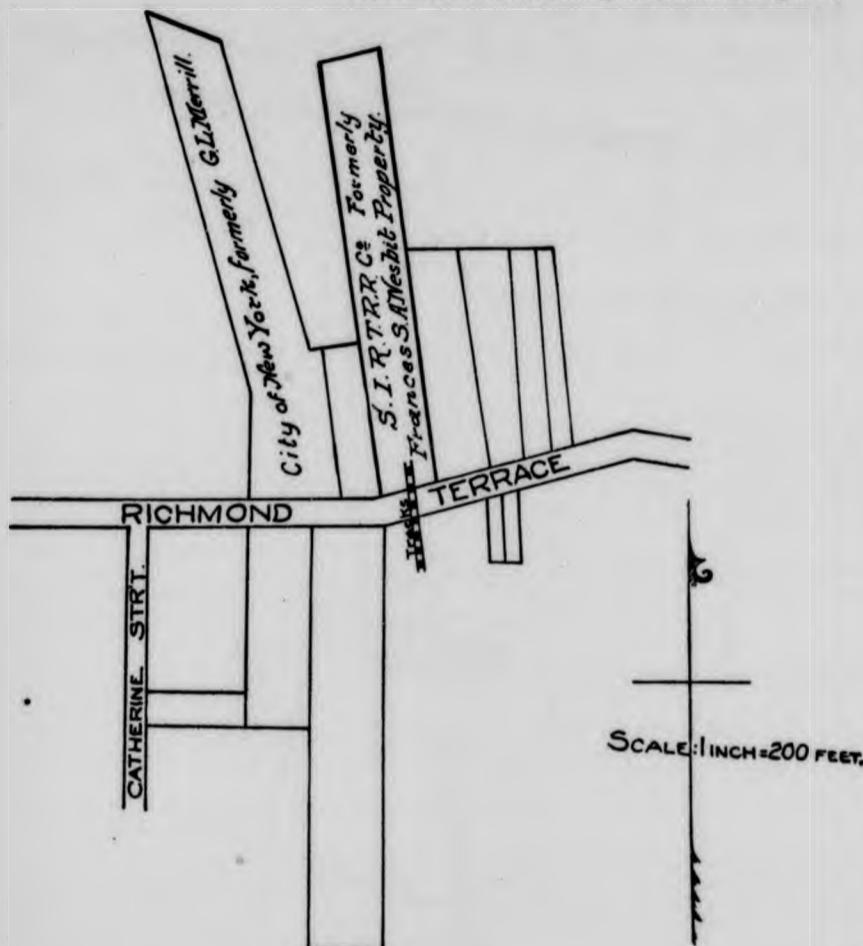
PROPERTY PROPOSED TO BE CONVEYED FROM THE CITY OF NEW YORK TO THE STATEN ISLAND RAPID TRANSIT RAILROAD COMPANY.

## VII.

LOCATION OF REQUESTED TRACK CROSSING BY STATEN ISLAND RAPID TRANSIT RAILROAD, RICHMOND TERRACE AT NESBIT PROPERTY, MARINERS HARBOR.

Dated, New Brighton, N. Y., May 2, 1907.

G. W. TUTTLE, Principal Assistant Engineer.



PROPERTY PROPOSED TO BE CONVEYED FROM THE CITY OF NEW YORK TO THE STATEN ISLAND RAPID TRANSIT RAILROAD COMPANY.

## IV.

PROPERTY AT OLD PLACE FORMERLY BELONGING TO THE SUPERVISORS OF RICHMOND COUNTY.

G. W. TUTTLE, Principal Assistant Engineer.

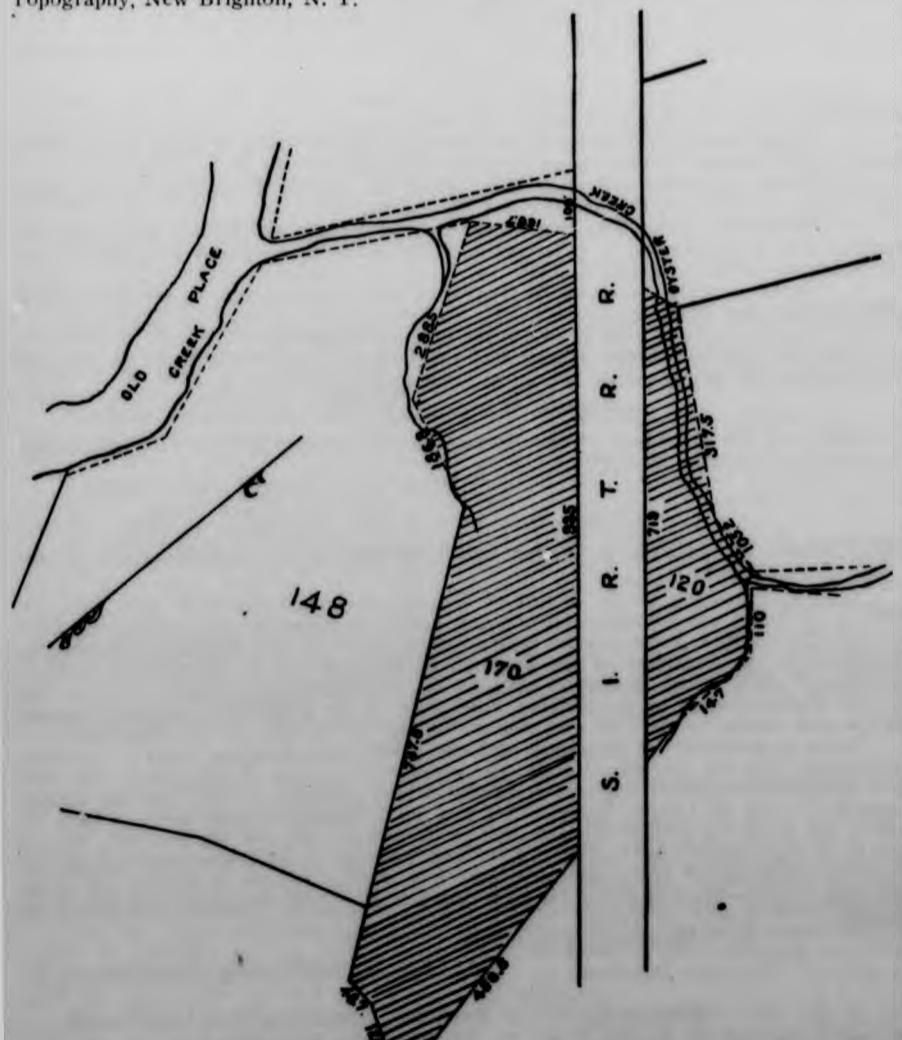
Dated, New Brighton, N. Y., May 2, 1907.

PROPERTY AT OLD PLACE FORMERLY BELONGING TO THE SUPERVISORS OF RICHMOND COUNTY.

Two lots south of Oyster Creek and on either side of the Staten Island Rapid Transit Railroad, shown on the Tax Maps as Lots Nos. 120 and 170, Block 148, Ward 3, Volume I, containing about 9.25 acres.

GEORGE W. TUTTLE, Principal Assistant Engineer.

Office of the President of the Borough of Richmond, Bureau of Engineering-Topography, New Brighton, N. Y.



PROPERTY PROPOSED TO BE CONVEYED FROM THE CITY OF NEW YORK TO THE STATEN ISLAND RAPID TRANSIT RAILROAD COMPANY.

## VI.

PART OF EASEMENT EAST OF JAY STREET, NORTH OF PROPOSED VIADUCT TO TROLLEY PLATFORM.

G. W. TUTTLE, Principal Assistant Engineer.

Dated New Brighton, N. Y., May 2, 1907.

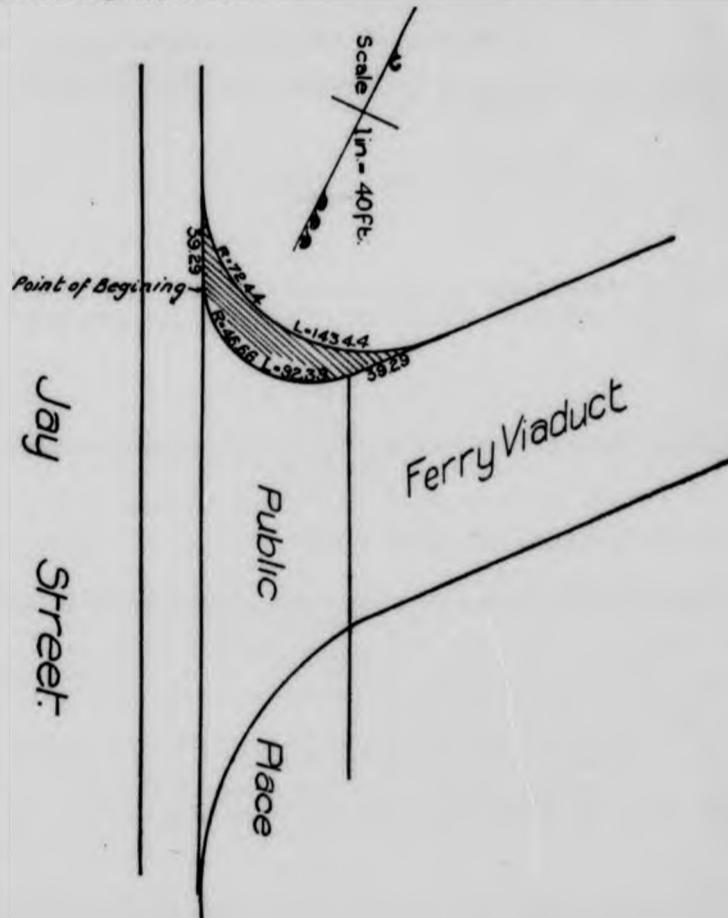
PART OF EASEMENT EAST OF JAY STREET, NORTH OF PROPOSED VIADUCT TO TROLLEY PLATFORM.

Beginning at a point on the easterly line of Jay street, where it is intersected by the northerly line of a proposed public place at the westerly end of the ferry viaduct.

1. Thence northerly along said easterly line of Jay street 39.29 feet;
2. Thence easterly curving to the left on the arc of a circle tangent to the preceding course of 72.44 feet radius 143.44 feet;
3. Thence southwesterly tangent to the preceding course 39.29 feet;
4. Thence westerly curving to the right on the arc of a circle tangent to the preceding course of 46.66 feet radius 92.39 feet to the point of beginning.

G. W. TUTTLE, Principal Assistant Engineer.

Office of the President of the Borough of Richmond, Bureau of Engineering-Topography, New Brighton, N. Y.



PROPERTY PROPOSED TO BE CONVEYED FROM THE STATEN ISLAND RAPID TRANSIT RAILROAD COMPANY TO THE CITY OF NEW YORK.

## I.

LAND FOR PUBLIC PLACES AT THE NORTHEASTERLY CORNER OF SOUTH STREET AND JAY STREET.

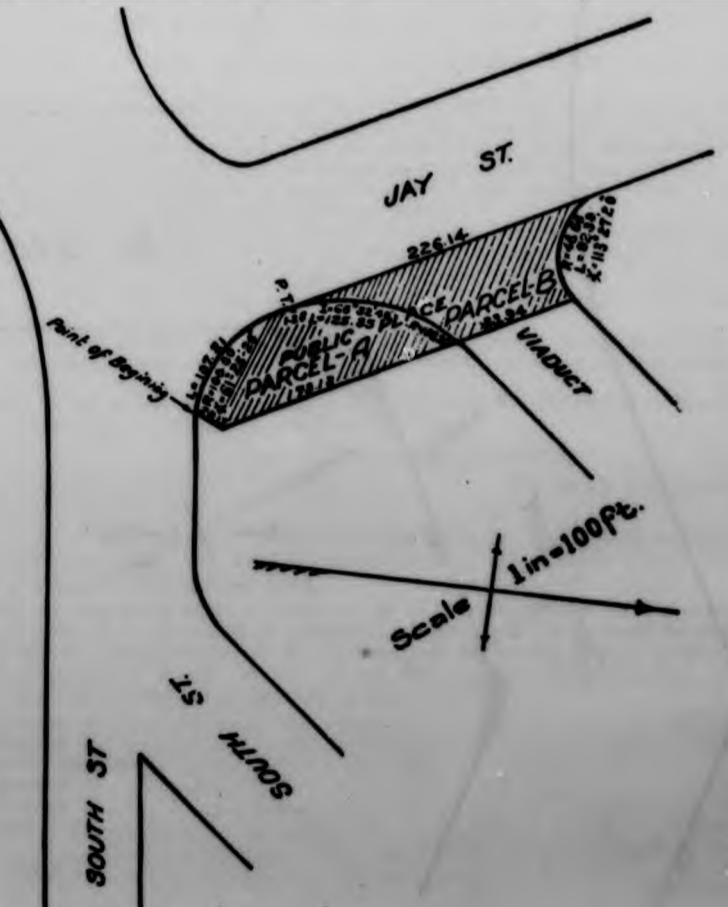
G. W. TUTTLE, Principal Assistant Engineer.

Dated, New Brighton, N. Y., May 2, 1907.

LAND FOR PUBLIC PLACES AT THE NORTHEASTERLY CORNER OF SOUTH AND JAY STREETS.

## Parcel A.

Beginning at a point on the northerly line of South street 107.21 feet southeasterly from the northwesterly point of tangency of the curve at the northeast corner of South street and Jay street, measured along said curve.





turn over to you any remaining rights in the pieces of property which you are now considering selling to the Staten Island Rapid Transit Railway Company, in accordance with our request of October 17, 1907. The maps and technical descriptions are already in your hands, so that we need only refer to them by title:

City to railroad company (Exhibit 4), nine acres, plus or minus, of salt marshland near Arthur Kill.

City to railroad company (Exhibit 5), the Merrill property at Arlington, north of the Shore road; purchased in 1904 as a site for refuse destructor, but owing to changes in plan is not needed.

In the transfer of this plot we would call attention to the desired reservation of a small strip for future street widening, all in accordance with an agreement with the railroad company.

City to railroad company (Exhibit 6), releasing to the railroad company a portion of its easement over a small parcel of land on the northerly side of Jay street, adjoining the proposed viaduct to the ferry terminal.

In each of these preceding cases it might be desirable to have the Dock Department also concur in turning the property back to the Sinking Fund, though we are not at all sure that the Dock Department has any interest in other than the last item, namely, the easement question.

Yours respectfully,

GEORGE CROMWELL, President of the Borough.

DEPARTMENT OF PUBLIC CHARITIES, }  
June 22, 1908. }

Hon. N. TAYLOR PHILLIPS, *Deputy Comptroller and Secretary of the Commissioners of the Sinking Fund*, No. 280 Broadway, New York City:

DEAR SIR—Your letter of June 19 ("Sinking Fund") with reference to the strip of land acquired with other Poor Farm property in 1829 by the Supervisors of Richmond County, now known as "two lots south of Oyster Creek and on either side of the Staten Island Rapid Transit Railroad, shown on the tax maps as Lots 120 and 170, Block 148, Ward 3, Volume 1, containing about 9.25 acres, shown on a map of George W. Tuttle, Principal Assistant Engineer under the President of the Borough of Richmond, dated New York, May 2, 1907," a copy of which map accompanied your letter, is at hand this morning and its contents carefully noted.

Pursuant to your request, I hasten to reply thereto, saying that the Department hereby turns the said property over to the Commissioners of the Sinking Fund as being no longer required for the uses and purposes of this Department.

Respectfully yours,

ROBT. W. HEBBERD, Commissioner.

JOHN E. MINNAHAN,  
SAVINGS BANK BUILDING, STAPLETON,  
NEW YORK, February 5, 1909.

N. TAYLOR PHILLIPS, Esq., *Secretary, Commissioners of Sinking Fund, Department of Finance, New York*:

DEAR SIR—Pursuant to your instructions authorizing me to appraise certain property as designated in a resolution of the Commissioners of the Sinking Fund at a meeting held June 30, 1908, I have made such examination and appraisal of the property as specified, and after a careful and perfectly disinterested study of the situation, have the honor to respectfully report as follows:

*Exhibit 1.*

(a) Two parcels of land on the easterly side of Jay street, north of South street, in the First Ward, and more particularly shown on a map marked "Exhibit 1, Parcels A and B," are estimated to be worth as follows:

Parcel A, containing in area 9,065.152 square feet, at \$200 per square foot, \$18,130.30.

Parcel B, containing in area 7,523.77 square feet, at \$200 per square foot, \$15,046.15.

Allowing, however, for the perpetual easement held by The City of New York over Parcel B, I consider the easement of equal value to the equity in the fee and place the value of B at \$7,523.05.

(b) The parcels of land, one at the northeast corner of Jay and South streets, and the second at the angle point on the northerly side of South street, east of Jay street, in the First Ward, as more particularly shown on map marked "Exhibit 2."

The first of these parcels has an area of 878.65 square feet, at \$200 per square foot is worth \$1,757.30.

The second, having an area of 71.19 square feet, at \$200 per square foot, is worth \$142.38.

(c) Plot of land under water in front of land owned by the City on Richmond terrace, in the First Ward, is more particularly shown on a map marked "Exhibit No. 3-A." The average frontage of this plot is 96.42 feet, and at \$75 per front foot is worth \$7,231.50.

The five plots appraised above are those which are to be conveyed by the railroad company to The City of New York, and the figures so set down are obtained after viewing the property from every possible standpoint, as to the location, desirability, accessibility and the present market value of land in the immediate vicinity.

It is impossible at present to purchase a lot on Jay street, from DeKalb to South street, for any price whatsoever. The few vacant lots now remaining are not for sale at any price, and lots on Stuyvesant street are held at \$5,000 per 25 feet, and all or none of a large number of lots is the only proposition that will be entertained.

A plot 50 by 100, on the west side of Stuyvesant street, adjoining the Carnegie Library on the south, was purchased by C. G. Kolf for \$8,000 in 1906, and to-day are held at \$16,000.

An estimate of \$200 a running foot, or \$200 a square foot, for land in the neighborhood of St. George, I consider a very conservative price.

As to my estimate of \$75 a foot for land under water, in front of the refuse destroyer at West New Brighton, I consider this a fair value, taking into consideration the fact that no upland is included in this transaction.

Water-front, without its abutting upland, is, of course, not as valuable as if the fee in the tract included the whole area, from the street to the pier and bulkhead line; the same is also true if the conditions were reversed.

Property along the north shore is worth from \$100 to \$250 per front foot, from the street to the pier and bulkhead line, depending on the distance to the channel, and the amount of filling in to be done to be made available.

In 1906, Charles E. Griffith sold a plot of upland and water-front on Richmond terrace, Port Richmond, for \$125 per foot. The Bush Estate, the foot of Water street, West New Brighton, and close to the plot in question, was sold for \$150 per foot, including upland and land under water. This plot lies immediately between these two parcels, and has no upland, and in view of the additional easement granted to the railroad for its tracks over this plot, I consider \$75 per front foot a fair estimate.

If, as contended by the City authorities, that the railroad does not hold the fee to this plot of land under water, then a deduction should be made to the amount of the appraisal, or \$7,231.50.

*From the City to the Railroad.*

(d) Parcel of salt meadow, containing 9 1/4 acres. I consider this meadow land worth \$250 per acre, or \$2,312.50.

(e) Plot of upland on the northerly side of Richmond terrace, in the Third Ward, known as the Gilbert Merrell property, and more particularly shown on a map as marked Exhibit 5-A. This parcel of upland and land under water, with a frontage on Richmond terrace, as proposed to be widened, of 133.26 feet, and on the pier line of 118.83 feet, making an average of 126.4 feet, at \$125 per front foot, is worth \$15,757.30.

(f) The City's easement, and a plot of land on the northeasterly corner of Jay street, as widened, and the viaduct approach to the ferry at St. George, in the First Ward, and more particularly shown on a map as Exhibit 6, containing an area of 1,639.161 square feet, at \$100 per square foot, \$1,639.16.

These three parcels constitute the plots in the exchange from the City to the railroad, and in making my calculations as to the values, in my opinion, I find as follows:

(d) or Salt Meadow Plot—This plot, like most of the salt meadow in the neighborhood, is unhappily situated, being land-locked, having no means of ingress or egress except by right of way in common with adjoining plots.

The railroad cuts this plot in two, two-thirds lying south and one-third north of the tracks, and this fact does not add any great value to this property, in my opinion.

Salt meadow on the Sound proper, and a short distance from this property, was sold in 1907 to Thomas Greason for \$1,000 per acre. It is a difficult matter to place a value on land situated as this is, having no communication with the Sound, creek or railroad, but would, of course, be comparatively easy to say what it would be worth to the owner of adjoining premises.

After considering all the circumstances, I think that \$250 per acre, as it now stands, is a fair value, or \$2,312.50.

Parcel E or Merrell Property—Assuming that a grant be obtained for land under water on this plot, and considering the character and location of land under water as compared with other land where the distance from the upland to the channel is not so great, I consider \$125 per front foot a fair estimate.

(f) The value of the City's easement on this plot is placed at \$100 per square foot, on the same basis as Parcel B, Exhibit 1, or \$200 per square foot, 50 per cent. for the fee and 50 per cent. for the easement.

The estimates contained herein are the result of many examinations of the various plots, and a certain consideration of all the elements which tended to assist me in forming an opinion.

Very respectfully yours,

JOHN E. MINNAHAN.

Railroad to City of New York—

Exhibit 1, Parcel A.....	\$18,130 30
Exhibit 1, Parcel B.....	7,523 07
Exhibit 2, Parcel A.....	1,757 30
Exhibit 2, Parcel B.....	142 38
Exhibit 3 .....	7,231 50
	\$34,784 55
Total, Parcel B deducted.....	7,231 50
	\$27,553 05

City of New York to Railroad—

Exhibit 4 .....	\$2,312 50
Exhibit 5 .....	15,755 00
Exhibit 6 .....	1,639 16

Total..... \$19,706 66

TOMPKINSVILLE, March 8, 1909.

N. TAYLOR PHILLIPS, Esq., *Secretary of the Sinking Fund, Department of Finance, New York City:*

DEAR SIR—In compliance with your request contained in letter dated July 10, 1908, I have made an examination of the various properties mentioned in the resolutions which accompanied said letter, maps of which I have obtained from the Commissioner of Public Works of the Borough of Richmond, and I respectfully submit the following statement as to the values of the various parcels described:

Exhibit 1—

Parcel A .....	\$18,500 00
Parcel B (subject to easement).....	8,000 00

Exhibit 2—

Parcel A .....	1,800 00
Parcel B .....	150 00
Exhibit 3-A .....	10,000 00

Total..... \$38,450 00

Exhibit 4—

One parcel .....	\$1,850 00
------------------	------------

Exhibit 5—

One parcel .....	15,850 00
------------------	-----------

Exhibit 6—

Easement as shown.....	1,600 00
------------------------	----------

Total..... \$19,300 00

In reaching these conclusions as to the values of the parcels, I have considered the locations of the properties to be taken over, the prices of neighboring property as shown by recent sales, and the probable increase in value since sales were made.

The first parcel described I consider to be valued at the rate of \$5,000 per city lot, 25 feet by 100 feet.

The second and third parcels at a similar value and allowing suitably for the easement on Parcel 2.

The fourth parcel I have adjudged at a lower valuation because of its limited area and peculiar situation.

The valuation of the fifth parcel has been based upon prices obtained at recent sales of similar property at West New Brighton. The fact that the upland abutting on Richmond terrace is not included with the water-front is partly compensated for by the fact that access may be had to the premises by means of existing railroad.

The sixth parcel described is a piece of interior salt meadow. Land of this character is worth, in my opinion, about \$200 per acre.

In considering the valuation of the seventh parcel, the question of a grant of land under water adjoining this parcel comes up. This, I believe, it is possible to obtain, and, basing my estimate upon former sales, I consider this property to be worth about \$125 per front foot, after making allowance for the probable future widening of Richmond terrace.

Should it not be possible to obtain a grant of land under water adjoining this parcel, the valuation would naturally be greatly reduced, perhaps to the extent of one-half.

The value of the eighth and last parcel, which consists of an easement, is subject to the same consideration as the other parcels at St. George.

Respectfully submitted,

THOMAS KIERAN.

WEST NEW BRIGHTON, N. Y., February 8, 1909.

N. TAYLOR PHILLIPS, Esq., *Secretary, Commissioners of the Sinking Fund, Department of Finance, City of New York:*

DEAR SIR—As requested in your letter of July 10, I have made a careful examination of the property in the Borough of Richmond referred to in the printed resolutions submitted with your letter, maps of the various parcels having been furnished me by the Commissioner of Public Works of the Borough of Richmond, and in my opinion the values of the various parcels are as follows:

Parcel A, Exhibit 1.....	\$18,130 30
Parcel B, Exhibit 1.....	7,523 07
(Subject to easement.)	
Parcel A, Exhibit 2.....	1,757 30
Parcel B, Exhibit 2.....	71 19
Parcel Exhibit 3-A.....	7,231 87
Total.....	\$34,713 73

Parcel Exhibit 4.....	\$2,312 50
Parcel Exhibit 5-A.....	15,755 75
The easement of Parcel Exhibit 6.....	1,639 16
Total.....	<u><u>\$19,707 41</u></u>

In making these appraisals I have valued the parcels on the following basis:

Valuing the first described parcel on the basis of \$5,000 per lot, 25 by 100.

Valuing the second parcel on the same basis and allowing one-half for the fee and one-half for the easement.

Valuing the third parcel on the same basis.

Valuing the fourth parcel on a basis of one-half of the value of the former parcels for the reason of its small size and its situation.

In estimating the value of the parcels at St. George I have considered the difficulty in purchasing lots on any of the streets close to the Borough Hall or the approach to the ferry, except at very high prices, and have taken in consideration the sale of a plot of ground 50 feet by 100 feet on Stuyvesant place, next to and adjoining Carnegie Library property, in 1906, at \$4,000 per lot, and the same having increased in value since that time, and I understand a much higher offer has been made for the property recently.

In estimating the value of the fifth parcel described I have taken in consideration sales of water-front property at West New Brighton at from \$100 to \$250 per front foot, with upland abutting Richmond terrace, and have placed a value of \$75 per front foot on this parcel, averaging the frontage on the pier line and at the upland at 96.425 feet. No upland accompanying the said land under water is the reason of lower valuation.

In support of my valuation I would quote the sale of the "Bush property," foot of Water street, West New Brighton, near this property, which was sold in May, 1906, at \$15,000, and the said property had a frontage of 50 feet on the water and 100 feet on Richmond terrace.

The Christopher dock and water-front property on Richmond terrace, near the foot of Broadway, West New Brighton, brought, in July, 1902, \$25,000 for a parcel approximately 100 feet wide.

In estimating the value of the sixth parcel described, which is interior salt meadow land, I have considered the fact that considerable salt meadow land in that vicinity has changed hands during the past two years at from \$100 to \$300 per acre, some of which adjoins one of the creeks.

This particular parcel being an interior piece and having no connection with the water or entrance from any road except through land of other parties, it is not, in my opinion, particularly valuable except in connection with other meadow land adjacent, and I think \$250 per acre is full value.

In estimating the value of the seventh parcel I have assumed that a water grant can be obtained and have applied the same rule in averaging the frontage as in the West New Brighton parcel, and have valued it at \$125 per front foot, after allowing for the strip of land along Richmond terrace to be taken for the widening of Richmond terrace.

In support of this valuation I would recite the fact that I purchased a desirable piece of water-front on Richmond terrace, near the foot of Grand View avenue, with 138 foot frontage on the terrace and 200 foot frontage on the pier line, for \$16,250, on June 12, 1908, from the Arlington Improvement Company.

I do not value water-front at Mariners Harbor at as high a figure as water-front along the North Shore, nearer St. George.

Should it be impossible to obtain a grant for the land under water adjoining the last described parcel, I should consider the value of this property from an entirely different standpoint and at a greatly reduced valuation.

In estimating the value of the eighth and last parcel and which is an easement, I have applied the same rule as the other parcels at St. George.

If, as contended by the City authorities, that the railroad does not own the fee to the plot of land under water described as Parcel Exhibit 3-A, then a deduction should be made to the amount of the appraisal, viz.: \$7,231.87.

All of which is respectfully submitted.

Yours truly,

J. F. SMITH.

The following was offered:

Whereas, The Commissioners of the Sinking Fund at a meeting held April 5, 1909, adopted the following preambles and resolutions:

Whereas, The Commissioners of the Sinking Fund, at meeting held June 30, 1908, adopted the following preamble and resolution:

Whereas, The Board of Estimate and Apportionment, at meeting held June 12, 1908, adopted the following resolution:

Whereas, The President of the Borough of Richmond, in a communication dated October 17, 1907, has presented a proposition to this Board for the exchange of certain real estate belonging to the City for other real estate belonging to the Staten Island Rapid Transit Railway Company, the exchange to be on even terms, provided the City will grant to the railroad company the right to cross certain streets in the Borough of Richmond with two additional tracks, and cross Richmond terrace in the Third Ward by a single track; the terms for such grant to be fixed by this Board; and

Whereas, The Chief Engineer of this Board has this day presented a report in which it is recommended that the proposition be approved, and has proposed certain terms and conditions to govern the grant of the additional rights sought by the railroad company; now therefore be it

Resolved, That the Board of Estimate and Apportionment hereby recommends to the Commissioners of the Sinking Fund that they authorize the exchange between The City of New York and the Staten Island Rapid Transit Railway Company, upon even terms, of the following parcels of land in the Borough of Richmond, City of New York:

"I. From the railroad company to The City of New York:

"(a) Two parcels of land on the easterly side of Jay street, north of South street, in the First Ward, as more particularly shown on a map marked "Exhibit I., Parcels A and B," signed by George W. Tuttle, Principal Assistant Engineer, and dated May 2, 1907; it being understood that the City already has a perpetual easement over Parcel B.

"(b) Two parcels of land, one at the northeast corner of Jay and South streets, and the second at the angle point on the northerly side of South street, east of Jay street, in the First Ward, as more particularly shown on a map marked "Exhibit II.," signed and dated as above.

"(c) The plot of land under water in front of land owned by the City on Richmond terrace at West New Brighton, in the First Ward, as more particularly shown on a map marked "Exhibit III. A," signed by George W. Tuttle, Principal Assistant Engineer, and dated February 25, 1908.

"II. From the City to the railroad company:

"(d) The plot of salt meadow land, containing about nine and one-fourth acres, at Old place, in the Third Ward, as more particularly shown on a map marked "Exhibit IV.," signed by George W. Tuttle, Principal Assistant Engineer, and dated May 2, 1907.

"(e) The plot of upland on the northerly side of Richmond terrace, in the Third Ward, acquired by the City from Gilbert Merrill, excepting therefrom so much of said plot as falls between the existing northerly line of Richmond terrace and the new northerly line of Richmond terrace, as the same was adopted on December 14, 1906, and as more particularly shown on a map

marked "Exhibit V. A.," signed by George W. Tuttle, Principal Assistant Engineer, and dated February 14, 1908.

"(f) The City's easement in a plot of land at the northeasterly corner of Jay street, as widened, and the viaduct approach to the ferry at St. George, in the First Ward, as more particularly shown on a map marked "Exhibit VI.," signed by George W. Tuttle, Principal Assistant Engineer, and dated May 2, 1907.

"And be it further.

"Resolved, That when such exchange shall have been so authorized and made the Board of Estimate and Apportionment will, upon proper petition, grant to the Staten Island Rapid Transit Railway Company the right to cross with two additional tracks the following streets:

"(g) South street, in the First Ward, by under grade crossing;

"(h) South avenue, Harbor road, Union avenue and Central avenue, in the Third Ward;

— and also to cross Richmond terrace with a single track at a point to the west of the property of Milliken Brothers (Inc.), in the Third Ward, the terms of such grant to be substantially as proposed in the report as presented this day by the Chief Engineer of this Board; and be it further

"Resolved, That the President of the Borough of Richmond and the Commissioner of Docks and Ferries be and they are hereby respectfully requested to turn over to the Commissioners of the Sinking Fund such of the aforesaid properties now owned by the City as are within their respective jurisdiction."

"Resolved, That for the purposes of determining the value of the land of The City of New York and the land to be exchanged therefor, the Commissioners of the Sinking Fund, in accordance with the provisions of section 205a of the Greater New York Charter, do hereby appoint Thomas Kiernan, John E. Minnehan and J. F. Smith, three discreet and disinterested appraisers residing in the Borough of Richmond, who are hereby authorized and directed to appraise the value of the lands hereinabove described and to report their appraisals to this Board before the 1st day of September, 1908;" and

Whereas, The President of the Borough of Richmond, in communication dated June 20, 1908; the Commissioner of Docks, in communication dated June 19, 1908, and the Commissioner of Public Charities, in communication dated June 22, 1908, have turned over to the Commissioners of the Sinking Fund as no longer required, such of the foregoing properties owned by The City of New York as are under their jurisdiction; and

Whereas, The following is a technical description of the properties which it is proposed to exchange:

**PROPERTY PROPOSED TO BE CONVEYED FROM THE STATEN ISLAND RAPID TRANSIT RAILROAD COMPANY TO THE CITY OF NEW YORK.**

**LAND FOR PUBLIC PLACES AT THE NORTHEASTERLY CORNER OF SOUTH STREET AND JAY STREET.**

*Parcel A.*

Beginning at a point on the northerly line of South street 107.21 feet southeasterly from the northwesterly point of tangency of the curve at the northeast corner of South street and Jay street, measured along said curve.

1. Thence northwesterly, curving to the right on the arc of a circle of 100 feet radius along said curve at the northeast corner of South street and Jay street, 107.21 feet;

2. Thence northerly, along the easterly line of Jay street, 1.28 feet;

3. Thence, still northerly, curving to the right on the arc of a circle of 108.36 feet radius, 125.85 feet;

4. Thence southerly, parallel to the easterly line of Jay street, 173.13 feet;

5. Thence southwesterly, 20.17 feet, to the point of beginning.

*Parcel B.*

Beginning at a point on the easterly line of Jay street 1.28 feet northerly from the northwesterly point of tangency of the curve at the northeast corner of South street and Jay street.

1. Thence northerly, along the easterly line of Jay street, 226.14 feet;

2. Thence easterly, curving to the left on the arc of a circle of 46.66 feet radius tangent to the preceding course, 92.39 feet;

3. Thence southerly, parallel to the easterly line of Jay street, 83.94 feet;

4. Thence, still southerly, curving to the left on the arc of a circle of 108.36 feet radius tangent to the easterly line of Jay street, 121.85 feet, to the point of beginning.

**TWO SMALL PARCELS AT AND NEAR THE NORTHEASTERLY CORNER OF SOUTH AND JAY STREETS.**

*Parcel A.*

Beginning at the southeasterly point of tangency of the curve at the north-easterly corner of South street and Jay street.

1. Thence northwesterly, along the above mentioned curve, curving to the right on the arc of a circle of 100 feet radius, 121.57 feet;

2. Thence southerly, tangent to the preceding curve, 69.57 feet;

3. Thence easterly, 69.57 feet, to the point of beginning.

*Parcel B.*

Beginning at a point on the northerly line of South street, 90.19 feet easterly from the southeasterly point of tangency of the curve at the north-easterly corner of South street and Jay street.

1. Thence easterly, along the northerly line of South street and curving to the left on the arc of a circle of 60 feet radius, 45.87 feet;

2. Thence southwesterly, tangent to the preceding curve, 24.12 feet;

3. Thence westerly, 24.12 feet, to the point of beginning.

**Technical Description of Land Under Water at the West New Brighton Refuse Destructor.**

Beginning at the northeasterly corner of land belonging to The City of New York, the site of the West New Brighton Refuse Destructor.

1. Thence westerly along said land, belonging to The City of New York, 107.65 feet, to the northeasterly corner of land formerly of Sheppard;

2. Thence northerly, deflecting 112 degrees 42 minutes 37 seconds to the right, 51.77 feet, to the easterly line of land of J. H. Starin;

3. Thence northerly, deflecting 24 minutes 35 seconds to the left and along the easterly line of water grant to J. H. Starin, 1,029 feet, to the pier-head line approved by the Secretary of War January 4, 1890;

4. Thence easterly, deflecting 83 degrees 59 minutes 44 seconds to the right, along said pierhead line, 85.26 feet;  
 5. Thence southerly, 1,048.95 feet, to the point of beginning.

The Staten Island Rapid Transit Railway Company reserves a right of way 100 feet in width, 50 feet on either side of the centre line of tracks.

**PROPERTY PROPOSED TO BE CONVEYED FROM THE CITY OF NEW YORK TO THE STATEN ISLAND RAPID TRANSIT RAILROAD COMPANY.**

**PROPERTY AT OLD PLACE FORMERLY BELONGING TO THE SUPERVISORS OF RICHMOND COUNTY.**

Two lots south of Oyster Creek and on either side of the Staten Island Rapid Transit Railroad, shown on the Tax Maps as Lots Nos. 120 and 170, Block 148, Ward Three, Volume I, containing about 9.25 acres.

*Technical Description of Property at Howland Hook, Formerly Belonging to Gilbert L. Merrill, Being the Following Described Lots, Pieces or Parcels of Land, viz.:*

Beginning at a point on the northerly line of Richmond terrace as it at present exists 150 feet, more or less, easterly from the intersection of the northerly prolongation of the easterly line of Catherine street and said northerly line of Richmond terrace; said point of beginning being 3 feet northerly from Monument No. 1 measured on a line between Monuments No. 1 and No. 5;

1. Thence easterly along said northerly line of Richmond terrace 133.26 feet to a point 3 feet northerly from Monument No. 2, measured on a line between Monuments No. 2 and No. 3;

2. Thence northerly deflecting 94 degrees 42 minutes 23 seconds to the left 367.69 feet;

3. Thence westerly deflecting 84 degrees 50 minutes 6 seconds to the left 50.14 feet;

4. Thence northerly deflecting 76 degrees 57 minutes 0 seconds to the right 319.50 feet to the original mean high-water line;

5. Thence westerly deflecting 53 degrees 45 minutes 0 seconds to the left along the original mean high-water line 127.65 feet;

6. Thence southerly deflecting 126 degrees 15 minutes 0 seconds to the left 535 feet;

7. Thence still southerly deflecting 1 degree 10 minutes 4 seconds to the right 23.22 feet to a monument;

8. Thence still southerly 185.42 feet to the point of beginning.

And also beginning at the northwesterly corner of the above described property:

1. Thence easterly along the original mean high-water line 127.65 feet;

2. Thence northerly deflecting 113 degrees 8 minutes 0 seconds to the left 907.20 feet to the pier and bulkhead line established March 4, 1890;

3. Thence westerly along said pier and bulkhead line 118.83 feet;

4. Thence southerly 875.54 feet to the point of beginning.

—excepting and reserving from the above described property the following described property, which is intended to be used for the widening of Richmond terrace:

*Technical Description of that Portion of the Property of The City of New York at Howland Hook, Formerly Belonging to Gilbert L. Merrill, That Will Be Required for the Widening of Richmond Terrace.*

Beginning at a point on the northerly line of Richmond terrace as it at present exists 150 feet, more or less, easterly from the intersection of the northerly prolongation of the easterly line of Catherine street and said northerly line of Richmond terrace; said point of beginning being 3 feet northerly from Monument No. 1, measured on a line between Monuments No. 1 and No. 5;

1. Thence easterly along said northerly line of Richmond terrace 133.26 feet to a point 3 feet northerly from Monument No. 2, measured on a line between Monuments No. 2 and No. 3;

2. Thence northerly deflecting 94 degrees 42 minutes 23 seconds to the left 18.85 feet to the line of widening of Richmond terrace;

3. Thence westerly deflecting 93 degrees 14 minutes 53 seconds to the left along said line of widening of Richmond terrace 129.98 feet;

4. Thence still westerly deflecting 9 degrees 56 minutes 33 seconds to the right and along said line of widening of Richmond terrace 3.05 feet;

5. Thence northerly 0.91 feet to the point of beginning, containing 1,277.47 square feet.

**PART OF EASEMENT EAST OF JAY STREET AND NORTH OF PROPOSED VIADUCT TO TROLLEY PLATFORM.**

Beginning at a point on the easterly line of Jay street, where it is intersected by the northerly line of a proposed public place at the westerly end of the ferry viaduct;

1. Thence northerly along said easterly line of Jay street 39.29 feet;

2. Thence easterly curving to the left on the arc of a circle tangent to the preceding course of 72.44 feet radius 143.44 feet;

3. Thence southwesterly tangent to the preceding course 39.29 feet;

4. Thence westerly curving to the right on the arc of a circle tangent to the preceding course of 46.66 feet radius 92.39 feet to the point of beginning; and

Whereas, The Appraisers who were authorized and directed to appraise the value of the several properties hereinabove described, and to report their appraisals to this Board, have submitted the following:

By John E. Minnehan—

Value of the property owned by The City of New York... \$19,706 66  
 Value of the property owned by the Staten Island Rapid Transit Railway Company..... 27,553 05

By Thomas Kiernan—

Value of the property owned by The City of New York.... 19,300 00  
 Value of the property owned by the Staten Island Rapid Transit Railway Company..... 30,450 00

By J. F. Smith—

Value of the property owned by The City of New York.... 19,707 41  
 Value of the property owned by the Staten Island Rapid Transit Railway Company..... 27,481 30

Resolved, That, in accordance with the provisions of section 205A of the Greater New York Charter, as amended, the Commissioners of the Sinking Fund hereby determine that the property owned by The City of New York and hereinbefore described is no longer needed for Departmental or public purposes, and do further determine that the lands of the private owners herein in this resolution described are needed for public purposes; and

Resolved, That, pursuant to the provisions of section 205A of the Greater New York Charter, the Commissioners of the Sinking Fund, by unanimous vote, subject, however, to the approval of the Board of Estimate and Apportionment, hereby authorize a conveyance to the Staten Island Rapid Transit Railway Company, of the hereinabove described property owned by The City of New York, in consideration of a conveyance by the Staten Island Rapid Transit Railway Company to The City of New York, of the property owned by the Staten Island Rapid Transit Railway Company, in the Borough of Richmond, which is also hereinabove described, free and clear of all incumbrances, including taxes and assessments, water charges and sales for the same; provided, also, that the Staten Island Rapid Transit Railway Company grant to The City of New York the perpetual right of way over and across the 100-foot strip of land now used by the railway company as easements for its tracks as shown on map of "Property proposed to be conveyed from the Staten Island Rapid Transit Railway Company to The City of New York, H.I.;" and be it further

Resolved, That when these resolutions and action of the Commissioners of the Sinking Fund authorizing such exchange have been approved by the Board of Estimate and Apportionment, the Corporation Counsel be and is hereby requested to prepare the legal instruments on the part of The City of New York to effect such exchange, and upon said instruments having been prepared and approved as to form by the Corporation Counsel, and approved by the Comptroller of The City of New York, it shall be the duty of the Mayor of The City of New York to execute, the City Clerk to attest, and the Comptroller to deliver to the Staten Island Rapid Transit Railway Company, the deed of the property owned by The City of New York, upon receiving at the same time the deed of the property owned by the Staten Island Rapid Transit Railway Company.

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 205A of the Greater New York Charter, hereby approves of the above resolutions and the action of the Commissioners of the Sinking Fund, and consents to the exchange of the above described property.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen and the Presidents of the Boroughs of Brooklyn and Richmond—12.

Negative—The Presidents of the Boroughs of Manhattan and Queens—3.

Present and Not Voting—The President of the Borough of The Bronx—1.

The Secretary presented communications, as follows:

From the Commissioner of Water Supply, Gas and Electricity, requesting authority to expend the sum of \$1,000 for the purpose of making an exhibit at the City Planning and Municipal Art Exhibition, from May 3 to May 16, 1909, of street lighting and fixtures of the various types now in use in the city, said amount to be charged against the appropriation made in the Budget for the year 1909, for said Department, entitled Boroughs of Manhattan and The Bronx, Bureau of Lamps and Lighting, Street and Park Lighting.

From the Commissioner of Water Supply, Gas and Electricity, requesting an appropriation of \$12,000 Corporate Stock for the expense of filling in land owned by the City, between Van Dam street and Hill street, Borough of Queens, extending 200 feet south of the pumping station.

From the President of the Borough of Manhattan, requesting authority, pursuant to resolution adopted December 18, 1908, to repave with asphalt Rivington street, from the Bowery to Cannon street, at an estimated cost of \$40,385, to be charged against the Corporate Stock account for repaving streets in the Borough of Manhattan.

From the President of the Borough of Brooklyn, requesting authority, pursuant to resolution adopted December 18, 1908, to advertise and award contract for repaving Stanhope street, from St. Nicholas avenue to the Borough line, at an estimated cost of \$5,000; also Thirty-second street, between Fourth and Fifth avenues, at an estimated cost of \$6,900.

From the President of the Borough of The Bronx, calling the attention of the Board to the fact that no provision was made in the Budget for the year 1909 for Supplies and Contingencies, under the subtitle Bureau of Highways, and requesting an appropriation for said purpose in the same amount as was granted in previous years.

From the Commissioner of Bridges, submitting titles of bond accounts against which it is necessary, in the prosecution of contracts for construction and work preliminary to the letting of contracts, to make charges for payrolls, open orders and contingencies, and requesting authority, pursuant to resolution adopted December 18, 1908, to make charges which may arise from time to time.

From the Commissioner of Parks, Boroughs of Manhattan and Richmond, requesting authority, pursuant to resolution adopted December 18, 1908, to advertise and award contract for constructing and completing extensions to the Metropolitan Museum of Art in Central Park, at an estimated cost of \$114,395.12.

From the Commissioner of Parks, Boroughs of Manhattan and Richmond, requesting an issue of \$15,000 Corporate Stock for the purpose of erecting pipe rail fences to enclose the grass plots in Mount Morris Park.

From the Commissioner of Parks, Boroughs of Manhattan and Richmond, requesting authority, pursuant to resolution adopted December 18, 1908, to advertise and award contracts as follows:

For the construction of bays, entrances and comfort stations in St. Nicholas Park, at an estimated cost of..... \$98,484 88  
 For the construction of gutters on the roadways along Riverside drive, at an estimated cost of..... 4,901 84  
 For labor and material required for constructing an entrance road from Ninth avenue to and under the new south wing of the west facade; also building embankment walls, etc., in rear of above wing, for the American Museum of Natural History, at an estimated cost of..... 30,000 00

From the Commissioner of Parks, Boroughs of Brooklyn and Queens, requesting authority, pursuant to resolution adopted December 18, 1908, to advertise and award contract for the construction of shelter and locker house in McLaughlin Park, Brooklyn, at an estimated cost of \$60,000.

From the Commissioner of Parks, Boroughs of Brooklyn and Queens, requesting authority, pursuant to resolution adopted December 18, 1908, to make contracts for various improvements chargeable against unexpended balances in the several Corporate Stock accounts enumerated therein.

From the Department of Health, requesting authority, pursuant to resolution adopted December 18, 1908, to employ persons during the year 1909, for the purpose of constructing and inspecting buildings, etc., under the jurisdiction of said Department, at an estimated cost of \$121,000.

From the Department of Health, withdrawing communication requesting an appropriation of \$1,250 to defray the necessary expenses required to be incurred in completing the purchase of an automobile for the use of said Department, at a total cost not exceeding \$1,750.

(On March 26, 1909, said communication was referred to the Comptroller.)

From the Department of Health, requesting authority, pursuant to resolution adopted December 18, 1908, to award contract for the construction of open concrete pavilions to be erected at Riverside Hospital, North Brother Island, Borough of The Bronx, at a cost not exceeding \$35,000.

From the Department of Health, requesting an appropriation of \$10,000, for the purpose of defraying expenses incurred during the year 1908, in the recovery of bodies of persons buried in the collapse of wall of the excavation for a sewer under construction in Gold street, Borough of Brooklyn.

From the Police Commissioner, requesting authority, pursuant to resolution adopted December 18, 1908, to award contract for repairs to plumbing in the various station houses, at an estimated cost of \$19,600.

From the Board of Water Supply, requesting approval of the purchase of property known as Parcel No. 544, Section 12, Ashokan Reservoir, containing 47,920 acres of land, and the buildings thereon, for the sum of \$4,500.

From the Commissioner of Docks and Ferries, requesting authority, pursuant to resolution adopted December 18, 1908, to advertise and award contracts as follows: For painting the hulls of the municipal ferryboats, at an estimated cost of \$18,000.00 For repairing the municipal ferryboats and other floating property, and furnishing and delivering supplies therefor, at an estimated cost of.. 67,100.00

From the Commissioner of Docks and Ferries, requesting authority, pursuant to resolution adopted December 18, 1908, to advertise and award contracts for the construction of a pier, for dredging, and for the construction of a bulkhead at Whale Creek, Borough of Brooklyn, at a total estimated cost of \$208,750.

From the Secretary of the Central Labor Union of Brooklyn, transmitting resolution adopted by said body, requesting that in all contracts entered into by The City of New York with any public service corporation, the provisions of the prevailing rate of wages law and the labor law be enforced.

Which were referred to the Comptroller.

The Secretary presented the following resolution of the Board of Aldermen, requesting, and report of the Comptroller recommending, an issue of \$720 Special Revenue Bonds (subdivision 8, section 188 of the Charter) to replenish accounts within the appropriation made to the Surrogates of New York County for the year 1909.

(On March 26, 1909, the resolution of the Board of Aldermen, requesting this issue, was referred to the Comptroller.)

*In the Board of Aldermen.*

Resolved, That, in pursuance of the provisions of subdivision 8 of section 188 of the Greater New York Charter, the Board of Estimate and Apportionment be and it is hereby requested to authorize the Comptroller to issue Special Revenue Bonds to the amount of seven hundred and twenty dollars (\$720), the proceeds whereof to be used by the Surrogates of New York County for the purpose of covering a deficiency and meeting an annual charge, provision for which was inadvertently omitted in the Budget.

Adopted by the Board of Aldermen, March 2, 1909, three-fourths of all the members voting in favor thereof.

Received from his Honor, the Mayor, March 16, 1909, 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. }  
April 6, 1909. }

*Hon. HERMAN A. METZ, Comptroller:*

SIR—In reference to a resolution of the Board of Aldermen adopted March 2, 1909, requesting the Board of Estimate and Apportionment to authorize the Comptroller to issue Special Revenue Bonds to the amount of \$720, the proceeds whereof to be used by the Surrogates of New York County, for the purpose of covering a deficiency and meeting an annual charge, provision for which was inadvertently omitted in the Budget of 1909, I beg to report as follows:

An examination of the accounts of the Surrogates' office shows that there was an expenditure of \$470, in the year 1908, for services of Sheriff in serving citations, etc., and of \$190 for liberis and stationery, used in connection with the preservation of public records. The clerk in charge of these liberis says that the sum of \$220 will be required this year, to provide an additional set of liberis which has become necessary. For the service of the Sheriff, it is estimated \$500 would be sufficient.

In view of the facts, as herein previously stated, I would respectfully suggest that the Comptroller recommend to the Board of Estimate and Apportionment, its concurrence in the resolution of the Board of Aldermen, as adopted March 2, 1909.

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 March 2, 1909, relative to an issue of \$720 Special Revenue Bonds, the proceeds whereof to be expended by the Surrogates of New York County, as follows:

For the payment of services of the Sheriff, New York County, in serving citations, etc., during the year 1909..... \$500.00  
For liberis and stationery for the use of the Bureau of Preservation of Public Records for the year 1909..... 220.00

\$720.00

—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 seven hundred and twenty dollars (\$720), redeemable from the tax levy of the year succeeding the year of their issue.

Which was adopted by the following vote:

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

The Secretary presented the following resolution of the Board of Aldermen requesting, and report of the Comptroller recommending, an issue of \$3,435 Special Revenue Bonds (subdivision 8, section 188 of the Charter) to provide for the rental of additional floor space for the use of the Brooklyn office of the Tenement House Department.

(On March 19, 1909, the resolution of the Board of Aldermen requesting this issue was referred to the Comptroller.)

*In the Board of Aldermen.*

Resolved, That, in pursuance of the provisions of subdivision 8 of section 188 of the Greater New York Charter, the Board of Estimate and Apportionment be and it is hereby requested to authorize the Comptroller to issue Special Revenue Bonds to the amount of three thousand four hundred and thirty-five dollars (\$3,435), the proceeds whereof to be used by the Tenement House Commissioner for the purpose of meeting the rental expense for additional floor space in the Brooklyn office.

Adopted by the Board of Aldermen, March 2, 1909, three-fourths of all the members voting in favor thereof, having been first advertised as required by law.

Received from his Honor the Mayor, March 16, 1909, 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. }  
April 7, 1909. }

*Hon. HERMAN A. METZ, Comptroller:*

SIR—I beg to submit the following report in the matter of a resolution of the Board of Aldermen, adopted March 2, 1909, to wit:

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 three thousand four hundred and thirty-five dollars (\$3,435), the proceeds whereof to be used by the Tenement House Commissioner for the purpose of meeting the rental expense for additional floor space in the Brooklyn office.

This matter was referred to the Comptroller for consideration, and by you sent to the Bureau of Municipal Investigation and Statistics for examination.

The proceeds of this bond issue are to be added to the account of Rents of 1909, and are to be used for the payment of rent for additional floor space in the Brooklyn office of the Tenement House Department, located at No. 186 Remsen street.

The Tenement House Commissioner, in a letter to the Board of Aldermen, stated that his reasons for this application were:

"That the Budget allowance for 1909 allowed for an increased force, of which eighty are assigned to the Brooklyn office, in addition to the number that were employed on April 26, 1908, at which time the office was crowded, as per report of the Real Estate Bureau of the Department of Finance of that date, a copy of which I herewith inclose. At that time no additional space could be secured in the building occupied by this Department, as there were no vacant offices. Since that time an addition has been added to this building, of which I am desirous of securing the lease of the fourth floor, the rent of which is \$3,435."

In a letter to the Commissioners of the Sinking Fund, under date of April 9, 1909, the Tenement House Commissioner stated that the branch office of his Department in the Borough of Brooklyn was very much overcrowded and in need of more office space. Under date of April 26, 1908, the Appraiser of Real Estate of the Department of Finance, to whom this letter was referred, in a report to the Comptroller, agreed with the Tenement House Commissioner that the present office was very much overcrowded and more space was needed, but it would be impossible to obtain any relief until after May 1, 1909, there being no space obtainable until that time.

Under date of January 25, 1909, the Tenement House Commissioner requested the Commissioners of the Sinking Fund to obtain a lease of the fourth floor (about 2,748 square feet) of the Temple Bar Annex Building, No. 186 Remsen street, Borough of Brooklyn, for the use of his Department, for a period of five years from May 1, 1909, at a rental of \$3,435 a year, payable quarterly; lessor to furnish electric light, heat, elevator and janitor service; to take down all the partitions parallel Remsen street, thus making one large open space, and also to establish and maintain a passageway connection between the Temple Bar Annex and the Temple Bar Building. The owner refused to make a lease for less than five years, owing to the large expense incurred in making alterations required by the Department. The lessor is David G. Leggett, No. 193 Montague street, Borough of Brooklyn.

In a letter to the Comptroller, dated March 5, 1909, the Appraiser of Real Estate of the Department of Finance, to whom the Commissioner's letter was referred, stated that in his opinion the rent of the premises was fair and reasonable, and recommending that the Commissioners of the Sinking Fund authorize the execution of the lease on the terms hereinbefore indicated.

At a meeting of the Commissioners of the Sinking Fund held on March 16, 1909, a resolution was adopted authorizing the execution of the lease.

In view of the foregoing facts I would respectfully suggest that the Comptroller recommend to the Board of Estimate and Apportionment concurrence in the resolution of the Board of Aldermen, in accordance with the attached resolution.

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 March 2, 1909, relative to an issue of three thousand four hundred and thirty-five dollars (\$3,435) Special Revenue Bonds for the rental of additional floor space for the use of the Brooklyn office of the Tenement House Department, and for the purpose of providing means therefor for 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 three thousand four hundred and thirty-five dollars (\$3,435), redeemable from the tax levy of the year succeeding the year of their issue.

Which was adopted by the following vote:

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

The Secretary presented a report of the Comptroller referring to the request of the President of the Borough of Brooklyn for authority, pursuant to resolution adopted December 18, 1908, to award contract for repaving the plaza located at the intersection of Harrison avenue, Division avenue, Broadway and Hooper street, Brooklyn, at an estimated cost of \$2,000, and stating that this plaza is paved with granite blocks,

is in good condition and there is, therefore, no great urgency for repaving it at the present time.

Which was ordered on file and the Secretary directed to transmit a copy of the report of the Comptroller to the President, Borough of Brooklyn.

(On March 19, 1909, the above request was referred to the Comptroller.)

The Secretary presented a report of the Comptroller referring to communication from the Acting President of the Borough of The Bronx and copy of preambles and resolutions of the Local Board of Van Cortlandt, Twenty-fifth District, relative to an appropriation for the construction of a series of wooden steps and platform at Kingsbridge avenue and the old cut of the New York Central and Hudson River Railroad, and recommending that said request be denied in view of the existing conditions, as set forth in detail in said report.

Which was referred to the President, Borough of The Bronx.

(On March 19, 1909, the above matter was referred to the Comptroller.)

The Secretary presented the following communication from the President, Borough of Brooklyn, requesting authority, pursuant to resolution adopted December 18, 1908, to advertise for bids and award contracts for paving certain streets in the Borough of Brooklyn, together with report of the Comptroller recommending the approval of said request, with the exception of certain streets enumerated in said report, the repaving of which it not considered urgent at the present time:

(On March 19, 1909, the request of the President of the Borough of Brooklyn, as above, was referred to the Comptroller.)

THE CITY OF NEW YORK,  
OFFICE OF THE PRESIDENT OF THE BOROUGH OF BROOKLYN,  
BROOKLYN, March 10, 1909.

*The Honorable the Board of Estimate and Apportionment:*

GENTLEMEN—Request is hereby made for permission to advertise and award contracts for the paving of the following streets in this Borough:

Location and Kind of Pavement.	Estimated Cost.
Franklin avenue, from Jefferson to Atlantic avenue; asphalt.	\$7,200 00
Marcy avenue, from Middleton to Flushing avenue; asphalt.	6,700 00
Forty-ninth street, from Second to Third avenue; asphalt.	6,200 00
Bleecker street, from Knickerbocker to Wyckoff avenue; asphalt.	12,000 00
Bond street, from Livingston to Atlantic avenue; asphalt.	4,800 00
Catherine street, from Devoe to Grand; asphalt.	3,500 00
Hart street, from Central to Irving avenue; asphalt.	17,600 00
Henry street, from Hamilton avenue to West Ninth street; asphalt.	4,500 00
Johnson avenue, from Bushwick avenue to Morgan; granite.	16,100 00
Judge street, from Devoe to Powers; asphalt.	3,500 00
Kane place, from Herkimer street to Atlantic avenue; asphalt.	3,200 00
Madison street, from Bushwick to Knickerbocker avenue; asphalt.	22,700 00
Noll street, from Bremen to Evergreen ave; asphalt.	2,900 00
Park street, from Broadway to Beaver; asphalt.	3,500 00
Ralph street, from 200 feet east of Evergreen to Knickerbocker; asphalt.	30,500 00
Myrtle avenue to Borough line; asphalt.	1,600 00
Sycamore street, from Raymond to St. Edwards place; asphalt.	12,800 00
Thirteenth street, from Second to Fourth avenue; asphalt.	12,700 00
Thirty-first street, from Third to Fifth avenue; asphalt.	27,800 00
Withers street, from Union avenue to Kingsland; asphalt.	7,400 00
Fifty-fourth street, from Second to Third avenue; asphalt block.	29,000 00
East New York avenue, from Dean to Atlantic avenue; asphalt.	2,400 00
Forty-sixth street, from Fifth to Sixth avenue; asphalt block.	7,600 00
Gerry street, from Flushing to Throop avenue; asphalt.	7,200 00
Johnson avenue, from Broadway to Leonard street; from Manhattan avenue to Bushwick; asphalt.	14,300 00
New Jersey avenue, from Fulton to Atlantic avenue; asphalt.	3,900 00
Stanhope street, from Hamburg avenue to Wyckoff; asphalt.	17,100 00
Sterling place, from Sixth avenue to Flatbush; asphalt block.	13,100 00
Flatbush avenue, from west side of Fifth avenue to Plaza; asphalt block.	29,000 00
Clinton street, from Warren to Baltic street; asphalt.	2,400 00
Thirty-third street, from Fourth to Fifth avenue; asphalt block.	7,600 00
Washington avenue, from Lafayette to DeKalb avenue; asphalt.	5,800 00
Flushing avenue, from Washington to Kent avenue; granite.	21,900 00
Myrtle avenue, from Washington street to Lawrence street; granite.	11,100 00
Rockaway avenue, from Atlantic avenue to Blake; asphalt.	20,700 00
De Sales place, from Broadway to Bushwick avenue; asphalt.	5,500 00
Sackman street, from Fulton street to Atlantic avenue; asphalt.	5,300 00

—payable out of the repaving fund of 1908, of which there was awarded to this Borough one million dollars, and of which amount \$514,850.50 worth of contracts has been awarded, leaving an unexpended balance of \$485,149.50. Contracts approximating this amount were advertised the latter part of the year, but were withdrawn pursuant to a resolution of the Board of Estimate and Apportionment of December 18, 1908, requesting that no further contracts chargeable against Corporate Stock be entered into without special authorization of the Board of Estimate and Apportionment.

I would respectfully request your Honorable Board to give this matter favorable consideration and allow me to proceed at once with these very necessary improvements.

Yours very truly,

BIRD S. COLER, President of the Borough.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE.  
April 9, 1909.

*Hon. HERMAN A. METZ, Comptroller:*

SIR—Hon. Bird S. Coler, President of the Borough of Brooklyn, in communication under date of March 10, 1909, requests the Board of Estimate and Apportionment for authority to advertise for bids and award contracts for paving various streets in the said Borough, enumerated as follows:

Location and Kind of Pavement.	Estimated Cost.
Franklin avenue, from Jefferson to Atlantic avenue; asphalt.	\$7,200 00
Marcy avenue, from Middleton to Flushing avenue; asphalt.	6,700 00
Forty-ninth street, from Second to Third avenue; asphalt.	6,200 00
Bleecker street, from Knickerbocker to Wyckoff avenue; asphalt.	12,000 00
Bond street, from Livingston to Atlantic avenue; asphalt.	4,800 00
Catherine street, from Devoe to Grand street; asphalt.	3,500 00
Hart street, from Central to Irving avenue; asphalt.	17,600 00
Henry street, from Hamilton avenue to West Ninth street; asphalt.	4,500 00
Johnson avenue, from Bushwick avenue to Morgan avenue; granite.	16,100 00
Judge street, from Devoe to Powers street; asphalt.	3,500 00
Kane place, from Herkimer street to Atlantic avenue; asphalt.	3,200 00
Madison street, from Bushwick to Knickerbocker avenue; asphalt.	22,700 00
Noll street, from Bremen to Evergreen avenue; asphalt.	2,900 00
Park street, from Broadway to Beaver street; asphalt.	3,500 00
Ralph avenue, from 200 feet east of Evergreen-Knickerbocker, Myrtle avenue to Borough line; asphalt.	30,500 00
Sycamore street, from Raymond to St. Edwards place; asphalt.	1,600 00
Thirteenth street, from Second to Fourth avenue; asphalt.	12,800 00

Location and Kind of Pavement.	Estimated Cost.
Thirty-first street, from Third to Fifth avenue; asphalt.	12,700 00
Withers street, from Union to Kingsland avenue; asphalt.	27,800 00
Fifty-fourth street, from Second to Third avenue; asphalt block.	7,400 00
East New York avenue, from Dean to Atlantic avenue; asphalt.	9,400 00
Forty-sixth street, from Fifth to Sixth avenue; asphalt block.	7,200 00
Gerry street, from Flushing to Throop avenue; asphalt.	12,600 00
Johnson avenue, from Broadway to Leonard street; Manhattan avenue to Bushwick avenue; asphalt.	14,300 00
New Jersey avenue, from Fulton street to Atlantic avenue; asphalt.	3,900 00
Stanhope street, from Hamburg avenue to Wyckoff avenue; asphalt.	17,100 00
Sterling place, from Sixth avenue to Flatbush avenue; asphalt block.	13,100 00
Flatbush avenue, west side, from Fifth avenue to Plaza; asphalt block.	29,000 00
Clinton street, from Warren to Baltic street; asphalt.	2,400 00
Thirty-third street, from Fourth to Fifth avenue; asphalt block.	7,600 00
Washington avenue, from Lafayette to DeKalb avenue; asphalt.	5,800 00
Flushing avenue, from Washington to Kent avenue; granite.	21,900 00
Myrtle avenue, from Washington street to Lawrence street; granite.	11,100 00
Rockaway avenue, from Atlantic avenue to Blake avenue; asphalt.	20,700 00
De Sales place, from Broadway to Bushwick avenue; asphalt.	5,500 00
Sackman street, from Fulton street to Atlantic avenue; asphalt.	5,300 00

I would report that I have had all of the above streets examined as to the urgency of repaving same at present, and while all of these streets will eventually have to be repaved, some I do not consider urgent, and would recommend that the Board of Estimate and Apportionment adopt a resolution suspending the application of the resolution of December 18, 1908, in relation to incurring obligations by heads of Departments, in order to permit the President of the Borough of Brooklyn to advertise and award contracts for repaving all of the streets enumerated in his communication, at a total estimated cost of \$300,600, except the following:

Location and Kind of Pavement.	Estimated Cost.
Johnson avenue, from Broadway to Leonard street; Manhattan avenue to Bushwick avenue; asphalt.	\$14,300 00
New Jersey avenue, from Fulton street to Atlantic avenue; asphalt.	3,900 00
Sterling place, from Sixth avenue to Flatbush avenue; asphalt block.	13,100 00
Clinton street, from Warren to Baltic street; asphalt.	2,400 00
East New York avenue, from Dean street to Atlantic avenue; asphalt.	9,400 00
Flatbush avenue, west side, from Fifth avenue to Plaza; asphalt block.	29,000 00
Sackman street, from Fulton street to Atlantic avenue; asphalt.	5,300 00

Respectfully,

CHANDLER WITTINGTON, Chief Engineer.

Approved:

H. A. METZ, Comptroller.

The Comptroller amended his report by adding thereto, "Clinton street, from Warren to Baltic street, asphalt, \$2,400."

The following was offered:

Whereas, The Board of Estimate and Apportionment at a meeting held December 18, 1908, adopted a resolution requesting the heads of the various City Departments and offices not to advertise for contracts nor enter into any further obligations, to be paid for by the issues of Corporate Stock, without first submitting the same to the Board of Estimate and Apportionment for reapproval; therefore be it

Resolved, That the request of the President, Borough of Brooklyn, for authority to advertise for bids and award contracts for paving the following streets in the Borough of Brooklyn be and the same is hereby approved:

Location and Kind of Pavement.	Estimated Cost.
Franklin avenue, from Jefferson to Atlantic avenue; asphalt.	\$7,200 00
Marcy avenue, from Middleton to Flushing avenue; asphalt.	6,700 00
Forty-ninth street, from Second to Third avenue; asphalt.	6,200 00
Bleecker street, from Knickerbocker to Wyckoff avenue; asphalt.	12,000 00
Bond street, from Livingston to Atlantic avenue; asphalt.	4,800 00
Catherine street, from Devoe to Grand street; asphalt.	3,500 00
Hart street, from Central to Irving avenue; asphalt.	17,600 00
Henry street, from Hamilton avenue to West Ninth street; asphalt.	4,500 00
Johnson avenue, from Bushwick avenue to Morgan avenue; granite.	16,100 00
Judge street, from Devoe to Powers street; asphalt.	3,500 00
Kane place, from Herkimer street to Atlantic avenue; asphalt.	3,200 00
Madison street, from Bushwick to Knickerbocker avenue; asphalt.	22,700 00
Noll street, from Bremen to Evergreen avenue; asphalt.	2,900 00
Park street, from Broadway to Beaver street; asphalt.	3,500 00
Ralph avenue, from 200 feet east of Evergreen-Knickerbocker, Myrtle avenue to Borough line; asphalt.	30,500 00
Sycamore street, from Raymond to St. Edwards place; asphalt.	1,600 00
Thirteenth street, from Second to Fourth avenue; asphalt.	12,800 00
Thirty-first street, from Third to Fifth avenue; asphalt.	12,700 00
Withers street, from Union to Kingsland avenue; asphalt.	27,800 00
Fifty-fourth street, from Second to Third avenue; asphalt block.	7,400 00
Forty-sixth street, from Fifth to Sixth avenue; asphalt block.	7,200 00
Gerry street, from Flushing to Throop avenue; asphalt.	12,600 00
Stanhope street, from Hamburg avenue to Wyckoff avenue; asphalt.	17,100 00
Thirty-third street, from Fourth to Fifth avenue; asphalt block.	7,600 00
Washington avenue, from Lafayette to DeKalb avenue; asphalt.	5,800 00
Flushing avenue, from Washington to Kent avenue; granite.	21,900 00
Myrtle avenue, from Washington street to Lawrence street; granite.	11,100 00
Rockaway avenue, from Atlantic avenue to Blake avenue; asphalt.	20,700 00
De Sales place, from Broadway to Bushwick avenue; asphalt.	5,500 00
Clinton street, from Warren to Baltic street; asphalt.	2,400 00

Which was adopted by the following vote:

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

The Secretary presented the following communication from the Sheriff of Kings County requesting, and report of the Comptroller recommending, modification of the schedules of Salaries and Salaries and Wages accompanying the Budget for the year 1909, for the office of the Sheriff of Kings County, to provide for the salary of a Telephone Operator, but involving no additional appropriation:

OFFICE OF THE SHERIFF OF KINGS COUNTY,  
COURT HOUSE, BOROUGH OF BROOKLYN,  
BROOKLYN, February 17, 1909.

*Hon. GEORGE B. McCLELLAN, Mayor, New York City:*

SIR—Some time ago I called at your office to present for your consideration data showing the absolute necessity for the creation at least of two additional places; namely, that of Telephone Operator and Confidential Stenographer in this office.

The Board of Estimate and Apportionment passed a resolution creating the position of Telephone Operator but failed to take any action in regard to the creation of the position of Confidential Stenographer.

If your Honor will recall the circumstances in connection with my visit, when I explained to you the difficulty I had in connection with the proper conduct of the affairs of this office you promised to render what assistance you could towards the establishment of these places.

I would respectfully ask you to call the attention of the Board of Estimate and Apportionment at its next meeting to the necessity of the creation of the position of Confidential Stenographer.

I would also respectfully ask that the Board of Estimate take such action as may be necessary to provide for the payment of the salary of the Telephone Operator and Confidential Stenographer.

Yours respectfully,

ALFRED T. HOBLEY, Sheriff, Kings County.

OFFICE OF THE SHERIFF OF KINGS COUNTY, ]  
COURT HOUSE, BOROUGH OF BROOKLYN,  
BROOKLYN, April 1, 1909. ]

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

DEAR SIR—I would respectfully ask that the Board of Estimate and Apportionment, having created the positions of Telephone Operator at \$750 per annum and Confidential Stenographer at \$1,000 per annum for the Sheriff's office, Kings County, approve a modification of salary schedules 1595 and 1596 in order to provide for the compensation of said positions as follows: Change schedule 1596 by taking therefrom the salary of one Cleaner at \$750 per annum and one Matron at \$1,000 per annum and transferring same to schedule 1595 to provide for the payment of salary of Telephone Operator from January 1, 1909, to December 31, 1909; and salary of Confidential Stenographer from April 1, 1909, to December 31, 1909.

I would also request that the positions of Telephone Operator and Confidential Stenographer be added to schedule 1595.

This modification does not entail any further expenditure or increase in the Budget appropriation allowed for this office for the year 1909, and I trust that immediate action will be taken on this request.

Yours respectfully,

ALFRED T. HOBLEY, Sheriff, Kings County.

DEPARTMENT OF FINANCE—CITY OF NEW YORK, ]  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS, ]  
April 6, 1909. ]

Hon. HERMAN A. METZ, Comptroller:

SIR—In reference to a communication to the Board of Estimate and Apportionment from the Sheriff of Kings County, dated February 17, 1909, requesting an appropriation to provide for the salary of Telephone Operator in his office, which was referred to you for consideration and report, and transmitted to the Bureau of Municipal Investigation and Statistics for investigation, I beg to report as follows:

The Sheriff of Kings County amended his request under date of April 1, 1909, by requesting the transfer of \$750 from the item in the Budget Schedule, entitled "No. 1596, Salaries, County Jail," to account entitled "No. 1595, Salaries, Sheriff's Office," abolishing the position of one Cleaner in the County Jail, at \$750 per annum, to provide for the payment of the salary of the Telephone Operator. As the Telephone Operator has been employed since January 1, 1909, the Sheriff desires authorization to pay the salary from that date.

In view of the facts as herein stated, I would respectfully suggest that the Comptroller recommend to the Board of Estimate and Apportionment the approval of the requests of the Sheriff of Kings County, as amended, and in accordance with the resolution appended hereto.

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 the following Budget schedules for Salaries and Wages as revised for the office of the Sheriff of Kings County for the year 1909:

1595. Salaries, Sheriff's Office—

Sheriff	\$15,000 00
Under Sheriff	6,000 00
Counsel	5,000 00
Chief Clerk	2,500 00
Deputy Sheriffs, 8 at \$2,200.	17,600 00
Assistant Clerk	2,000 00
Equity Clerk	2,000 00
Assistant Equity Clerk	1,800 00
Secretary	1,500 00
Assistant Deputy Sheriffs, 8 at \$1,000.	8,000 00
Telephone Operator	750 00
	\$62,150 00

1596. Salaries, County Jail—

Warden of jail	\$3,000 00
Deputy Warden of jail	2,000 00
Bookkeeper	1,500 00
Keepers, 6 at \$1,200.	7,200 00
Van Drivers, 5 at \$1,000.	5,000 00
Matrons, 3 at \$1,000.	3,000 00
Cleaners, 2 at \$750.	1,500 00
Cooks, 2 at \$300.	600 00
Laundress	250 00
	\$24,050 00

Which was adopted by the following vote:

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

The Secretary presented the following communication from the Commissioner of Docks and Ferries requesting authority, pursuant to resolution adopted December 18, 1908, to advertise and award contracts for 20,000 barrels of Portland cement and 40,000 cubic yards of rip-rap at a total estimated cost of \$46,000, together with a report of the Comptroller, to whom, on April 2, this application was referred, recommending the approval of said request.

(On April 2, 1909, the request of the Commissioner of Docks and Ferries, as above, was referred to the Comptroller.)

DEPARTMENT OF DOCKS AND FERRIES,  
PIER "A," NORTH RIVER,  
NEW YORK, March 30, 1909.

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

SIR—I respectfully request authority to advertise and award a contract for 20,000 barrels of Portland cement, at an estimated cost of \$30,000, and 40,000 cubic yards of rip-rap, at an estimated cost of \$16,000, making the total estimated cost for the contract, \$46,000.

Yours respectfully,

ALLEN N. SPOONER, Commissioner.

April 7, 1909.

These contracts are for materials necessary to the proper continuance of the work of the Department in building bulkhead walls, repairs, etc. I would therefore recommend that the Board of Estimate and Apportionment suspend the application of the resolution of December 18, 1908, in relation to incurring obligations by heads of Departments in order to permit the Department of Docks and Ferries to award contracts for the above noted work.

CHANDLER WITHINGTON, Chief Engineer, Department of Finance.

Approved:

H. A. METZ, Comptroller.

The following was offered:

Whereas, The Board of Estimate and Apportionment at a meeting held December 18, 1908, adopted a resolution requesting the heads of the various City Departments and offices not to advertise for contracts nor enter into any further obligations to be paid for by the issues of Corporate Stock without first submitting the same to the Board of Estimate and Apportionment for reapproval; therefore be it

Resolved, That the request of the Commissioner of Docks and Ferries for authority to advertise for bids and award the contracts for following material:

20,000 barrels of Portland cement.....	\$30,000 00
40,000 cubic yards of rip-rap.....	16,000 00
\$46,000 00	

—be and the same is hereby approved.

Which was adopted by the following vote:

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

The Secretary presented the following communication from the Board of Trustees of the Normal College of The City of New York requesting, and report of the Comptroller recommending, an issue of \$500,000 Corporate Stock for the erection and equipment of a new building for the Normal College on the block bounded by Sixty-eighth and Sixty-ninth streets, Fourth and Lexington avenues, Borough of Manhattan.

(On February 26, 1909, the request of the Board of Trustees of Normal College for this issue was referred to the Comptroller.)

(On April 2, 1909, the above matter was laid over for two weeks.)

BOARD OF TRUSTEES OF THE NORMAL COLLEGE OF THE CITY OF NEW YORK, ]  
PARK AVENUE AND FIFTY-NINTH STREET, ]  
NEW YORK, February 25, 1909. ]

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

DEAR SIR—I have the honor to transmit herewith certified copy of report and resolution adopted by the Board of Trustees of the Normal College of The City of New York, on February 24, 1909, relative to the issue of Corporate Stock, to the amount of \$500,000, the proceeds to be applied toward the erection of a new building for the Normal College.

Respectfully yours,

A. EMERSON PALMER, Secretary, Board of Trustees.

To the Board of Trustees of the Normal College:

The Special Committee, appointed in pursuance of action taken by the Board of Trustees on September 23, 1908 (see minutes, pages 46-47 and 51), to secure an appropriation for a new building for the Normal College, respectfully reports that it has carefully considered the matter, and is of the opinion that the present Normal College building is inadequate and unfit for the purposes to which it is put, and that action should be taken without delay, looking to the erection of a new building. Provisional plans for a building to take the place of the present building have been prepared by the Superintendent of School Buildings, and it is the intention to proceed with the new construction in sections. In order to begin the work, it is recommended that a formal application be made to the Board of Estimate and Apportionment for the issue of Corporate Stock for the purpose above referred to, and the following resolution is submitted for adoption:

Resolved, That the Board of Estimate and Apportionment be, and it is hereby, respectfully requested to take the necessary steps to authorize an issue of Corporate Stock of The City of New York to the amount of five hundred thousand dollars (\$500,000), the proceeds thereof to be applied toward the erection of a new building for the Normal College of The City of New York.

A true copy of report and resolution adopted by the Board of Trustees of the Normal College on February 24, 1909.

A. EMERSON PALMER, Secretary, Board of Trustees.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
March 23, 1909.

Hon. HERMAN A. METZ, Comptroller:

SIR—Under date of February 25, 1909, Mr. A. Emerson Palmer, Secretary of the Board of Trustees of Normal College of The City of New York, forwards a resolution of the Board of Trustees of the Normal College to the Board of Estimate and Apportionment, asking for an issue of Corporate Stock to the amount of \$500,000 to be applied towards the erection of a new building for the Normal College. I would report:

I have looked into the matter with some care, and have conferred with those interested in the proposition, and I find that it is proposed to begin the erection of a new Normal College upon the block bounded by Sixty-eighth and Sixty-ninth streets, Fourth and Lexington avenues, Borough of Manhattan, the block being that upon which the present Normal College and Training School now stand. The present buildings cover less than one-half of the block, and the new building proposed is planned to cover practically the entire block.

The sketches prepared for the new building show that it is to be five-story and basement, of limestone, fireproof throughout and the total estimated cost of the entire building is \$2,000,000. It will contain fifty-five (55) classrooms on each floor, in addition to Principal's room, toilet rooms, etc.

At the present time the Normal College is seriously overcrowded, and the increasing number of applicants each year make it more difficult to provide for the students. At the present time there are in the College eight hundred (800) students;

the College Preparatory Department, eighteen hundred (1,800) students, and in the Elementary Department, nine hundred (900) students.

The College will graduate this year about one hundred and eighty (180) teachers, practically all of whom will find employment as teachers in The City of New York. I am informed that as to the standing of these Normal College graduates at the present time, one-third of the women principals of Public Schools in this City are graduates of the Normal College.

Furthermore, the present graduates of the Normal College are not sufficient to supply the annual demand for new teachers in the City.

In view of the importance of this question and the present condition of the old buildings on this property, it seems to me that the inauguration of this project is expedient and wise.

I therefore recommend that the Board of Estimate and Apportionment, authorize the Comptroller, pursuant to section 47 of the Greater New York Charter, as amended by chapter 409 of the Laws of 1904, to issue Corporate Stock to the amount of \$500,000 for the purpose of providing funds for the erection and equipment of a new Normal College on the block bounded by Sixty-eighth and Sixty-ninth streets, Fourth and Lexington avenues, Borough of Manhattan.

Respectfully,

CHANDLER WITHERINGTON, Chief Engineer.

Approved:

H. A. METZ, Comptroller

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 five hundred thousand dollars (\$500,000), to provide means for the erection and equipment of a new building for the Normal College of The City of New York, on the block bounded by Sixty-eighth and Sixty-ninth streets, Fourth and Lexington avenues, Borough of Manhattan, and 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 five hundred thousand dollars (\$500,000), the proceeds whereof to be applied to the purposes aforesaid.

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

The Secretary presented the following communication from the Comptroller submitting communications from the Commissioner of Public Charities relative to an issue of \$2,333,000 Corporate Stock for the erection and completion of the Sea View Hospital, Borough of Richmond, together with report thereon recommending an issue of \$1,350,000 Corporate Stock for this purpose, in accordance with the items contained in said report.

(On October 2, 1908, the request of the Commissioner of Public Charities for the issue of Corporate Stock as above was referred to the Comptroller.)

(On December 11, 1908, this matter was laid over.)

A communication was also presented from the State Charities Aid Association urging the granting of said request.

CITY OF NEW YORK—DEPARTMENT OF FINANCE, }  
April 7, 1909. }

JOSEPH HAAG, Esq., Secretary, Board of Estimate and Apportionment, No. 277 Broadway, New York City:

DEAR SIR—Kindly place upon the calendar for the next meeting of the Board of Estimate and Apportionment for their consideration the report made by me recommending an issue of \$1,350,000 Corporate Stock upon the application of the Commissioner of Public Charities for an issue of \$2,333,000 for the Sea View Sanatorium, which was laid over at the meeting of December 11, 1908.

Very truly yours,

H. A. METZ, Comptroller.

DEPARTMENT OF PUBLIC CHARITIES, }  
FOOT OF EAST TWENTY-SIXTH STREET, }  
April 12, 1909. }

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—Application is respectfully made that the report of the Comptroller recommending an issuance of \$1,350,000 additional, for the construction of the Sea View Hospital, Borough of Richmond, which was laid over at the meeting of December 11, 1908, be reconsidered and acted upon at the next meeting of your Board, April 16, 1909.

Respectfully yours,

ROBT. W. HEBBERD, Commissioner.

DEPARTMENT OF PUBLIC CHARITIES, }  
FOOT OF EAST TWENTY-SIXTH STREET, }  
September 29, 1908. }

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—As considerable progress has already been made on the construction work of six of the pavilions of the Sea View Sanatorium of this Department, which is being constructed in the Borough of Richmond, in accordance with general plans approved by the Board of Estimate and Apportionment on November 10, 1905, appropriation for the initial part of the work being made to the amount of \$1,000,000, I beg leave very respectfully to request the issue of Corporate Stock sufficient in amount to complete this important and greatly needed institution as follows:

Construction.

One administration and reception building, 301,000 cubic feet, at 35 cents per cubic foot.....	\$105,000 00
Two ward pavilions, 870,000 cubic feet, at 35 cents per cubic foot.....	304,000 00
One surgical pavilion, 274,500 cubic feet, at 35 cents per cubic foot.....	96,000 00
One hydrotherapeutic pavilion, 127,000 cubic feet, at 35 cents per cubic foot.....	45,000 00
One pathological pavilion, 127,000 cubic feet, at 35 cents per cubic foot.....	45,000 00
One storage, kitchen and dining hall building, 521,000 cubic feet, at 35 cents per cubic foot.....	105,000 00
Service tunnel and covered corridors connecting buildings, 320,000 cubic feet, at 30 cents per cubic foot.....	96,000 00
One staff house, 274,500 cubic feet, at 35 cents per cubic foot.....	22,000 00
One Nurses' Home, 564,000 cubic feet, at 35 cents per cubic foot.....	45,000 00
One chapel, 194,000 cubic feet, at 35 cents per cubic foot.....	9,700 00
One power, ambulance and laundry building, 791,000 cubic feet, at 30 cents per cubic foot.....	63,300 00
Contingencies and fees.....	237,000 00
	\$1,481,000 00

Heating, Plumbing and Electrical Work.

One administration building, 301,000 cubic feet, at 8 cents per cubic foot.....	\$24,000 00
Eight ward pavilions, 3,480,000 cubic feet, at 8 cents per cubic foot.....	278,000 00
One surgical pavilion, 274,500 cubic feet, at 8 cents per cubic foot.....	22,000 00
One hydrotherapeutic pavilion, 127,000 cubic feet, at 8 cents per cubic foot.....	10,300 00
One pathological pavilion, 127,000 cubic feet, at 8 cents per cubic foot.....	10,300 00
One storage, kitchen and dining hall building, 521,000 cubic feet, at 8 cents per cubic foot.....	41,700 00
Service tunnel and covered corridors connecting buildings, 320,000 cubic feet, at 8 cents per cubic foot.....	25,700 00
One staff house, 274,500 cubic feet, at 8 cents per cubic foot.....	22,000 00
One Nurses' Home, 564,000 cubic feet, at 8 cents per cubic foot.....	45,000 00
One chapel, 194,000 cubic feet, at 5 cents per cubic foot.....	9,700 00
One power, ambulance and laundry building, 791,000 cubic feet, at 8 cents per cubic foot.....	63,300 00
The laundry machinery, power plant, boilers and piping.....	150,000 00
Contingencies and fees.....	702,000 00
	150,000 00
	\$2,333,000 00

Respectfully submitted,

ROBT. W. HEBBERD, Commissioner.

CITY OF NEW YORK—DEPARTMENT OF FINANCE, }  
COMPTROLLER'S OFFICE, }  
November 18, 1908. }

Hon. HERMAN A. METZ, Comptroller:

SIR—Under date of September 29, 1908, the Hon. Robert W. Hebbard, Commissioner, Department of Public Charities, asks the Board of Estimate and Apportionment for an issue of Corporate Stock to the amount of \$2,333,000 to cover the following work:

Construction.

One administration and reception building, 301,000 cubic feet, at 35 cents per cubic foot.....	\$105,000 00
Two ward pavilions, 870,000 cubic feet, at 35 cents per cubic foot.....	304,000 00
One surgical pavilion, 274,500 cubic feet, at 35 cents per cubic foot.....	96,000 00
One hydrotherapeutic pavilion, 127,000 cubic feet, at 35 cents per cubic foot.....	45,000 00
One pathological pavilion, 127,000 cubic feet, at 35 cents per cubic foot.....	45,000 00
One storage, kitchen and dining hall building, 521,000 cubic feet, at 35 cents per cubic foot.....	182,000 00
Service tunnel and covered corridors connecting buildings, 320,000 cubic feet, at 30 cents per cubic foot.....	96,000 00
One staff house, 274,500 cubic feet, at 35 cents per cubic foot.....	96,000 00
One Nurses' Home, 564,000 cubic feet, at 35 cents per cubic foot.....	197,000 00
One chapel, 194,000 cubic feet, at 35 cents per cubic foot.....	78,000 00
One power, ambulance and laundry building, 791,000 cubic feet, at 30 cents per cubic foot.....	237,000 00
	\$1,481,000 00

Heating, Plumbing and Electrical Work.

One administration building, 301,000 cubic feet, at 8 cents per cubic foot.....	\$24,000 00
Eight ward pavilions, 3,480,000 cubic feet, at 8 cents per cubic foot.....	278,000 00
One surgical pavilion, 274,500 cubic feet, at 8 cents per cubic foot.....	22,000 00
One hydrotherapeutic pavilion, 127,000 cubic feet, at 8 cents per cubic foot.....	10,300 00
One pathological pavilion, 127,000 cubic feet, at 8 cents per cubic foot.....	10,300 00
One storage, kitchen and dining hall building, 521,000 cubic feet, at 8 cents per cubic foot.....	41,700 00
Service tunnel and covered corridors connecting buildings, 320,000 cubic feet, at 8 cents per cubic foot.....	25,700 00
One staff house, 274,500 cubic feet, at 8 cents per cubic foot.....	22,000 00
One Nurses' Home, 564,000 cubic feet, at 8 cents per cubic foot.....	45,000 00
One chapel, 194,000 cubic feet, at 5 cents per cubic foot.....	9,700 00
One power, ambulance and laundry building, 791,000 cubic feet, at 8 cents per cubic foot.....	63,300 00
The laundry machinery, power plant, boilers and piping.....	150,000 00
Contingencies and fees.....	702,000 00
	150,000 00
	\$2,333,000 00

I have examined this proposal with a good deal of care and have gone over the items therein with the architect in charge of the work, and I beg to report as follows:

On March 16, 1905, the Board of Estimate and Apportionment gave the Commissioner of the Department of Public Charities, \$200,000 Corporate Stock for tents, heating plant, etc., for consumptive patients on Staten Island; and on October 29, 1905, the Board made a further appropriation of \$800,000 for the erection of a tuberculosis hospital on Staten Island.

The report of this Bureau recommending such an appropriation stated specifically that the amount recommended would provide for four hospital wards, power house and plant, ambulance station, connecting passageways and tunnel, Nurses' home and dining hall.

Instead of contracting for such a group of buildings which would have provided a complete working hospital, the Commissioner of Charities awarded a contract for six typical pavilions without heating arrangements or plumbing fixtures at a cost of \$916,650.

In order therefore to make available for hospital use the buildings now under construction, it will be necessary to make a further appropriation.

I have gone over the plans of the proposed buildings with the architect and in cooperation with him prepared the following list of buildings and structures, together with their equipments, which will provide a complete working unit of the hospital.

Construction.

One administration and reception building.....	\$105,000 00
One surgical pavilion.....	96,000 00
One storage, kitchen and dining hall building.....	182,000 00
Service tunnel and covered corridors connecting buildings.....	96,000 00
One power, ambulance and laundry building.....	237,000 00
	\$716,000 00

<i>Heating, etc.</i>		
One administration building.....	\$24,000 00	
Six ward pavilions.....	208,500 00	
One surgical pavilion.....	22,000 00	
One storage, kitchen and dining hall building.....	41,700 00	
Service tunnel and covered corridors connecting buildings.....	25,700 00	
One power, ambulance and laundry building.....	63,300 00	
The laundry machinery, power plant.....	150,000 00	
	535,200 00	
Contingencies, etc. ....	\$1,251,200 00	
	98,000 00	
<b>Total</b> .....	<b>\$1,350,000 00</b>	

If the financial condition of the City warrants the expenditure, I think the Board of Estimate and Apportionment may properly authorize the Comptroller, pursuant to section 47 of the Greater New York Charter, as amended by chapter 409 of the Laws of 1904, to issue additional Corporate Stock to the amount of \$1,350,000 to provide for the erection and completion of the Sea View Hospital on Staten Island, in the Borough of Richmond, in accordance with the items of the above report.

Respectfully,

CHANDLER WITTINGTON, Chief Engineer.

Approved:

H. A. METZ, Comptroller.

Hon. Robert W. Hebbard, Commissioner of Public Charities, appeared and urged favorable consideration of his request.

The following resolution was offered:

Resolved, That, pursuant to the provisions of section 47 of the Greater New York Charter as amended, the Board of Estimate and Apportionment hereby approves of the issue of Corporate Stock of The City of New York to an amount not exceeding one million three hundred and fifty thousand dollars (\$1,350,000), to provide means for the erection and completion of the Sea View Hospital on Staten Island, Borough of Richmond; and, 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 million three hundred and fifty thousand dollars (\$1,350,000), the proceeds whereof to be applied to the purposes aforesaid.

Which was adopted by the following vote:

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

The Secretary presented the following resolution of the Board of Aldermen requesting an issue of \$1,350 Special Revenue Bonds for the payment of the salary of an Auditor's Clerk in the Sheriff's office, New York county, together with report of the Comptroller, recommending an issue of \$1,012.50 Special Revenue Bonds (subdivision 8, section 188 of the Charter) for this purpose.

(On February 19, 1909, the resolution of the Board of Aldermen requesting an issue of \$1,350 Special Revenue Bonds for the above purpose was referred to the Comptroller.)

*In the Board of Aldermen.*

Resolved, That, in pursuance of the provisions of subdivision 8 of section 188 of the Greater New York Charter, the Board of Estimate and Apportionment be and it is hereby requested to authorize the Comptroller to issue Special Revenue Bonds to the amount of thirteen hundred and fifty dollars (\$1,350), the proceeds whereof to be used by the Sheriff of the County of New York for the purpose of paying the salary of an Auditor's Clerk.

Adopted by the Board of Aldermen February 2, 1909, three-fourths of all the members voting in favor thereof, having been first advertised as required by law.

Received from his Honor the Mayor, February 16, 1909, 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. }  
April 1, 1909. }

Hon. HERMAN A. METZ, Comptroller:

SIR—At a meeting of the Board of Estimate and Apportionment, held February 19, 1909, a resolution was presented from the Board of Aldermen, adopted by that body February 2, 1909, that the Comptroller be authorized to issue Special Revenue Bonds to the amount of \$1,350, to provide means to pay the salary of an Auditor's Clerk in the office of the Sheriff of the County of New York. This matter was referred to the Comptroller for consideration and report, and by you transmitted to the Bureau of Municipal Investigation and Statistics for examination. As a result of the examination therein made, I beg to report as follows:

The need for the additional position of Auditor's Clerk would appear to be verified by an examination of the accounts of the Sheriff's office. These show a very decided increase in the volume of business transacted in recent years, as will be seen below:

*Number of Returns for the Months of January and February, for the Years 1906 to 1909, Inclusive.*

	1906.	1907.	1908.	1909.
January .....	121	135	163	199
February .....	93	80	158	223
	214	215	321	422

This increase has been caused principally by the enactment of the Garnishee Law and the amendments to this law principally by chapter 148 of the Laws of 1908.

Owing to the enforcement of the Garnishee Law, there are now in the Sheriff's office about 300 cases, in which returns are made by Deputy Sheriffs, weekly, semi-weekly and monthly, ranging in amount from 25 cents per week to \$120 monthly. Each of these payments requires as much work as a settlement in full or final return on any one of them. The Auditor, owing to the small number of clerks, the number remaining the same as in 1897, has to keep these records himself. There is too much for one man to do, particularly as a great deal of the work of the Auditor requires careful scrutiny of court orders and papers to protect the City from loss. The position has been established by resolution of the Board of Aldermen, adopted March 16, 1909.

In view of the facts as herein stated, I would respectfully suggest that the Comptroller recommend to the Board of Estimate and Apportionment concurrence in the resolution of the Board of Aldermen, in accordance with the resolution herewith appended.

Yours respectfully,

CHARLES S. HARVEY, Supervising Statistician and Examiner.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the resolution adopted by the Board of Aldermen February 2, 1909, requesting an issue of one thousand three hundred and fifty dollars (\$1,350) Special Revenue Bonds for the payment of the salary of an Auditor's Clerk for the year 1909 in the office of the Sheriff of New York County, be and the same is hereby approved of and concurred in by the Board of Estimate and Apportionment to the extent of one thousand and twelve dollars and fifty cents (\$1,012.50), 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 one thousand and twelve dollars and fifty cents (\$1,012.50), redeemable from the tax levy of the year succeeding the year of their issue.

Which was adopted by the following vote:

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

The Secretary presented a report of the Comptroller referring to the request of the Commissioner of Parks, Boroughs of Manhattan and Richmond, for an appropriation of \$9,465 to provide for a deficiency in the appropriation made to said Department for the year 1909, entitled Maintenance of Parks and Boulevards, No. 750, Forage, and suggesting that application be made by said Commissioner to the Board of Aldermen for an issue of Special Revenue Bonds to provide for this deficiency.

Which was ordered on file and the Secretary directed to transmit a copy of the report of the Comptroller to the Commissioner of Parks, Boroughs of Manhattan and Richmond.

(On February 26, 1909, the request of the Commissioner of Parks, Boroughs of Manhattan and Richmond, as above, was referred to the Comptroller.)

The Secretary presented the following resolution of the Board of Aldermen requesting, and report of the Comptroller recommending, an issue of \$10,000 Special Revenue Bonds (subdivision 8, section 188 of the Charter) to provide for the equipping of old ferryboats as day camps for tuberculosis patients by the Board of Trustees of Bellevue and Allied Hospitals.

(On March 19, 1909, the resolution of the Board of Aldermen requesting this issue was referred to the Comptroller.)

*In the Board of Aldermen.*

Resolved, That, in pursuance of the provisions of subdivision 8 of section 188 of the Greater New York Charter, the Board of Estimate and Apportionment be and it is hereby requested to authorize the Comptroller to issue Special Revenue Bonds to the amount of ten thousand dollars (\$10,000), the proceeds whereof to be used by the Trustees of Bellevue and Allied Hospitals for the purpose of equipping old ferryboats as day camps for tuberculosis patients.

Adopted by the Board of Aldermen, March 2, 1909, three-fourths of all the members voting in favor thereof, having been first advertised as required by law.

Received from his Honor the Mayor, March 16, 1909, 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. }  
March 31, 1909. }

*To the Honorable the Board of Estimate and Apportionment:*

GENTLEMEN—Transmitted herewith is copy of a report of the Bureau of Municipal Investigation and Statistics upon a resolution of the Board of Aldermen requesting the authorization of an issue of \$10,000 Special Revenue Bonds, to be used by the Board of Trustees of Bellevue and Allied Hospitals in equipping old ferryboats as day camps for tuberculosis patients.

On the basis of facts therein presented I recommend that the request of the Board of Trustees of Bellevue and Allied Hospitals be granted and submit for adoption the resolution attached hereto.

Respectfully,

H. A. METZ, Comptroller.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS. }  
March 31, 1909. }

*Hon. HERMAN A. METZ, Comptroller:*

SIR—In regard to a resolution presented from the Board of Aldermen to the Board of Estimate and Apportionment on March 19, 1909, requesting the authorization of an issue of \$10,000 Special Revenue Bonds, to be used by the Board of Trustees of Bellevue and Allied Hospitals in equipping old ferryboats as day camps for tuberculosis patients, 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:

About a year ago the Commissioners of the Sinking Fund authorized the Department of Docks and Ferries to turn over to the Department of Bellevue and Allied Hospitals, their old ferryboats, to be used as camps for the poor afflicted with tuberculosis. One boat was moored to the dock at Bellevue Hospital, one in the Gouverneur Hospital district, and the third at Ninety-first street, East River. The last boat was given into the charge of the Auxiliary Society of Women attached to the tuberculosis clinic of the Presbyterian Hospital, which assumed responsibility for payment of expenses connected therewith.

The boat at Bellevue has been in use as a day camp since May 27, 1908. The boat in the Gouverneur district was occupied by tuberculosis patients during the summer of 1908, but had to be abandoned on account of lack of funds.

It is desired to establish a night camp as well as a day camp on the boat at Bellevue, so that those in the camp at night who are convalescent may work during the day and return to the boat at night, instead of going to an ill-ventilated tenement, if they have a home.

Your Examiner visited the boat at Bellevue dock on March 28, and found that seventy-one patients were registered there for care and treatment. The consumptives were distributed in groups on the upper deck enjoying the open air. To care for the patients, there are employed two Nurses at \$70 a month each, Two Helpers at \$20 a month each, and one Helper at \$25 a month. If the night camp were established, there would be required in addition, one Nurse for women, at \$60 a month, a Helper acting as Orderly to care for the men at \$25 a month, and a female Helper at \$20 a month.

The Bellevue boat is at present heated by seven large stoves. These could not be used for the purposes of a night camp, as the Fire Department would not permit the same, owing to the risk of endangering the lives of the sleepers. The cost of making steam pipe connection with the plant in the hospital grounds would be considerable, and old steam radiators on the boats which are worn out or badly rusted, would have to be replaced, so that the plan of heating the camp by steam has been abandoned. It is proposed that gas be used for heating the boat, as well as for cooking. A supply of cooking utensils is needed. Some painting of the boat is necessary, and also repairs which will make it stormproof, in order to protect the occupants.

The old Staten Island boat "Westfield," at Pier 55, in the Gouverneur Hospital district, is in much worse condition than the "Southfield" at Bellevue. The boat was used as a day camp during the summer of 1908, which was conducted by the women

of the Gouverneur Auxiliary. It is desired to put it in condition for the reception of tuberculosis patients in this congested district. The President of the Gouverneur Auxiliary says:

"One of the misfortunes of the camp in the summer of 1908 was the inability of our Committee to repair the roof, so that the upper deck could be used on rainy days. \* \* \* Last summer we were unable to provide the patients with a hot meal in the middle of the day, and this, we feel, that they really need, and should receive when the camp is opened. To provide such a meal it will be necessary to put a proper cooking range on board the boat and to increase the supply of dishes, etc."

If the camp is to be opened this year, the roof of the boat will have to be made watertight, partitions erected or replaced, other repairs made, and much painting done in order to make the place comfortable. Payment of Nurses and Helpers will also have to be provided for, as on the Bellevue boat.

The women of the Auxiliary Committee attached to the Tuberculosis Clinic of the Presbyterian Hospital have so far been able to maintain the camp at Ninety-first street, but the Gouverneur Auxiliary has not been so fortunate in securing money from private sources.

The Board of Trustees of Bellevue and Allied Hospitals say in their application for \$10,000:

"It is intended to apply the funds obtained from private sources to the various personal needs of the patients, many of whom have not the necessary clothing, medicines, food, shelter, etc., after their discharge. The giving of such funds will, therefore not be discouraged or discontinued."

The main question involved in a proposition of this sort is whether or not the expenditure of the money in this way will give as much relief to those afflicted with tuberculosis as if it were expended in connection with an institution already established for the care of such persons.

The fact that the request is made by the Trustees of Bellevue and Allied Hospitals, who should be the best judges, should have weight in reaching a determination. In view of the facts at hand, your Examiner respectfully recommends that the request be approved, but with the understanding that statistics be kept by the Trustees of the Hospital as to the results obtained, which may be available in the event of a request being made for additional allowances for the same or a similar purpose.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of and concurs in the resolution of the Board of Aldermen, adopted March 2, 1909, in relation to an appropriation of ten thousand dollars (\$10,000) to provide means for equipping old ferryboats as day camps for tuberculosis patients by the Board of Trustees of Bellevue and Allied Hospitals, 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 the amount of ten thousand dollars (\$10,000), redeemable from the tax levy of the year succeeding the year of their issue.

Which was adopted by the following vote:

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

The Secretary presented the following communication from the Commissioner of Docks and Ferries requesting, and report of the Select Committee, consisting of the Comptroller and President of the Board of Aldermen recommending, the establishment of the position of Superintendent of Dock and Pier Construction in the Department of Docks and Ferries with salary at the rate of \$2,100 per annum for one incumbent for reasons set forth in the report of the Bureau of Municipal Investigation and Statistics of the Department of Finance.

(On June 19, 1908, the request of the Commissioner of Docks and Ferries for the establishment of this position was referred to the above Select Committee.)

(On February 19, 1909, this matter was laid over.)

DEPARTMENT OF DOCKS AND FERRIES,  
PIER "A," NORTH RIVER,  
NEW YORK, June 9, 1908.

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

SIR—I respectfully request and recommend that a resolution be adopted by the Board of Estimate and Apportionment recommending to the Board of Aldermen the establishment of the position of Superintendent of Dock and Pier Construction in this Department with salary at the rate of \$2,100 per annum.

Edward E. McCarney is now employed in this Department under the title of Foreman of Repairs with pay at the rate of \$1,800 per annum. He was appointed in this Department on February 3, 1888, as an Inspector of Pier Building. On December 9, 1897, he was promoted to the position of Superintendent of Repairs at \$2,000 per annum, and served in that capacity until February 11, 1898, when the position was abolished. The position was re-established on November 11, 1898, and Mr. McCarney was again assigned to duty in that capacity.

On April 29, 1909, in connection with many other changes proposed at that time by the then Commissioner, Mr. McCarney's title was changed to Foreman of Repairs at 60 cents per hour. The rate was increased to 62½ cents on April 7, 1905, and on December 28, 1905, the rate was fixed at \$1,800 per annum.

Mr. McCarney, during his many years of service in this Department, has performed his work faithfully and well, and it is desired to promote him to the position of Superintendent of Dock and Pier Construction at \$2,100 per annum. The recommendation for the establishment of the grade for that position in this Department is therefore made as above.

Yours respectfully,

ALLEN N. SPOONER, Commissioner.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
February 10, 1909.

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—In the matter of the communication addressed to the Board of Estimate and Apportionment by the Commissioner of Docks and Ferries requesting the establishment of the position of Superintendent of Dock and Pier Construction at salary of \$2,100 per annum, which was referred to a Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, your Committee recommends the adoption of the resolution hereunto attached.

Yours respectfully,

J. H. McCOOEY, Deputy Comptroller;

T. P. SULLIVAN, Acting President, Board of Aldermen;  
Select Committee.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
March 17, 1909.

Hon. HERMAN A. METZ, Comptroller:

SIR—In the matter of the communication addressed to the Board of Estimate and Apportionment by the Commissioner of Docks and Ferries requesting the establish-

ment of the position of Superintendent of Dock and Pier Construction at salary of \$2,100 per annum, which was referred to a Select Committee, consisting of the Comptroller and the President of the Board of Aldermen, and transmitted to the Bureau of Municipal Investigation and Statistics, I beg to report thereon as follows:

The Commissioner of Docks and Ferries states that it is essential to the proper conduct of the Department that there should be a position of this title, and he desires to promote to the position an employee who has been in the service of the Department since February 3, 1888, filling the position of Foreman of Repairs. The Commissioner states that during the incumbent's many years of service he has performed his work faithfully and well.

In view of the facts as stated, I would respectfully suggest that the Comptroller recommend to the Board of Estimate and Apportionment the approval of the request of the Commissioner of Docks and Ferries, resolution to effect which is hereto appended.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the position of Superintendent of Dock and Pier Construction in the Department of Docks and Ferries, with salary at the rate of twenty-one hundred dollars (\$2,100) per annum, for one incumbent.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller and the Presidents of the Boroughs of Manhattan, Brooklyn, The Bronx, Queens and Richmond—13.

Negative—The President of the Board of Aldermen—3.

The Secretary presented the following communication from the Fire Commissioner requesting the transfer of \$600 within the appropriations for the year 1909, together with report of the Comptroller recommending the modification of the schedules of Salaries and Salaries and Wages, accompanying the Budget for the year 1909, Fire Department, involving a transfer of \$600, but no additional appropriation.

HEADQUARTERS FIRE DEPARTMENT—CITY OF NEW YORK,  
NOS. 157 AND 159 EAST SIXTY-SEVENTH STREET,  
BOROUGH OF MANHATTAN, April 14, 1909.

Hon. HERMAN A. METZ, Comptroller, Department of Finance:

SIR—I have the honor to request that the Board of Estimate and Apportionment transfer the sum of \$600 from the appropriation for the current year entitled, 612, Fire Department, Administration, Borough of Manhattan, Engine and Hook and Ladder Companies, Salaries and Wages, to the appropriation for the year 1909 entitled, 611, Fire Department, Administration, Borough of Manhattan, Bureau of Chief of Department, Salaries and Wages, said amount of \$600 being required to pay for the eight months from May 1 to December 31, 1909, the difference in salary of a Chief of Battalion now receiving \$3,300 per annum, to be promoted to the rank of Deputy Chief in charge of Marine Division, with salary of \$4,200 per annum.

Respectfully,

NICHOLAS J. HAYES, Commissioner.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
April 14, 1909.

Hon. HERMAN A. METZ, Comptroller:

SIR—In the matter of communications from Hon. Nicholas J. Hayes, Fire Commissioner, requesting that provision be made for the salary of a Deputy Chief in charge of Marine Division, which were referred to you by the Bureau of Municipal Investigation and Statistics for examination, I beg to report as follows:

In December, 1908, the position of Deputy Chief in charge of Marine Division was established in the Fire Department, at a salary of \$4,200 per annum. In March, 1909, an examination for said position (which must be filled by the promotion of a Battalion Chief, whose salary is \$3,300 per annum) was held by the Municipal Civil Service Commission and a certified list submitted to the Fire Commissioner, who proposes to make the promotion on May 1, 1909.

No allowance having been made in the Budget for 1909 for the salary attached to this new position, I would respectfully recommend that provision therefor be made by the adoption of the resolutions attached hereto, which provide for the revision of Budget schedule entitled Administration, Borough of Manhattan, Bureau of Chief of Department, 611, Salaries and Wages, for 1909, and for the transfer of \$600 to said schedule from Budget schedule entitled Administration, Borough of Manhattan, Engine and Hook and Ladder Companies, 612, Salaries and Wages, for 1909.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the sum of six hundred dollars (\$600) be and the same is hereby transferred from the appropriation made to the Fire Department for the year 1909 entitled Administration, Borough of Manhattan, Engine and Hook and Ladder Companies, 612, 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 1909 entitled Administration, Borough of Manhattan, Bureau of Chief of Department, 611, Salaries and Wages, the amount of said appropriation being insufficient.

Which was adopted by the following vote:

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

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the following Budget schedule as revised for the Fire Department for the year 1909:

Administration, Borough of Manhattan, Bureau of Chief of Department—

611. Salaries and Wages:	
Chief of Department.....	\$10,000.00
Deputy Chiefs of Department, 6 at \$4,200.....	25,200.00
Deputy Chief in charge of Marine Division.....	4,200.00
Battalion Chiefs, 22 at \$3,300.....	72,600.00
Medical Officers, 4 at \$3,300.....	13,200.00
Chaplains, 2 at \$1,000.....	2,000.00
Clerk .....	1,650.00
Clerk .....	1,350.00

Draughtsman .....	1,350 00
Stenographers and Typewriters, 2 at \$1,200.....	2,400 00
<b>\$133,950 00</b>	

Which was adopted by the following vote:

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

The Secretary presented communications, etc., as follows:

List of the prevailing rate of wages for mechanics, issued by the Building Trades of New York City and vicinity, through the office of the Consolidated Board of Business Agents of the Building Trades.

From the Ethical Social League, commanding the action of the Board of Education in requesting the Board of Estimate and Apportionment and the Board of Aldermen for an appropriation for the purpose of establishing a girls' trade or vocational school, and urging favorable consideration of said request.

From the Commissioner of Water Supply, Gas and Electricity, requesting an issue of \$950,000 Corporate Stock for the purpose of extending the high pressure fire service into the Gowanus and South Brooklyn Districts of the Borough of Brooklyn.

From the Commissioner of Docks and Ferries, requesting authority, pursuant to resolution adopted December 18, 1908, to advertise and award a contract for furnishing specifications and forms of contracts for said Department for the year beginning July 1, 1909, at an estimated cost of \$9,000.

Which were referred to the Comptroller.

The Secretary presented communications, as follows:

From the Commissioner of Parks, Boroughs of Brooklyn and Queens, requesting the establishment of the following grades of positions:

	Incum- bent.	Per Annum.
Foreman of Painters.....	1	\$1,500 00
Master Machinist .....	1	2,000 00
General Foreman .....	1	1,800 00
Inspector of Masonry.....	1	1,200 00
Inspector of Grading and Paving.....	1	1,200 00

From the Secretary, Court Interpreters' Association of Greater New York, requesting that the salaries of the Interpreters of the Magistrates' and Municipal Courts be fixed at \$2,000 per annum.

Which were referred to the Select Committee consisting of the Comptroller and the President, Board of Aldermen.

The Secretary presented the following communication from the Police Commissioner, requesting, and report of the Comptroller recommending, the issue of \$75,000 Corporate Stock for furniture and equipment of the new Headquarters Building for the Police Department, located at Grand and Centre streets, Borough of Manhattan.

(On January 22, 1909, the request of the Police Commissioner, as above, was referred to the Comptroller.)

POLICE DEPARTMENT OF THE CITY OF NEW YORK,  
No. 300 MULBERRY STREET,  
January 19, 1909.

To the Honorable Board of Estimate and Apportionment:

GENTLEMEN—The following proceedings were this day directed by the Police Commissioner:

Ordered, That the Board of Estimate and Apportionment be and is hereby respectfully requested to authorize the issue of Corporate Stock in the sum of \$75,000 for the purpose of placing in the new Headquarters Building, situated at Broome, Grand and Centre streets and Centre Market place, the necessary furniture for the occupancy of such building, when completed.

Ordered, That whenever the Board of Estimate and Apportionment shall have authorized the issue of Corporate Stock for such purpose in the sum of \$75,000, the Board of Aldermen be and is hereby respectfully requested to concur therein.

Respectfully,

THEO. A. BINGHAM, Police Commissioner.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
NEW YORK, April 6, 1909.

HON. HERMAN A. METZ, Comptroller:

SIR—Hon. Theodore A. Bingham, Police Commissioner, in communication dated January 19, 1909, requests the Board of Estimate and Apportionment to authorize the issue of Corporate Stock in the sum of \$75,000 for the purpose of placing in the new Headquarters Building, situated at Broome, Grand and Centre streets, Borough of Manhattan, the necessary furniture for the occupancy of such building when completed.

I would report that in addition to any furniture that can be brought from the present Police Headquarters, it is estimated that the new building will require 379 chairs, 131 desks, 48 settees, 1 bench, 32 tables, 267 lockers, 5 wardrobes, 80 filing cases, 17 showcases, etc.; 2 cabinets, 3,396 square feet of rubber matting, 2 couches, 2 rugs, 8 dozen cuspidor mats, 6 coal scoops, 6 wheelbarrows, 2 work benches and tool closets, 20 beds, 5,002 linear feet shelving, 100 linear feet shelving and lockers, 377 feet of railing, 682 feet of partition, 3 platforms, 50 electric fans, 172 feet of counter, 154 sections of bookcase, 22 bases and 22 tops, 2-ton hoist and chain, 1 blackboard, 600 square yards cocoa matting, 216 window awnings, 1,100 yards Wilton carpet, red cedar moth proof room for furs, 9 feet by 14 feet; closet under book rack for stationery, cage for Assistant Bookkeeper, 321 windows fitted with safety window cleaning devices and 6 belts, 7,335 yards battleship linoleum, installation of electric and mechanical appliance for indicating and furnishing record of pistol practice, with safety devices, automatic indicating targets, etc., for two alleys, complete; installation of electric cable conduits, furnishing gymnasium with equipments, installation of interior telephone system, furnishing room for meeting of Commissioner, Deputy Commissioners and Inspectors; electrically lighted screen arrangement to conceal the detectives in the shadow while the criminals are exposed in a strong light. Miscellaneous—Trucks, stepladders, coolers, brushes, cocoa mats, waste baskets, mirrors, lumber for shelving and step covers, installation of electrical time system, etc.

Seventy-five thousand dollars (\$75,000) is not too much to spend for the above furniture and equipment.

The expenditure being a necessity and the amount reasonable, I think the Board of Estimate and Apportionment may properly authorize the Comptroller, pursuant to section 47 of the Greater New York Charter, as amended, to issue Corporate Stock to the amount of seventy-five thousand dollars (\$75,000) for the furniture and

equipment of the new Police Headquarters Building, Grand and Centre streets, Borough of Manhattan.

Respectfully,

CHANDLER WITTINGTON, Chief Engineer.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to the provisions of section 47 of the Greater New York Charter as amended, the Board of Estimate and Apportionment hereby approves of the issue of Corporate Stock of The City of New York to an amount not exceeding seventy-five thousand dollars (\$75,000) to provide means for the furniture and for the equipment of the new Headquarters Building for the Police Department, located at Grand and Centre streets, Borough of Manhattan; and, 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 seventy-five thousand dollars (\$75,000), the proceeds whereof to be applied to the purposes aforesaid.

Which was adopted by the following vote:

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

The Secretary presented the following communication from the Chief Engineer, calling attention to the fact that the Budget for the present year makes provision for two Clerks at a salary of \$600 per annum, each, in the Division of Franchises in the office of the Chief Engineer of the Board; that the present incumbents have been in the service of the Board, one for nearly three years and the other for more than four years, and recommending that their salaries be fixed at \$600 per annum, to date from May 1, 1909.

BOARD OF ESTIMATE AND APPORTIONMENT,  
OFFICE OF THE CHIEF ENGINEER,  
April 14, 1909.

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

SIR—The Budget as adopted for the present year provides for two Clerks in the Division of Franchises, of this office, at \$600 per annum. The present incumbents receive \$480 each, and in submitting the estimate for this year provision was made for paying them \$600, and it was evidently the intent of the Board to do so, but they had not passed their promotion examinations at the end of the last year. These examinations were held on January 27, and the Secretary of the Civil Service Commission has stated that they both passed them successfully. One of these Clerks has been in the service of the Board for nearly three years and the other for over four years, and I beg to recommend that the Board fix the salaries of John J. McFadden and Andrew H. Matthews at \$600 per annum each, to take effect on May 1, 1909.

Respectfully,

NELSON P. LEWIS, Chief Engineer.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby fixes the salaries of the following named employees in the office of the Chief Engineer of the Board, to take effect May 1, 1909, viz:

Per  
Annum.

Division of Franchises—

John J. McFadden, Clerk .....	\$600 00
Andrew H. Matthews, Clerk .....	600 00

Which was adopted by the following vote:

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

The Secretary presented the following communication from the Board of Health requesting an appropriation of \$11,000 for the employment, for eight months, of additional help at the Tuberculosis Sanatorium at Otisville, Orange County, N. Y., together with report of the Comptroller, recommending an appropriation of \$7,600 pursuant to section 236 of the Charter for this purpose.

(On March 19, 1909, the request of the Department of Health for an appropriation of \$11,000 for said purpose was referred to the Comptroller.)

DEPARTMENT OF HEALTH,  
CORNER FIFTY-FIFTH STREET AND SIXTH AVENUE,  
NEW YORK, March 15, 1909.

HON. JOSEPH HAAG, Secretary, Board of Estimate and Apportionment, No. 280 Broadway:

SIR—The enclosed resolution, requesting the Board of Estimate and Apportionment to appropriate the sum of \$11,000 for the necessary expenses required to be incurred by the Board of Health in the care and treatment of persons exposed to danger from infectious diseases, was adopted by the Board of Health at a meeting held March 11, 1909.

The shacks for the accommodation of women suffering from tuberculosis at the sanatorium for the care and treatment of persons living in The City of New York, suffering with tuberculosis, located at Otisville, Town of Mount Hope, Orange County, N. Y., are approaching completion, and one has already been opened. Before the first of May accommodations will be available there for over one hundred more patients than could be cared for on January 1, 1909. The shacks composing the unit for women are entirely separate from those composing the men's unit, and must be administered separately. The Department of Health has no funds available for salaries for the conduct of the women's unit for the remainder of the current year, and the request for an appropriation for this purpose, included in the Budget for the year 1909, was not allowed by the Board of Estimate and Apportionment. It is requested that you will submit the resolution to the Board of Estimate and Apportionment at its next meeting for consideration. The salaries to be paid for this purpose are as follows:

	Per Annum.
1 Physician, at the rate of \$1,800.....	\$1,800 00
2 Physicians, at \$1,200 each.....	2,400 00
Nurses .....	1,800 00
Domestics .....	2,400 00
Helpers .....	2,400 00
Laborers .....	3,000 00
Clerks .....	900 00
Carpenters .....	1,800 00

On the basis of above estimate the sum of \$11,000 is, therefore, required for eight months of the present year.

Respectfully,

EUGENE W. SCHEFFER, Secretary.

DEPARTMENT OF HEALTH,  
CORNER FIFTY-FIFTH STREET AND SIXTH AVENUE,  
NEW YORK, March 13, 1909.

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 of The City of New York, held March 11, 1909, the following resolution was adopted:

Resolved, That the Board of Health of the Department of Health of The City of New York, pursuant to the provisions of subdivision 4 of section 188, and of section 236 of the Greater New York Charter, hereby certifies to the Board of Estimate and Apportionment that an appropriation of \$11,000 is necessary to defray the necessary expenses required to be incurred by the Board of Health for the care and treatment of persons exposed to danger from infectious disease; for a period of eight months during the year 1909, as follows:

		Eight Months.
1 Hospital Physician, at.....	\$1,800 00	\$1,200 00
2 Hospital Physicians, at.....	1,200 00	1,600 00
Nurses .....	1,800 00	1,200 00
Domestics .....	2,400 00	1,600 00
Helpers .....	2,400 00	1,600 00
Laborers .....	3,000 00	2,000 00
Clerks .....	900 00	600 00
Carpenters .....	1,800 00	1,200 00
	<hr/> <b>\$15,300 00</b>	<hr/> <b>\$11,000 00</b>

A true copy.

EUGENE W. SCHEFFER, Secretary.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
April 8, 1909.

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—Transmitted herewith is copy of a report of the Bureau of Municipal Investigation and Statistics on an application of the Department of Health for an appropriation of \$11,000 to defray the necessary expenses required to be incurred by said Department in the employment for eight months of additional help at the Tuberculosis Sanatorium, Otisville, which matter was referred to me for consideration and report.

In view of the facts presented in said report, I recommend that the request of the Board of Health be granted to the extent that \$7,600 be allowed for the purpose stated.

Yours truly,

H. A. METZ, Comptroller.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
April 8, 1909.

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 March 19, 1909, transmitting copy of resolution adopted by said Board of Health on March 11, 1909, requesting an appropriation of \$11,000 to defray necessary expenses required to be incurred by the Board of Health for the care and treatment of persons exposed to danger from infectious diseases, in the employment of additional help at the Tuberculosis Sanatorium, Otisville, which matter 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:

Dr. Herman M. Biggs, General Medical Officer, stated to your Examiner that owing to the steady growth of the sanatorium, the additional help asked for was necessary to administer the institution. On January 1, 1908, with a census of 100 patients in the sanatorium, three Hospital Physicians were employed to care for inmates, and the same number were employed in 1907, with a smaller census. No increase in the staff was allowed for in the Budget for 1909. The number of beds to accommodate patients on April 5, 1909, was 218. Within six weeks eighty-nine additional beds will be available, and by July 1, forty more will be ready, or a total on that date of 347 beds for patients. There are fifty women and twenty men now on the waiting list at the Health Department headquarters. These will be accommodated as rapidly as shacks are finished.

Women were admitted to the sanatorium this year. A separate unit for women is being constructed. So far twenty-five have been housed at the institution, and Dr. Biggs states that before July 1, there will be accommodations for 100 women. The proportion of women applicants for treatment has largely increased since it has been learned that room will be found for them at the sanatorium.

There are only sixteen non-tubercular cases among the employees. The patients are utilized in the work wherever possible. Cases of incipient tuberculosis only are received at the sanatorium.

At present one Hospital Physician receives \$1,800 per annum, and two Physicians \$1,200 each. One Hospital Physician at \$1,800 to have charge of the women is requested, and two at \$1,200 to assist in the treatment of the largely increasing number of patients. The total annual salaries of the other added help requested amount to \$11,000.

The total amount allowed in the Budget for 1909 for salaries and wages at the sanatorium was \$48,276. The annual salaries for additional employees requested amount to \$15,300, an increase of nearly thirty-two per cent. over the Budget allowance. Of the \$42,276 allowed in the Budget, \$25,200 was for Laborers. As the Department is doing its own construction work, a large force of Laborers is required on the grounds.

While recognizing the steady growth of the sanatorium, an increase of nearly thirty-two per cent. over the Budget allowance for 1909, appears to be unreasonable, and I therefore recommend that the request of the Board of Health be granted to the following extent:

	Eight Months.
Hospital Physician, at \$1,800.....	\$1,200 00
Hospital Physician, at \$1,200.....	800 00
Nurses, at \$1,200.....	800 00
Domestics, at \$1,500.....	1,000 00
Helpers, at \$1,500.....	1,000 00
Laborers, at \$1,500.....	1,000 00
Clerks, at \$900.....	600 00
Carpenters, at \$1,800.....	1,200 00
	<hr/> <b>\$7,600 00</b>

The Board of Health applies for an issue of Revenue Bonds under the provisions of subdivision 4 of section 188, and of section 236 of the City Charter. The latter section provides that money appropriated for the prevention of contagious diseases:

"In any year prior to the date of the certificate of the Comptroller to the Board of Aldermen of the aggregate amount of the Budget for such year, the amount thereof shall be added to such final estimate, and included in the tax levy in such year."

Consequently the allowance of \$7,600 in Revenue Bonds in this case would be chargeable to the tax levy of 1909.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:

H. A. METZ, Comptroller.

The following was offered:

Resolved, That the Board of Estimate and Apportionment, subject to the concurrence of the Board of Aldermen, pursuant to the provisions of section 236 of the Greater New York Charter, and the resolution of the Board of Health adopted March 11, 1909, hereby appropriates for the use of the Health Department, in excess of the annual estimate and appropriation for the year 1909, the sum of seven thousand six hundred dollars (\$7,600) for the purpose of defraying the necessary expenses required to be incurred by said Department for the care and treatment of persons exposed to danger from infectious diseases in the employment of the following additional help at the Tuberculosis Sanatorium, Otisville, N. Y., for eight months of the year 1909, beginning May 1:

Hospital Physician .....	\$1,200 00
Hospital Physician .....	800 00
Nurses .....	800 00
Domestics .....	1,000 00
Helpers .....	1,000 00
Laborers .....	1,000 00
Clerks .....	600 00
Carpenters .....	1,200 00
	<hr/> <b>\$7,600 00</b>

—and be it further

Resolved, That the Comptroller be and he is hereby authorized and requested to include in his certificate to the Board of Aldermen of the aggregate amount to be raised by taxation for the year 1909, the aforesaid sum of seven thousand six hundred dollars (\$7,600), as required by section 236 of the Greater New York Charter.

Which was adopted by the following vote:

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

The Secretary presented the following communication from the President, Borough of Richmond, requesting an issue of \$200,000 Corporate Stock for the construction of two refuse destructors, two Engineers' houses, new stable, etc., together with report of the Comptroller, recommending an issue of \$7,500 Corporate Stock to provide means for the preparation of plans and specifications for the erection of refuse destructors, Engineers' houses, stables, etc., in the Borough of Richmond:

(On February 26, 1909, the request of the President of the Borough of Richmond for an issue of \$200,000 Corporate Stock, as above, was referred to the Comptroller.)

OFFICE OF THE PRESIDENT OF THE BOROUGH OF RICHMOND,  
BOROUGH HALL, NEW BRIGHTON,  
NEW YORK CITY, February 24, 1909.

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

GENTLEMEN—While the present time is not specially propitious for asking for issues of Corporate Stock, the situation in this Borough is such as to make the request an urgent one.

In one of the very thickly settled districts of the Borough the disposition of garbage and other refuse is becoming very costly and difficult, owing to the long average haul to a disposal ground, and the method necessarily in use of open ground dumping is not sanitary or sightly.

In another rapidly growing district, and quite populous, the need for changed conditions is also very great.

The first district is that on the east shore of the island, covering New Brighton, Tompkinsville, Stapleton and Clifton; the other district is at the southern extremity of the island, viz., Tottenville and vicinity.

Of the different stock issues of the years 1903, 1904 and 1905 there remains a balance of a little over \$17,600, which will be required for additional property (for which negotiations are under way) and the construction of some broken stone and slag storage pockets at stables A and B.

The refuse destructor which has been in operation for the last ten months at West New Brighton, based upon our experiments and studies covering several years, has been very successful, though would be changed somewhat in additional plants. That destructor, being largely experimental, was built with but one set of furnaces. There should really be an additional set put in place at the same plant, and we hope in the course of time to provide such facilities, but do not ask for that at present.

The new installation that we desire to place on property owned by the City at Clifton should have a capacity of 90 tons per day and be composed of 2 units of 45 tons each. Our estimate of cost, based on the present destructor cost and peculiar local conditions, is \$143,500.

The plant suggested for Tottenville would be very much smaller, providing a capacity for 16 tons of refuse per day. The estimated cost is \$26,000.

At both the West New Brighton and Clifton sites there should be erected Foremen's houses, so that the Engineer in charge and his Chief Assistant could both live practically on the property. The houses should be, therefore, constructed each for two families, and provide a small office for Departmental work. Our estimate of cost for two such houses is \$15,000.

The capacity of both of our Borough stables has already been exceeded, and it would be economy, therefore, to build a third stable, locating it at the Clifton yard and new destructor site. One having capacity for twenty horses is desirable. Our estimate of cost is \$15,500.

Our request summarized, therefore, is as follows:

Clifton destructor, estimated cost.....	\$143,500 00
Tottenville destructor, estimated cost.....	26,000 00
Two double Engineer's houses at destructor works.....	15,000 00
New stable at Clifton.....	15,500 00
	<hr/> <b>\$200,000 00</b>

Total.....

Yours respectfully,

GEORGE CROMWELL, President of the Borough.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
NEW YORK, April 10, 1909.

Hon. HERMAN A. METZ, Comptroller:

SIR—Hon. George Cromwell, President of the Borough of Richmond, in communication under date of February 24, 1909, requests the Board of Estimate and Apportionment to authorize an issue of Corporate Stock to the amount of two hundred thousand dollars (\$200,000) to provide for the construction of two refuse destructors, one at Tottenville and one at Clifton; two Engineer's houses at destructor works, and for a new stable at Clifton, Borough of Richmond. I would report:

Accompanying the request of President Cromwell is a copy of a report bearing date February 18, 1909, addressed to Mr. Louis L. Tribus, Commissioner of Public Works, by the Superintendent of the Department of Street Cleaning, Borough of Richmond.

In this report the Superintendent explains the necessity for the construction of the destructor plants and other buildings, stables, etc., required in the scheme of garbage and ashes disposal as planned and outlined in the said report, to provide means for which the said amount named above is now asked.

It is proposed, according to the report of the Superintendent of the Department of Street Cleaning, Borough of Richmond, to build one refuse destructor serving the Stapleton district, to be constructed at the Tompkins avenue yard, Clifton, Staten Island.

The capacity of this plant to be 90 tons, 2 units each, 45 tons per 24 hours, the estimated cost of which is as follows:

Two furnaces, with appurtenances.....	\$50,000 00
Building, complete, 80 feet by 80 feet by 40 feet.....	80,000 00
Chimney and foundations.....	6,000 00
Engineering design and inspection.....	7,500 00
<b>Total.....</b>	<b>\$143,000 00</b>

It is proposed to build one refuse destructor at Tottenville, the cost of which is estimated to be as follows:

Land .....	\$5,000 00
Buildings (20 feet by 20 feet by 40 feet).....	8,000 00
Furnaces .....	6,500 00
Chimney and foundations.....	3,500 00
Grading and fences.....	1,000 00
Engineering and inspection.....	2,000 00
<b>Total.....</b>	<b>\$26,000 00</b>

It is proposed to build two Foremen's houses, for two families each, with offices connected, to cost as follows:

Two houses, each 20 feet by 40 feet by 30 feet.....	\$15,000 00
---	-------------

It is also proposed to build a new stable, with capacity for twenty (20) horses, at Clifton, the estimated cost of which is \$15,500.

*Summary.*

Destructor at Stapleton.....	\$143,500 00
Destructor at Tottenville.....	26,000 00
Foremen's houses .....	15,000 00
Stable at Clifton.....	15,500 00
<b>Total.....</b>	<b>\$200,000 00</b>

As regards the necessity or demand for the outlay proposed, I would say:

Staten Island is approximately 8 by 14 miles in size and embraces some fifty-seven square miles of territory. The population is about 80,000.

There are but three or four public docks on the water-front of the island, and to build dumping boards and keep scows alongside until filled, on account of long haul and scant population, would prove costly and altogether impracticable. The necessity for separation and extra carts also would tend to make the cost prohibitive.

A plan was considered some years ago of building a crematory at an isolated location near Howlands Hook, but upon investigation this plan was also found too costly. The single item of transporting the garbage (by trolley lines), upon calling for bids, resulted in a price of \$1.25 per ton. This did not include the cost of collecting, separating and handling and was deemed altogether too expensive. This project was therefore abandoned.

After long study and experiments, looking to the total destruction of all kinds of refuse and all matter collected by the carts of the Street Cleaning Department, the destructor now in operation at West New Brighton was built, and, it is claimed by the officials in charge, has proved highly successful. This destructor, with furnaces of sixty tons capacity, now takes care of the New Brighton section or district, i. e., extending from Howlands Hook to St. George, on the north shore of the island.

The Street Cleaning Department, in removing material from the large area included in the remaining sections of the island, has been depending entirely on dumping places at isolated localities where filling was required and where it was far enough removed from habitations to be unobjectionable. These places now, however, it is claimed by the Superintendent of the Street Cleaning Department, are rapidly being filled up, and in a short time will be absolutely unobtainable.

The necessity, therefore, of providing some means of disposing of or destroying refuse, garbage, ashes, etc., in the districts referred to in the Borough of Richmond is apparent.

The destructor at West New Brighton has proved successful, not only from a standpoint of sanitation, but also from that of an economical or expensive method of disposing of mixed refuse.

In view of existing conditions, it is my opinion that actual necessity will compel the taking of steps in the near future to provide means for the disposal of refuse, garbage, etc., in the districts referred to in the Borough of Richmond.

The destructor plants proposed are not an experiment, but are to be identical with one now in successful operation. I believe the plan as outlined will prove an advantageous method of disposing of garbage and refuse in the said districts of Staten Island and that it should be adopted.

The amount asked for, viz., \$200,000, is not needed at the present time, and will not be until detailed plans, specifications, contract forms, etc., have been prepared.

In the preparation of the said plans, specifications, etc., a considerable amount of work will be involved, for which an appropriation in the small sum should be made available. For this purpose seventy-five hundred dollars (\$7,500) should be ample.

The construction of additional refuse destructors in the Borough of Richmond should eventually receive favorable consideration, but the appropriation of the amount asked for, two hundred thousand dollars (\$200,000) may for the present be deferred.

In order, however, that the preparation of plans and specifications for this work may be proceeded with, I recommend that the Board of Estimate and Apportionment, pursuant to section 47 of the amended Greater New York Charter, authorize the Comptroller to issue Corporate Stock to the amount of seventy-five hundred dollars (\$7,500) to provide means for the preparation of plans and specifications for the erection of refuse destructors, Engineers' houses, stables, etc., in the Borough of Richmond, and 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 seventy-five hundred dollars (\$7,500), the proceeds whereof to be applied to the purposes aforesaid.

Respectfully,

CHANDLER WITHINGTON, Chief Engineer.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to the provisions of section 47 of the Greater New York Charter as amended, the Board of Estimate and Apportionment hereby approves of the issue of Corporate Stock of The City of New York to an amount not exceeding seventy-five hundred dollars (\$7,500) to provide means for the preparation of plans and specifications for the erection of refuse destructors, Engineers' houses, stables, etc., in the Borough of Richmond, and 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 seventy-five hundred dollars (\$7,500), the proceeds whereof to be applied to the purposes aforesaid.

Which was adopted by the following vote:

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

The Secretary presented the following communication from the Fire Commissioner requesting, and report of the Comptroller recommending, the granting of authority, pursuant to resolution adopted December 18, 1908, to advertise and award contracts as follows:

Establishing, building and equipping an extension of the underground fire alarm telegraph system of Manhattan, estimated cost..... \$25,000 00

Preparation of final plans and specifications for:

Building on Hancock place, west of Manhattan avenue, Manhattan, estimated cost .....	50,000 00
Building on westerly side of White Plains road, 400 feet north of Morris Park avenue, The Bronx, estimated cost .....	65,000 00
Building on southwest corner of Smith and Lorraine streets, Brooklyn, estimated cost .....	68,000 00

(On February 19, 1909, the request of the Fire Commissioner, as above, was referred to the Comptroller.)

HEADQUARTERS FIRE DEPARTMENT—CITY OF NEW YORK,  
Nos. 157 and 159 East Sixty-Seventh Street,  
Borough of Manhattan, February 15, 1909.

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

SIR—I have the honor to request authority to enter into contracts with the following-named architects for the preparation of the final plans and specifications for the works below noted:

1. Howard Constable, architect, No. 14 East Twenty-third street, for a building on the southerly side of Hancock place, 140 feet 10½ inches west of Manhattan avenue, Borough of Manhattan; estimated cost, \$50,000, chargeable to Corporate Stock, issue authorized, 1906; preliminary contract signed April 28, 1908.

2. Francis L. V. Hoppin, architect, No. 244 Fifth avenue, for a building on the westerly side of White Plains road, 400 feet north of Morris Park avenue, The Bronx; estimated cost, \$65,000, chargeable to Corporate Stock, issue authorized, 1906; preliminary contract signed April 28, 1908. The original estimate was \$60,000, but it has been found that there are a number of springs in the ground which will increase the cost of construction.

3. Axel S. Hedman, architect, No. 367 Fulton street, Brooklyn, for building on the southwest corner of Smith and Lorraine streets, Brooklyn; estimated cost \$68,000; preliminary contract signed September 9, 1908. The original estimate for this structure was \$60,000, chargeable to Corporate Stock, issue authorized, 1907.

In report submitted by Mr. Hedman on January 12, 1909, he says: "Owing to the marshy condition of the locality, it will no doubt be necessary to introduce concrete piles instead of wooden piles to support the entire structure, thereby making it safe and not dependent upon uncertain conditions of a back water line. The above conditions make it impossible to erect a building for \$60,000, and \$8,000 additional should be allowed, making a total of \$68,000. This is the least sum possible to erect a building for, and might possibly exceed this sum slightly."

I have the honor to request authority to advertise for proposals and award contracts for these works.

Respectfully,  
NICHOLAS J. HAYES, Commissioner.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE,  
NEW YORK, April 6, 1909.

Hon. HERMAN A. METZ, Comptroller:

SIR—Under date of February 15, 1909, the Hon. Nicholas J. Hayes, Fire Commissioner, asks the Board of Estimate and Apportionment to modify the resolution of December 18, 1908, so far as to permit him to proceed with the execution of contracts for the following improvements:

Establishing, building and equipping an extension of the underground fire alarm telegraph system in Manhattan.....	\$25,000 00
Preparation of final plans and specifications for—	
Building on Hancock place, west of Manhattan avenue, Manhattan.....	50,000 00
Building on the westerly side of White Plains road, 400 feet north of Morris Park avenue, The Bronx.....	65,000 00
Building on the southwest corner of Smith and Lorraine streets, Brooklyn .....	68,000 00

This request is a repetition of a former request of the Fire Department, excepting that the estimated cost of the building on Hancock place, west of Manhattan avenue, is increased from \$40,000 to \$50,000, and the building on Smith and Lorraine streets, Brooklyn, from \$60,000 to \$68,000. The estimates at present submitted are based upon a fuller knowledge of the sites of the proposed buildings, and, I believe, to be near what the actual cost will reach.

The matter was reported upon favorably by this Bureau and the Board of Estimate and Apportionment authorized the Commissioner to proceed by a resolution adopted June 28, 1908.

I would therefore recommend that the Board of Estimate and Apportionment adopt a resolution suspending the application of the resolution of December 18, 1908, in relation to incurring obligations by heads of Departments, in order to permit the Fire Commissioner to proceed with the execution of contracts for the following improvements:

Establishing, building and equipping an extension of the underground fire alarm telegraph system in Manhattan.....	\$25,000 00
Preparation of final plans and specifications for—	
Building on Hancock place, west of Manhattan avenue, Manhattan.....	50,000 00
Building on the westerly side of White Plains road, 400 feet north of Morris Park avenue, The Bronx.....	65,000 00
Building on the southwest corner of Smith and Lorraine streets, Brooklyn .....	68,000 00

Respectfully,

CHANDLER WITHINGTON, Chief Engineer.

Approved:

H. A. METZ, Comptroller.

The following was offered:

Whereas, The Board of Estimate and Apportionment at a meeting held December 18, 1908, adopted a resolution requesting the heads of the various City Departments and offices not to advertise for contracts nor enter into any further obligations to be paid for by the issues of Corporate Stock, without first submitting the same to the Board of Estimate and Apportionment for reapproval; therefore be it

Resolved, That the request of the Commissioner of the Fire Department for authority to proceed with the execution of the contracts for the following improvements:

Establishing, building and equipping an extension of the underground fire alarm telegraph system in the Borough of Manhattan.....	\$25,000 00
Preparation of final plans and specifications for the following buildings—	
On Hancock place, west of Manhattan avenue, Manhattan.....	50,000 00
On the westerly side of White Plains road, 400 feet north of Morris Park avenue, The Bronx.....	65,000 00
On the southwest corner of Smith and Lorraine streets, Brooklyn....	68,000 00

—be and the same is hereby approved.

Which was adopted by the following vote:

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

The Secretary presented a communication from the Comptroller, requesting a further modification of the schedule of Salaries and Salaries and Wages accompanying the Budget for the year 1909, for the Department of Finance, involving a transfer of \$1,687.50, but no additional appropriation.

The two resolutions carrying into effect the modification of the Salary schedules and transfer of appropriation as above set forth failed of adoption, each receiving the following vote:

Affirmative—The Mayor, the Comptroller and the Presidents of the Boroughs of Manhattan, The Bronx, Queens and Richmond—11.

Negative—The President of the Board of Aldermen and the President of the Borough of Brooklyn—5.

The resolution adopted with the Budget for the year 1909 requiring twelve affirmative votes for the adoption of any resolution modifying or amending the schedules of Salaries and Salaries and Wages accompanying said Budget.

The Secretary presented the following communication from the Comptroller, recommending an issue of \$46,514.55 Corporate Stock to replenish the Fund for Street and Park Openings in the matter of acquiring title to land for the opening, extending and widening of South street from Stuyvesant place to the bulkhead line, etc., in the Borough of Richmond:

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTRROLLER'S OFFICE,  
April 12, 1909.

To the Board of Estimate and Apportionment:

GENTLEMEN—Under date of May 29, 1903, the Board of Estimate and Apportionment adopted a resolution authorizing the acquisition of the fee of the land and premises acquired for the opening, extending and widening of the following streets:

South street, from Stuyvesant place to the bulkhead line.

Hyatt street, from Central avenue to Stuyvesant place.

Jay street, from Richmond terrace to South street.

Stuyvesant place, from South street to the southerly line of Weiner place.

Unnamed street (an extension of Stuyvesant place), from the southerly line of Weiner place to its intersection with the easterly line of Griffin place, and Griffin street, from said intersection with unnamed street to the northerly line of Hannah street, in the Borough of Richmond, City of New York.

Under date of April 14, 1905, the Board of Estimate and Apportionment adopted a resolution authorizing the Comptroller to negotiate with the Secretary of Commerce and Labor, representing the Congress of the United States, for the conveyance and sale to The City of New York of property owned by the Government and used at present for Light House Board purposes and included in the foregoing proceedings, and authorized that the cost and expense of said acquisition be paid for out of the Fund for Street and Park Openings.

Under date of January 15, 1909, the Board of Estimate and Apportionment authorized the Comptroller to enter into a contract for the acquisition of a strip of land included within the premises occupied by the Light House Board, situated at the southeast corner of South street and Stuyvesant place, Borough of Richmond, at a price not exceeding forty-six thousand five hundred and fourteen dollars and fifty-five cents (\$46,514.55).

To provide means for the payment of this expense, Corporate Stock should be issued, pursuant to the provisions of section 174 of the Greater New York Charter.

A resolution for that purpose is herewith submitted.

Respectfully,

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That, pursuant to the provisions of section 174 of the Greater New York Charter, the Comptroller be and hereby is authorized to issue Corporate Stock of The City of New York, in the manner provided by section 169 of the Greater New York Charter, to the amount of forty-six thousand five hundred and fourteen dollars and fifty-five cents (\$46,514.55), the proceeds whereof to be paid into the Fund for Street and Park Openings for the purpose of paying for the acquisition of land acquired for the opening, extending and widening of South street, from Stuyvesant place to the bulkhead line; Hyatt street, from Central avenue to Stuyvesant place; Jay street, from Richmond terrace to South street; Stuyvesant place, from South street to the southerly line of Weiner place, Borough of Richmond, in accordance with the resolution of the Board of Estimate and Apportionment, adopted at meeting held May 29, 1903, April 14, 1905, and January 15, 1909.

Which was adopted by the following vote:

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

The Secretary presented a communication from the Comptroller, referring to resolution adopted March 26, 1909, which authorized an issue of \$102,000 Corporate Stock for the installation of an electric generating plant in the New York Public Library, Astor, Lenox and Tilden Foundations, and the maintenance thereof, and requesting that said resolution be amended so as to include the question of repair.

Mr. John L. Cadwalader, First Vice President of the New York Public Library, appeared and opposed the amendment of said resolution, and, after some discussion, on motion of the President of the Board of Aldermen, the entire matter was referred to the Corporation Counsel for an opinion as to the obligation of the City in the premises.

The Secretary presented a communication from the Comptroller, requesting the transfer of \$5,050 from the account Auditing Bureau, 28, Salaries, to the account 24, Contingencies, within the appropriation made to the Department of Finance for the year 1909.

The resolution carrying into effect the modification of the Salary Schedules and transfer of appropriation, as above set forth, failed of adoption, receiving the following vote:

Affirmative—The Mayor, the Comptroller and the Presidents of the Boroughs of Manhattan, The Bronx, Queens and Richmond—11.

Negative—The President of the Board of Aldermen and the President of the Borough of Brooklyn—5.

Section 226 of the Charter requiring twelve affirmative votes for the adoption of any resolution upon its original presentation to the Board.

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

The Comptroller presented the following communication, requesting the transfer of \$182,500, as follows:

A. \$34,500 from the appropriation made for the year 1909, entitled Interest on Revenue Bonds for 1907, to the appropriation made for the same year entitled Interest on Revenue Bonds of 1904.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
April 14, 1909.

To the Board of Estimate and Apportionment:

GENTLEMEN—The appropriations made in the Budget for 1909 for interest on Revenue Bonds of the years 1904 and 1905 are insufficient to meet the interest becoming due on bonds of said years, issued subsequent to adoption of said Budget, and the appropriations made for interest on bonds of the years 1907 and 1908 will exceed the requirements for those years. I therefore request that the transfers indicated in the accompanying resolution be made in order that the interest now becoming due on the bonds of the years 1904 and 1905 may be promptly paid.

Respectfully,

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the sum of thirty-four thousand five hundred dollars (\$34,500) be and is hereby transferred from the appropriation made in the Budget for 1909, for Interest on Revenue Bonds of 1907, which appropriation exceeds its requirements, to the appropriation made in said Budget for Interest on Revenue Bonds of 1904, which appropriation is insufficient for its requirements.

Which was adopted by the following vote:

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

B. \$148,000 from the appropriation made for the year 1909, entitled Interest on Revenue Bonds of 1908, to the appropriation made for the same year, entitled Interest on Revenue Bonds of 1905.

The following resolution was offered:

Resolved, That the sum of one hundred and forty-eight thousand dollars (\$148,000) be and is hereby transferred from the appropriation made in the Budget for 1909 for Interest on Revenue Bonds of 1908, which appropriation exceeds its requirements, to the appropriation made in said Budget for Interest on Revenue Bonds of 1905, which appropriation is insufficient for its requirements.

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 submitting correspondence between the Corporation Counsel's office and the Department of Finance, together with maps relative thereto, in regard to the City's rights in the streets of Brooklyn, covered by the proposed subway routes.

Which was ordered printed in minutes and referred to the Select Committee, consisting of Comptroller, President, Board of Aldermen, and Presidents of the Boroughs of Manhattan and Brooklyn.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
April 15, 1909.

Honorable the Board of Estimate and Apportionment, No. 277 Broadway, Borough of Manhattan:

DEAR SIRS—I present herewith correspondence between the Corporation Counsel's Office and this Department, together with maps relative thereto, in regard to the City's rights in the streets of Brooklyn covered by the proposed subway routes; and request that the same be printed in the minutes and referred to the Committee having this subject under consideration.

Yours very truly,

H. A. METZ, Comptroller.

March 27, 1909.

Hon. FRANCIS K. PENDLETON, Corporation Counsel:

SIR—I transmit herewith report and maps made by an Examiner in the Department of Finance, relative to the nature of the City's title to the streets affected by the proposed Rapid Transit route, commonly known as the Fourth Avenue Subway.

I would thank you to advise me on the questions raised in the report at your earliest convenience, also as to the present status of the case involving the question of title to and damages in Joralemon street, in order that I may place the information before the Committee of the Board of Estimate and Apportionment to which the subway question has been referred for consideration.

Respectfully,

H. A. METZ, Comptroller.

March 26, 1909.

Hon. HERMAN A. METZ, Comptroller:

SIR—Pursuant to your direction, investigation has been made as to when and how the City acquired title to the street affected by the proposed rapid transit route commonly known as the Fourth avenue subway, I now have the honor to report:

Because of the limited time in which it was necessary to report, there had not been opportunity to examine all the proceedings, laws, etc., relating to the subject, so the report is not as complete as I would desire to have it.

The proposed route, considered here roughly, begins with a loop at Sands street and Flatbush avenue extension, proceeds south along the extension to Fulton street, southeast under Fulton street to Ashland place, to Fourth avenue, passing under Flatbush avenue, thence down Fourth avenue to Fortieth street.

The detail of the various proceedings by which title to the streets affected was acquired is set forth on a series of maps hereto attached and made a part of this report. They are self-explanatory.

The first thing to be considered is the effect of section 7, chapter 299, Laws of 1861. This was entitled "An Act to amend an Act entitled 'An Act to provide for the widening of Fourth avenue, in the City of Brooklyn, and to establish a public drive and promenade on said avenue,'" passed April 12, 1860.

Section 7 of this act provided:

"The Common Council of the City of Brooklyn are hereby prohibited from granting the right to lay any railroad in said avenue, and in consideration of the assessment for the improvements herein provided it shall not be lawful for any person or persons, association or corporation to lay, construct or operate any railroad upon said avenue hereby improved."

Does this prohibition against constructing any railroad "in" or "on" Fourth avenue prohibit the construction of an underground railroad? This is a legal question.

On January 23, 1864, the Canarsie, Brooklyn and Winfield Railroad Company was chartered. The route of the road included "Flatbush avenue to Fourth avenue, along Fourth avenue to the City line, thence the continuation of Fourth avenue in New Utrecht and Fort Hamilton." (Railroad Commissioners' report, 1884, page 437; State Engineers' report, 1864, page 13.)

On June 25, 1884, a road known as the Nassau Cable was chartered. One of the branch routes of this road was "Flatbush avenue to Fourth avenue, along Fourth avenue to Prospect avenue," etc. (Railroad Commissioners' report, 1884, page 454.)

It does not appear that either of these roads was constructed, and whether, in view of the prohibition against railroads contained in the statute of 1861, these charters were of any effect is another question of legal character.

The next important question is, What is the nature of the City's title in the streets affected by the proposed improvement? Time has not permitted of a detailed exami-

nation of each proceeding, but from those that have been examined it appears that most of the streets involved were opened between 1836 and 1861, pursuant to the provisions of an act passed April 30, 1833, entitled "An Act to amend an Act entitled 'An Act to reduce the law incorporating the Village of Brooklyn and the several acts amendatory thereof into one act, and to amend the same,' passed April 3, 1827." This statute was chapter 319 of the Laws of 1833.

The act provided, among other things, that the President and Trustees of the Village of Brooklyn might consider petitions presented for laying out new streets and might determine by resolution to make improvement. If they approved, the act provided (section 1) for the appointment of three persons as Commissioners to estimate and assess the expense of the said improvement, and the amount of damages and benefit to be sustained and derived therefrom by the owners of such lands and buildings as may be affected thereby.

Section 2 provides that the Commissioners should make a report:

"Which shall contain an estimate of the expense of the proposed improvement, a brief description of the premises necessary to be taken for the purposes thereof and of any residue of lots or pieces of land of which only a part will be required for the same, and also of such premises as will be benefited by, but of which no part will be required for, said improvement, with the names of the persons interested in the said premises, a statement of their respective interests, and an estimate of the damages and an assessment of the benefit which will be sustained and derived by them respectively from such improvement, and the proportion of the expense of the said improvement which each ought to bear," etc.

Section 2 of the act further provided for the taking of the residue of lots after the necessary land for the proceeding had been taken, where injury or injustice would otherwise have been done, and added:

"Every such residue or part of a residue which shall be so included, shall, upon the confirmation of the said report as hereinafter provided, and the payment or tender of the amount of which the same shall be so estimated to the owner or owners thereof, vest in fee simple in the President and Trustees of the Village of Brooklyn," etc.

It is then provided that such lands should be offered for sale first to adjacent owners and upon their failure to accept a sale at public auction was authorized.

From the foregoing facts it would seem that the Commissioners were to take lands according to the estates and interests of the owners; also that they had power to take a fee title.

In the proceeding to acquire Fourth avenue, from Baltic street to the New Utrecht line, taken under authority of the act of April 30, 1833, the awards for lands amounted to \$59,743.89; so was Raymond street awards for land \$28,066.13. In the report, most of the estates are described as being in fee. As to what constitutes land in a legal sense the following is appropriate:

"The word 'land' comprehends, in legal signification, any ground or soil whatever, and all structures and things that are attached to or growing thereon. The word also includes 'water' which, if the subject of conveyance, must be described as land covered by water"—Gerard on Titles to Real Estate, page 100.

Easements are described by the same authority as incorporeal hereditaments.

The report of the Commissioners recites that awards were made for "lands," and doubtless they used the word advisedly. The report also describes many of the estates as being in fee, so if the Commissioners took according to the estates and interests of the owners, which they were directed to ascertain, and in so doing took lands that were held in fee, making, moreover, substantial awards as compensation, it would seem to a layman that the City acquired a fee in land and not in "incorporeal hereditament," which, according to Judge Gerard, is not land. In other words, it seems reasonable to assume that when the Commissioners described awards as for lands, they meant lands and not something else.

The act of April 30, 1833, is an amendment to an act of 1827, known as chapter 155. This was "An act to reduce the law incorporating the Village of Brooklyn, and the several acts amendatory thereof, into one act and to amend the same."

This act in section 18, which related in part to the laying out of new streets, etc., provided that Commissioners empowered to acquire land should: " \* \* \* estimate and assess such damages and recompense as they shall under all circumstances judge fit to be awarded to the owner or owners of such land, houses or buildings, according to their several and respective interests and estates, of and in such land, houses or buildings, or any part thereof, for their respective interests in the same. \* \* \*"

To sum up: Title to various streets was taken under statutes which authorized Commissioners to take "lands," etc., according to the estates and interests of the owners. The reports of such Commissioners make substantial awards and describe them as being for lands taken. Judge Gerard, a leading authority on real estate law, describes land in a legal sense as "any ground or soil whatever." Therefore, it would seem to the mind of a layman that the Commissioners meant what they said when they said land, and took the corpus—the land itself—and not an incorporeal hereditament—according to the estate of the owner. And if the owner's estate amounted to a fee, it is not clear why the City did not acquire an equal estate when substantial awards were made.

But the final determination of the question is one that involves the consideration of legal matters, and I would, therefore, suggest that the case be referred to the Corporation Counsel for his opinion on the following points, and such matters as may to him seem appropriate:

First—May the City authorities lawfully authorize the granting of any right to lay any railroad in or on Fourth avenue, Brooklyn, in view of the prohibition in section 7, chapter 299, Laws of 1861?

Second—What estate did the City acquire in the bed of streets opened by Commissioners acting under the provisions of chapter 155 of the Laws of 1827, chapter 319, Laws of 1833, and the various acts bearing on the question up to 1862?

Third—What did the City acquire upon the Commissioners making substantial awards for "lands taken and damage to buildings?"

Respectfully,

ROBERT JORDAN, Examiner.

Approved:

H. A. METZ, Comptroller.

April 9, 1909.

Hon. HERMAN A. METZ, Comptroller:

SIR—In the course of an inquiry into the nature of the City's title to streets affected by the proposed rapid transit route, known as the Fourth Avenue Subway, it was found that at about Seventy-ninth street a road known as DeNyses lane crossed Fourth avenue. In the proceedings under which title to the latter street was acquired, the Commissioners omitted this lane. It therefore became necessary to conduct an independent inquiry to ascertain, if possible, the origin of this road. I now have the honor to report:

The result of this inquiry alters the conclusions found in a report made to you some months ago on the history of Bennetts or Van Brunt's lane. At the time of that writing the earliest authentic reference was 1704, which made this a so-called English road in which there was a presumption of title in abutting owners. The facts now developed are, in my judgment, sufficient to warrant the statement that this was a Dutch road that existed long before the name of any individual was applied to it. These facts also seem to definitely fix the route of the Kings highway west of the Town of New Utrecht, a problem that has for a long time vexed those who are interested in such matters.

On December 26, 1661, Director Stuyvesant granted to Thomas Jansen a parcel of land situate on Long Island "around the Town of New Utrecht on the northwest side of Rutger Joosten, on the southeast side of Teunis Idense," etc., twenty-four morgens (about 48 acres), and "a home lot on the northeast side of Claes Claessen on the south side of the cross road, wide, twelve rods; long, twenty-five rods; which deed on this 28th day of October, 1677, was shown to the Constable and overseers of the town, who in recognition of the truth have signed with their own hands hereunder." (N. U. Records, page 28—Commr. of Records, Kings County.)

This patent has been located by the Experts of the Commissioner of Records and the "cross road" identified as the Kings highway in the section between Fifteenth and Eighteenth avenues and Eighty-fourth street. By this reference it is evident that the road existed in 1661 and was therefore a Dutch road.

But this point is about ten City blocks distant from the point where DeNyses lane crossed Fourth avenue. A reference to the road records of 1704 and the identification of two patents on the shore of the narrows, completes the chain.

In 1704 the Legislature passed an act directing the laying out of roads in various counties of the State, Kings County being one of them. Under the provisions of this act, several roads were laid out "as they are now in use." One of these—the main road or Kings highway—is described as follows: (Road Record, page 100, Commr. of Records, K. C.)

"One common highway to begin from the ferry to Brooklyn & so all along to Flatbush as the way now is (in use) to be 4 rod wide, & so through Flatbush towns straight along as the way now is in use to Flatbush town 4 rod wide & so all along between William Garrettson's house & Harmanus Hoogland to Gravesend Towne as the way now is in use along the 15 acre lot fence of said town to be 4 rod wide & one common highway to begin from the easternmost corner of Jochen Gulick's land in Gravesend Lane, and so as now in use & staked out all along to the town of New Utrecht to be 4 rod wide, to be and continue forever & so from New Utrecht town between the lands of Cornelius Van Brunt & Jooset Van Brunt all along to the house of Derick Van Zutphen as the way now is in use, & from said Derick's house to the salt water river to be 2 rod wide all along & also 2 rod wide between the land of Rutt Joosten and said Derick to be & continue forever to be kept with a hanging gate."

On October 15, 1686, Dyonyzius Teunissen conveyed to Derick Jansen Van Zutphen a parcel of land fronting on the Narrows (salt water river). On January 18, 1662, Director General Stuyvesant had issued to Rutger Joosten a patent for land fronting on the Narrows just south of the same road (New Utrecht Patent Sheet, Commr. of Records, K. C.). So the lands of Van Zutphen and Joosten have been located.

The road record describes the road "as the way now is in use," showing that it was a traveled road of some age then, and definitely encloses it two rods wide between the lands of Van Zutphen and Joosten. In the patent to Thomas Jansen in 1661 an existing road is mentioned. This point was, as stated, only about ten blocks distant from the intersection of Fourth avenue and DeNyses lane. Considering all these facts it is a reasonable deduction that the road of 1661 did not end with a cul de sac which would have destroyed its usefulness, when by continuing but a short distance, it would reach the shore and provide a desirable objective point by opening an avenue of access to property lying along the shore and establishing a means of enjoying the products of the water which, in Colonial times, were a source of profit and comfort to the settlers.

The fact that the road was later known as Bennetts, Van Brunts or DeNyses lane is not particularly significant, for in the past as in the present, the names of roads were frequently changed.

In view of the foregoing, I think the conclusion that DeNyses lane was a Dutch road, is warranted by the facts.

Respectfully,

ROBERT JORDAN, Examiner.

Approved:

H. A. METZ, Comptroller.

April 15, 1909.

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

SIR—Pursuant to your directions, I transmit herewith additional maps showing how title was acquired to streets that will be affected by the construction of the proposed rapid transit route known as the Fourth Avenue Subway, in Brooklyn.

The first report carried the line from Nassau street to Fortieth street, embracing the first six sections. These maps carry from Fortieth street to One Hundredth street on the Fort Hamilton branch. On the Coney Island branch the route is shown through Fortieth street to New Utrecht avenue, to Eighty-sixth street and thence to Stillwell avenue. The search on Stillwell avenue has not yet been finished.

There is very little to add to the statements presented in the first report which was submitted to the Corporation Counsel. The opinion holds that the City acquired only an easement in the streets.

The opinion does not seem to pass specifically on the point as to what was acquired by Commissioners who described awards being given for "lands" taken. It will be seen by reference to the maps that substantial awards were made for "lands" in most of the streets. Many of the receipts given for awards recite that the money was received for lands taken. Lands were bought and paid for. Whether this would in any way alter the case is a legal question.

The maps are designed to be self explanatory, so it does not seem necessary to add any further statement here. It may be observed that in the case of the original laying out of New Utrecht avenue the property owners waived claims for damages, but whether that would have any effect now is a question for the Corporation Counsel.

The Corporation Counsel has already passed upon questions of title raised in the first report, so it remains only to inquire whether there is anything in the proceeding detailed on these maps which calls for a different construction.

Transmitted herewith is a special report on De Nyses lane, in which there are citations to indicate that this was a Dutch road. Whether or not they are sufficient is a legal question.

Respectfully,

ROBERT JORDAN, Examiner.

Approved:

H. A. METZ, Comptroller.

LAW DEPARTMENT,  
OFFICE OF THE CORPORATION COUNSEL,  
NEW YORK, April 12, 1909.

Hon. HERMAN A. METZ, Comptroller:

SIR—I beg to acknowledge receipt of your communication under date of March 27, 1909, enclosing a report made to you by an Examiner in the Department of Finance, relative to the nature of the City's title to the streets affected by the proposed rapid transit route, commonly known as the Fourth avenue route, and requesting my advice on the questions raised in the report.

The first question raised by the report is:

"May the City authorities lawfully authorize the granting of any right to lay any railroad in or on Fourth avenue, Brooklyn, in view of the prohibition in section 7, chapter 299, Laws of 1861?"

In answer to this question, I beg to say that the act referred to (chapter 299, Laws of 1861) is entitled "An Act to amend an Act entitled 'An Act to provide for the widening of Fourth avenue, in the City of Brooklyn, and to establish a public drive and promenade on said avenue,' passed April 12, eighteen hundred and sixty."

Section 1 thereof provided that:

"Fourth avenue, in the city of Brooklyn, as laid down on the commissioners' map of said city, is hereby widened from its intersection with the Flatbush avenue to its termination at the city line, at or near Sixtieth street, so as to be of the uniform width of one hundred and twenty feet."

The purpose of the Act is disclosed by its title as well as by section 3 thereof, which provides that five persons therein named "are hereby appointed five commissioners who shall constitute a board of commissioners to lay out and regulate said Fourth avenue as a drive and public promenade."

Section 3 of the Act authorizes the Commissioners appointed to adopt a plan for the improvement of the avenue and to enter into a contract for its improvement in accordance with such plan, and provides that:

"As soon as said improvement is fully completed, the said commissioners shall transfer to the common council of the city of Brooklyn the said avenue and from and after such transfer the said avenue shall be under the care, regulation and control of the said common council, and shall be kept up and maintained according to the plan thereof, in the same manner as all other streets and avenues in said city."

The act provided for ascertaining and determining the compensation to be made to the owners of the land required to be taken for the widening, and also provided that the cost of the improvement, including the damages to be paid to the owners of land, should be paid by the issuance and sale of bonds of the City of Brooklyn, to be known as "Fourth Avenue Bonds," not to exceed in the whole the sum of three

hundred thousand dollars, one hundred and fifty thousand dollars of which amount shall be assessed equally upon the lands fronting upon said avenue when so widened," and "the balance of the cost of said improvement shall be a charge upon that part of the City of Brooklyn now composing the first twelve wards thereof."

Section 7 of the Act of 1861 to which you call attention provides as follows:

"The common council of the City of Brooklyn are hereby prohibited from granting the right to lay any railroads in said avenue, and in consideration of the assessment for the improvements herein provided it shall not be lawful for any person or persons, association or corporation to lay, construct or operate any railroad upon said avenue hereby improved."

This section was not contained in the Act of 1860 (chapter 335) which the Act of 1861 (chapter 299) amended.

The Act of 1860 (chapter 335) provided, however, for assessing the same amount, viz., one hundred and fifty thousand dollars, of the cost of the improvement upon the property abutting on the widened avenue.

After the enactment of chapter 299, Laws of 1861, with the prohibition contained in section 7 thereof, other acts were passed increasing the amount of the burden by way of assessment on the abutting property. Such subsequent acts were chapter 759, Laws of 1869, and chapter 608, Laws of 1870, and the assessment was thereby increased by the sum of one hundred and seventy-five thousand dollars, making the total amount assessed upon the property benefited the sum of \$325,000.

I am of the opinion that the provisions of section 7 of chapter 299, Laws of 1861, constitute a contract with the owners assessed for the improvement binding on the City, and that the City cannot now violate the terms of that contract.

Matter of Southern Boulevard R. R. Co., 58 Hun, 497.

Lahr vs. Met. El. R. R. Co., 104 N. Y., 268.

Lawrence vs. Mayer, 2 Barb., 577.

It being conceded that section 7 of the Act of 1861 constitutes a contract, does the construction, maintenance and operation of a subway railroad come within the terms of the prohibition contained in that section?

The Court of Appeals, in the Matter of N. Y. District Ry. Co., 107 N. Y., 42, has held that a railroad under the surface of a city street is a street railway within the meaning of the State Constitution forbidding the construction of street railways on city streets without the consent of the municipal authorities and of the owners of one-half in value of property bounded on the street.

The Court in that case, in considering the manner of the construction of the road, said:

"It proposes to remove the present surface of the street and make its own roof that surface in the future. Not merely is the easement of the public affected temporarily by the process of construction, but permanently by changing wholly the support of that surface. We have often held that the right of the public in the streets of a city extends to and embraces, besides the support of the surface, the necessary sewerage and room for water and gas pipes and the like; and the right to lay and maintain these is an important part of the public easement. All of these the petitioner proposed to remove and place them in a new position more convenient for its purpose. \* \* \* Not only that, but openings are to be made in the street for purposes of ventilation which must permanently remain, and other openings for access must be constructed and continue to exist. \* \* \*

"Such road is to be deemed a street railway, not only because it subserves street purposes and reaps the benefit of street easements and occupies and modifies the street surface, but also because it is fully within the mischiefs which the constitutional provision was designed to redress and prevent."

The construction of the subway in Fourth avenue, if it does not result in changing the grade of the avenue, will interfere temporarily with the use of the surface of the avenue during the period of construction. Although the avenue is one hundred and twenty feet in width and the subway will occupy only sixty feet of that width, yet it will occupy the middle sixty feet, leaving thirty feet on either side, but part of this thirty feet on each side is occupied by the sidewalks, so that as a public drive the avenue will be seriously interfered with during the construction of the subway.

After the completion of the subway the kiosks for entrances will permanently interfere with the use of the avenue "as a public drive and promenade," unless the entrances be placed on the intersecting streets, which on account of the great width of the avenue would hardly seem to be practicable.

Considering the nature and extent of the proposed construction in the light of the decision of the Court of Appeals in the Matter of N. Y. District Ry. Co. (supra), I am of the opinion that if contracts should be authorized and entered into for the construction of the Fourth avenue subway the work of construction would be enjoined by the courts at the suit of the abutting owners.

Overton vs. Village of Olean, 37 Hun, 47.

Oakley vs. Trustees of Williamsburg, 6 Paige, 262.

I am of the opinion, however, that the City could, without violating the contract contained in section 7, chapter 299, Laws of 1861, acquire, under the Rapid Transit Act, chapter 4, Laws 1891, as amended, the right to construct the subway in Fourth avenue upon making compensation to the owners of the abutting lands for the injuries thereby sustained.

Lansing vs. Smith, 4 Wend., 9.

Lahr vs. Met. El. R. R. Co., 104 N. Y., 268.

Upon such right being acquired and compensation made therefor, the courts would undoubtedly refuse to enjoin the work of constructing the subway.

I am, further, of the opinion that, even though the Court of Appeals should hold in the Joralemon street case that the construction and operation of a subway railroad is an ordinary street use, and that the same could be constructed and operated in streets wherein the City does not own the fee, but only a public street easement, without legal liability on its part to make compensation to abutting owners for injuries thereby sustained, yet the abutting owners along the line of Fourth avenue would, by virtue of the contract contained in section 7, chapter 299, Laws of 1861, be legally entitled to compensation for whatever damages they might sustain by the construction and operation of a subway in that avenue.

The second question raised by the report is:

"What estate did the City acquire in the bed of streets opened by Commissioners acting under the provisions of chapter 155 of the Laws of 1827, chapter 319, Laws of 1833, and the various acts bearing on the question up to 1862?"

In answer to this question I beg to say that it is a well settled principle of law that statutes authorizing the taking of private property against the owner's consent must be strictly construed, and that where for the purposes for which it is taken an easement is a sufficient estate it will not be presumed that the fee was intended to be taken.

Judge Dillon, in his work on Municipal Corporations (fourth edition, section 603), says:

"So where the purpose for which land is to be taken is as well met by construing the authority to warrant the taking of an easement only as of the fee, the grant, if doubtful, will be construed most favorably to the citizen."

So the Court of Appeals, speaking through Andrews, J., says:

"There is no provision in the act that a fee of the land over which the avenue was laid out should be taken, or vest in the State, or in the City of Brooklyn, or in the County of Kings, or in either of the towns through which it was laid. Nor are there any words of equivalent import. The land is taken for an avenue, and this purpose is fully satisfied by the taking of an easement in the land for the street or highway."

"There is nothing inconsistent in the public use of the land for an avenue and the retention by the land owners of the fee, subject to the easement. It is not necessary that exact or technical language should be used in a statute for taking private property for public use in order to vest the fee in the public, but it must clearly appear before this effect can be given to a statute, that it was the intention of the Legislature, disclosed by the act itself, to take a fee. \* \* \* The purpose of the act of 1873 does not require that a fee should be taken in the lands for the avenue, and applying the rule of construction in such cases, we must hold that the fee was not taken, but an easement only. It is claimed that compensation for the fee is given under the pro-

vision directing the Commissioners to award 'the value of the lands' taken and the damage sustained by owners by reason of such taking. But we are of the opinion if this is the true construction of the statute it would not justify the conclusion that the fee was taken. The value of the land where an easement only is taken might well be regarded as only just compensation in a case where the use will probably be perpetual."

Washington Cemetery v. P. P. & C. I. R. R. Co. (68 N. Y., 591).

See also Matter of Water Commissioners of Amsterdam (96 N. Y., 351).

A careful examination of the statutes relating to the opening of streets in the City of Brooklyn and its preceding municipalities discloses no language which would indicate an intention that the fee of land acquired for street purposes should be taken. The taking of an easement for such purposes would answer all the requirements of the statutes.

The larger part of Fourth avenue was acquired by condemnation proceedings instituted under the provisions of chapter 144 of the Laws of 1850. An examination of the provisions of title 4 of that statute will disclose no intention upon the part of the Legislature that the City should acquire a fee in its public streets. This fact is emphasized when it is seen that by section 8 of that title it is provided that when a residue is left of any lot or lots necessary to be taken for the improvement, Commissioners of Estimate and Assessment were authorized, with the consent in writing of the owner or owners of such lot or lots, to include the whole or any part of such residue in their report, and to estimate separately the value thereof, and upon confirmation of such report and the payment or tender of the amount at which the value of such residue was estimated, to the owner or owners thereof, the said property vested in fee simple in the City of Brooklyn. No such language is employed as to the land acquired for street purposes.

It remains to consider the effect of the provisions of chapter 299 of the Laws of 1861, which related to the widening of Fourth avenue. By section 1 of this act, Fourth avenue as laid down on the Commissioners' map of the City of Brooklyn was widened from its intersection with Flatbush avenue to its termination at the city line at or near Sixtieth street, by adding thereto on the northwest side 50 feet from its intersection with Flatbush avenue, at Carroll street, and 40 feet from Carroll street to the city line, at or near Sixtieth street.

By section 2, Commissioners were authorized to be appointed to estimate the amount of damages to be sustained by the owners of such lands and buildings "as may be affected by said widening," and it was provided that all laws of the City of Brooklyn then in force relating to the opening, widening and extending of streets and avenues not inconsistent with the act of 1861, should apply to the proceedings of the Commissioners.

There is nothing in the statute which would indicate the intention of the Legislature that the fee should be taken in the lands required for the widening.

My conclusion, therefore, is that the City acquired an easement only in the land comprised within the limits of Fourth avenue in the Borough of Brooklyn.

The third question raised by the report has been answered in my answer to the second question.

In your communication you ask also to be advised as to the present status of the case involving the question of title to and damages in Joralemon street by reason of the construction of the subway.

In reply, I beg to say that the Appellate Division of the Second Department, in October, 1908, rendered a decision in the Joralemon street proceedings which is reported in 128 App. Div. Rep., p. 103. The opinion of that Court stating the grounds and the scope of its decision is correctly digested in the head note of the published opinion as follows:

"A thing within the intention of a statute is within the statute, even though an exact literal construction would exclude it. Thus, as the Rapid Transit Act of The City of New York provides for the determination of property rights affected, it indicates an intention by the Legislature to fulfill the constitutional requirement as to due compensation.

"On the amendment of said Rapid Transit Act so as to provide for the construction of the subway by the municipality, the governmental powers of the City were not enlarged; but for the purpose of constructing the underground road, the City became a railroad corporation, having no more rights in the highway and public places of the City than would belong to any other corporation, and with no higher right to take private property. In constructing the subway, the municipality is regarded, quo ad hoc, as a private corporation.

"As it has been decided that railroads, both surface and general, constitute an added burden upon the streets of a municipality for which the owners of the fee must be compensated, the Legislature is presumed to have known that rule, and that an abutting owner, by surrendering a public easement in the street, did not give to the municipality a right to undermine his premises and destroy the same by the construction of a subway.

"Thus, although individuals owning the fee of a public street have given up a public right of way thereover, the Legislature cannot authorize the construction of a subway under said street involving large consequential damage to abutting owners without payment of just compensation, for such use was not contemplated at the time of the original grant or condemnation of the public way.

"Irrespective of any question as to the right of abutting owners to an easement in the sub-adjacent support of their lands by the street, where they are either the owners of the fee, or the fee is in a third party, The City of New York, by constructing a subway as a private corporation, cannot take away the support from adjacent foundations without just compensation.

"Although section 47 of the Rapid Transit Act provides that title shall vest in the City upon the filing of oaths of the Commissioners, the rights of abutting owners to compensation were not intended to be determined solely by the condition of the property at that moment, an injury to abutting property accruing after that date should be taken into consideration in awarding damages.

"Where The City of New York, acting as a private corporation, constructs a railroad under the city streets, an abutting owner vested with the fee is entitled to the full value of the property actually taken without deduction, and also to fair and just compensation for the injury done to the remainder, having in mind the market value of the property before and after the taking.

"In assessing such damage, the Commissioners should consider every thing, which, if known to a proposed purchaser at the time the title vested in the City, would tend to increase or diminish the market value of the premises remaining after the taking of the property in the street. The time during which the premises were rendered untenable should be considered; and this irrespective of any question of negligence in construction. The award should include damages resulting from the necessary construction of shafts in the street so far as they diminished the rental value of the property during the time of construction.

"The same rules apply to a claimant not owning the fee, if the same be in a third person and not in The City of New York, for as against the City as a private corporation he must be deemed to have an easement of sub-adjacent support which cannot be taken away without compensation.

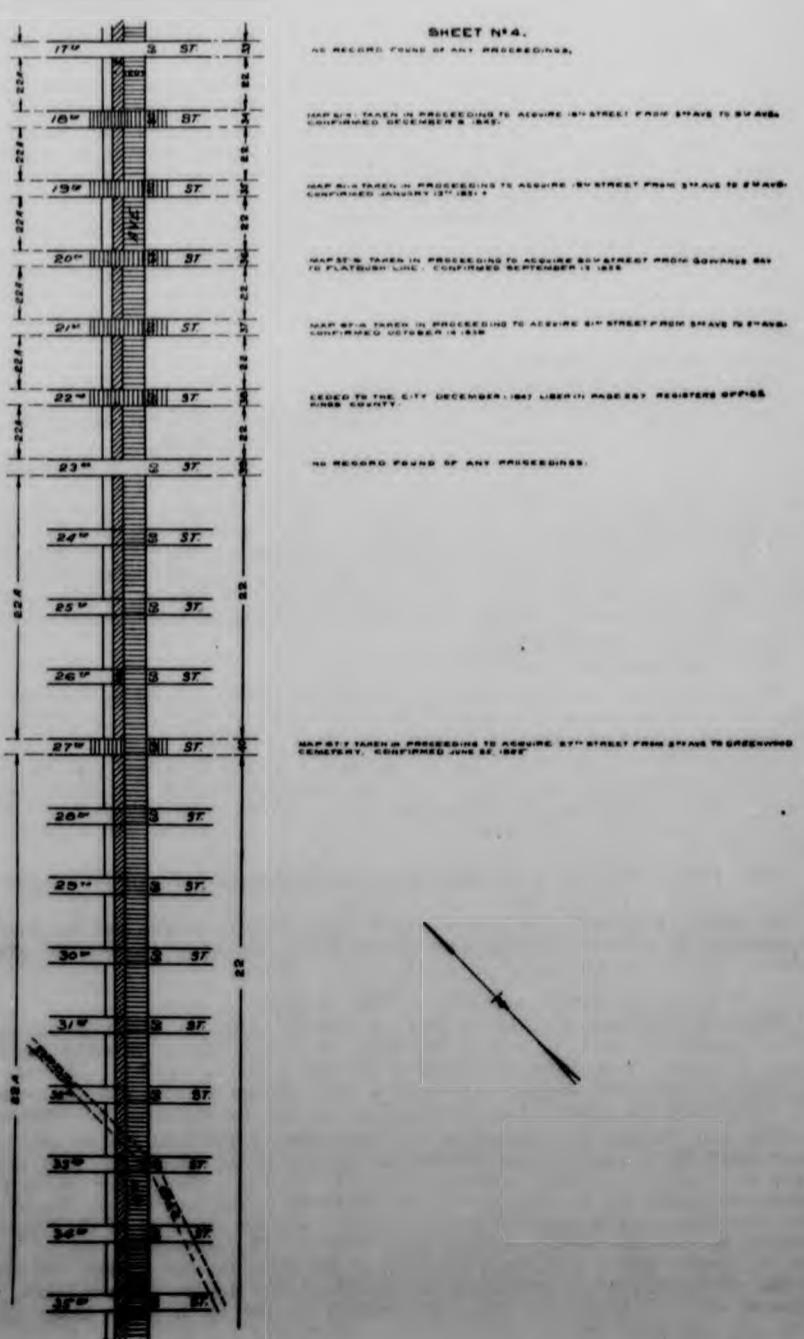
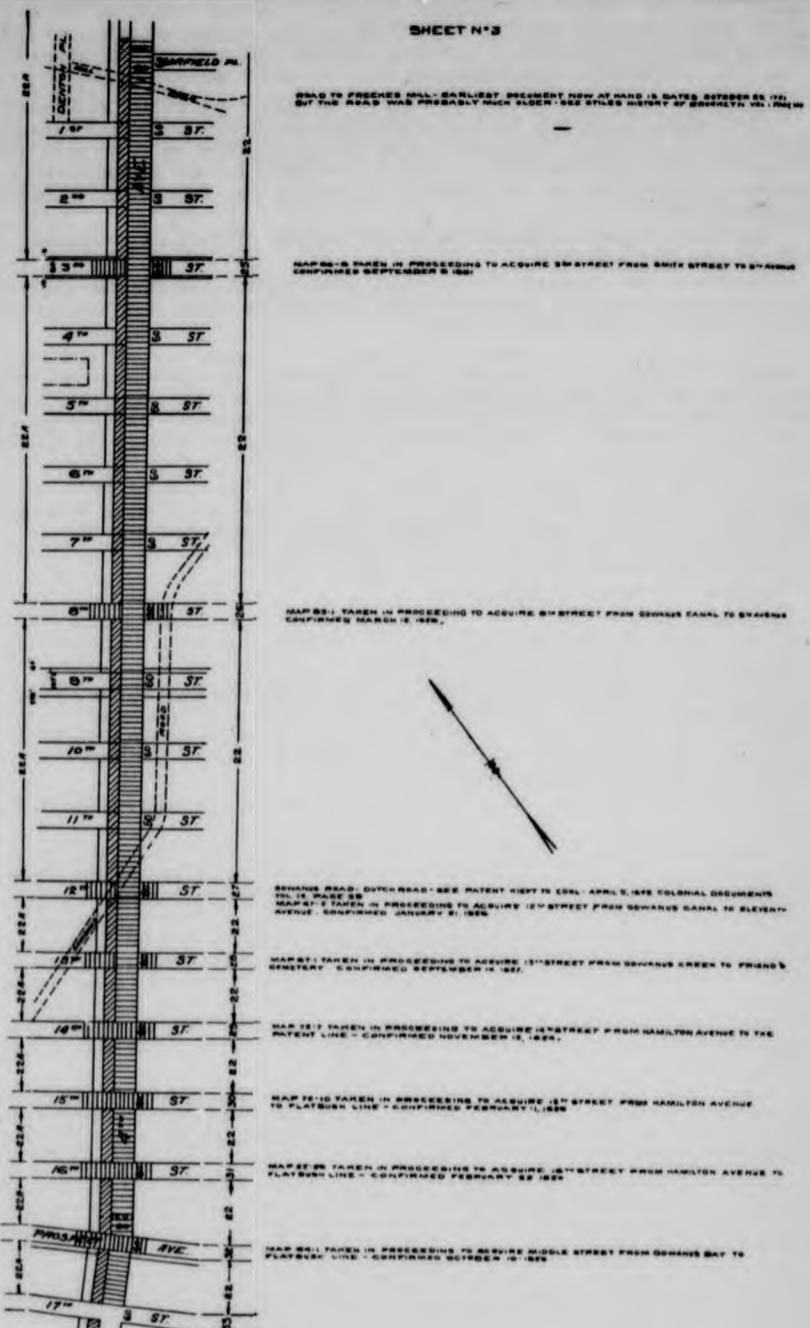
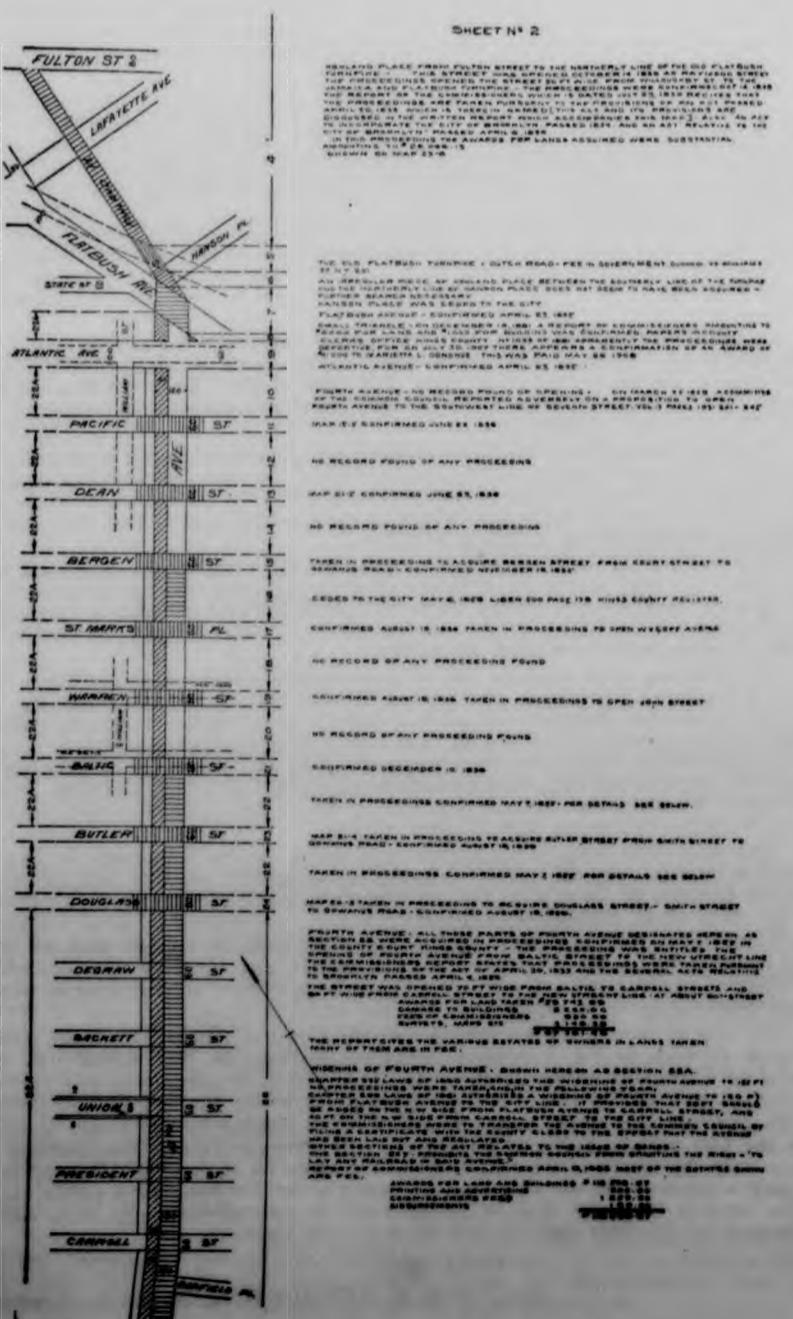
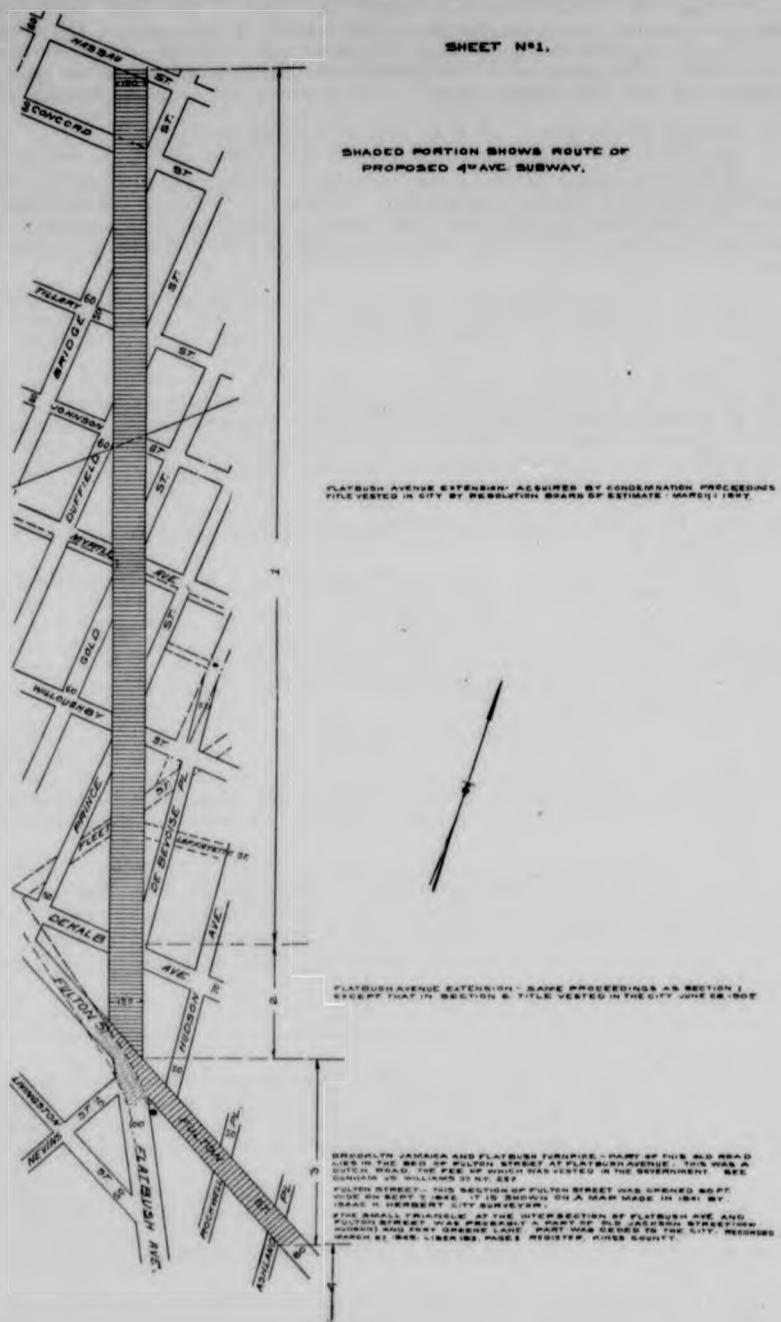
"Under said Rapid Transit Act, as amended, abutting owners may be allowed costs, counsel fees, extra allowances, etc., for where a person is forced into court by the exercise of the power of eminent domain he is entitled to just compensation for the necessary expense to which he is put."

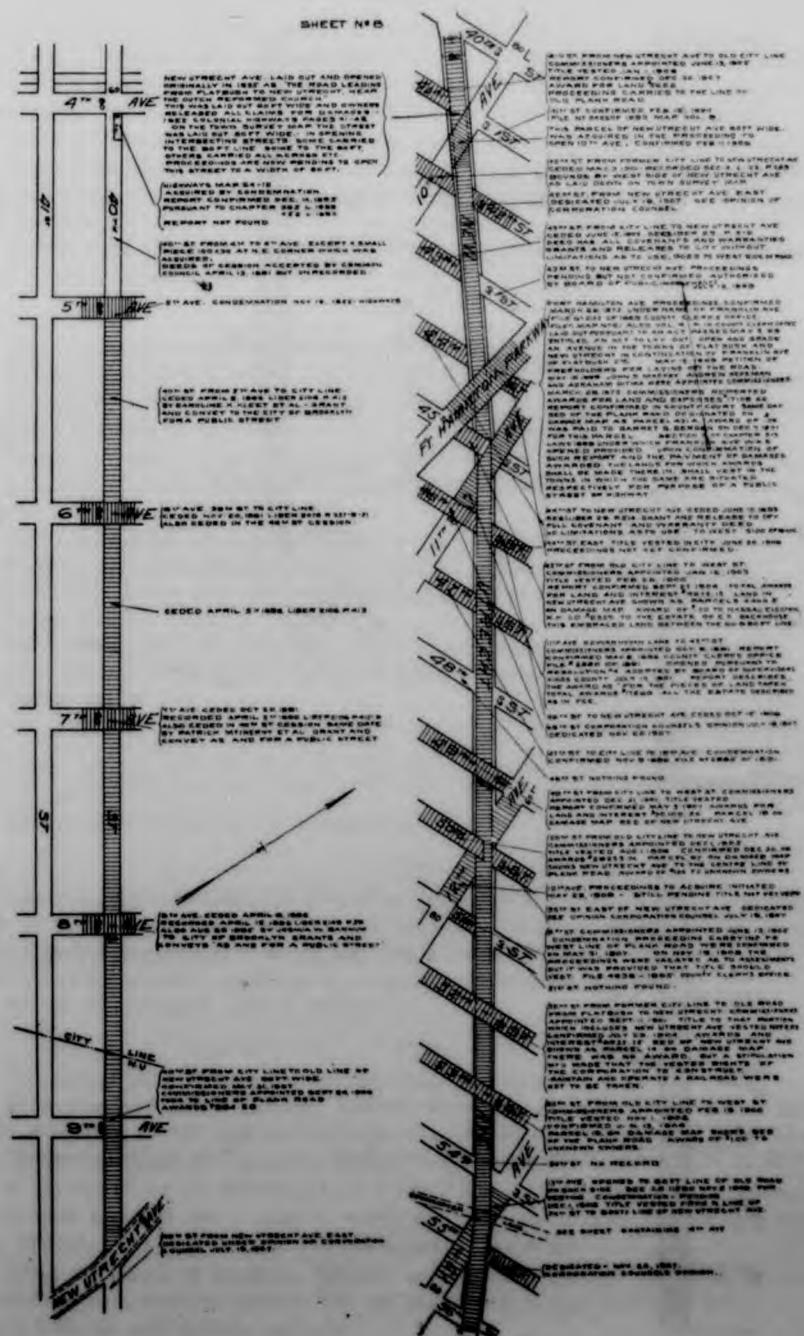
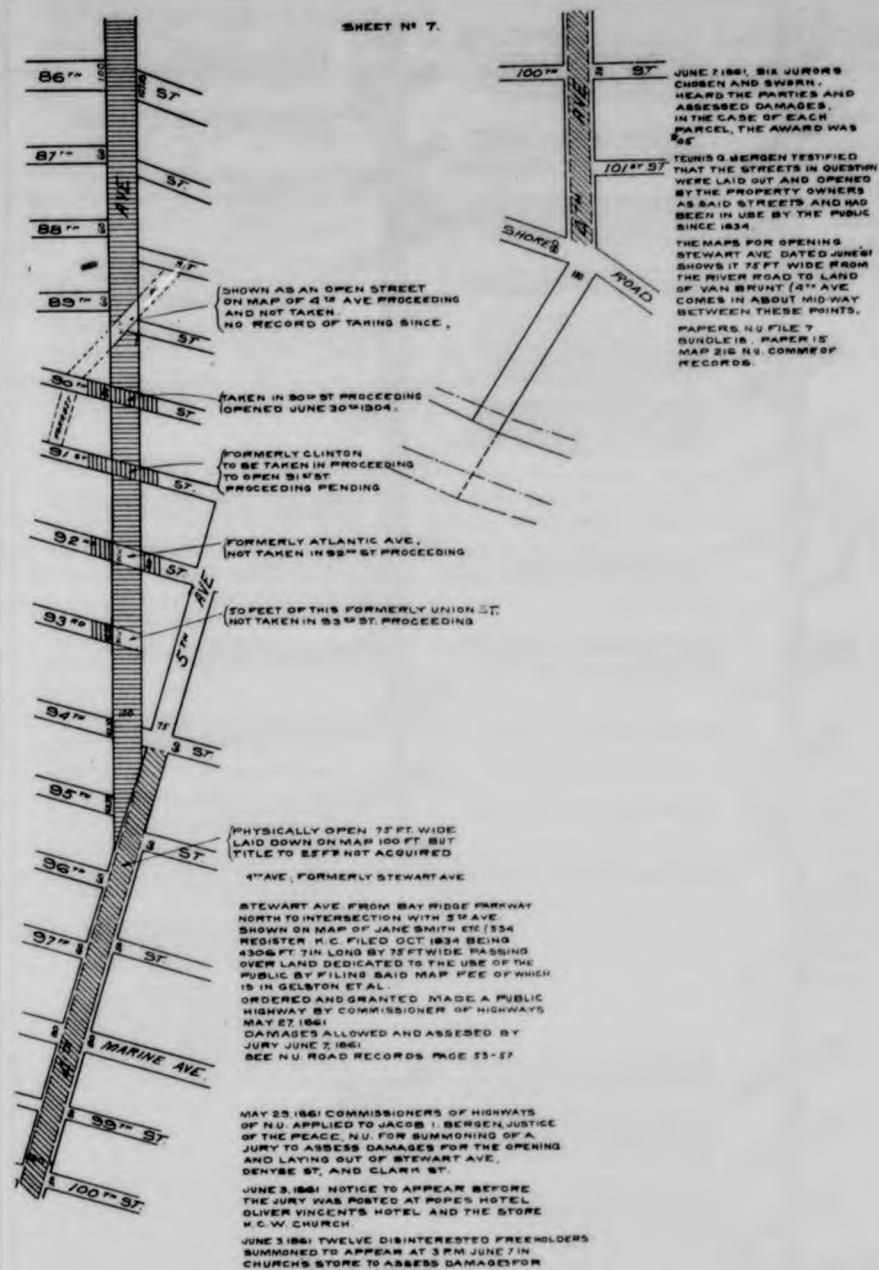
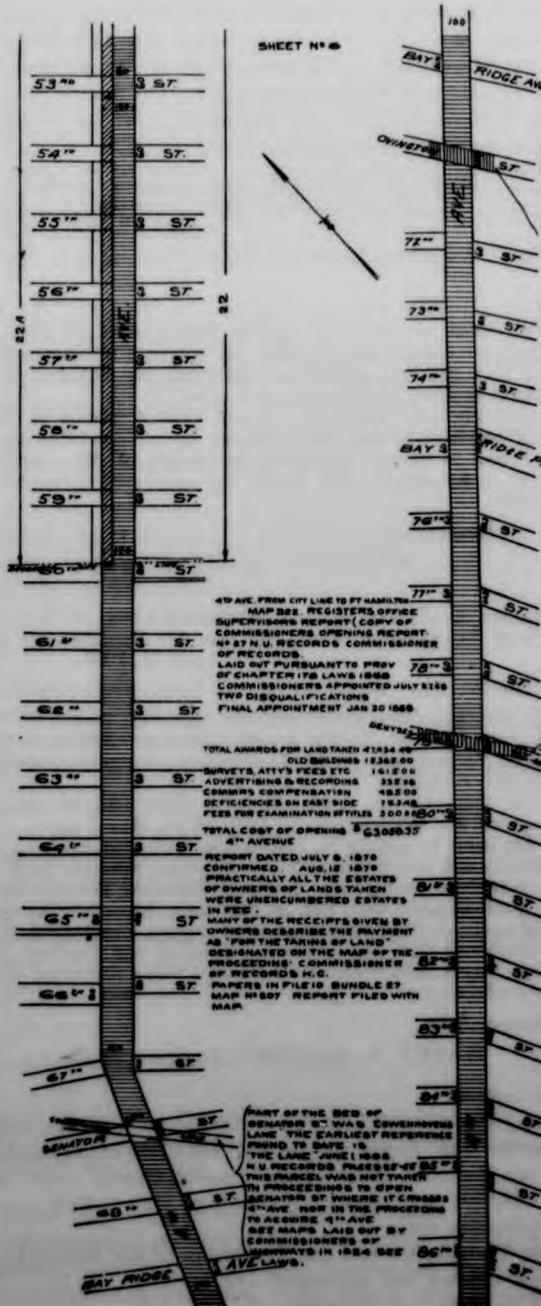
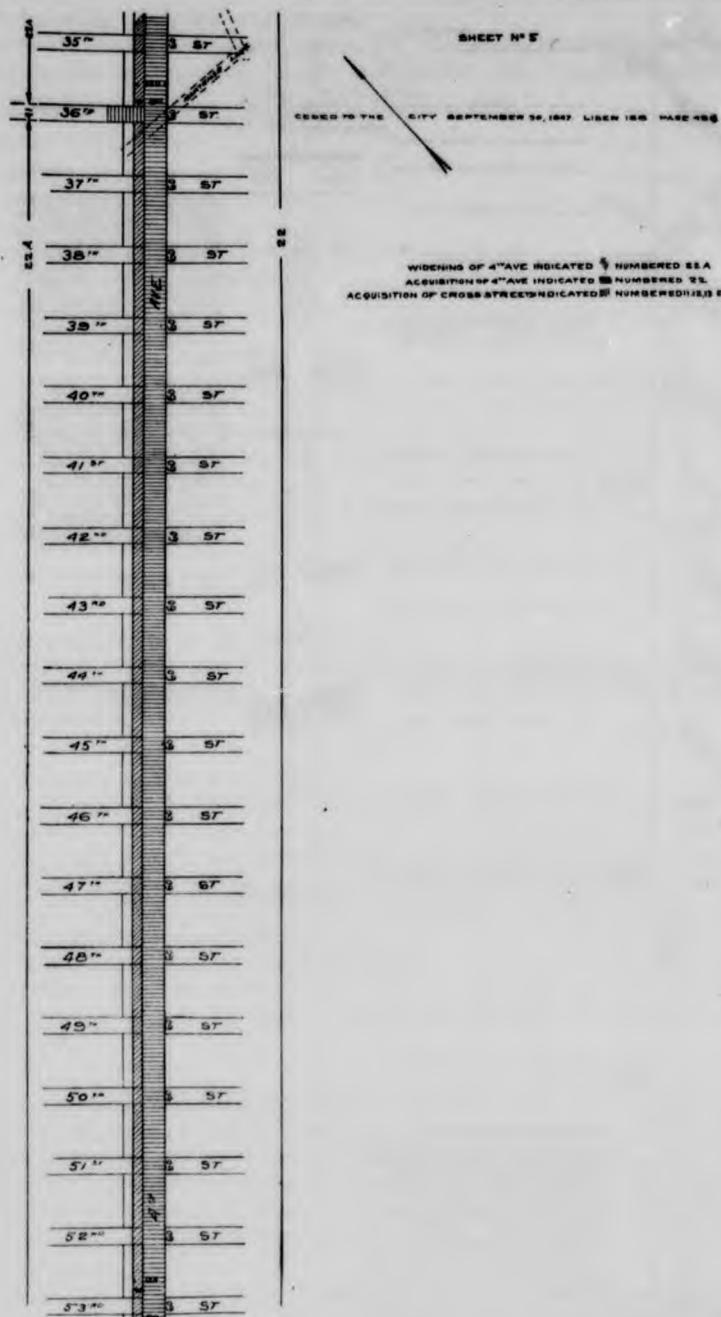
The City of New York has appealed to the Court of Appeals from the Appellate Division decision in the Joralemon street proceeding, but that appeal will not be argued until the May term of that Court. It is hoped that the Court of Appeals will reverse, or at least limit the rule of damage laid down by the Appellate Division.

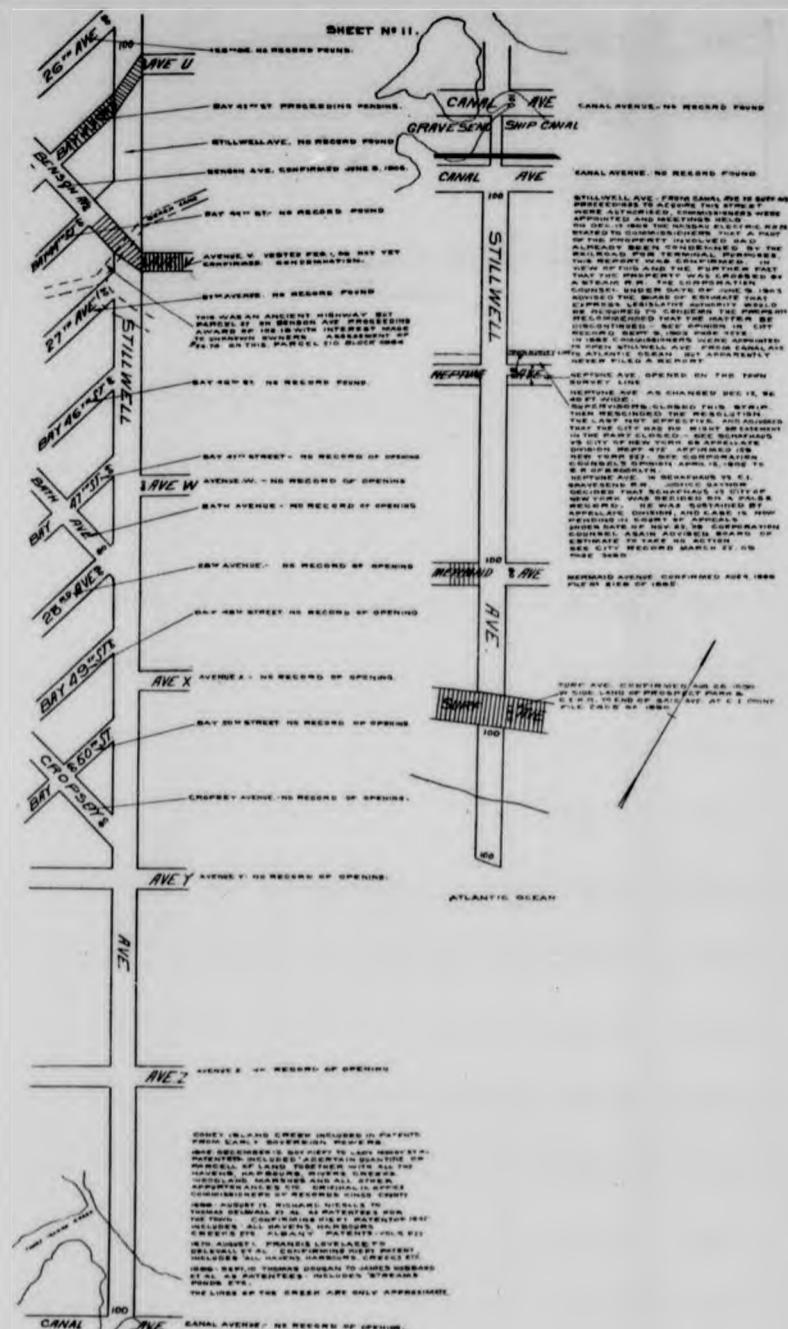
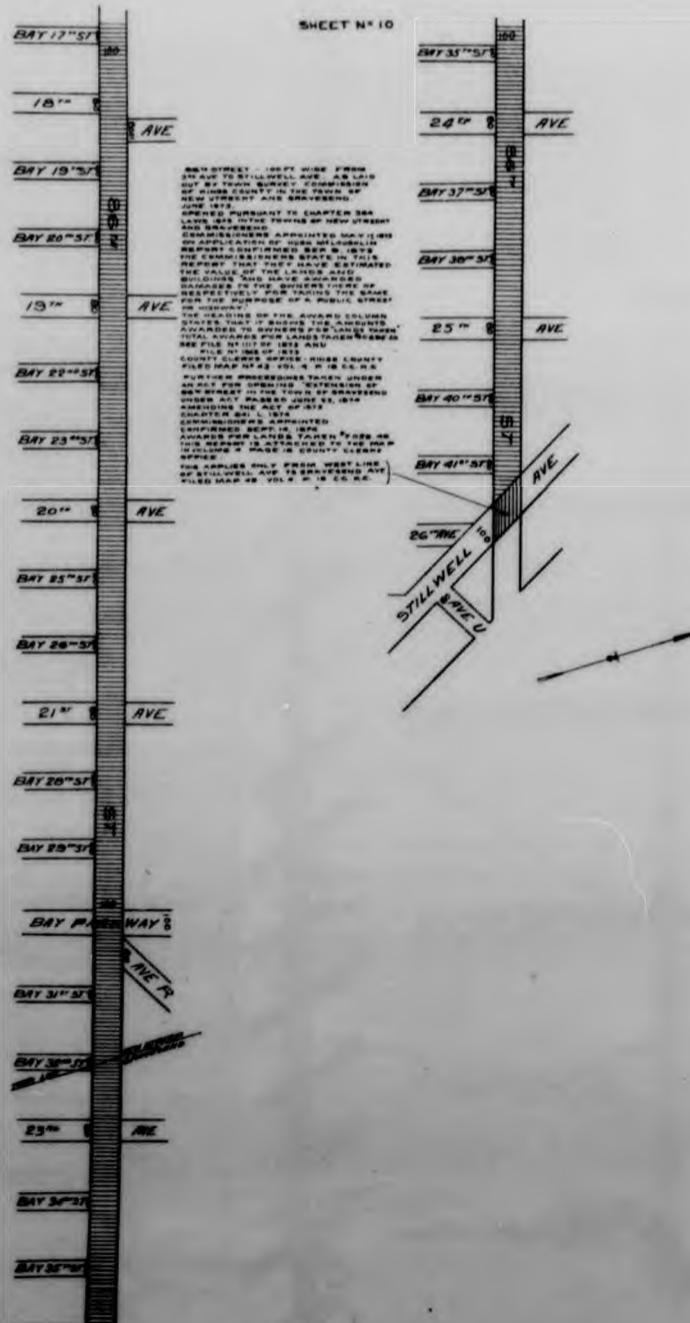
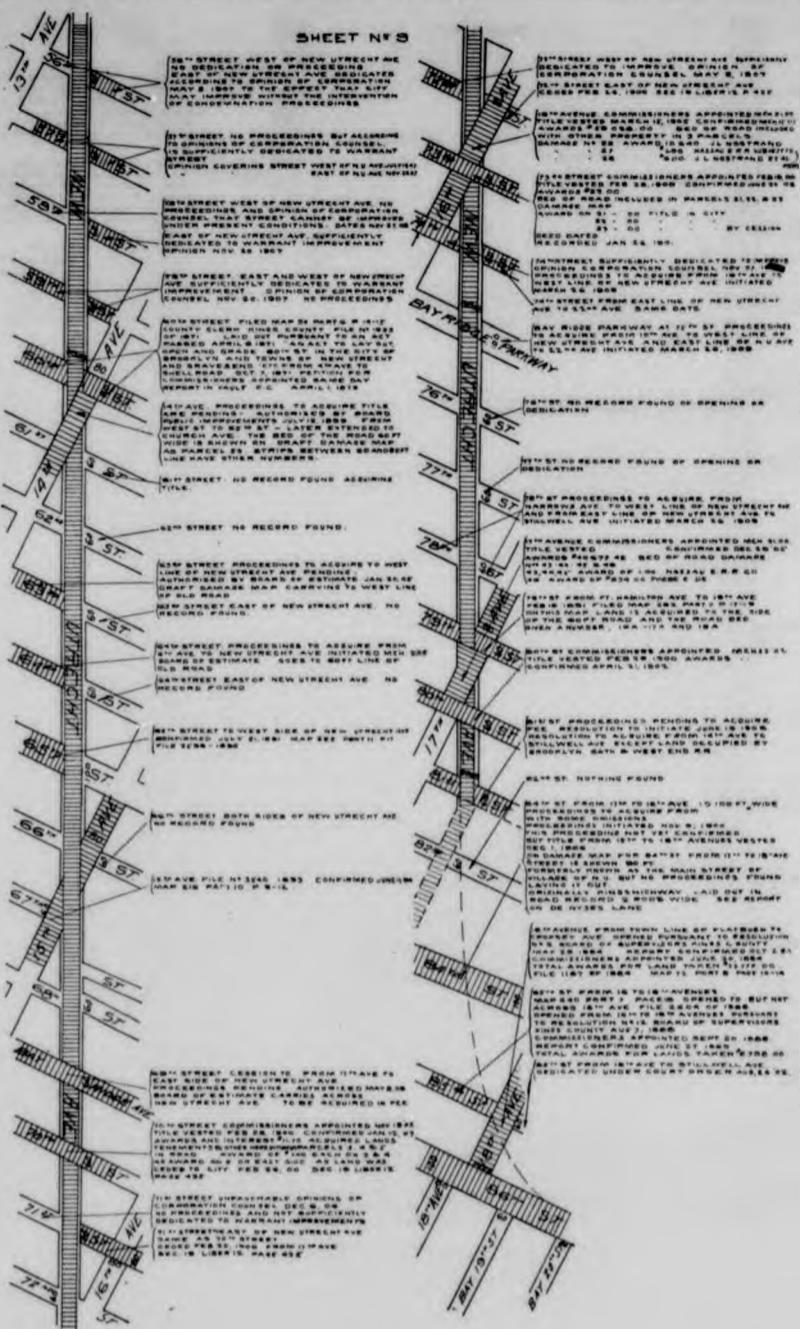
If, however, the above decision should not be limited by the Court of Appeals, then the City will be liable to the owners for whatever damage the abutting property sustains by reason of the construction and operation of the Rapid Transit Subway through a street where the City does not own the fee, but has only a public easement in the land in the street, and in addition will be compelled to pay such costs and allowances as the court shall fix and allow to each claimant.

Yours truly,

F. K. PENDLETON, Corporation Counsel.







The Comptroller presented the following communication from the Chief Engineer of the Board requesting the increase in salary of a Stenographer and Typewriter in the Division of Franchises from \$900 to \$1,050 per annum, involving the modification of the schedules of Salaries and Salaries and Wages accompanying the Budget for the year 1909, Office of the Board of Estimate and Apportionment, Division of Franchises, and a transfer of \$100, but no additional appropriation:

BOARD OF ESTIMATE AND APPORTIONMENT,  
OFFICE OF THE CHIEF ENGINEER,  
April 15, 1909.

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

SIR—I beg to submit herewith a report from the Engineer in charge of the Division of Franchises of this office, from which it will appear that one of the Stenographers in his office has presented her resignation in order to accept a position offering a slightly greater salary, but that she has agreed to withdraw her resignation if her salary is made \$1,050 per annum instead of \$900 as at present.

As her work has been exceedingly satisfactory, I believe that it would be very desirable to allow her this small increase if the schedule can be so amended as to permit of this being done, and I beg to submit herewith the report of Mr. Nichols, together with resolutions designed to accomplish this result, the increased expenditure for the current year being only \$100.

Respectfully,

NELSON P. LEWIS, Chief Engineer.

BOARD OF ESTIMATE AND APPORTIONMENT,  
DIVISION OF FRANCHISES, ROOM 801, NO. 277 BROADWAY,  
April 15, 1909.

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

SIR—Miss Josephine Brenan was appointed Stenographer and Typewriter in this Division on May 11, 1908, at an annual salary of nine hundred dollars (\$900), to take the place of Miss Lillian G. Keefe, Stenographer and Typewriter, at twelve hundred dollars (\$1,200) per annum, who had resigned.

Miss Brenan now informs me that she has been offered a higher salary outside

of the city service, and has presented her resignation, to take effect May 1 next. Miss Brenan's work in this Division is largely in connection with the work of the Board, the preparation of resolutions and the writing of the minutes, together with all formal notices pertaining to the franchise procedure. She has filled the position most acceptably, and I am extremely loath to part with her at this time, especially in view of the fact that the salary of the position heretofore has been twelve hundred dollars (\$1,200). I would therefore recommend that her salary be fixed at ten hundred and fifty dollars (\$1,050), commencing May 1, and I enclose herewith three proposed resolutions carrying such change into effect.

Respectfully,

HARRY P. NICHOLS, Engineer in Charge

The following resolution was offered:

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby fixes the salary of Josephine Brenan, Stenographer and Typewriter in the Division of Franchises, Office of the Chief Engineer of the Board of Estimate and Apportionment, at the rate of ten hundred and fifty dollars (\$1,050) per annum, to take effect May 1, 1909.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller and the Presidents of the Boroughs of Manhattan, Brooklyn, The Bronx, Queens and Richmond—13.

**Negative—The President of the Board of Aldermen—3.**

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the following Budget Schedules of Salaries and Salaries and Wages, as revised, for the Board of Estimate and Apportionment for the year 1909:

Division of Franchises—

985. Salaries:	Per Annum.
Engineer in charge.....	\$6,000 00
Assistant Engineer.....	3,000 00
Assistant Engineers, 2 at \$2,100.....	4,200 00
Topographical Draughtsman.....	1,650 00
Clerk .....	2,550 00
Clerk .....	1,800 00
Clerk .....	1,350 00
Clerk .....	900 00
Law Clerk .....	1,500 00
Stenographer and Typewriter.....	1,050 00
Stenographer and Typewriter, 8 months, at \$1,050.....	700 00
Stenographer and Typewriter.....	900 00
Stenographer and Typewriter, 4 months, at \$900.....	300 00
Clerks, 2 at \$600.....	1,200 00
	<hr/>
	\$27,100 00

Which was adopted by the following vote:

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

The following resolution was offered:

Resolved, That the sum of one hundred dollars (\$100) be and the same is hereby transferred from the appropriation made to the Board of Estimate and Apportionment for the year 1909, entitled No. 986, One-half Contingencies, the same being in excess of the amount required for the purposes thereof, to the appropriation made to said Board for the year 1909, entitled Division of Franchises, No. 985, 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, the Presidents of the Borough of Manhattan, Brooklyn, The Bronx, Queens and Richmond—16.

The Comptroller presented the following communication from the Chief Engineer of the Board requesting the establishment of additional grades of positions, the fixing of salaries of certain employees and the modification of the schedules of Salaries and Salaries and Wages, accompanying the Budget for 1909, office of the Board of Estimate and Apportionment, Division of Public Improvements, office of the Chief Engineer, involving no additional appropriation.

REPORT No. 67.

BOARD OF ESTIMATE AND APPORTIONMENT,  
OFFICE OF THE CHIEF ENGINEER,  
April 15, 1909.

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

SIR—Herewith I am transmitting a form of resolution, the adoption of which is recommended, providing for re-adjusting the salary schedule, which was included in the Budget for the year 1909 for the Division of Public Improvements of this office.

This includes provision for slight increases in the salaries of a number of the employees and to which, in my judgment, they are fairly entitled. To accomplish this it is necessary to omit a topographical draftsman I had originally intended to add to the force, but whose appointment I find can be deferred for another year.

This reclassification can be made without exceeding the amount set aside for salaries for this division.

Respectfully,

NELSON P. LEWIS, Chief Engineer.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the following grades of positions in the office of the Chief Engineer of the Board of Estimate and Apportionment, in addition to those already existing therein:

	Incum- bents.	Per Annum.
Assistant Engineer .....	1	\$2,400 00
Assistant Engineer .....	1	2,250 00
Topographical Draughtsman .....	1	2,000 00
Stenographer and Typewriter.....	1	1,150 00
Clerk .....	1	540 00
	<hr/>	

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller and the Presidents of the Boroughs of Manhattan, Brooklyn, The Bronx, Queens and Richmond—13.

Negative—The President of the Board of Aldermen—3.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby fixes the salaries of the following named employees in the office of the Chief Engineer of the Board, upon certification by the City Clerk that favorable action has been taken by the Board of Aldermen on the resolution of the Board of Estimate and Apportionment adopted April 16, 1909, establishing the grades of said positions, and that the same has been duly considered by the Mayor, viz.:

	Per Annum.
Vernon S. Moon, Assistant Engineer.....	\$2,400 00
John E. Hill, Assistant Engineer.....	2,250 00
Berthold Scheiman, Topographical Draughtsman.....	2,000 00
Alexander J. Chambers, Stenographer and Typewriter.....	1,150 00
Douglas J. Fitts, Clerk.....	540 00
	<hr/>

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller and the Presidents of the Boroughs of Manhattan, Brooklyn, The Bronx, Queens and Richmond—13.

Negative—The President of the Board of Aldermen—3.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby fixes the salaries of the following named employees in the office of the Chief Engineer of the Board:

	Per Annum.
Frederick F. Fuess, Assistant Engineer.....	\$3,000 00
Edgar M. Burr, Topographical Draughtsman.....	1,800 00
John W. Meade, Stenographer and Typewriter.....	1,500 00
James J. O'Connor, Clerk .....	1,350 00
John J. Ahearn, Clerk.....	480 00
— to take effect May 1, 1909.	

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller and the Presidents of the Boroughs of Manhattan, Brooklyn, The Bronx, Queens and Richmond—13.

Negative—The President of the Board of Aldermen—3.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the following changes in the Budget Schedules of Salaries and Salaries and Wages for the Division of Public Improvements, Office of the Chief Engineer, Board of Estimate and Apportionment for the year 1909:

984. Salaries—	Per Annum.
Engineer in Charge.....	\$6,000 00
Assistant Engineer .....	3,000 00
Assistant Engineer .....	2,400 00
Assistant Engineer .....	2,250 00
Topographical Draughtsman .....	2,000 00
Topographical Draughtsman .....	1,800 00
Stenographer and Typewriter.....	1,500 00
Stenographer and Typewriter.....	1,150 00
Clerk .....	1,350 00
Clerk .....	540 00
Clerk .....	480 00
Balance unassigned .....	30 00
	<hr/>
	\$22,500 00

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller and the Presidents of the Boroughs of Manhattan, Brooklyn, The Bronx, Queens and Richmond—13

Negative—The President of the Board of Aldermen—3.

The President, Borough of Queens, presented a communication requesting the establishment of the grade of position of Telephone Operator, with salary at the rate of \$1,050 per annum for one incumbent.

Which was referred to the Select Committee, consisting of the Comptroller and the President, Board of Aldermen.

The Comptroller presented communications as follows:

From the Department of Parks, Borough of The Bronx, requesting the establishment of the grades of positions of Head Gardener, at \$1,500 per annum; Foreman of Propagating Greenhouses, at \$1,200 per annum, and Gardener, at \$75 per month.

From the Board of Trustees, Bellevue and Allied Hospitals, requesting the establishment of the grade of position of Bookkeeper, with salary at the rate of \$3,000 per annum for one incumbent, also requesting an issue of Special Revenue Bonds to meet said increase.

Which were referred to the Select Committee, consisting of the Comptroller and the President, Board of Aldermen.

The Comptroller presented communications, etc., as follows:

Resolution of the Board of Education relative to the acquisition of property on Chicago avenue, Main street and Irving place, adjoining Public Schools 13 and 14, Elmhurst, Borough of Queens, as a site for school purposes.

From the Commissioner of Parks, Boroughs of Manhattan and Richmond, requesting authority, pursuant to resolution adopted December 18, 1908, to award contracts as follows:

For the construction of the northerly portion of John Jay Park, lying north of East Seventy-seventh street, and the southerly section of said park, lying below East Seventy-seventh street, Manhattan, at an estimated cost of.....	\$71,178 11
For the construction and equipment of a comfort station in the Ramble, near Seventy-ninth street, transverse road, Central Park, at an estimated cost of.....	5,712 23
For the widening of the East drive of Central Park, at an estimated cost of.....	10,275 26
Total.....	\$87,165 60

Which were referred to the Comptroller.

The President, Borough of Brooklyn, presented a communication requesting an issue of \$8,300 Corporate Stock for the purpose of making urgent repairs to sewer outlets discharging into Gravesend Bay and a branch of Coney Island Creek at locations where the present conditions are a menace to the public health.

Which was referred to the Comptroller.

The Comptroller presented communications as follows:

From the New York Juvenile Asylum requesting the Board to increase the per capita allowance paid to said institution by the City for the maintenance of children at the Children's Village at Chauncey, Westchester County, N. Y., from \$163 to \$213.

From the Board of Trustees, New York Public Library, transmitting estimate of the amount required for a stock of books for, and maintenance of, the new Seward Park Branch Library at No. 192 East Broadway, Manhattan.

From the Board of Trustees, Bellevue and Allied Hospitals, requesting an issue of \$7,000 Corporate Stock to provide for the installation of the Gamewell fire alarm system in Bellevue and Harlem hospitals.

From the Commissioner of Parks, Boroughs of Manhattan and Richmond, requesting authority, pursuant to resolution adopted December 18, 1908, to contract for the work of finishing the west wing of the American Museum of Natural History, at an estimated cost of \$15,000.

Which were referred to the Comptroller.

The Comptroller presented a resolution of the Board of Aldermen adopted March 30, 1909, requesting an issue of \$1,500 Special Revenue Bonds (subdivision 8 of section 188 of the Charter), to be expended by the Supreme Court Justice, Lester W. Clarke, for the payment of the salary of Frank J. Lynch, Court Attendant for the Supreme Court, Richmond County, appointed pursuant to chapter 644 of the Laws of 1907, provision for which was omitted in the Budget for the year 1909.

Which was ordered on file.

(The above resolution was adopted by the Board of Aldermen, in substitution of the one adopted March 9, 1909, stating in detail the purposes for which said issue was requested.)

On April 2, 1909, a resolution of the Board of Aldermen adopted March 9, 1909, approved by the Mayor March 19, 1909, requesting the issue as above, was presented, and upon the recommendation of the Comptroller the Board of Estimate and Apportionment authorized the issue as requested.

The Comptroller presented the following resolution of the Board of Aldermen requesting the issue of Special Revenue Bonds (subdivision 8 of section 188 of the Charter) to the amount of \$3,000, to be used by the County Clerk of New York County for the purpose of meeting the salaries of two Notarial Clerks, at \$1,500 each per annum.

*In the Board of Aldermen.*

Resolved, That, in pursuance of the provisions of subdivision 8 of section 188 of the Greater New York Charter, the Board of Estimate and Apportionment be and it is hereby requested to authorize the Comptroller to issue Special Revenue Bonds to the amount of three thousand dollars (\$3,000), the proceeds whereof to be used by the County Clerk of New York County for the purpose of meeting the payment of the salaries of two Notarial Clerks, with salary at the rate of fifteen hundred dollars (\$1,500) each per annum, in accordance with the provisions of a resolution adopted by the Board of Estimate and Apportionment February 19, 1909.

Adopted by the Board of Aldermen, March 30, 1909, three-fourths of all the members voting in favor thereof, having been first advertised, as required by law.

Received from his Honor the Mayor, April 13, 1909, 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.

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 March 30, 1909, in relation to an appropriation of three thousand dollars (\$3,000), to be used by the County Clerk of New York County for the payment of the salaries during the year 1909 of two (2) Notarial Clerks, at the rate of \$1,500 each per annum; 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 the amount of three thousand dollars (\$3,000), redeemable from the tax levy of the year succeeding the year of their issue.

Which was adopted by the following vote:

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

The Comptroller presented a communication from the Commissioner of Docks and Ferries requesting authority, pursuant to resolution adopted December 18, 1908, to award contracts for coal for the Municipal ferries for one year, at an estimated cost of \$360,000.

Which was referred to the Comptroller.

The Comptroller presented a communication from the Secretary of the Wyckoff Heights Taxpayers' Association of the Borough of Brooklyn, transmitting copies of resolutions adopted by said body relative to the removal from the streets of said borough of all electric and telegraph poles illegally erected, and that the proper officials be directed to cause all telephone and telegraph wires to be laid in underground conduits, pursuant to section 526 of the Charter.

Which was referred to the Chief Engineer.

The Comptroller presented the following communication from the Board of Trustees, Bellevue and Allied Hospitals, requesting the establishment of grade of position of Hospital Clerk similar to that established in the contagious diseases hospitals of the Board of Health, together with report thereon recommending the establishment of grades of said position as set forth therein.

(On April 2, 1909, the communication from said Board of Trustees as above was referred to the Comptroller.)

BELLEVUE AND ALLIED HOSPITALS, OFFICE OF THE BOARD OF TRUSTEES,  
FIRST AVENUE AND TWENTY-SIXTH STREET,  
NEW YORK, March 31, 1909.

HON. JOSEPH HAAG, Secretary, Board of Estimate and Apportionment, No. 277 Broadway, New York City:

SIR—The Trustees of Bellevue and Allied Hospitals have the honor to request the Board of Estimate and Apportionment to establish the grade of Hospital Clerk in this Department similar to that established in the contagious diseases hospitals of the Board of Health. This request is necessary in order to retain a number of Hospital Helpers now doing clerical work, many of whom have been in the employ of the Department for a number of years. The establishment of this grade is also desirable for the reason that the qualifications required, the duties to be performed and the hours of service are such as render it difficult to secure competent persons from the regular eligible list of Clerks.

Respectfully,

J. K. PAULDING, Secretary, Board of Trustees

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
April 15, 1909.

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—I transmit herewith a report of the Bureau of Municipal Investigation and Statistics, of the Department of Finance, relative to the establishment of grades of the position of Hospital Clerk in the Department of Bellevue and Allied Hospitals.

In view of the statements made in said report, I recommend the adoption of the resolution attached hereto.

Yours respectfully,

H. A. METZ, Comptroller.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
April 15, 1909.

HON. HERMAN A. METZ, Comptroller:

SIR—In regard to a communication presented to the Board of Estimate and Apportionment from the Board of Trustees, Bellevue and Allied Hospitals, on April 2, 1909, requesting the establishment of the position of Hospital Clerk in said Department, in order to retain a number of Hospital Helpers, now doing clerical work, which matter was referred to the Comptroller and the President of the Board of Aldermen for consideration and report, and by you referred to the Bureau of Municipal Investigation and Statistics for examination, I beg to report as follows:

Dr. J. W. Brannan, President of the Board of Trustees, states that the creation of the position of Hospital Clerk, at a salary not to exceed \$900 per annum, has the approval of the Civil Service Reform Association and other observers of the hospital work, and that the Civil Service Commission suggested the establishment of the position.

Accompanying this report is a copy of a communication from Attorney Courtland Nicoll, who states that he writes at the suggestion of Mr. R. Fulton Cutting, appealing for the retention for a competent employee who is not protected by Civil Service.

It is claimed that the establishment of the position of Hospital Clerk, in the non-competitive class, will enable the Board of Trustees to retain a number of competent men and women who have been in the hospital service for years, and whose discharge would be an injustice.

I respectfully recommend that the request of the Board of Trustees for the establishment of the position of Hospital Clerk, salary not to exceed \$900 per annum, be granted.

Respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

Approved:

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the position and grades of position of Hospital Clerk in the Department of Bellevue and Allied Hospitals, in addition to those already existing therein, the salary of said position not to exceed nine hundred dollars (\$900) per annum, as follows:

Hospital Clerk.....	\$900 00
Hospital Clerk.....	720 00
Hospital Clerk.....	600 00
Hospital Clerk.....	540 00
Hospital Clerk.....	480 00

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 President, Board of Aldermen, moved that when the Board adjourns, it adjourn to meet Friday, April 23, 1909, at 10:30 o'clock in the forenoon, which motion was adopted.

After considering the Public Improvements Calendar, the Board adjourned to meet Friday, April 23, 1909, at 10:30 o'clock in the forenoon.

JOSEPH HAAG, Secretary.

#### BOARD OF ESTIMATE AND APPORTIONMENT.

##### (FINANCIAL AND FRANCHISE MATTERS.)

MINUTES, MEETING OF THE BOARD OF ESTIMATE AND APPORTIONMENT, HELD IN ROOM 16, CITY HALL, FRIDAY, APRIL 23, 1909.

The Board met in pursuance of an adjournment.

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

After disposing of the Public Improvements Calendar, the following Financial and Franchise Matters were considered:

The following Franchise Matters, not upon the Calendar for this day, were considered by unanimous consent:

O'Neill-Adams Company.

A petition was received from the O'Neill-Adams Company for permission to construct, maintain and use a bridge over and across Twenty-first street, Borough of Manhattan, connecting the buildings of the company on both sides of said street.

Which was referred to the Chief Engineer.

East River Terminal Railroad.

The Secretary presented the following:

PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT,  
TRIBUNE BUILDING, NO. 154 NASSAU STREET,  
NEW YORK, April 19, 1909.

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

GENTLEMEN—On March 2, 1909, the Secretary of the Board of Estimate and Apportionment transmitted to the Public Service Commission in accordance with the requirement of the City Charter a certified copy of Approved Resolution No. 8, approved by the Mayor February 23, 1909. By this resolution the Board of Estimate and Apportionment granted to the East River Terminal Railroad a franchise for constructing and operating railroad tracks across and through certain streets in the

Eastern District of Brooklyn. A contract was executed by the Mayor in pursuance of this resolution on March 15, 1909. By petition dated March 29, 1909, the East River Terminal Railroad applied to the Public Service Commission for the First District for a certificate of Approval and Permission to exercise this franchise under section 53 of the Public Service Commissions Law. After a careful examination of the franchise contract submitted by the company this Commission has deemed it advisable to postpone action upon the company's application until the attention of your Honorable Board could be called to certain points in the contract which appear to us to be inconsistent with the provisions of the Public Service Commissions Law and the policies pursued by this Commission.

In the tenth paragraph of section 2 of the contract it is provided that "cars may be operated upon said tracks by steam locomotives which shall be housed or boxed so as to conform with the type commonly known as the 'dummy engine,' or by any other motive 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, upon giving to the grantee one year's notice, may require the company to operate its railroad upon the whole or any portion of the tracks hereby authorized by such system of electric power as may be designated by the Board, and the company shall thereupon discontinue the use of steam locomotives from such tracks."

While doubtless it was not the intention of the Board of Estimate and Apportionment in the proviso which constitutes the latter part of the paragraph just quoted, to limit the jurisdiction of the Public Service Commission, we suggest that the clause should be so modified as not to appear to reserve to the Board of Estimate and Apportionment the authority to order a particular change of motive power without the concurrent approval of this Commission. Inasmuch as there is a specific provision in the franchise that the failure of the grantee to comply with any of its provisions shall be ground for forfeiture of the grant, it appears to us inadvisable for this Commission to approve a franchise which might put the grantee in the position of forfeiting its rights on account of failure to obey the orders of the Board of Estimate and Apportionment in matters which are also under the jurisdiction of the Public Service Commission, and relative to which the requirements of the two authorities might be inconsistent.

In the twentieth paragraph of section 2 it is provided that "the rates for carrying property upon the tracks hereby authorized shall in all cases be reasonable in amount, and shall be subject to the control of the Board, and be fixed by the Board after notice to the company, and hearing had thereon, and when so fixed such rates shall be binding upon the company, and no rates in excess of those fixed shall be charged for such service." Inasmuch as the power to fix and regulate rates and charges on railroads and street railways has been delegated by the Legislature to the Public Service Commission, it appears to us inadvisable to approve the exercise of a local franchise which specifically reserves this power to the Board of Estimate and Apportionment without any recognition of the jurisdiction of this Commission in the matter. It is evident that two rate-making authorities cannot well exercise their powers independently in the same case without conflict. Clearly the East River Terminal Railroad ought not to be placed in a position where it would be subject to the forfeiture of its franchise because it failed to conform to the regulations of the Board of Estimate and Apportionment in the matter of rates if the Public Service Commission for the First District had exercised its authority and established different rates than those that might be prescribed by the Board.

In section 3 of the contract it is provided that "this grant is also upon the further and express condition that the provisions of the Railroad Law pertinent hereto, and further, all laws and ordinances now in force, or which may be adopted affecting the surface railways operating in the City, not inconsistent with the said Railroad Law and the terms and conditions hereinbefore fixed, shall be strictly complied with by the company." This section is so worded that apparently it would exempt the East River Terminal Railroad from the provisions of any laws and ordinances adopted in the future which may be inconsistent with the Railroad Law as it now stands, and the terms and conditions of the company's franchise as fixed in its contract with the City. It appears to us clearly inadvisable that this Commission should approve the exercise of a franchise under a contract which in its terms might be construed as attempting to exempt the company from the operation of any future legislation changing the terms of the Railroad Law or affecting those provisions of the contract which under the law are subject to regulation by the Legislature or by the Public Service Commission in the exercise of authority delegated to it.

The Commission does not desire to cause any unnecessary delay in the improvements contemplated by the East River Terminal Railroad. Neither does it desire to cause the company any unreasonable expense that might be incurred through the re-advertising of its franchise if such a result can be avoided. In the present exigency in order to avoid delay and expense we suggest that the Board of Estimate and Apportionment and the company should agree to the insertion of an additional clause in the franchise specifically stating that nothing contained in the contract should be construed as in any way limiting the present or future jurisdiction of the Public Service Commission under the laws of the State, and that in case of conflicting regulations by the Board of Estimate and Apportionment and the Public Service Commission, or their successors, in regard to matters over which the Commission has jurisdiction, the company should not be held subject to a forfeiture of its rights by reason of its obedience to the orders of the Commission rather than to those of the Board of Estimate and Apportionment.

Respectfully,

WM. McCARROLL, Acting Chairman.

Which was referred to the Chief Engineer.

#### FINANCIAL MATTERS.

The Secretary presented the following communication from the Comptroller, requesting that there be placed upon the calendar for this meeting the following modifications of the schedules of Salaries and Salaries and Wages accompanying the Budget for the year 1909, for the Department of Finance, and transfers of appropriation; the resolutions authorizing such modifications and transfers having failed of adoption at the meeting of April 16, 1909, not receiving the requisite number of votes:

A—Modification of schedules entitled Main Division—21—Salaries; Auditing Bureau—28—Salaries and Bureau for the Collection of Assessments and Arrears—39—Salaries, involving a transfer of \$1,687.50 from Bureau for the Collection of Assessments and Arrears—39—Salaries to Main Division—21—Salaries—\$202.50, Auditing Bureau—28—Salaries—\$1,485.

CITY OF NEW YORK—DEPARTMENT OF FINANCE, {  
April 19, 1909.

JOSEPH HAAG, Esq., Secretary, Board of Estimate and Apportionment, No. 277 Broadway, New York City:

DEAR SIR—Kindly place upon the calendar for the next meeting of the Board of Estimate and Apportionment, numbers 60 and 63 upon the calendar for the meeting of April 16, relating to a modification of the Salaries and Wages schedule accompanying the Budget for 1909, for the Department of Finance, and request for a transfer of \$5,050, which matters failed to pass at said meeting.

Very truly yours,

H. A. METZ, Comptroller.

A. Communication from the Comptroller requesting a further modification of the schedules of Salaries and Salaries and Wages accompanying the Budget for the year 1909, for the Department of Finance, involving a transfer of \$1,687.50, but no additional appropriation.

CITY OF NEW YORK—DEPARTMENT OF FINANCE, {  
COMPTROLLER'S OFFICE,

April 13, 1909.

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—Request is hereby made that the Salary and Wages schedules of the Department of Finance for the year 1909 be amended as follows:

#### Main Division, Account No. 21.

Decrease the number of Clerks at \$1,950 by one incumbent.  
Decrease the number of Bookkeepers at \$2,400 by one incumbent.  
Decrease the number of Clerks at \$1,650 by one incumbent.  
Decrease the number of Examiners at \$1,800 by one incumbent.  
Decrease the number of Clerks with special knowledge of handwriting at \$1,050 by one incumbent.  
Decrease the number of Accountants at \$1,500 by one incumbent.  
Decrease the number of Stenographers and Typewriters at \$1,200 by one incumbent.  
Decrease the number of Bookkeepers at \$2,100 by one incumbent.  
Decrease the number of Bookkeepers at \$1,500 by one incumbent.  
Decrease the number of Clerks at \$1,200 by one incumbent.  
Decrease the number of Clerks at \$1,350 by one incumbent.  
Increase the number of Bookkeepers at \$2,700 by one incumbent.  
Increase the number of Bookkeepers at \$1,950 by two incumbents.  
Increase the number of Bookkeepers at \$2,250 by one incumbent.  
Increase the number of Clerks at \$2,250 by one incumbent.  
Increase the number of Clerks at \$1,800 by one incumbent.  
Increase the number of Clerks at \$1,500 by two incumbents.  
Increase the number of Examiners at \$1,950 by one incumbent.  
Decrease the number of Bookkeepers at \$1,800 by one incumbent.  
Increase the number of Stenographers and Typewriters at \$750 by one incumbent.  
Increase the number of Junior Clerks at \$540 by one incumbent.  
Increase the number of Junior Clerks at \$480 by one incumbent.  
Insert item "Balance unassigned, \$150."

#### Auditing Bureau, Account No. 28.

Decrease the number of Inspectors of Repairs and Supplies at \$1,500 by four incumbents.  
Decrease the number of Deputy City Paymasters at \$2,250 by one incumbent.  
Decrease the number of Examiners at \$1,500 by two incumbents.  
Decrease the number of Stenographers and Typewriters at \$1,200 by two incumbents.  
Increase the number of Junior Clerks at \$540 by one incumbent.  
Increase the number of Inspectors of Repairs and Supplies at \$1,200 by five incumbents.  
Increase the number of Deputy City Paymasters at \$2,500 by one incumbent.  
Increase the number of Stenographers and Typewriters at \$1,500 by one incumbent.  
Increase the number of Stenographers and Typewriters at \$1,350 by one incumbent.  
Increase the number of Examiners at \$2,250 by one incumbent.  
Increase the number of Examiners at \$1,650 by two incumbents.  
Decrease the number of Examiners at \$1,350 by one incumbent.  
Decrease the number of Inspectors of Sewer Construction at \$1,350 by one incumbent.  
Decrease the number of Clerks at \$750 by one incumbent.  
Decrease the number of Clerks with a special knowledge as Cataloguer at \$600 by one incumbent.  
Decrease the number of Typewriting Copyists at \$1,050 by one incumbent.  
Increase the number of Inspectors of Sewer Construction at \$1,500 by one incumbent.  
Increase the number of Clerks at \$900 by one incumbent.  
Increase the number of Clerks with special knowledge as Cataloguer at \$750 by one incumbent.  
Increase the number of Typewriting Copyists at \$1,200 by one incumbent.  
Increase "Balance unassigned" by \$140.

#### Bureau of Assessments and Arrears, Account No. 39.

Decrease the number of Examiners at \$2,250 by one incumbent.  
The resolutions necessary to provide for the revisions in the schedules and the required transfers are hereto attached, and I respectfully request their adoption.

Very truly,

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby approves of the following changes in the Budget Schedules as revised for the Department of Finance, for the year 1909:

#### Main Division—21, Salaries.

Change item "Clerk, 4 at \$1,950, \$7,800," to read "Clerk, 3 at \$1,950, \$5,850."  
Change item "Bookkeeper, 2 at \$2,400, \$4,800," to read "Bookkeeper, 1 at \$2,400, \$2,400."  
Change item "Clerk, 6 at \$1,650, \$9,900," to read "Clerk, 5 at \$1,650, \$8,250."  
Change item "Examiner, 3 at \$1,800, \$5,400," to read "Examiner, 2 at \$1,800, \$3,600."  
Strike out item "Clerk, with Special Knowledge of Handwriting, 1 at \$1,050, \$1,050."  
Change item "Accountant, 2 at \$1,500, \$3,000," to read "Accountant, 1 at \$1,500, \$1,500."  
Change item "Stenographer and Typewriter, 2 at \$1,200, \$2,400," to read "Stenographer and Typewriter, 1 at \$1,200, \$1,200."  
Strike out item "Bookkeeper, 1 at \$2,100, \$2,100."  
Change item "Bookkeeper, 3 at \$1,500, \$4,500," to read "Bookkeeper, 2 at \$1,500, \$3,000."  
Change item "Clerk, 6 at \$1,200, \$7,200," to read "Clerk, 5 at \$1,200, \$6,000."  
Change item "Clerk, 6 at \$1,350, \$8,100," to read "Clerk, 5 at \$1,350, \$6,750."  
Insert item "Bookkeeper, 1 at \$2,700, \$2,700."  
Insert item "Bookkeeper, 2 at \$1,950, \$3,900."  
Change item "Bookkeeper, 1 at \$2,250, \$2,250," to read "Bookkeeper, 2 at \$2,250, \$4,500."  
Change item "Clerk, 1 at \$2,250, \$2,250," to read "Clerk, 2 at \$2,250, \$4,500."  
Change item "Clerk, 8 at \$1,800, \$14,400," to read "Clerk, 9 at \$1,800, \$16,200."  
Change item "Clerk, 5 at \$1,500, \$7,500," to read "Clerk, 7 at \$1,500, \$10,500."  
Insert item "Examiner, 1 at \$1,950, \$1,950."  
Change item "Bookkeeper, 3 at \$1,800, \$5,400," to read "Bookkeeper, 2 at \$1,800, \$3,600."  
Insert item "Stenographer and Typewriter, 1 at \$750, \$750."  
Change item "Junior Clerk, 4 at \$540, \$2,160," to read "Junior Clerk, 5 at \$540, \$2,700."  
Change item "Junior Clerk, 3 at \$480, \$1,440," to read "Junior Clerk, 4 at \$480, \$1,920."  
Insert item "Balance unassigned, \$150."

#### Auditing Bureau—28, Salaries.

Change item "Inspector of Repairs and Supplies, 8 at \$1,500, \$12,000," to read "Inspector of Repairs and Supplies, 4 at \$1,500, \$6,000."  
Strike out item "Deputy City Paymaster, 1 at \$2,250, \$2,250."  
Change item "Examiner, 11 at \$1,500, \$16,500," to read "Examiner, 9 at \$1,500, \$13,500."  
Change item "Stenographer and Typewriter, 7 at \$1,200, \$8,400," to read "Stenographer and Typewriter, 5 at \$1,200, \$6,000."  
Change item "Junior Clerk, 9 at \$540, \$4,860," to read "Junior Clerk, 10 at \$540, \$5,400."

Change item "Inspector of Repairs and Supplies, 10 at \$1,200, \$12,000," to read "Inspector of Repairs and Supplies, 15 at \$1,200, \$18,000."

Change item "Deputy City Paymaster, 6 at \$2,500, \$15,000," to read "Deputy City Paymaster, 7 at \$2,500, \$17,500."

Insert item "Stenographer and Typewriter, 1 at \$1,500, \$1,500."

Change item "Stenographer and Typewriter, 3 at \$1,350, \$4,050," to read "Stenographer and Typewriter, 4 at \$1,350, \$5,400."

Change item "Examiner, 1 at \$2,250, \$2,250," to read "Examiner, 2 at \$2,250, \$4,500."

Change item "Clerk, 6 at \$1,200, \$7,200," to read "Clerk, 5 at \$1,200, \$6,000."

Change item "Examiner, 6 at \$1,650, \$9,900," to read "Examiner, 8 at \$1,650, \$13,200."

Change item "Examiner, 3 at \$1,350, \$4,050," to read "Examiner, 2 at \$1,350, \$2,700."

Change item "Inspector of Sewer Construction, 2 at \$1,350, \$2,700," to read "Inspector of Sewer Construction, 1 at \$1,350, \$1,350."

Change item "Clerk, 6 at \$750, \$4,500," to read "Clerk, 5 at \$750, \$3,750."

Strike out item "Clerk with Special Knowledge as Cataloguer, \$600 \$600."

Strike out item "Typewriting Copyist, 1 at \$1,050, \$1,050."

Change item "Inspector of Sewer Construction, 1 at \$1,500, \$1,500," to read "Inspector of Sewer Construction, 2 at \$1,500, \$3,000."

Change item "Clerk, 7 at \$900, \$6,300," to read "Clerk, 8 at \$900, \$7,200."

Insert item "Clerk with Special Knowledge as Cataloguer, 1 at \$750, \$750."

Insert item "Typewriting Copyist, 1 at \$1,200, \$1,200."

Change item "Balance Unassigned, \$80," to read "Balance Unassigned, \$220."

*Bureau for the Collection of Assessments and Arrears—39, Salaries.*

Strike out item "Examiner, 1 at \$2,250, \$2,250."

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen and the Presidents of the Boroughs of Manhattan, The Bronx, Queens and Richmond—14.

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

The following resolution was offered:

Resolved, That the sum of sixteen hundred and eighty-seven dollars and fifty cents (\$1,687.50) be and the same is hereby transferred from the appropriation made to the Department of Finance for the year 1909, entitled Bureau for the Collection of Assessments and Arrears—39, Salaries, the same being in excess of the amount required for the purposes thereof, to the appropriations made to said Department for the year 1909, entitled and as follows:

Main Division—21, Salaries.....	\$202 50
Auditing Division—28, Salaries.....	1,485 00
	<hr/> \$1,687 50

—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, The Bronx, Queens and Richmond—14.

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

B. Transfer of \$5,050 from appropriation entitled Auditing Bureau—28, Salaries, to appropriation entitled 24, Contingencies.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS, }  
April 14, 1909.

*To the Honorable the Board of Estimate and Apportionment:*

GENTLEMEN—The work of installing the new system of accounts in the Department of Finance has largely increased temporarily the contingent expenses of the Department. In order to meet in part that expense without recourse to issues of Special Revenue Bonds, I request the adoption of the accompanying resolution providing for a transfer from Salaries account to Contingencies account of \$5,050.

Yours respectfully,

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the sum of five thousand and fifty dollars (\$5,050) be and the same is hereby transferred from the appropriation made to the Department of Finance for the year 1909, entitled Auditing Bureau—28, Salaries, the same being in excess of the amount required for the purposes thereof, to the appropriation made to said Department for the year 1909, entitled Main Division—24, 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, The Bronx, Queens and Richmond—14.

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

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

The Comptroller presented the following report recommending the transfer of certain employees in the office of the Commissioners of Accounts to the office of the Mayor, the modification of the schedules of Salaries and Salaries and Wages accompanying the Budget for the year 1909 for said offices, involving a transfer of \$5,012.50, but no additional appropriation, and the establishment of the following grades of positions in the office of the Mayor:

	Incumbents.	Per Annum.
Clerk .....	1	\$2,250 00
Examiner of Accounts.....	1	2,250 00
Accountant .....	1	2,250 00
Accountant .....	1	1,750 00

On April 2, 1909, the above matter was referred to the Comptroller.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS, }  
April 22, 1909.

*To the Honorable the Board of Estimate and Apportionment:*

GENTLEMEN—I respectfully submit the following report in relation to a resolution presented to the Board of Estimate and Apportionment at a meeting held April 2, 1909, by the Mayor, to wit:

"Whereas, It is necessary to transfer James T. Curtin, Clerk, \$2,250 per annum; Joseph G. Conlon, Examiner of Accounts, \$2,250 per annum; Matthew H. Murray, Accountant, \$2,250 per annum, and James Fitzsimmons, Accountant, \$1,750 per annum, all employed in the office of the Commissioners of Accounts, to the Mayor's office; be and it hereby is

"Resolved, That the Board of Estimate and Apportionment of The City of New York, acting in pursuance of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen that the following-named positions and salaries be added to those already existing in the Mayor's office:

"Clerk, \$2,250 per annum, 1 incumbent.

"Examiner of Accounts, \$2,250 per annum, 1 incumbent.

"Accountant, \$2,250 per annum, 1 incumbent.

"Accountant, \$1,750 per annum, 1 incumbent."

This matter was referred to the Comptroller by the Board of Estimate and Apportionment for examination.

The Mayor stated as his reasons for asking for these transfers that for some years past it has been found necessary to have men assigned to his office for the purpose of checking up and entering the bonds, warrants and vouchers received from the Department of Finance to be countersigned by the Mayor. This work is now of such volume, in order to insure its proper performance, the Mayor deems it necessary to have these men who have been temporarily detailed permanently attached to his staff. The Mayor also states that the employees whose transfers are requested are competent and reliable men, who have become thoroughly familiar with the work.

It is the intention of the Mayor, if this request is granted, to have these transfers take effect on May 15, 1909. To provide for the compensation of these employees for the balance of the year, a transfer of the sum of \$5,012.50 from other appropriations is required, an additional amount of \$300 being provided for by a modification in a schedule line in the appropriation entitled No. 1—Salaries, Mayor's Office.

The salaries to be paid the persons mentioned in the request of the Mayor are the same as now received by them, with one exception—that of James T. Curtin, Clerk, at \$2,250 per annum, his present rate of compensation being \$1,650. Mr. Curtin has taken a promotion examination and is eligible to advancement to the \$2,250 grade. He has been seventeen years in the City's service, and the Commissioners of Accounts state that the proposed promotion is merited by his long service and efficiency.

In order to adjust the appropriation account of the Mayor's office for Salaries so as to permit of the payment of the increased salary to Mr. Curtin, it was agreed in a conference between representatives of the Comptroller, the Mayor and Commissioners of Accounts to change the rate of salary for the Executive Clerk in the Mayor's office to \$1,050, the \$1,350 now provided in the Budget schedule not being available for the present incumbent this year, and further by the transfer of \$4,937.50 from the appropriation item No. 955, Salaries and Wages, and \$75 from appropriation item No. 959, Contingencies, including Special Examinations, made to the office of the Commissioners of Accounts for the year 1909.

In view of the foregoing facts, I would recommend the approval of the Mayor's request in accordance with the resolutions attached hereto.

Yours respectfully,

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment, in accordance with the provisions of section 56 of the Greater New York Charter, hereby recommends to the Board of Aldermen the establishment of the grade of position of Clerk in the office of the Mayor, in addition to those already existing therein, with salary at the rate of twenty-two hundred and fifty dollars (\$2,250) per annum, for one (1) incumbent, and the establishment of the following positions in said office:

	Incumbents.	Per Annum.
Examiner of Accounts.....	1	2,250 00
Accountant .....	1	2,250 00
Accountant .....	1	1,750 00

Which was adopted by the following vote:

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

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby modifies and amends the schedules of Salaries and Salaries and Wages, supporting the Budget appropriations for the year 1909, for the Mayoralty, to read as follows:

*The Mayoralty.*

The Executive—

1. Salaries:	
Major .....	\$15,000 00
Secretary to Mayor.....	6,000 00
Executive Secretary .....	6,000 00
Chief Clerk, Bond and Warrant Clerk.....	4,000 00
Executive Clerk .....	2,100 00
Executive Clerk .....	1,050 00
Executive Stenographer .....	1,800 00
Stenographer .....	3,000 00
Messenger .....	1,950 00
Telephone Operator .....	900 00
Clerk, .....	2,250 00
Examiner of Accounts.....	2,250 00
Accountant .....	2,250 00
Accountant .....	1,750 00
	<hr/> \$50,300 00

Which was adopted by the following vote:

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

The following resolution was offered:

Resolved, That the Board of Estimate and Apportionment hereby modifies and amends the schedules of Salaries and Salaries and Wages supporting the Budget appropriations for the year 1909, for the Commissioners of Accounts, to read as follows:

*Commissioners of Accounts.*

Salaries and Wages—

955. Accounting Staff:	
Chief Examiner of Accounts.....	\$4,000 00
Chief Examiners of Accounts, 3.....	10,500 00
Chief Examiners of Accounts, 6.....	18,000 00
Chief Examiners of Accounts, 5.....	12,500 00
Examiner of Accounts.....	2,250 00
Examiner of Accounts.....	2,100 00
Examiners of Accounts, 3.....	6,000 00

Examiners of Accounts, 7.....	12,600 00
Examiners of Accounts, 3.....	4,500 00
Accountants, 8 .....	19,200 00
Accountants, 7 .....	14,700 00
Accountants, 4 .....	7,800 00
Accountants, 2 .....	3,500 00
Accountants, 4 .....	6,600 00
Clerks, 4 .....	6,600 00
Clerk .....	1,350 00
Clerks, 2 .....	2,400 00
Clerks, 3 .....	3,150 00
Clerks, 5 .....	4,500 00
Clerk .....	750 00
Clerks, 2 .....	960 00
Clerks, 3 .....	900 00
	<b>\$144,860 00</b>

Which was adopted by the following vote:

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

The following resolution was offered:

Resolved, That the sum of five thousand and twelve dollars and fifty cents (\$5,012.50) be and the same is hereby transferred from the appropriations made to the Commissioners of Accounts for the year 1909, entitled and as follows:

Accounting Staff, 955—Salaries and Wages.....	\$4,937 50
959—Contingencies, Including Special Examinations.....	75 00
	<b>\$5,012 50</b>

—the same being in excess of the amounts required for the purposes thereof, to the appropriation made to the Mayoralty for the year 1909, entitled the Executive—1, 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.

The Comptroller presented the following communication from the Commissioner of Water Supply, Gas and Electricity, requesting, and report recommending, that permission be granted the said Commissioner to use from the appropriation made to said Department for the year 1909, entitled General Administration, 142, Contingencies, the sum of \$1,000 for the purpose of making an exhibit at the City Planning and Municipal Art Exhibition of street lighting fixtures:

(On April 16, 1909, the request of the Commissioner of Water Supply, Gas and Electricity, as above, was referred to the Comptroller.)

DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY,  
COMMISSIONER'S OFFICE, NOS. 13 TO 21 PARK ROW,  
CITY OF NEW YORK, April 12, 1909.

Mr. JOSEPH HAAG, Secretary, Board of Estimate and Apportionment, No. 279 Broadway, New York:

DEAR SIR—The Municipal Art Society, in collaboration with the Committee on Congestion of Population in New York, is preparing to hold a City Planning and Municipal Art Exhibition in the Twenty-second Regiment armory, from May 3 to May 16, 1909. This exhibition includes street fixtures for lighting, not only of the present type, but also chronological, showing the earlier forms as well as the forms now in use.

I am requested to make an exhibit of this material and aid in the success of the exhibition so far as this Department can in connection with its work of lighting, as well as being an exhibitor.

It is proposed to arrange in the exhibit a number of the actual street lighting fixtures now in use, particularly arc lamps and posts of the various types, and gas lamps and posts of their respective types. These fixtures will have to be wired for electricity and piped for gas, as it is desired to show them in working condition.

I would say further in this regard that the electric lamp-posts and gas lamps are rather heavy and will require some construction and expense in order to put same up properly and supply them with current and gas. Quite a number of these fixtures are required.

My appropriations are restricted, as I understand it, to the supply of gas and electric current for lighting the streets and buildings of the City, and also for the purchase of gas lamp-posts, the repair and maintenance of such posts, and such appliances as are required for the proper conduction of the work of lighting the City. I do not feel, therefore, that I can make the necessary exhibition unless I can obtain your authorization to expend moneys out of my present appropriation for this purpose. It is impossible to say just what the expense will be, but I would like to be allowed to make such expenditures as I deem proper for the purpose, not to exceed one thousand dollars (\$1,000). In my opinion the expenditure will be much less than that.

I would request that a resolution similar to the attached copy be presented to your Board and passed, if you deem proper.

I would state that I think this a meritorious proposition and one in which the City can well afford to make an exhibit. I am offered the fullest co-operation by the lighting companies in regard to this exhibit.

Respectfully,

JOHN H. O'BRIEN, Commissioner.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
April 21, 1909.

To the Honorable Board of Estimate and Apportionment:

GENTLEMEN—I return herewith request under date of April 12, 1909, from the Commissioner of Water Supply, Gas and Electricity, for permission to use from his appropriation for the year 1909, for Street and Park Lighting, Boroughs of Manhattan and The Bronx, a sum of money not to exceed \$1,000 for the purpose of making an exhibit at the City Planning and Municipal Art Exhibition from May 3 to May 16, 1909, "of street lighting fixtures of the various types now in use in the City, for the purpose of showing the development of the art."

The proposition of the Commissioner to have the City represented in the manner suggested at the said exhibition is a meritorious one and would prove of an educational value to the citizens of the several Boroughs many times greater than the small cost that such an exhibit will entail upon the City. The proposed method of meeting such expense is, however, open to the objection that the Budget allowance for 1909 for Street and Park Lighting, Boroughs of Manhattan and The Bronx, was appropriated for the specific purpose set forth in the title of said appropriation.

It would appear, however, that the amount necessary for the purpose of making the proposed exhibit on behalf of the City might properly be paid from the appropriation made for the Department of Water Supply, Gas and Electricity for 1909, entitled General Administration, 142, Contingencies.

I therefore respectfully recommend the adoption of the resolution hereunto attached.

Yours respectfully,

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That permission is hereby given the Commissioner of Water Supply, Gas and Electricity, to use from the appropriation for the year 1909, entitled General Administration, 142, Contingencies, a sum of money not to exceed one thousand dollars (\$1,000) for exhibiting, at the City Planning and Municipal Art Exhibition from May 3 to May 16, 1909, street lighting fixtures of the various types now in use in The City of New York, for the purpose of showing the development of the art.

Which was adopted by the following vote:

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

The Comptroller presented a communication from the Public Service Commission for the First District requesting an issue of \$160,000 Corporate Stock to meet the requirements of extra work under the contract with John B. McDonald for the construction of the Manhattan-Bronx rapid transit railroad, and submitting proposed agreement modifying the contract dated February 21, 1900.

Which was referred to the Comptroller and the Chief Engineer of the Board.

The Comptroller presented communications, as follows:

From the Board of Justices, Municipal Court, City of New York, requesting the establishment of the grade of position of Attendant, with salary at the rate of \$1,500 per annum, to take effect July 1, 1909.

From the Commissioner of Bridges requesting the establishment of the grade of position of Automobile Engineman, with salary at the rate of \$1,500 per annum, for one incumbent.

From the Commissioner of Parks, Boroughs of Brooklyn and Queens, requesting the establishment of the position of Elevator Man, with compensation at the rate of \$3 per diem.

From the Board of Trustees, College of The City of New York, requesting the establishment of the grade of position of Clerk, with salary at the rate of \$900 per annum.

Which were referred to the Select Committee consisting of the Comptroller and the President of the Board of Aldermen.

The Comptroller presented communications, as follows:

From the General Manager of the Hecker-Jones-Jewell Milling Company relative to the revocation by the Commissioner of Street Cleaning of the license granted said company to cart ashes from its plant, located at the foot of Corlears street, Manhattan, to the public dump.

From the Commissioner of Water Supply, Gas and Electricity requesting an appropriation of \$8,760 to provide for the payment of \$2.50 each per diem of sixty additional Laborers.

From the Commissioner of Parks, Borough of The Bronx, requesting an issue of \$125,000 Corporate Stock for construction and improvement of the Zoological Park in the Borough of The Bronx.

From the Commissioner of Parks, Borough of The Bronx, renewing his request of September 26, 1908, for an issue of \$18,000 Corporate Stock to provide and install a drainage system in Crotona Park.

From the President of the Borough of The Bronx, submitting copy of report of the Chief Engineer, Borough of The Bronx, relative to the construction of a new bridge across the Bronx River at East One Hundred and Eightieth street.

From the Fire Department, requesting authority, pursuant to resolution adopted December 18, 1908, to enter into a contract for the preparation of plans and specifications for the erection of a building for an engine and hook and ladder company on property owned by the City, situated at the southeast corner of Fiftieth street and Lexington avenue, Manhattan, estimated cost of proposed building, \$70,000.

From the Commissioner of Parks, Boroughs of Brooklyn and Queens, requesting an appropriation of \$1,498 to provide for the employment of an Elevator Man, at \$3 per diem, and of two Laborers, at \$2 each per diem, to properly care for the monument to the Prison Ship Martyrs in Fort Greene Park, Brooklyn.

From the Commissioner of Parks, Borough of The Bronx, pursuant to resolution adopted December 18, 1908, to make contracts for various improvements chargeable against unexpended balances in the several Corporate Stock accounts enumerated therein.

From the Acting Corporation Counsel, requesting an issue of \$5,000 Corporate Stock to pay the Experts employed to testify before the Change of Grade Damage Commission of the Twenty-third and Twenty-fourth Wards.

From the President, Borough of Manhattan, requesting authority, pursuant to resolution adopted December 18, 1908, to charge the salaries and wages of the engineering force engaged on the work of repaving streets to the Corporate Stock account for Repaving Streets in the Borough of Manhattan.

From the President of the Borough of Brooklyn, requesting an issue of \$4,157,260 Corporate Stock for the purpose of repaving streets in the Borough of Brooklyn.

Which were referred to the Comptroller.

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

A. \$300, as requested by the Commissioner of Records of New York County, from the account No. 1550, General Supplies, to the account No. 1551, Contingencies, within the appropriation for the year 1909.

COMMISSIONER OF RECORDS OF THE COUNTY OF NEW YORK,  
HALL OF RECORDS, BOROUGH OF MANHATTAN,  
NEW YORK CITY, March 18, 1909.

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

DEAR SIR—I have to request a transfer of \$300 from the account of General Supplies (1550) to the account of Contingencies (1551) in the appropriation for the Department of the Commissioner of Records, New York County, for the year 1909.

It is a duty of the Commissioner of Records, County of New York, to provide for and direct the reindexing of the records, documents, books, maps and papers deposited or filed in the office of the Clerk of the County of New York, and to index records which it may be necessary to have copied because of age, use, exposure or any cas-

uality, and the copies of such records, as directed by chapter 661, Laws of 1906, and chapter 712, Laws of 1907.

The law requires that such indexing shall be done so as to provide for "better reference."

In the performance of that duty the Commissioner of Records, County of New York, has arranged for the installation of a new and improved system of indexing, in the preparation of which it is necessary to employ an expert assistant.

The State Civil Service Commission has by resolution authorized the temporary employment of such an expert assistant, and the law provides that the compensation of such an assistant, so employed, shall not exceed \$300.

The compensation of such an assistant, so employed, is chargeable to the account of Contingencies, the appropriation for which for the year 1909 is only \$250, which was the full amount estimated as necessary, and did not include any estimate for the compensation of such a temporary assistant to be so employed. The transfer now asked for is therefore necessary for that purpose.

Very truly yours,

WILLIAM S. ANDREWS,  
Commissioner of Records, County of New York.

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS. }  
April 19, 1909.

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—In reference to a communication to the Board of Estimate and Apportionment from the Commissioner of Records, New York County, dated March 18, 1909, requesting the transfer of \$300 from the appropriation entitled No. 1550, General Supplies, to the appropriation entitled No. 1551, Contingencies, for the year 1909, referred to me for examination, I beg to report thereon as follows:

The Commissioner of Records desires to employ an Expert Indexer, and has been authorized by a resolution of the State Civil Service Commission to employ one temporarily, providing the compensation does not exceed \$300 for the time he is so employed. A competent Indexer has been engaged and the Commissioner desires to pay him from the account known as Contingencies. There are not sufficient funds in this account and the Commissioner desires to meet the deficiency by this transfer.

In view of the facts as herein stated, I would suggest the approval of the request of the Commissioner of Records, New York County, in accordance with the attached resolution.

Yours respectfully,

H. A. METZ, Comptroller.

The following resolution was offered:

Resolved, That the sum of three hundred dollars (\$300) be and the same is hereby transferred from the appropriation made to the Commissioner of Records, New York County, for the year 1909, entitled 1550, General Supplies, the same being in excess of the amount required for the purposes thereof, to the appropriation made to said office for the year 1909, entitled 1551, 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.

B—\$10.64, as requested by the Surrogate of Queens County, from the account Salaries to the account Supplies and Contingencies, within the appropriation for the year 1908.

OFFICE OF THE SURROGATE,  
QUEENS COUNTY, N. Y.,  
JAMAICA, April 11, 1909.

Honorable Board of Estimate and Apportionment, No. 280 Broadway, New York:

GENTLEMEN—I have been informed that through some oversight the Supplies and Contingencies fund of this office was overdrawn to the extent of \$10.64 during 1908. My ledger shows a balance in the Salaries fund of \$20.92, and I shall be obliged if you will kindly authorize a transfer to be made of the amount of \$10.64 from the Salaries fund for 1908 to the Supplies and Contingencies fund for that year, so that Warrant No. 15223 A. C. O. P. on Schedule No. 391, for \$20.85, now held up for insufficiency of funds, may be paid and the account closed.

Yours respectfully,

DANIEL NOBLE, Surrogate.

The following resolution was offered:

Resolved, That the sum of ten dollars and sixty-four cents (\$10.64) be and the same is hereby transferred from the appropriation made to the Surrogate of Queens County for the year 1908 entitled Salaries, the same being in excess of the amount required for the purposes thereof, to the appropriation made to said Surrogate for the year 1908 entitled Supplies and Contingencies, the amount of said appropriation being insufficient.

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

C—\$25, as requested by the Department of Education, from the account No. 794, Board of Education, Care of School Buildings and Grounds, to the account No. 837, Borough of Richmond, Water, within the appropriation Special School Fund, 1908.

BOARD OF EDUCATION,  
PARK AVENUE AND FIFTY-NINTH STREET, }  
NEW YORK, April 15, 1909.

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

DEAR SIR—I have the honor to transmit herewith a certified copy of a resolution adopted by the Board of Education at a meeting held on the 14th inst. relative to the transfer of \$25 within the Special School Fund for the year 1908.

Respectfully yours,

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 twenty-five dollars (\$25) from the Special School Fund for the year 1908 and from the item contained therein entitled No. 794, Board of Education, Care of School Buildings and Grounds, which item is in excess of its requirements, to the item also contained within the Special School Fund for the year 1908 entitled No. 837, Water, Borough of Richmond, which item is insufficient for its purposes.

A true copy of resolution adopted by the Board of Education April 14, 1909.

A. EMERSON PALMER, Secretary, Board of Education.

The following resolution was offered:

Resolved, That the sum of twenty-five dollars (\$25) be and the same is hereby transferred from the appropriation made to the Department of Education for the year 1908 entitled Special School Fund, Board of Education, No. 794, Care of School Buildings and Grounds, 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 Special School Fund, Borough of Richmond, No. 837, Water, the amount of said appropriation being insufficient.

Which was adopted by the following vote:

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

D—\$17.24, as requested by the District Attorney of Kings County, from the account Salaries to the account Supplies and Contingencies within the appropriation for the year 1908.

DISTRICT ATTORNEY'S OFFICE,  
KINGS COUNTY, N. Y.,  
BROOKLYN, NEW YORK CITY, April 7, 1909.

To the Board of Estimate and Apportionment, Manhattan, N. Y.:

DEAR SIRS—William Hemstreet, Stenographer of the County Court of Kings County, has a claim for \$81 balance due him for transcribing stenographic minutes in the case of the People vs. Dawkins. This service was rendered in the year 1908.

There is an unexpended balance of \$10.96 on our Supplies and Contingencies account, 1908. There is a balance of \$52.80 on Revenue Bond Fund for District Attorney, Supplies and Contingencies, Deficiency in Appropriation, 1908, account. There is a balance of \$323.39 in the Salaries account for 1908, from which I would request that the balance of \$17.24 be applied to make the total of \$81. I would request that you make this transfer of \$17.24 from the Salaries account for 1908 to Supplies and Contingencies, 1908, for the purpose of meeting this bill of Mr. Hemstreet. I would request that the balance of Salary account for 1908 be kept intact, as I believe there are still some outstanding claims for the year 1908.

Respectfully,

JOHN F. CLARKE, District Attorney, Kings County.

The following resolution was offered:

Resolved, That the sum of seventeen dollars and twenty-four cents (\$17.24) be and the same is hereby transferred from the appropriation made to the District Attorney of Kings County for the year 1908, entitled Salaries, the same being in excess of the amount required for the purposes thereof, to the appropriation made to said office 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.

E—\$250, from the appropriation made for the year 1908 entitled Municipal Explosives Commission, Expenses of, to the appropriation entitled Salaries and Expenses of Coroners in the Borough of The Bronx for the year 1908.

CORONER'S OFFICE, BOROUGH OF THE BRONX,  
NO. 787 TREMONT AVENUE, CORNER THIRD AVENUE, }  
NEW YORK, April 2, 1909.

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

DEAR SIR—Application is hereby made to the Board of Estimate and Apportionment for a transfer of the sum of \$250 from some unexpended balance for the year 1908 to cover a deficit for that year in the Coroner's office, Borough of The Bronx, City of New York.

Respectfully yours,

A. F. SCHWANNECKE, President, Board of Coroners.

The following resolution was offered:

Resolved, That the sum of two hundred and fifty dollars (\$250) be and the same is hereby transferred from the appropriation made for the year 1908, entitled Municipal Explosives Commission, Expenses of, the same being in excess of the amount required for the purposes thereof, to the appropriation made for the year 1908, entitled Salaries and Expenses of Coroners in the Borough of The Bronx, the amount of said appropriation being insufficient.

Which was adopted by the following vote:

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

F. \$600, from the appropriation made for the year 1908, entitled Board of Building Examiners, Expenses of, to the appropriation made for the same year, entitled For Expenses of the Art Commission.

ART COMMISSION OF THE CITY OF NEW YORK, }  
CITY HALL, April 14, 1909.

Hon. HERMAN A. METZ, Comptroller, No. 280 Broadway, New York:

DEAR SIR—We received a statement from the Board of Estimate and Apportionment on March 26 saying that they had transferred \$801.65 from the account of the Expenses of the Art Commission for 1908 to the Law Department.

Now I wish to call your attention to the fact that this leaves us an insufficient amount to pay our outstanding bills for 1908. In our statement to you on March 5 of this year we reported a balance of appropriation for 1908 of \$1,986.04, but outstanding against this, unpaid liabilities amounting to about \$1,700. As you have taken from us \$800, this leaves us but \$1,100 to pay outstanding bills amounting approximately to \$1,700, so that we need \$600 added to our balance of 1908.

Very sincerely,

J. Q. ADAMS, Assistant Secretary.

The following resolution was offered:

Resolved, That the sum of six hundred dollars (\$600) be and the same is hereby transferred from the appropriation made to the Board of Building Examiners for the year 1908, entitled Board of Building Examiners, Expenses of, the same being in excess of the amount required for the purposes thereof, to the appropriation made to the Art Commission for the year 1908, entitled For Expenses of the Art Commission, 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.

G. \$609.55, from the appropriation made for the year 1908, entitled Commissioner of Records, Kings County, Salaries and Expenses, to the appropriation made for the same year, entitled The County of Kings, Supplies for County Offices and Courts.

CITY OF NEW YORK—DEPARTMENT OF FINANCE, }

March 31, 1909.

Mr. FRANK W. SMITH, Chief Accountant and Bookkeeper:

SIR—The Budget for 1908 contains the following appropriation for Kings County, under the heading of Miscellaneous:

Supplies for County Offices and Courts..... \$1,250 00

A voucher was filed in the Department of Finance on February 18, 1909, in favor of Patrick Dougherty for the sum of \$609.55 for ice furnished to the Kings County Court House during the year 1908.

This expense is a proper charge against the appropriation above mentioned, but it appears that said moneys were recently transferred for the purpose of meeting the expense of the Kings County canvass.

I am informed that you have available balances in other Kings County appropriations for 1908, and I therefore request that the proper steps be taken to have the Board of Estimate and Apportionment make a transfer therefrom of the sum of \$609.55 to the appropriation for Supplies for County Offices and Courts, 1908, in order that the bill now on file may be settled and paid.

Respectfully,

PAT'K H. QUINN, Chief Auditor of Accounts.

The following resolution was offered:

Resolved, That the sum of six hundred and nine dollars and fifty-five cents (\$609.55) be and the same is hereby transferred from the appropriation made to the Commissioner of Records, Kings County, for the year 1908, entitled Salaries and Expenses, the same being in excess of the amount required for the purposes thereof, to the appropriation made to the County of Kings for the year 1908, entitled Supplies for County Offices and Courts, 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.

H. \$675 from the appropriation made for the year 1908, entitled Commissioner of Licenses, Salaries, to the appropriation made for the same year, entitled The Board of Aldermen and City Clerk, City Contingencies and Supplies.

THE CITY OF NEW YORK—OFFICE OF THE CITY CLERK,  
BOROUGH OF MANHATTAN,  
NEW YORK, April 8, 1909.

To the Honorable the Board of Estimate and Apportionment:

GENTLEMEN—I hereby respectfully make application for a transfer from an unexpended balance to the account entitled The Board of Aldermen and City Clerk, City Contingencies and Supplies, 1908 (Code No. 5), of the sum of six hundred and seventy-five dollars (\$675), for the reason that the amount of this appropriation is not sufficient to cover the expenditures incurred during the year.

Respectfully,

P. J. SCULLY, City Clerk.

The following resolution was offered:

Resolved, That the sum of six hundred and seventy-five dollars (\$675) be and the same is hereby transferred from the appropriation made to the Commissioner of Licenses 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 Board of Aldermen and City Clerk, for the year 1908, entitled City Contingencies and 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.

I. \$19.15 from the appropriation made for the year 1908, entitled Surrogate's Court, Queens County, Salaries, to the appropriation made for the same year, entitled Supreme Court and County Court, Queens County, Supplies and Contingencies.

COUNTY COURT, QUEENS COUNTY,  
LONG ISLAND CITY, N. Y.,  
April 10, 1909.

Secretary, Board of Estimate and Apportionment, New York City:

DEAR SIR—A voucher has been filed in the Department of Finance in favor of the New York and New Jersey Telephone Company for the sum of \$19.15 for telephone service in the Queens County Court for the month of December, 1908. The expense thereof being made a charge against an appropriation for Supplies and Contingencies, 1908, and as said appropriation has been exhausted, I do hereby request a transfer of funds from some other available balance sufficient to pay the said bill.

Yours respectfully,

BURT JAY HUMPHREY, County Judge, Queens County.

The following resolution was offered:

Resolved, That the sum of nineteen dollars and fifteen cents (\$19.15) be and the same is hereby transferred from the appropriation made to the Surrogate's Court, Queens County, 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 Supreme Court and County Court, Queens County, 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.

J. \$3,318.41 to accounts within the appropriation made to the Sheriff of Queens County for the year 1908.

OFFICE OF THE SHERIFF, QUEENS COUNTY,  
COUNTY COURT HOUSE,  
LONG ISLAND CITY, April 14, 1909.

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

GENTLEMEN—I most respectfully request the transfer of the sum of \$1,952.73 from the appropriation to this office for the year 1908, entitled Maintenance of Queens County Jail (No. 1283), \$1,952.73, the same being in excess of the amount required therefor, to the appropriation Sheriff's Services in Criminal and Court Matters, to this office for the year 1908, the same being insufficient.

Very truly yours,

HERBERT S. HARVEY, Sheriff, Queens County.

OFFICE OF THE SHERIFF, QUEENS COUNTY,  
COUNTY COURT HOUSE,  
LONG ISLAND CITY, April 14, 1909.

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

GENTLEMEN—I most respectfully request the transfer from some unexpended balance of a sum sufficient to meet a deficit in the several appropriations to this office for the year 1908, respectively:

Code No. 1284, Sheriff's Services in Criminal and Court Matters.....	\$450 80
Code No. 1287, Supplies and Contingencies.....	762 88
Code No. 1288, Telephone Rental.....	152 00

Total amount ..... \$1,365 68

—the same being insufficient to meet the various bills chargeable against said appropriations to this office for the year 1908.

Very truly yours,

HERBERT S. HARVEY, Sheriff of Queens County.

The following resolution was offered:

Resolved, That the sum of three thousand three hundred and eighteen dollars and forty-one cents (\$3,318.41) be and the same is hereby transferred from the appropriations made for the year 1908, entitled and as follows:

Queens County, Miscellaneous—

Advertising, Official Canvass and Election Notices.....	\$1,365 68
---	------------

Sheriff, Queens County—

Maintenance of Queens County Jail.....	1,952 73
--	----------

\$3,318 41

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

Sheriff's Services in Criminal and Court Matters.....	\$2,403 53
---	------------

Supplies and Contingencies.....	762 88
---------------------------------	--------

Telephone Rental .....	152 00
------------------------	--------

\$3,318 41

—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 communication from the Deputy Comptroller requesting the rescission of resolution adopted April 16, 1909, which authorized the transfer of \$274.66 from the account Salaries to the account Supplies and Contingencies, within the appropriation made to the Tenement House Department for the year 1908, for the reason that said transfer was authorized to be made at meeting of the Board held April 2, 1909:

DEPARTMENT OF FINANCE—CITY OF NEW YORK,  
BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS,  
April 22, 1909.

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

SIR—I respectfully request that the resolution attached hereto, making a transfer of \$274.66 in the Tenement House Department, which was passed at a meeting held April 16, 1909, upon a report from this Department, be rescinded, said matter having already been passed at a previous meeting without a report.

Yours respectfully,

J. H. McCOOEY, Deputy Comptroller.

April 6, 1909.

Hon. HERMAN A. METZ, Comptroller:

SIR—In the matter of a communication from the Commissioner of the Tenement House Department, under date of March 17, 1909, requesting that the sum of \$274.66 be transferred from the appropriation entitled Salaries, 1908, to appropriation entitled Supplies and Contingencies, 1908, referred by you to the Bureau of Municipal Investigation and Statistics for examination, I beg to report as follows:

The Budget appropriation for 1908 for Supplies and Contingencies was \$19,894. The expenditures and liabilities chargeable to that appropriation amount to \$20,168.66, leaving a deficit of \$274.66, made up of the following items:

Ratejack, repairing single carriage harness and new whip.....	\$5 25
Sanborn Map Company, for posting insurance maps, 1908.....	135 00
New York Telephone Company, services to December 31, 1908.....	39 44
W. E. Chapman, for cleaning windows.....	11 00
Thomas Glackin, balance due for care of horse and wagon.....	2 42
Evans & Thomas, removing partitions, etc., on fourth floor, and also in new room on third floor, arranged for Bureau of Records.....	81 55

Total..... \$274 66

The Commissioner stated to your Examiner that the foregoing items were absolutely necessary for the proper conducting of the business of the Tenement House Department, and asks that the sum of \$274.66 to pay these outstanding liabilities be provided for by a transfer from a surplus existing in the Salary appropriation.

In view of the foregoing facts, I would respectfully suggest that the Comptroller recommend to the Board of Estimate and Apportionment the approval of the request of the Commissioner of the Tenement House Department, and for that purpose a resolution is hereto attached.

Yours respectfully,

CHARLES S. HERVEY, Supervising Statistician and Examiner.

The following was offered:

Resolved, That the resolution adopted by the Board of Estimate and Apportionment April 16, 1909, which reads as follows:

“Resolved, That the sum of two hundred and seventy-four dollars and sixty-six cents (\$274.66) be and the same is hereby transferred from the appropriation made to the Tenement House Department for the year 1908 entitled Salaries, 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 Supplies and Contingencies, the amount of said appropriation being insufficient,”

—be and the same is hereby rescinded.

Which was adopted by the following vote:

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

The President, Borough of Richmond, moved that the following item which was on the calendar of April 16, 1909, be placed upon the calendar for the meeting of April 30, 1909, which motion was adopted:

Communication from the Comptroller, transmitting reports of the Bureau of Municipal Investigation and Statistics, Department of Finance, relative to the establishment of the following position and grades of positions:

## New Position—

	Incumbents.	Per. Annum.
Plan Examiner, in the Bureau of Buildings, Office of the President, Borough of Queens.....		\$1,050 00
Draughtsman, in the Bureau of Sewers, Office of the President, Borough of Queens.....	1	2,100 00
Engineer, in the Office of the President, Borough of Richmond .....	1	4,000 00
Inspector of Repairs and Supplies, in the Department of Finance .....	1	2,550 00

—recommending the fixing of the salaries of said positions as above set forth and requesting that the reports, signed by the Comptroller as a member of the Select Committee, be placed upon the calendar for the consideration of the Board.

(At various meetings requests for the establishment of the above grades of positions were referred to a Select Committee consisting of the Comptroller and President of the Board of Aldermen.)

The President, Board of Aldermen, moved that when the Board adjourns it adjourn to meet Friday, April 30, 1909, at 10:30 o'clock in the forenoon, which motion was adopted.

The Board adjourned to meet Friday, April 30, 1909, at 10:30 o'clock in the forenoon.

JOSEPH HAAG, Secretary.

## BOARD OF WATER SUPPLY.

## MINUTES OF THE MEETING OF THE BOARD OF WATER SUPPLY OF THE CITY OF NEW YORK HELD APRIL 6, 1909.

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

## MINUTES.

The minutes of March 23, 25, 30 and April 2, 1909, were read and approved.

## FINANCIAL MATTERS.

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

Voucher No	In Favor Of.	Amount.
CONTRACTS.		
24. John Schrader, assignee of John J. McLean (estimate 3, contract 6) .....		\$3,520 00
MISCELLANEOUS.		
Fifty Per Cent. Payment of Assessed Valuation, January 1, 1905, Northern Aqueduct Department, Section 5.		
633. Parcels Nos. 204 and 205—Huguenot National Bank of New Paltz, N. Y., to the credit of Henry L. Rymph and George Rymph, Expenses Incurred in Acquisition of Property.		250 00
634. Henry W. Wheeler.....		252 71
635. Philip P. Gardiner.....		250 64
636. Oliver B. Goldsmith.....		257 24
637. Edward F. Joyce, Jr.....		254 00
638. Everett Fowler.....		4,800 19
639. Everett Fowler.....		391 65
640. Michael J. Shanahan.....		43 17
PAYROLLS.		
69. Laborers, week ended March 24, 1909.....		1,762 49
70. Team hire, February, 1909.....		1,988 11
71. Miners, etc., week ended March 31, 1909.....		2,155 78
		\$15,925 98

## FINANCIAL STATEMENT.

The following weekly financial statement (4170) was read and filed:

Amount of Corporate Stock authorized to be issued, pursuant to chapter 724, Laws of 1905, in accordance with resolutions adopted by the Board of Estimate and Apportionment between June 16, 1905, and February 26, 1909.....	\$101,402,000 00
April 5. Premium on sale of \$7,232,500 Water Bonds.....	177,374 96
Miscellaneous revenue .....	2,499 76
	\$101,581,874 72
April 5. Vouchers registered from June 9, 1905, to April 5, 1909, inclusive—	
1 to 9403, general.....	\$6,787,687 21
1 to 24, contracts.....	1,113,399 37
1 to 610, open market orders.....	41,538 67
1 to 640, miscellaneous.....	390,103 95
1 to 71, payrolls.....	470,158 35
Registered contract liabilities.....	\$31,124,508 03
Estimated liabilities under special agreements.....	419,473 29
Liability for acquisition of property by condemnation proceedings and other expenses incidental thereto.....	900,925 32
Estimated liabilities on open market orders.....	48,355 58
All other liabilities, miscellaneous, etc.....	2,068 71
	32,495,330 93
April 6. Amount available .....	41,298,218 48

## CIVIL SERVICE MATTERS.

## Appointments.

Commissioner Bensel reported that on March 31, 1909, he had made the following appointments, pursuant to Civil Service Rule XII., paragraph 7, to take effect upon assignment to duty by the Chief Engineer:

Incumbents.	Per. Annum.	Miners.
	\$1,050 00	Earlie Jones, Croton-on-Hudson, N. Y., \$3 per day; file number, 4025.
1	2,100 00	Louie Smith, Storm King, N. Y., \$3 per day; file number, 4025.
1	4,000 00	John Peterson, Storm King, N. Y., \$3 per day; file number, 4025.
1	2,550 00	Leon Wright, Storm King, N. Y., \$3 per day; file number, 4025.

Commissioner Bensel reported that on April 2, 1909, he had made the following appointments, pursuant to Civil Service Rule XII., paragraph 7, to take effect upon assignment to duty by the Chief Engineer:

## Miners.

Milford Fleming, Cornwall-on-Hudson, N. Y., \$3 per day; file number, 4091.
Charles Brooks, Cornwall-on-Hudson, N. Y., \$3 per day; file number, 4091.

Commissioner Shaw reported that on March 31, 1909, he and Commissioner Chadwick made the following appointment, to take effect upon assignment to duty by the Secretary:

## Clerk.

James H. Hagan, No. 436 Metropolitan avenue, Brooklyn, N. Y., \$300 per annum; file number, 3894.
On recommendation of Commissioner Shaw the following appointments were made, to take effect upon assignment to duty by the Chief Engineer:

## Axemen.

Irving Popkin, care of S. Schulgasser, No. 1450 Madison avenue, \$840 per annum; Chief Engineer's number, 3219; file number, 4184.
William H. Rettie, No. 32 Glover avenue, Yonkers, \$840 per annum; Chief Engineer's number, 3219; file number, 4184.

Joseph R. Brennan, No. 140 Fenimore street, Brooklyn, \$840 per annum; Chief Engineer's number, 3219; file number, 4184.
Alfred E. Erler, No. 4431 Matilda avenue, Wakefield, The Bronx, \$840 per annum; Chief Engineer's number, 3219; file number, 4184.

Elmer E. Fuchs, No. 749 East One Hundred and Forty-first street, \$840 per annum; Chief Engineer's number, 3219; file number, 4184.
William C. Havecher, No. 40 Third street, Brooklyn, \$840 per annum; Chief Engineer's number, 3219; file number, 4184.

Jacob Hoekstra, No. 361 Woolsey avenue, Long Island City, \$840 per annum; Chief Engineer's number, 3219; file number, 4184.
James J. Martin, No. 450 West Fifty-fifth street, \$840 per annum; Chief Engineer's number, 3219; file number, 4184.

Henry E. North, No. 339 Seventy-fifth street, Brooklyn, \$840 per annum; Chief Engineer's number, 3219; file number, 4184.
Russell L. Bennett, No. 330½ West Fifty-sixth street, \$840 per annum; Chief Engineer's number, 3219; file number, 4184.

## Assistant Engineers.

Henry E. Tatro, No. 25 Barry street, Dorchester, Mass., \$1,350 per annum; Chief Engineer's number, 3218; file number, 4183.
Herbert J. Ord, No. 333 Warburton avenue, Yonkers, \$1,350 per annum; Chief Engineer's number, 3218; file number, 4183.

Gilbert L. Nicoll, No. 600 West One Hundred and Fourteenth street, \$1,350 per annum; Chief Engineer's number, 3218; file number, 4183.
David W. Lillis, Jr., Nos. 503 and 505 West One Hundred and Sixty-fourth street, \$1,350 per annum; Chief Engineer's number, 3218; file number, 4183.

James F. Hitch, P. O. Box 211, Jamaica, Long Island, \$1,350 per annum; Chief Engineer's number, 3218; file number, 4183.
Howard P. Barnes, No. 63 Fisher avenue, White Plains, N. Y., \$1,350 per annum; Chief Engineer's number, 3218; file number, 4183.

Leon G. Cutler, No. 455 North Willow street, Waterbury, Conn., \$1,350 per annum; Chief Engineer's number, 3218; file number, 4183.
Charles J. O'Donnell, No. 333 Saratoga street, East Boston, Mass., \$1,350 per annum; Chief Engineer's number, 3218; file number, 4183.

Don H. Nicholson, No. 20 Gay Head, Boston, Mass., \$1,350 per annum; Chief Engineer's number, 3218; file number, 4183.
Warner King, No. 244 Willoughby avenue, Brooklyn, \$1,350 per annum; Chief Engineer's number, 3218; file number, 4183.

Max W. Wolff, No. 242 Hamilton street, Albany, \$1,350 per annum; Chief Engineer's number, 3218; file number, 4183.
Ralph S. Edmondson, South Pennsylvania avenue, Atlantic City, N. J., \$1,350 per annum; Chief Engineer's number, 3218; file number, 4183.

Typewriting Copyist (male), at \$750 per annum, for assignment at Cornwall-on-Hudson.

A communication was received from the Municipal Civil Service Commission, dated March 31, 1909 (4024), certifying the name of Bertha Heilbrunn for appointment to the position of Stenographer and Typewriter at \$1,200 per annum.

A communication was received from the Municipal Civil Service Commission, dated March 31, 1909 (4027), certifying the name of James Grimes for appointment to the position of Laborer, at \$2 per day, for assignment to duty in Orange County.

On recommendation of Commissioner Shaw, the Secretary was directed to request the Municipal Civil Service Commission to certify an eligible list from which to appoint three Patrolmen-on-Aqueduct, at \$75 per month (4233).

On recommendation of Commissioner Shaw, and pursuant to Chief Engineer's communication 3220, April 5, 1909 (4234), the appointment of A. S. Nye, Jr., to the position of Assistant Engineer, at \$2,000 per annum, made March 30, 1909, was rescinded, Nye having accepted an appointment in another Department at a higher salary (4190).

On recommendation of Commissioner Shaw, and pursuant to Chief Engineer's communication 3221, April 5, 1909 (4235), the minutes of March 9, 1909, were amended as follows:

Dennis F. Lynch, Typewriting Copyist, name to read Dennis T. Lynch.

The Secretary reported that on March 31, 1909, he had written the Municipal Civil Service Commission (3801), requesting approval of the transfer from the Tenement House Department of John J. Reilly, Clerk, second grade.

A communication was received from the Municipal Civil Service Commission, dated March 31, 1909 (3888), denying the request for restoration to the eligible list of Axeman of Philip H. Muehlenthal, on the ground that too long a period of time has elapsed since Muehlenthal declined appointment.

A communication was received from the Municipal Civil Service Commission, dated April 2, 1909 (4102), approving the following appointments:

Graydon R. Baker, Clerk; Patrick Gilmartin, Mining Hoist Runner; Alfred Taylor, Mining Blacksmith's Helper; Salvatore Tracia, Mining Blacksmith's Helper; Michael Crowley, Mining Blacksmith's Helper; Edward C. Harwood, Mining Fireman; John Callahan, Mining Fireman; William Kelly, Mining Fireman; John J. Ward, Mining Pipe Fitter; Thomas Finan, Mining Pipe Fitter; Joseph L. Tonley, Mining Compressor; Maurice Cotter, Mining Blacksmith; John Lynch, Mining Carpenter.

#### Leaves of Absence.

On recommendation of Commissioner Shaw, the following leaves of absence, without pay, were granted:

Robert S. Fowler, Rodman, from March 17 to April 16, inclusive; file number, 4236.

George W. Sebolt, Jr., Patrolman, April 12, 13, 14; file number, 4237.

James J. Brady, Patrolman, April 2, 3, 4, 5, 6; file number, 4238.

George W. J. Heron, Patrolman, April 1, 2, 3, 4, 5, 6; file number, 4239.

Bruno J. Feldman, Assistant Engineer, March 18, 19, 20; file number, 4240.

On recommendation of Commissioner Shaw, the following leaves of absence, with pay, were granted:

Otto A. Feth, Assistant Foreman, from April 6 to May 5, inclusive; file number, 4241.

George G. Scudder, Assistant Engineer, Designer, March 19, 20, 25, 26, 27, 28; file number, 4242.

John Peterson, Assistant Engineer, from March 22 to 31, inclusive; file number, 4243.

William A. Wilson, Photographer, March 24, 25, 26; Chief Engineer's number, 3227; file number, 4244.

Edward J. O'Brien, Topographical Draughtsman, March 25, 26; Chief Engineer's number, 3227; file number, 4244.

Galen Richmond, Clerk, March 26; Chief Engineer's number, 3227; file number, 4244.

Allen E. Shannan, Assistant Engineer, March 26, 27, 29; Chief Engineer's number, 3227; file number, 4244.

A. A. Sproul, Division Engineer, March 27, 29, 30; Chief Engineer's number, 3227; file number, 4244.

Frank M. Sherman, Topographical Draughtsman, March 29; Chief Engineer's number, 3227; file number, 4244.

Jacob M. Grabkowitz, Assistant Engineer, March 29, 30; Chief Engineer's number, 3227; file number, 4244.

William S. Korwan, Rodman, March 30; Chief Engineer's number, 3227; file number, 4244.

Lillian C. Hannan, Stenographer and Typewriter, March 30; Chief Engineer's number, 3227; file number, 4244.

Melvin D. Casler, Assistant Engineer, Designer, April 3, 5, 6; Chief Engineer's number, 3227; file number, 4244.

#### Separations.

William H. Wetzler, Assistant Engineer, April 2, resigned.

Elsie R. Hirst, Stenographer and Typewriter, March 31, services dispensed with, completion of work; Chief Engineer's number, 3217; file number, 4245.

John W. Linney, Laborer, March 31, services dispensed with, completion of work; Chief Engineer's number, 3217; file number, 4245.

Leo Muller, Laborer, March 31, services dispensed with, completion of work; Chief Engineer's number, 3217; file number, 4245.

William V. Visusil, Laborer, March 31, services dispensed with, completion of work; Chief Engineer's number, 3217; file number, 4245.

Henry Peifer, Laborer, March 31, services dispensed with, completion of work; Chief Engineer's number, 3217; file number, 4245.

Charles Ruppell, Laborer, March 31, services dispensed with, completion of work; Chief Engineer's number, 3217; file number, 4245.

Charles E. Burns, Laborer, March 31, services dispensed with, completion of work; Chief Engineer's number, 3217; file number, 4245.

Alfred Linney, Clerk, March 31, services dispensed with, completion of work; Chief Engineer's number, 3217; file number, 4245.

Philip Ott, Clerk, March 31, services dispensed with, completion of work; Chief Engineer's number, 3217; file number, 4245.

Edward Farrell, Mining Carpenter, March 26, resigned; file number, 4246.

Opinion 540, April 5, 1909 (4149), advised that this Board has the right to lay off Thomas Fearn, Foreman, for lack of work. On motion, the services of said Fearn were dispensed with, to take effect at the close of the day's work April 7, 1909, on account of lack of work.

A communication was received from the Municipal Civil Service Commission, dated April 1, 1909, approving the transfer from this Board to the Department of Water Supply, Gas and Electricity of John Moloney, Topographical Draughtsman (4063).

A communication was received from the Municipal Civil Service Commission, dated April 1, 1909 (4064), approving the transfer to the Department of Water Supply, Gas and Electricity of James J. Mullany, Stenographer and Typewriter.

A communication was received from the Municipal Civil Service Commission, dated April 1, 1909, approving the transfer to the Department of Water Supply, Gas and Electricity of Warner King, Topographical Draughtsman (4065).

#### OTHER MATTERS.

##### Agreement 24.

The Secretary reported that on April 2, 1909, he wrote the Comptroller (4086) that this agreement was canceled March 13, 1907, and no allowance was made to the contractor, Roy S. Barker, for the work done under the agreement.

##### Agreement 74.

The Secretary reported that on April 5, 1909, he had forwarded to the Corporation Counsel (4088) for approval as to form three pamphlets of this agreement, pursuant to the recommendation of the Chief Engineer in his communication 3192, April 2, 1909.

##### Contract 6.

The Secretary reported that on March 30, 1909, he wrote the Comptroller (3974) notifying the Comptroller of the extension of time to March 3, 1909, for the completion of work under this contract, and forwarded consent of the surety.

##### Contract 7.

Opinion 532, March 30, 1909, returned approved as to form printed pamphlets and advertisements of this contract (3997).

##### Contract 11.

Opinion 531, March 30, 1909 (3996), returned approved as to form three pamphlets of agreement of modification.

The Secretary reported that on March 31, 1909, he notified the contractor (4025) that this agreement was ready for execution.

##### Contract 12.

Chief Engineer's communication 3208, March 30, 1909 (3995), transmitted reports of the following accidents to employees of the contractor:

March 16, 1909, Walter Rodocaj, Mucker; William Lowe, Mucker; Alexander Frazer, Mucker; Gus Lundberg, Shift Boss.

On motion, the Secretary was directed to forward said reports to the State Department of Labor.

##### Contract 16.

The Secretary reported that on March 31, 1909, he forwarded to the unsuccessful bidders releases of their deposits (4000 to 4009, inclusive, 4011), and that a communication was received from Shnable & Quinn, dated March 30, 1909 (4040), asking that the release of their deposit be held until called for. Said release had been forwarded before the receipt of this communication.

The release of the deposit of the Elmore & Hamilton Contracting Company was delivered to the National Park Bank April 5, 1909, at the request of the Albany Trust Company, to which said deposit was assigned (3897).

##### Contracts 17 and 18.

Assistant Secretary Evans read the advertisement, which was duly published in the CITY RECORD, "New York Press," "New York Herald," "Engineering News" and "Engineering Record," stating that bids for the construction of the work under these contracts (portions of the Newburgh Division of the Catskill Aqueduct) would be publicly opened and read at the office of this Board, room 910, on the ninth floor of No. 299 Broadway, New York City, on Tuesday, April 6, 1909, at 11 a. m.

This advertisement was as follows:

##### 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, April 6, 1909, for—

Contract 17—For the construction of about 14,100 linear feet of plain concrete conduit known as cut-and-cover aqueduct; and

Contract 18—For the construction of about 15,600 linear feet of plain concrete conduit known as cut-and-cover aqueduct.

The aqueduct will be 17 feet high by 17½ feet wide inside. The work is located in the towns of Shawangunk, Ulster County, and Montgomery, Orange County, about eight miles northwest of Newburgh, N. Y.

Bids or proposals are invited for either or both contracts separately, and for both contracts combined. Any bidder may make a bid for either contract or for both contracts combined. A separate form of proposal will be furnished for the purpose of a combined bid.

An approximate statement of the quantities of the various classes of work and further information are 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 may reject any or all bids.

Two or more bonds, the aggregate amount of which shall be two hundred and sixty thousand dollars (\$260,000) under each contract, will be required for the faithful performance of the contract. Each bond must be signed by the contractor and the sureties. The name and address of each surety offered must be stated in the bid or proposal, together with the amount in which each surety will qualify. The sureties and the amount in which each will qualify must be satisfactory to the Board.

No 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 twenty-five thousand dollars (\$25,000) for each contract. Only one check for each contract will be required, whether bids are submitted for the contracts separately or combined. Time allowed for the completion of work under each contract is 42 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 ten dollars (\$10) in currency or check drawn to the order of the Board of Water Supply for each pamphlet, or twenty dollars (\$20) for each set. This deposit will be refunded upon the return of the pamphlets in acceptable condition within thirty days from the date on which bids are to be opened.

JOHN A. BENSEL, President;

CHARLES N. CHADWICK,

CHARLES A. SHAW,

Commissioners of the Board of Water Supply.

J. Waldo Smith, Chief Engineer.

Thomas Hassett, Secretary.

Assistant Secretary Evans also presented affidavit of the publication of said advertisement in the CITY RECORD.

The box containing the bids was opened, and it was announced that seventeen bids for said work had been received, each accompanied by a certified or cashier's check for \$25,000, from the following persons and concerns:

##### Contract 17.

Shnable & Quinn, No. 1037 Stock Exchange Building, Chicago, Ill.

Dravo Contracting Company, No. 814 Lewis Block, Pittsburg, Pa.

Clement-King Company (Incorporated), No. 411 Land Title Building, Philadelphia, Pa.

Acme Engineering and Contracting Company, No. 100 Broadway, New York City.

Robert C. Storrie & Co., No. 31 Nassau street, New York City.

North-Eastern Construction Company, No. 225 Fifth avenue, New York City.

Henry P. Burgard Company, No. 275 Lathrop street, Buffalo, N. Y.

##### Contract 18.

Richard E. Heningham, No. 1 Madison avenue, New York City.

Acme Engineering and Contracting Company, No. 100 Broadway, New York City.

Clement-King Company (Incorporated), No. 411 Land Title Building, Philadelphia, Pa.

Robert C. Storrie & Co., No. 31 Nassau street, New York City.

Dravo Contracting Company, No. 814 Lewis Block, Pittsburg, Pa.

Henry P. Burgard Company, No. 275 Lathrop street, Buffalo, N. Y.

##### Contracts 17 and 18.

American Pipe and Construction Company, No. 112 North Broad street, Philadelphia, Pa.

Acme Engineering and Contracting Company, No. 100 Broadway, New York City.

Millard & McDermott, No. 1116 Pennsylvania Building, Philadelphia, Pa.

Rodgers & Hagerty, No. 121 West One Hundred and Twenty-fifth street, New York City.

The prices contained in said bids were then read.

The following resolution was adopted:

Resolved, That Commissioner Shaw and the Secretary are instructed to have the bids received April 6, 1909, for Contracts 17 and 18 (portions of the Newburgh Division of the Catskill Aqueduct), calculated and tabulated, and to submit their report at the next meeting of the Board for consideration and canvassing by the Board, and that the bids and checks of the bidders are referred to Commissioner Shaw for examination and report to the Board as to the formality of the same and the sufficiency of the sureties proposed by the bidders.

#### Contract 20.

The Secretary reported that on April 1, 1909, he transmitted to the Corporation Counsel for approval as to form (3758), first galley proof of this contract.

#### Contract 22.

A communication was received from Patterson & Co., stating that they intend to open a local office at Cold Spring, and communications addressed to them at Cold Spring will reach them (3962).

A communication was received from Hon. J. Bennett Southard, County Judge of Putnam County, dated April 2, 1909 (4100), notifying this Board that the owners of the property through which this contract will run, will not allow possession to be taken without full compliance with the statutes, and requiring this Board to see to it that no operations are carried on or possession taken of any of this land without the payment provided by law. On motion, the Secretary was directed to write the Corporation Counsel requesting that steps be taken immediately to procure possession of parcels 306, 307, 308 and 309, Northern Aqueduct, Section 6.

#### Contract 23.

The Secretary reported that on March 30, 1909, the duplicate original of this contract was forwarded to the Glyndon Contracting Company (3973), and release of the deposit of said contractor (3966), and that on the same date the triplicate original was sent to the Comptroller (3972), and notice to commence work was given to the contractor (3971), and the Chief Engineer was duly notified (3970). Receipt of the notice to commence work was acknowledged by the contractor under date of March 31, 1909.

#### Contract 24.

The Secretary reported that on April 3, 1909, the unsuccessful bidders for this contract were notified of the award of the same, and releases of their deposits were sent to them (4019 to 4023, inclusive).

#### Contract 25.

Communications were received from Charles W. Blakeslee & Sons, dated March 30, 1909 (3987), Edward Gagel, Chief Engineer of the New York, New Haven & Hartford Railroad Company, dated March 31, 1909 (4039), Hon. Edward M. Bassett, Commissioner of the Public Service Commission, dated March 30, 1909 (4044), Empire State Surety Company, dated April 1, 1909 (4084), and Herbert C. Keith, dated April 5, 1909 (4168), all relating to the ability and resources of Charles W. Blakeslee & Sons, the lowest bidders for this contract.

A report was received from Commissioner Shaw and the Secretary as to the bids received March 30, 1909, said report being dated April 5, 1909 (3975).

#### Contract 39.

Chief Engineer's communication 3142, April 5, 1909 (4174), transmitted page proof of this contract for furnishing and installing two pumps, two boilers and accessories at the Jerome Park Pumping Station. On motion, the Secretary was directed to forward said page proof to the Corporation Counsel for approval as to form.

#### Contract 47.

The Secretary reported that on April 1, 1909, he sent to the Degnon Contracting Company duplicate original of this contract (4054), and release of deposit (4055), and to the Comptroller triplicate original of the contract (4056), and that on the same date notice to commence work was given to the contractor (4053), and the Chief Engineer was duly notified (4052).

#### Contract "C."

The Secretary reported that on April 1, 1909, the duplicate original of this contract was sent to Fiss, Doerr & Carroll Horse Company, the contractor, and release of the deposit of said company (4051), that the triplicate original of the contract was sent to the Comptroller (4050), and that on the same date notice to commence deliveries (4058) was served upon the contractor, and the Chief of Patrolmen was duly notified (4059).

#### Contract "D."

The Secretary reported that on March 30, 1909, he sent to the Comptroller (3967), blank form of this contract and copy of the advertisement.

#### Contract "G."

The Secretary reported that on March 30, 1909, he sent to the Comptroller (3968), and to the Auditor of the Division of Inspection, Department of Finance (3969), blank form of this contract and copy of advertisement.

#### Contract "H."

Opinion 533, March 30, 1909 (3998), returned approved as to form, manuscript of this contract.

Chief Engineer's communication 3215, April 2, 1909 (4095), transmitted three pamphlets of this contract and forms of advertisements. The same were sent to the Corporation Counsel April 2, 1909, for approval as to form, and were returned so approved. On the same date advertisement of this contract was sent to the CITY RECORD (4097), "New York Sun" (4098), "New York Journal of Commerce" (4099), for publication, bids to be opened April 21, 1909, at 11 a. m.

#### Hudson River Crossing.

In reference to the bill of the Town of Phillipstown, \$39.90, for taxes upon the plant formerly used by the Cranford Company (3952), Commissioner Shaw reported that the same had been referred to Commissioner Chadwick for investigation and report.

#### Leases.

The Secretary reported that by order of Commissioner Shaw and pursuant to the recommendation of the Chief Engineer in his communication (3207), March 30, 1909 (3999), he wrote Charles D. Smith on March 30, 1909, notifying him that on May 6, 1909, this Board would vacate the premises now leased from him at Freeport, Long Island.

The Secretary reported that on March 31, 1909, he sent to the Corporation Counsel for approval as to form (4046), lease in triplicate with Frank M. Campbell of his house on Cleveland street, Valhalla, N. Y.

The Secretary reported that by order of Commissioner Shaw he wrote Jacob M. Hasbrouck on March 29, 1909 (3954), notifying him that on April 30, 1909, this Board would vacate the offices in the Hasbrouck Building, New Paltz. A reply was received from Jacob M. Hasbrouck, dated April 1, 1909, acknowledging receipt of this notice and asking whether the Board would like the premises for an office for Patrolmen. On motion, the Secretary was directed to write Mr. Hasbrouck that at the present time these premises would hardly be suitable on account of the changes necessary to provide for feeding the force.

Opinion 539, April 5, 1909 (1459), returned approved as to form lease in triplicate with Josiah H. Clark of his property at the foot of Breakneck Mountain at the Hudson River crossing.

The Secretary reported that on April 5, 1909, he forwarded to the Corporation Counsel for approval as to form (3843), lease in triplicate with Elting Harp, of his property on the south side of Main street, New Paltz.

On motion of Commissioner Shaw, the following resolution was adopted (4225, 4281):

Resolved, That the Secretary be and is hereby directed to submit to the Corporation Counsel for approval as to form, and when so approved to execute a lease to the Board of Water Supply of The City of New York from Fillmore Wood of the

2-story and attic frame building, 20 feet by 30 feet, situated on the south side of the Kripple Bush road, about three-quarters of a mile west of the Village of Stone Ridge, about 2½ miles southeast of the Village of Atwood, in the Town of Marbletown, Ulster County, New York, together with about one acre of land adjoining said building and the stable and other improvements on said property, for a term of one year from the 22d day of April, 1909, at a rental of \$300 per annum, payable quarterly, at end of quarter, with the privilege of renewal for an additional year on the same terms; said Wood to fit up said stable for six stalls, 5 feet by 9 feet each, and two stalls, 7 feet by 9 feet each, facing two walls, stable to be sealed up to the eaves with two-ply sheathing and made waterproof, new roof to be put on stable and one-half the floor to be filled with gravel to a level, hay loft and oat bin with chute leading to stall floor, to be fitted up over stalls; four stalls to be fitted with iron mangers and four with wood mangers, one door to be sealed up, granary to be used as a saddle room, to be fixed with new roof, toilet to have new roof and be put in good order, walls in house to be repaired, and one door to be sealed up, roof of workhouse to be repaired, all to the satisfaction of the Chief of Patrolmen of the Board of Water Supply Police, said property and buildings to be used as quarters for said Police.

#### Legislation.

The Secretary reported that on April 2, 1909, he wrote Hon. Edward J. McGoldrick, Assistant Corporation Counsel (4096) in reference to Senate Bill, Introductory No. 771, Printed No. 874, proposing to amend subdivision 3 of section 4 of chapter 62, Laws of 1899, by adding thereto a provision that lands taken for water supply purposes shall be assessed for taxation without increase for improvements.

The Secretary reported that on April 2, 1909, he wrote the City Club of The City of New York (4094), in reference to Senate Bill, Introductory No. 538, Printed No. 593, proposing to amend section 34 of chapter 724, Laws of 1905, so as to enable this Board to procure work to be done without contract, in case of emergency, to the limit of \$50,000.

#### Real Estate, Southern Aqueduct, Section 13.

The Secretary reported that on March 27, 1909, he sent to the Corporation Counsel (3959), farm maps showing the relation of Parcels Nos. 945, 947, 951, 953, 950, 936, 938, 942, 944, 946, 948, 949 to the farms of which they were originally a part.

#### Real Estate, Ashokan Reservoir, Section 12.

A notice was received from James Hill (4124), of claim or lien for support and maintenance on Parcel No. 544. On motion, this was referred to Commissioner Chadwick for report, and the Secretary was directed to notify the Auditor of the receipt of the same.

#### Real Estate, Ashokan Reservoir, Sections 15, 16, 17, 18.

The Secretary reported that on March 30, 1909, he forwarded to the Corporation Counsel (3958), the descriptions of the parcels to be used in the advertisements of the applications for the appointment of commissioners of appraisal.

#### Real Estate, Buildings.

A communication was received from Archbishop Farley, dated April 1, 1909 (4138), requesting the use for the mission at Browns Station of the three portable buildings owned by this Board. The Secretary reported that this was referred to Commissioner Chadwick April 5, 1909.

Chief Engineer's communication 3213, April 2, 1909 (4154), requested authority to permit the employees of the Board to continue to occupy the buildings on Parcels Nos. 26, 70, 85, 147, 163, 202, 183, 189b, 189c, 328, 424, Ashokan Reservoir, and requested that the buildings on Parcels Nos. 321, 341, 344, 347, 348, 353, 359, 401, 404, 407, 411, 419, 420, Ashokan Reservoir, be reserved for the use of the Board's employees as soon as possession is acquired.

Chief Engineer's communication 3214, April 2, 1909 (4156), reported that the buildings on Parcels Nos. 18, 54, 65, 191, 117, 121, Ashokan Reservoir, are being used or held for use as field offices for the work of the Board.

Chief Engineer's communication 3226, April 5, 1909 (4173), requested authority to take possession of the buildings on Parcel No. 284, Section 7, Ashokan Reservoir, and, on motion, said request was granted (see 3253).

A report was received from Commissioner Shaw, dated April 5, 1909 (4189), stating that the letter of the Comptroller, dated December 26, 1908 (1629), asking information as to the disposition of buildings, had been referred to Commissioner Chadwick.

#### Real Estate, Easements.

Chief Engineer's communication 3225, April 5, 1909 (4172), recommended that the Corporation Counsel be requested to advise this Board of all stipulations affecting the City's use or ownership of property taken, which are entered into between counsel during the trial of cases before the Commissioners of Appraisal, and, on motion, the Secretary was directed to write the Corporation Counsel, making such request.

#### Real Estate, Expense of Acquisition.

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

#### Ashokan Reservoir, Section 1—

State Law Reporters, stenographers.....	\$84 70
State Law Reporters, stenographers.....	179 30
State Law Reporters, stenographers.....	223 30
Kraft & Co., printing.....	62 00
Peter Elbert Nostrand, expert.....	548 96
"New York Herald," advertising.....	338 80

#### Ashokan Reservoir, Section 2—

Kraft & Co., printing.....	26 00
State Law Reporters, stenographers.....	19 80

#### Ashokan Reservoir, Section 3—

"Pine Hill Optic," advertising.....	36 92
State Law Reporters, stenographers.....	67 10
Kraft & Co., printing.....	96 00

#### Ashokan Reservoir, Sections 3, 4, 5—

Gerald Fitzgerald, deputy clerk.....	125 00
--------------------------------------	--------

#### Ashokan Reservoir, Section 4—

State Law Reporters, stenographers.....	59 40
---	-------

#### Ashokan Reservoir, Section 5—

Kingston Argus Company, advertising.....	11 25
Kraft & Co., printing.....	88 00
The Leader Company, advertising.....	28 00

#### Ashokan Reservoir, Section 6—

Kraft & Co., printing.....	12 00
----------------------------	-------

#### Ashokan Reservoir, Section 8—

Kraft & Co., printing.....	56 00
The Leader Company, printing.....	208 65

#### Ashokan Reservoir, Section 9—

"Kingston Daily Express," advertising.....	31 72
Kraft & Co., printing.....	56 00
The Leader Company, advertising.....	26 80
The Leader Company, printing.....	313 95

## &lt;h4

Ashokan Reservoir, Highways—	
Kingston Argus Company, advertising.....	498 75
The Leader Company, advertising.....	1,015 00
"New York Times," advertising.....	20,175 60
"Tammany Times," advertising.....	3,824 80
Ashokan Reservoir, Highways:	
Ashokan Reservoir, Sections 10, 11, 12, 13, 14—	
Everett Fowler, special counsel.....	4,800 19
Northern Aqueduct, Section 1—	
New York Herald Company, advertising.....	413 60
Northern Aqueduct, Section 3—	
State Law Reporters, stenographers.....	59 40
State Law Reporters, stenographers.....	71 50
Northern Aqueduct, Section 5—	
Abram S. Denton, expert.....	120 00
George E. Johnston, expert.....	100 00
State Law Reporters, stenographers.....	217 80
State Law Reporters, stenographers.....	281 60
Northern Aqueduct, Sections 6 and 7—	
Everett Fowler, special counsel.....	391 65
Hill View, Section 2—	
State Law Reporters, stenographers.....	79 20
State Law Reporters, stenographers.....	228 80
Kensico, Section 7—	
A. Francis Lenz, stenographer.....	114 67
Kensico, Section 10—	
Michael J. Shanahan, clerk.....	43 17
Kensico, Section 11—	
Julian E. Ingle, Jr., printing.....	283 00
Kensico, Section 12—	
Julian E. Ingle, Jr., printing.....	103 00
A. Francis Lenz, stenographer.....	19 51
A. Francis Lenz, stenographer.....	38 25
All Proceedings Pending March 31, 1909—	
Philip B. Gardiner, special counsel.....	250 64
Oliver P. Goldsmith, special counsel.....	257 24
Edward F. Joyce, Jr., special counsel.....	254 00
Henry W. Wheeler, special counsel.....	252 71

## Real Estate, Fences.

Chief Engineer's communication 3212, April 2, 1909 (4171), recommended that a resolution be adopted, stating the intention of the Board not to fence the City's property over tunnels or siphons, except at shaft sites, and that as to other portions of the aqueduct line a resolution be adopted as to fences and gates in the same form as that adopted October 16, 1907, in reference to Sections 1 and 2, Northern Aqueduct. On motion, this matter was referred to Commissioner Chadwick.

## Real Estate, Possession.

Opinion 538, April 2, 1909 (4087), stated that orders for the deposit of one-half the assessed valuations of Parcels 230, 244 and 258, Section 5, Northern Aqueduct, had already been transmitted to this Board.

## Real Estate, Title Documents.

Opinion 534, April 1, 1909 (4080), transmitted documents relating to the titles to Parcels 67 and 77, Northern Aqueduct, Section 2.

Opinion 535, April 1, 1909 (4081), transmitted documents relating to the titles to Parcels 70, 83, 92, 80, 81 and 82, in the same section.

Opinion 536, April 1, 1909 (4082), transmitted documents relating to the titles to Parcels 58, 60, 62, 63, 79, 53, 54, 58-a, 68, 69, 73, 88, 89 and 90, in the same section.

Opinion 537, April 1, 1909 (4083), transmitted documents relating to the titles to Parcels 51, 52, 67, 71, 86, 87, 74 and 75, in the same section.

On motion, the Secretary was directed to file said documents with the Examiner of Real Estate and Damages. The Secretary reported that on April 5, 1909, receipt of said documents was acknowledged.

## Reports.

Weekly report of the Chief Engineer, 186, March 29, 1909 (4155), was filed.

## Supplies.

A bill was received from Martin B. Brown Company (3442) for \$991.50, for thirty-five copies of the minutes of the Board for 1908. This was sent to Commissioner Shaw March 30, 1909. On motion of Commissioner Shaw, voucher for the payment of said bill was ordered to be prepared and forwarded to the Comptroller.

THOS. HASSETT, Secretary.

## DEPARTMENT OF CORRECTION.

## REPORT OF TRANSACTIONS, APRIL 5 TO 11, 1909.

## Communications Received.

From the Comptroller—Acknowledging letter of April 5, 1909, containing statement of appropriation and bond fund balances, as of April 1, 1909. Statement shows only balances of 1908, whereas there are balances dating back to 1903. If there are no outstanding liabilities against these funds, the Comptroller asks for authority to turn them over to the General Fund. There are no outstanding liabilities.

From the Comptroller—Stating that "There is no record in the Department of Finance of the authority for the existence of the grades of positions in the Department of Correction, indicated upon the memorandum attached thereto," and asking for dates of authorization by Board of Estimate and Apportionment and Board of Aldermen of such grades, or if established by law, the statute authorizing same. Information as follows, transmitted to the Comptroller:

Inspector, at \$2,500 per annum. Fixed by Board of Estimate and Apportionment, March 20, 1908. Amended by Board of Estimate and Apportionment, March 18, 1909. Awaiting action of Board of Aldermen.

Engineer (Marine), at \$1,500 and \$1,350. Fixed June 1, 1905 under Prevailing Rate of Wages Law.

Warden, at \$2,500. Fixed by Board of Estimate and Apportionment, May 1, 1902.

Warden, at \$2,000. Fixed by Board of Estimate and Apportionment March 20, 1908.

General Foreman, at \$2,190. Fixed June 1, 1907, at \$6 per diem, under labor schedule.

Foreman Baker, at \$1,040. Fixed by Board of Estimate and Apportionment March 19, 1909. Awaiting action of Board of Aldermen.

Driver, at \$1,000. Fixed by Board of Estimate and Apportionment March 19, 1909. Awaiting action of Board of Aldermen.

From the Comptroller—Stating that as Budget for 1909 makes no provision for increase of \$200 per annum in rent of No. 148 East Twentieth street, application must be made to the Board of Aldermen for an issue of Special Revenue Bonds to the amount of \$150, to meet increase in rental, from April 1 to December 31, 1909. Request the Board of Aldermen to authorize issue of Special Revenue Bonds for \$150 to meet this increase in rent.

From the Comptroller—Receipts for security deposits, accompanying proposals for groceries opened December 17, 1908; dry goods, opened December 24, 1908. On file with General Bookkeeper and Auditor.

From the Comptroller—Receipt for security deposits accompanying proposals for miscellaneous supplies, opened April 8, 1909. On file with General Bookkeeper and Auditor.

From the Police Department—Commissioner asks for "number of prisoners in the City Prison, workhouse and penitentiary, on April 1, 1909; and how these numbers compare with largest numbers in these institutions, at any preceding time." Secretary to furnish desired information. Statistics forwarded.

From the Tenement House Department—Making formal request for use of rubber-tired wagon, for Tenement House Department in Brooklyn. To be loaned temporarily. Mr. Burke to deliver carriage to Thomas Glackin, No. 108 Lawrence street, Brooklyn.

From the Civil Service Commission—Stating that Dr. Harry M. Griffith had successfully passed examination for temporary appointment, as Resident Physician, at the branch workhouse, Rikers Island. To be reappointed, temporarily.

From State Commissioner of Prisons—Secretary transmits report of Commissioner Solomon on visit to City Prison, Brooklyn. On file.

From New York Telephone Company—Asking permission to restore to proper standard, certain telephone poles on Blackwells Island. Work to be carefully done, and any damage caused to be repaired by the company; one additional pole also to be erected. Permission granted, so far as the Department can legally do so, with the understanding that the poles shall not obstruct, in any way, the business of the Department. Locations to be designated by the Wardens. Copy of letter sent to Warden of penitentiary and of workhouse.

From Heads of Institutions—Reporting that meats, fish, bread, milk, etc., for week ending April 3, 1909, agreed with the specifications of the contracts. On file.

From Heads of Institutions—Reports, census, labor, hospital cases, punishments, etc., for week ending April 3, 1909. On file.

From City Prison, Manhattan—Report of fines received during week ending April 3, 1909:

From Court of Special Sessions.....	\$50 00
From City Magistrates' Court.....	102 00
<b>Total.....</b>	<b>\$152 00</b>

On file.

From District Prisons—Report of fines received during week ending April 3, 1909: From City Magistrates' Courts, \$536. On file.

From Storehouse, Blackwells Island—General Storekeeper transmits estimate of old material to be accumulated during the year 1909. Auditor to prepare list, and advertise.

From Storehouse, Blackwells Island—Reporting failure of W. Rudnick to remove 200 pounds tea lead and 800 pounds old rope, purchased by him at sale on August 5, 1908. Purchaser has been twice notified to remove lead and rope. General Storekeeper recommends that deposit be declared forfeited. Deposit of \$10 forfeited. Goods to be advertised and resold.

From Penitentiary, Blackwells Island—List of prisoners received at penitentiary during week ending April 3, 1909; men, 67; women, 1. On file.

From Workhouse, Blackwells Island—Report of fines paid at the workhouse during week ending April 3, 1909, amounting to \$151. On file.

From Workhouse, Blackwells Island—Deaths at the workhouse.

On April 3, 1909, David Campbell, aged 17 years. Friends notified.

On April 8, 1909, of Charles Parker, aged 64 years. Friends unknown. On file.

From Harts Island—Head Keeper in charge reports dock in very bad condition, and should be rebuilt and extended. This is especially important on account of the extensive building operations soon to be begun on that island. Send copy of letter to the Department of Docks and Ferries, asking that repairs be made and new pier built.

From City Prison, Brooklyn—Report of fines received during week ending April 3, 1909:

From County Courts.....	\$275 00
From Court of Special Sessions.....	25 00
From City Magistrates' Courts.....	26 00
<b>Total.....</b>	<b>\$326 00</b>

On file.

From City Prison, Brooklyn—Fire hydrant rendered useless to prison, it being outside of fence recently erected. Copy of Warden's report sent to Department of Water Supply, Gas and Electricity, with request to have a fire hydrant placed in prison yard.

From City Prison, Brooklyn—Report of Department Inspector that the electric light, suspended from a pole, is a serious inconvenience when prison vans are driven into new Willoughby street entrance. Inspector suggests that a hanging bracket be placed at northeast corner of kitchen building, and that this arc lamp be placed there. Request the Department of Water Supply, Gas and Electricity to make change, as suggested.

## Communications Transmitted.

To Civil Service Commission—Referring to letter from the Commission returning for amendment the report of the Non-Competitive Examining Board of this Department, in regard to the position of Boatman. The number of Deckhands allowed was fixed in the Budget for 1909. Position of Boatman has existed for many years, etc.

To the Comptroller—Transmitting proposal of Charles H. Heinsohn, for lumber, for action on the sureties.

To Department of Water Supply, Gas and Electricity—Asking for twelve (12) hydrants, for use on Harts Island, to be put up by labor of the Department of Correction. Among other defects developed by the recent fire, lack of fire hydrants was shown.

To Warden of the Penitentiary, Blackwells Island—Stating that permission has been granted to the Department of Public Charities to take electric current from plant at the Penitentiary, to temporarily supply Janeway Hall.

To Messrs. D'Oench & Yost, Architects—Transmitting list of proposed changes, omissions, etc., in new building at City Prison, Brooklyn, which are placed before architects for their estimate of charges and allowances.

## Proposals Accepted.

Ordered. That the following proposals of April 8, 1909, of:

Neal & Scott Company, No. 81 Warren street, hardware, steam fittings, etc., \$66.43.
John A. Bumsted, No. 149 Church street, hardware, steam fittings, clock, lanterns, etc., \$70.86.

Edward G. Shepard, No. 107 Chambers street, hammers, centre bars, W. C. seats, soldering irons, hardware, bearing stands, etc., \$221.85.
---

D. H. Melvain, No. 80 Third avenue, bronze powder, mica, desk locks, benzine, fire hoe handles, gasoline, butchers' saws, etc., \$82.68.
--

Schwartz Plumbing Supply Company, No. 72 Suffolk street, steam fittings and plumbings supplies, \$68.02.
--

Frederick Pearce Company, No. 18 Rose street, steam and electric fittings, hardware, etc., \$103.93.
--

The Frank Richards & Gardner Company, No. 160 South street, naphtha, benzine, spittoons, kitchen utensils, grease, octagon steel, etc., \$185.50.
---

The Francis T. Witte Hardware Company, No. 106 Chambers street, hardware, lantern globes, kitchen utensils, rules, painter's trusses, cotton rags, etc., \$84.40.
---

Sickels & Nutting Company, No. 35 Barclay street, hardware, wheelbarrows, mason's lines, nails, straw paper, etc., \$131.07.
--

Lincoln Tool and Supply Company, No. 145 Chambers street, sledge hammers, etc., \$11.17.
--

Griscom Spencer Company, No. 90 West street, galvanized pipe, incandescent lamps, iron pipe, steam pipe, glass, etc., \$213.92.
---

George T. Montgomery, No. 105 Fulton street, sledge hammer handles, etc., \$7.40.
---

The Multicoil Company, No. 80 Broad street, spiral packing, \$1.80.
---

David Killoch Company, No. 193 Greenwich street, resistance wire and head telephone set, \$7.45.
--

Export Electrical Supply Company, No. 96 Warren street, lamp carbons, lamps, cartridge fuses, plugs, etc., \$30.30.
---

Eureka Manufacturing Company, No. 116 Walker street, varnish, oils, etc., \$18.50.
--

Ogden & Wallace, No. 577 Greenwich street, steel plates, bar iron, hand iron, \$29.05.
--

Crandall Packing Company, No. 136 Liberty street, rainbow sheet packing, \$23.
--

The Smith-Worthington Company, No. 40 Warren street, wagon, plow, truck and cart harness, single lines, saddle pads, etc., \$197.49.
--

Bruce & Cook, No. 190 Water street, galvanized steel, strap iron, paint skins, rotary shear, etc., \$57.05.
---

John W. Buckley, No. 69 Warren street, packing, nozzle, sheet rubber, \$9.92.  
 Abram L. Hirsh, No. 368 Greenwich street, wax tapers, 50 cents.  
 Murtha & Schmohl Company, foot of Fourteenth street, East River, lime and laths, \$29.21.

John A. McCarthy, foot Rivington street, plaster of paris, plasterer's hair, fire clay, \$18.62.  
 —be accepted, the same being the lowest bids.

## Appointed.

Patrick J. White, Deckhand on Steamboats, at \$480 per annum, to date from April 6, 1909. Departmental examination.

John F. Flanagan, Hospital Helper at Penitentiary, Blackwells Island, at \$480 per annum, to date from April 6, 1909. Departmental examination.

Michael Dempsey, Orderly at Branch Workhouse, Harts Island, at \$240 per annum, to date from April 1, 1909. Departmental examination.

## Reappointed Temporarily.

Harry M. Griffith, M. D., Resident Physician at Branch Workhouse, Rikers Island, at \$1,200 per annum, to date from April 6, 1909. (Non-competitive examination, Civil Service Rule XII., paragraph 3.)

## Resigned.

John F. Flanagan, Hospital Helper at Penitentiary, Blackwells Island, to take effect April 8, 1909.

John Mahoney, Hospital Helper at Penitentiary, Blackwells Island, at \$480 per annum, to take effect April 1, 1909.

## Appointment Rescinded.

Of Elizabeth May, Orderly at Workhouse, Blackwells Island, to date from April 1, 1909, she having failed to report for duty.

## Transferred.

Eugene J. McCormack, Keeper, at \$800 per annum, from New York City Reformatory, Harts Island, to Penitentiary, Blackwells Island.

John T. Coffey, Keeper, at \$800, from Penitentiary, Blackwells Island, to New York City Reformatory, Harts Island.

—both of above transfers to date from April 6, 1909.

James J. Fogarty, Keeper, at \$800, from Workhouse, Blackwells Island, to New York City Reformatory, Harts Island.

Robert Bradley, Keeper, at \$1,200, from New York City Reformatory, Harts Island, to City Prison, Manhattan.

William F. Moore, Esq., Keeper, at \$900, from City Prison, Manhattan, to Workhouse, Blackwells Island.

—all three transfers to take effect April 1, 1909.

JOHN J. BARRY, Commissioner.

## BOROUGH OF MANHATTAN.

## COMMISSIONER OF PUBLIC WORKS.

New York, May 3, 1909.

In accordance with the provisions of section 1546, chapter 466 of the Laws of 1901, I transmit the following report of the transactions of the offices of the Commissioner of Public Works, President of the Borough of Manhattan, for the week ending April 28, 1909:

## Public Moneys Received During the Week.

For restoring and repaving pavement, water openings, Special Fund.....	\$5,344 28
For redemption of obstruction seized, General Fund.....	26 00
For vault permits, Sinking Fund.....	3,064 00
For shed permits, General Fund.....	100 00
For sewer connections, General Fund.....	638 19
For bay window permits, General Fund.....	230 90

## Permits Issued.

Permits to place building material on streets.....	107	Inspection Division, Bureau of Highways.
Permit to construct street vault.....	1	Complaints received..... 1,283
Permits to construct sheds.....	20	Repairs made..... 1,465
Permits to cross sidewalks.....	13	Police complaints received..... 875
Permits for subways, steam mains and various connections.....	338	Repairs to Sewers.
Permits for railway construction and repairs.....	8	Linear feet of sewer built..... 152
Permits to repair sidewalks.....	110	Linear feet of sewer cleaned..... 17,825
Permits for sewer connections.....	18	Linear feet of sewer examined..... 13,840
Permits for sewer repairs.....	8	Basins cleaned..... 274
Permits for bay windows.....	27	Basins examined..... 62

## Obstructions Removed.

Obstructions removed from various streets and avenues.....	14	Number of manhole heads and covers reset..... 2
Complaints received and attended to.....	81	Square yards of pavement relaid..... 10
Permits extended.....	88	Linear feet of spur pipe laid..... 2
Permits revoked.....	7	Number of basin covers put on..... 2

General Office, Commissioner of Public Works.

Orders Nos. 1150 to 1311, inclusive, were issued; 162 requisitions were received and acted upon; 16 schedules, including 142 vouchers, amounting to \$97,301.79, were drawn on the Comptroller.

## Statement of Laboring Force Employed During the Week.

Repaving and Renewal of Pavements.		Sewers, Maintenance, Cleaning, etc.
Mechanics.....	114	Mechanics..... 90
Laborers.....	158	Laborers..... 49
Teams.....	4	Teams..... 13
Carts.....	98	Carts..... 52

Roads, Streets and Avenues.		Cleaning Public Buildings, Baths, etc.
Mechanics.....	8	Mechanics..... 176
Laborers.....	82	Laborers..... 114
Teams.....	22	Bath Attendants..... 263
Carts.....	11	Cleaners..... 244

## List of Changes for the Week Ending April 24, 1909.

Bureau of Highways—One Assistant Foreman, \$3, transferred from Bureau of Sewers; one Cartman, \$3.50, appointed; one Cartman, \$3.50, removed; two Laborers, \$2, dropped.

Bureau of Sewers—One Foreman transferred from Bureau of Highways.

Bureau of Public Buildings and Offices—One Laborer, \$2.50, deceased; one Foreman, \$4, reassigned; one Laborer, \$2, dropped; one Laborer, \$2.50, transferred from Bureau of Highways.

JOHN CLOUGHEN, Acting President, Borough of Manhattan.

## BOROUGH OF RICHMOND.

## COMMISSIONER OF PUBLIC WORKS.

In accordance with the provisions of section 1546, chapter 466, Laws of 1901, I herewith transmit for publication in the City Record the following report of the transactions of this office for the week ending February 13, 1909:

## Public Moneys Received During Week.

Bureau of Highways—		
For restoring and repaving pavement (water connections, openings)....	\$157 42	
For restoring and repaving pavement (sewer connections, openings)....	85 08	
For restoring and repaving pavement (general account).....	11 20	

Bureau of Sewers—		
For sewer permits.....	24 00	

Miscellaneous—		
For deposit to Special Fund, etc., received on bids.....	9,125 00	

Total..... \$9,402 70

## Permits Issued.

Bureau of Highways—							
Permits to open street to tap water pipes.....	5	Permits to open streets to repair sewer connections.....	2				
Permits to open streets to repair water pipes.....	7	Permits, special.....	8				
Permits to open streets to make sewer connections.....	9	Bureau of Sewers—					
		Permits for new sewer connections.....	8				
		Total.....	39				

## Requisitions Drawn on Comptroller.

General Administration.....	\$332 12	Bureau of Public Buildings and Offices.....		
Bureau of Highways.....	1,611 84	Bureau of Engineering.....		
Bureau of Sewers.....	723 31	Total.....		
Bureau of Street Cleaning.....	2,696 43			

Total..... \$6,651 35

## Work Done.

Bureau of Sewers—							
Number of flush tanks examined.....	600	Number of flush tanks repaired.....	66				
Number of basins cleaned.....	163	Number of loads of ashes and rubbish.....	197 1/2				
Number of basins examined.....	53	Number of loads of street sweepings collected.....	428 1/2				
Number of manholes examined.....	162	Number of loads of mixed refuse collected.....	520 1/2				
Number of manholes cleaned.....	28	Number of loads of snow collected.....	31				
Linear feet of culverts repaired.....	4						
Linear feet of culverts and drains cleaned.....	648						

## Statement of Laboring Force Employed.

Eight hours constitute one working day.

	Bureau of Highways.		Bureau of Sewers.		Bureau of Street Cleaning.		Bureau of Public Buildings and Offices.		Engineer Corps.		Total.
	No.	Days.	No.	Days.	No.	Days.	No.	Days.	No.	Days.	
Foremen.....	36	246	4	27	11	77	5	35	11	77	67 46 2
Assistant Foremen...	1	5	3	16 1/2	1	5	1	6	1	7	7 39 1/2
Laborers.....	57	235 1/4	4	20	39	248	20	136	29	203	149 84 2 1/4
Laborers (Crematory)...	11	37 1/4	2	9 1/2	1	7	...	...	1	7	1 7
Carts.....	...	...	...	...	8	48	...	...	2	7</	

A public hearing was had on the proposed amendment of paragraph 2 of clause 9 of Rule XIX, so that the same should read as follows:

"No person shall remain eligible for selection for employment from such list who, on the 1st day of January, April, July or October, in any year, has been carried thereon for one year or longer; but the Commission may, by request or in its discretion, allow a re-examination of all such persons, physically, at the termination of any period of their eligibility, and if they shall again be qualified as the result of such examination, their names shall be retained on such list for one year from such quarterly date."

Mr. Philip J. Coffey, Labor Clerk, addressed the Commission, suggesting that, in addition to the proposed amendment, the rule be further amended by striking out the last paragraph of clause 9. On motion, the Secretary was directed to advertise a public hearing for the next meeting on the amendment of Rule XIX, as suggested by the Labor Clerk.

The Commission then went into regular session and the minutes of the meeting held on March 17 were approved.

On motion, it was

Resolved, That the classification of the Municipal Civil Service Commission be and the same hereby is amended by striking from the non-competitive class the following:

"Positions in the Fire Department, Pilot,"

—and by including in Part IV. of the competitive class (the Fire Service), grade 1, the following:

"Pilot."

On motion, the proposed amendment of the classification by striking from Part III. of the Labor Class the title "Tapper's Assistant" was laid over.

Joseph H. Mahoney, candidate for Patrolman, who had been given until March 24 to produce official proof as to the date of his birth, failed to appear, and, on motion, he was granted an extension of one week in which to submit the necessary proof.

Joseph Murtagh, of No. 98 Third street, Brooklyn, who had been given one month's time, or until March 24, to produce official proof as to the date of his birth, failed to appear. On motion, the Secretary was directed to strike the candidate's name from the eligible list of Patrolman and to place it on the black list.

Michael Padian, of No. 367 West Eleventh street, New York City, who had been directed to appear and show cause why he should not be black-listed for having attempted to deceive the Commission as to his age, failed to appear, and the Secretary was directed to strike his name from the eligible list and to place the same upon the black list.

George E. J. Okie, of No. 58 Watts street, Manhattan, then appeared before the Commission to show cause why his name should not be placed upon the black list for having attempted to deceive the Commission as to his age. The candidate was granted an extension of one week in which to furnish official proof that he had attained the minimum age of twenty-one when he filed his application for Patrolman.

Harry V. Callahan, of No. 928 Pacific street, Brooklyn, appeared before the Commission in relation to his appeal for a rerating of his papers in the examination for promotion to Sergeant of Police, in which he had stated that a Clerk in the office had told him that his papers "were rated wrong." The explanation of the candidate was satisfactory to the Commission and the appeal was referred to the Chief Examiner for a report.

James T. Brady, of No. 445 DeKalb avenue, Brooklyn, appeared before the Commission in relation to his request for permission to amend his answer to question 7 in his application for Patrolman, stating that his failure to mention the circumstance of his arrest had been due to the fact that the case had been dismissed in court. The matter was laid over and the candidate was directed to furnish the Commission with a transcript of the court records in relation to his case.

Isidor C. Karp, of No. 275 East Third street, New York City, failed to appear before the Commission, as directed, to explain the discrepancy in the dates of birth given in the applications filed by him; also to answer the charge that he was not a citizen of the United States at the time of the filing of said applications. On motion, the Secretary was directed to strike the candidate's name from the preferred list of Temporary Clerk and to place it upon the black list.

On the recommendation of the Committee on Transfers, the following transfers were approved:

Terrence Casey, from the position of Clerk, at a salary of \$900 per annum, in the office of the Commissioners of Accounts, to that of Clerk, at a salary of \$1,050 per annum, in the Bureau of Licenses of the office of the Mayor.

Edward J. White, from the position of Chairman and Rodman to that of Laborer in the Department of Docks and Ferries, at a salary at the rate of \$1,200 per annum.

Francis C. C. Grosselinger, from the position of Computer in the office of the President of the Borough of The Bronx, at a salary of \$1,800 per annum, to a similar position in the Board of Water Supply.

William L. Seyfarth, from the position of Patrolman in the Police Department to that of Messenger in the Bureau of Street Openings of the Law Department, at a salary at the rate of \$1,200 per annum, to take effect April 1, 1909.

George W. Dennehy, from the position of Financial Clerk in the Department of Finance, at a salary of \$1,050 per annum, to the position of Clerk in the Bureau of Lamps and Lighting, Department of Water Supply, Gas and Electricity, at a salary of \$1,500 per annum, to take effect from March 23.

Rebecca Sylvia Eisenberg, from the position of Stenographer and Typewriter, at \$600 per annum, in the Department of Health, to that of Stenographer and Typewriter, at a salary of \$750 per annum, in the Law Department.

Rose M. Carey, from the position of Stenographer and Typewriter, at \$600 per annum, in the Department of Health, to Stenographer and Typewriter, at \$750 per annum, in the Law Department.

Robert J. Duane, from the position of first grade Clerk, at a salary of \$300 per annum, in the Tenement House Department, to a similar position in the Law Department.

Thomas B. Reilly, from the position of Clerk in the Department of Finance, at a salary of \$1,350 per annum, to that of Assistant Clerk (clerical), at a salary of \$1,800 per annum, in the City Court, upon the understanding that the said person was to be assigned solely to clerical work.

On the recommendation of the Committee on Reinstatements the following reinstatements were approved:

Raymond A. Maloney, No. 28 West One Hundred and Twenty-eighth street, New York City, in the position of first grade Clerk in the Law Department, he having resigned from a similar position in the Department of Finance on July 31, 1908.

William R. Droege, Stenographer and Typewriter in the Department of Finance, at a salary at the rate of \$750 per annum, he having resigned from a similar position in the office of the President of the Borough of Brooklyn on March 23, 1908.

The appeals of the following named candidates for a rerating of their examination papers were denied on the report of the Examiners that no errors of marking or rating had been pointed out:

Francis H. Kiernan, No. 498 West One Hundred and Fifty-ninth street, New York City; promotion to Assistant Foreman, Fire Department.

Joseph H. Behnk, No. 198 South Eighth street, Brooklyn, N. Y.; promotion to Sergeant of Police.

A communication was presented from the Chief Examiner, dated March 24, forwarding the resignation of Earle Farwell, Monitor. On motion, the resignation was accepted.

A communication was presented from the Chief Examiner, dated March 22, with reference to the certificate from the Nursery and Child's Hospital, submitted by Mrs. Jessie R. Dunn, candidate for Nurse, and stating that it did not in any way affect her eligibility, as candidates for Nurse had been informed that they must either present a certificate of registration from the University of the State of New York or an acceptable diploma. The Secretary was directed so to advise the candidate.

On motion, it was

Resolved, That the eligible list resulting from the examination for Chemist, held December 23, 1908, be and the same hereby is established as of March 9, 1909, the date on which the rating of the papers was completed.

On motion, it was

Resolved, That the eligible list resulting from the examination for Stenographer and Typewriter, held on June 30, 1908, be and the same hereby is established as of March 3, 1909, the date on which the rating of the papers was completed.

A communication was presented from the Chief Examiner, suggesting subjects and weights for the coming examinations for Clerk, first grade, Police Doorman and Prison Keeper. The matter was referred to the President.

A communication was presented from the Chief Examiner, dated March 18, stating that the applications of Michael J. Kennedy, of No. 746 Henry street, Brooklyn, and Frank H. Colgan, of No. 306 Washington street, Brooklyn, for the position of Fireman, had been rejected under Rule VII., on account of false statements as to the dates of birth and as to the filing of previous applications. The action of the Chief Examiner was approved.

A report was presented from Mr. Rafferty, Examiner, dated March 16, in relation to Frank Donnelly, who had been appointed to the position of Prison Keeper in the Department of Correction on January 5, 1909. It appeared that the candidate had given as the date of his birth in his application February 12, 1872, but in the declaration sheet at the time of appointment September 12, 1874; that upon request he had produced a baptismal certificate from the parish in Ireland where he was born, giving the date of birth as September 10, 1874. On motion, the Secretary was directed to certify the candidate's payroll, when presented, and to request him to correct the date of birth given in error.

A report was presented from Mr. Rafferty, Examiner, dated March 22, stating that Peter McGann, candidate for Patrolman (32220), had furnished a baptismal certificate from the Church of St. Antony of Padua, Brooklyn, giving the date of his birth as June 28, 1884; that the genuineness of the certificate had been questioned, and that on March 19, 1909, a letter had been addressed to the pastor, asking him to verify the date, which he had done. The Secretary was directed to request the candidate to call at the office of the Commission and correct the date of birth given in his papers in error.

A report was presented from Mr. Rafferty, Examiner, dated March 22, in relation to Frank Hegenauer, of No. 2091 Madison avenue, an applicant for Fireman (17584), who had given as the date of his birth in the application and in the declaration sheet at the time of appointment April 10, 1879, but in the preliminary sheet at the mental examination and in the medical sheets April 10, 1878. The report stated that the candidate had submitted a German passport, issued on the petition of his father when the family had migrated to America, giving as the date of birth April 10, 1879. On motion, the Secretary was directed to request the candidate to call at the office of the Commission to correct the date of birth in the various papers to conform to that given in the certificate submitted.

A report was presented from Mr. Murray, Examiner in charge of the Promotion Bureau, dated March 22, calling the attention of the Commission to the "seemingly unnecessary delay" in the filing of applications for promotion examinations ordered by the Commission and stating that since the date of an examination could not be set until the applications were on file, the delay caused the holding of examinations to be postponed, which greatly hampered the work of the Promotion Bureau. The report concluded with a recommendation that at the time of ordering an examination for promotion a closing date should be set for the receipt of applications. On motion, the recommendation was adopted.

A report was presented from Mr. Murray, Examiner in charge of the Promotion Bureau, dated March 23, in reference to a communication from several employees of the Fire Alarm Telegraph Bureau of the Fire Department, which had been referred to him at the meeting of the Commission held on the 17th inst. It appeared that the said employees, who had taken an examination for promotion to the position of Telegraph Operator in their Department, protested against the counting of the Morse test given in the examination. It was further stated that the proper title for the position was "Fire Alarm Operator" since the Morse code was never used in the Bureau. The matter was laid over, to be taken up at a later date in conjunction with certain cases of irregular assignments in the Fire Department which the Commission had under consideration.

A report was presented from the Labor Clerk, dated March 20, stating that the following named employees of the Staten Island Water Supply Company had passed a physical examination for transfer to the Department of Water Supply, Gas and Electricity, on March 18:

John Geoffredo, Castleton avenue, West New Brighton, Tapper; John Lewis, Richmond terrace, Caulker; Benjamin Geoffredo, Burgher avenue, West New Brighton, Caulker; George Evans, Bond street, Port Richmond, Pipe Fitter; Wm. Helt, Cary avenue, West New Brighton, Stoker; Herman Beyer, Sherman street, Port Richmond, Stoker; Clifford D. Long, Sherman street, Port Richmond, Stoker; Arthur Jones, Slight street, Port Richmond, Stoker; Wm. H. Van Pelt, Richmond avenue, Port Richmond, Stoker; John Decker, Broadway, West New Brighton, Stoker; Jacob Zimmerman, Hart Park, West New Brighton, Stoker; John Cronin, Concord, Staten Island, Stoker; William Duffy, West New Brighton, Staten Island, Stoker; John Regan, Fairmount avenue, West New Brighton, Stoker; De Forest Egbert, Graniteville, Staten Island, Stoker; Samuel McCorkoran, Castleton avenue, West New Brighton, Stoker; Wm. Gordon, Broadway, West New Brighton, Driver; Jim O'Brien, John street, West New Brighton, Pipe Fitter's Helper; Benjamin McLoughlin, Sharp avenue, Port Richmond, Laborer.

The report stated that the Stokers would be classed as Coal Passers and that practical examinations would be arranged for the Caulkers, Tappers and Pipe Fitters at an early date. The communication was ordered filed.

The Secretary stated that, through error, the application of Benjamin J. Levy, of No. 1257 Third avenue, New York City, for the position of Bookkeeper had been indexed and filed with the applications for the position of Clerk, third grade, and therefore Mr. Levy had not been notified for the examination. On motion, it was

Resolved, That, it appearing that through an error for which the Commission is responsible Benjamin J. Levy was not notified for the examination of Bookkeeper, third grade, the Secretary be and he hereby is instructed to summon the candidate for a special examination for that position.

The request of the Board of Water Supply under date of March 16 for authority to appoint William J. Bresnan, of No. 508 West Forty-seventh street, New York City, as Photographer, at a salary of \$1,500 per annum, under the provisions of paragraph 5 of Rule XII., was referred to the President.

A letter was presented from the Board of Water Supply, dated March 22, requesting the Commission to hold an open competitive examination for the position of Inspector, Board of Water Supply, along the same general lines as the previous one. The request was granted and the Secretary was directed to proceed with the examination at an early date.

A letter was presented from the Board of Water Supply, dated March 23, requesting approval of an additional leave of absence without pay granted Miss Lillian Horwitz, Stenographer and Typewriter, from March 13 to April 11 inclusive. The request was granted.

A letter was presented from the President of the Board of Trustees of Bellevue and Allied Hospitals, dated March 13, stating that it was not contemplated to continue the services of Gustav A. Nyden as Junior Draughtsman; that the Board of Trustees had resolved to request the Board of Estimate and Apportionment to establish the grade of Architectural Draughtsman and in the meantime authority had been requested to employ a person from the preferred list under paragraph 6 of Rule XII. On motion, the Secretary was directed to certify the voucher in the amount of \$67.74, covering services rendered by Mr. Nyden during the month of January, 1909, under paragraph 6 of Rule XII.

A letter was presented from the Acting President of the Borough of The Bronx, dated March 16, requesting approval of a leave of absence without pay, for three months from March 1, granted Thomas J. Dolan, Attendant in that Department. It appearing from the doctor's certificate furnished that the leave of absence was required on account of illness, the same was approved.

The reassignment of George Toffler, Rodman, in the office of the President of the Borough of The Bronx, was approved on the recommendation of the President, to whom the matter had been referred at a previous meeting.

A communication was presented from the Clerk of the Court of Special Sessions, First Division, dated March 19, requesting approval of the emergency appointment of Michael Tandlich as Interpreter (Slavish, German and Yiddish), with salary at the rate of \$1,500 per annum, to serve in the new temporary part of the Court of Special Sessions, established under chapter 90 of the Laws of 1909. On motion, the emergency appointment was approved for a period of fifteen days under paragraph 4 of Rule XII., and the matter of continuing Mr. Tandlich's services pending the preparation of an eligible list of Interpreter was referred to the Chief Examiner for a report.

Communications were presented from the Corporation Counsel, requesting several promotion examinations for his Department. The matter was referred to the Examiner in charge of the Promotion Bureau for a report.

On motion, it was

Resolved, That the Secretary be and he hereby is directed to admit to the examination for Engineer of Steamer, Fire Department, all the men who shall have become First Grade Firemen on April 1.

A letter was presented from the Assistant Secretary of the Art Commission, dated March 15, stating that as there were only two employees in that Department a Board of Promotion would not be necessary and that when any action was taken regarding promotions it was taken by the Commission as a whole. The communication was ordered filed.

A communication was presented from the Mayor, dated March 23, designating the following persons as a Board of Promotion for his Department:

James A. Rierdon, Chief Clerk; Francis V. S. Oliver, Jr., Chief of the Bureau of Licenses; Patrick Derry, Chief of the Bureau of Weights and Measures.

The designation was approved.

A communication was presented from the Commissioner of Parks, Borough of The Bronx, dated March 17, designating the following persons as a Board of Promotion in his Department:

Martin Schenck, Chief Engineer; John H. Morrison, Superintendent; Andrew J. Timoney, Private Secretary; Gunther K. Ackerman, Chief Clerk.

The designation was approved.

A letter was presented from the Secretary of the Board of Assessors, dated March 18, designating the following persons as a Board of Promotion for that office:

Antonio Zucca, Paul Weinmann, James H. Kennedy.

The designation was approved.

The reports of the following Departmental Boards of Examiners for positions in the non-competitive class were approved on the recommendation of the Chief Examiner:

Board of Education, Nautical School.

Department of Public Charities, March 15, 22.

Department of Docks and Ferries, March 18.

The Secretary was directed to certify vouchers for the salary of the following named persons not regularly employed by The City of New York, for special services rendered to the City during the periods indicated, under paragraph 6 of Rule XII.:

October 15 to November 21, 1908—Albin H. Beyer, No. 510 Warwick street, Brooklyn, N. Y., Electrical Expert, Department of Bridges.... \$60 00  
January 6 to February 8, 1909—Perry A. MacNeill, Expert Builder, etc., office of the Commissioner of Accounts..... 142 50

The Secretary was directed to certify the following voucher for payment of salary of persons not regularly employed by The City of New York, for special services rendered to the City during the period indicated, as being exempt from the provisions of the Civil Service Rules:

December 14 to December 26, 1908—Remington Typewriter Company, services of Typewriting Copyist, Department of Water Supply, Gas and Electricity ..... \$227 00

The appointment of Mame J. Robertson as Stenographer and Typewriter in the Fire Department from January 21 to January 26, inclusive, was approved under paragraph 4 of Rule XII.

A letter was presented from the Police Commissioner, dated March 20, designating the First Deputy Clerk, the Secretary to the Commissioner and the Book-keeper of the Police Department as a Board of Promotion for that Department. The designation was approved.

A communication was presented from the Police Commissioner, dated March 19, stating that as an investigation as to the conduct and capacity of Samuel Silverstein, a Patrolman on probation, had disclosed that an error was made in his case, the dismissal of the said Samuel Silverstein on January 20, 1909, had been rescinded, and the Chief Clerk had been directed to prepare a payroll for the salary of the said employee from January 20, 1909. The action of the Police Commissioner was approved, and the Secretary was directed to certify the payroll when presented.

A letter was presented from the Deputy Commissioner of the Department of Water Supply, Gas and Electricity, dated March 16, requesting that the existing promotion list for the position of Assistant Engineer be divided into separate lists for the Boroughs of Manhattan and Brooklyn. The matter was referred to the Examiner in Charge of the Promotion Bureau for a recommendation.

The additional leave of absence without pay granted John McMurray, Inspector of Masonry in the Department of Bridges, for a period of sixty days, beginning April 1, was approved, it appearing from the Doctor's certificate furnished that the said employee's absence was caused by illness.

A letter was presented from the Comptroller, requesting that a special non-competitive examination be given Messrs. William P. Malloy, of No. 375 West Forty-sixth street, New York City, and Joseph Geraty, of No. 795 McDonough street, Brooklyn, for the position of Inspector of Repairs and Supplies, they having been prevented by illness from appearing for examination on March 19, the date fixed by the Commission. The matter was referred to the Chief Examiner for a report.

A letter was presented from the Secretary of the Department of Public Charities, dated March 19, requesting that the name of James J. Harkins, of No. 410 Seventeenth street, Brooklyn, be restored to the eligible list of Telephone Operator, from which he had been appointed on February 17, 1909. The request was granted, it appearing that Mr. Harkins was incapacitated on account of illness.

A letter was presented from the Secretary of the State Civil Service Commission, dated March 23, stating that at a meeting of that Board held on the 19th inst., the Commission's resolution relative to Doctor Walter N. Polakov and Mr. William A. Russell, Expert Consulting Engineers, who were excepted from examination to serve for a period of one year in the Board of Estimate and Apportionment of The City of New York, had been approved, but that action upon the resolution amending clause 11 of Rule XV. had been deferred. The communication was ordered filed.

The Secretary requested instructions in the matter of accepting applications for Fireman from soldiers of the regular army in active service, who had served one year in New York State next preceding the date of the filing of the application. On motion, the Secretary was directed to accept such applications and, in cases where such candidates were serving outside of the State of New York, the Commission ruled that they must show that they had resided one year in the State prior to enlisting.

On motion, it was

Resolved, That the requirement that each and every application shall bear the certificates of four residents of the State of New York be and the same hereby is waived, so far as the same applies to candidates for Firemen who are soldiers of the regular army in active service, and who are stationed outside of the State of New York.

The request of Herman Moeller, of No. 1164 Forty-ninth street, Brooklyn, that his application for Interpreter be accepted was denied for lack of power, the same having been received at the office of the Commission after the closing date.

The request of Samuel H. Ellmann, of No. 110 Rivington street, Manhattan, that his application for Interpreter be accepted was denied for lack of power, the same having been received at the office of the Commission after the closing date.

A letter was received from Mrs. Margaret Rehme, of No. 470 West Twenty-second street, Manhattan, whose application for Police Matron had been rejected for non-citizenship, forwarding a notice of her husband's appointment as a Special Deputy Sheriff, also affidavit of Charles Baabe to the effect that he had been a friend of Charles F. Rehme during his lifetime and knew him to be a citizen. The Secretary stated that the applicant had been informed that any reasonable evidence as to her citizenship would be considered by the Commission. The matter was laid over.

The Secretary stated that Mrs. Mary Ryan, applicant for Police Matron, had submitted, as evidence of the fact that her husband had been a citizen, a certificate from the Board of Elections, Borough of Brooklyn, to the effect that Dennis Ryan had registered in the year 1897, from No. 529 Baltic street, Brooklyn, in the Fourteenth Election District of the Tenth Ward. The Secretary was directed to communicate with the applicant and state that the Commission did not consider the proof submitted sufficient evidence of her citizenship to warrant their accepting the application.

A protest against the assignment of Clifford Guertin, Inspector of Meters and Water Consumption in the Bureau of the Water Register, Department of Water Supply, Gas and Electricity, to perform duties inappropriate to his title, was referred to the Secretary for investigation.

The following requests for restoration to the eligible lists indicated were granted:

Charles Hanlon, No. 10 Third street, Woodhaven, Long Island, Janitor and Stationary Engineer, Boroughs of Manhattan and Brooklyn. Declined appointment in the Department of Docks and Ferries, Manhattan, and in the Brooklyn Disciplinary Training School, Brooklyn, in December, 1908, on the score of "location" under a misapprehension of the rules.

Thomas J. Keyes, Bodine and Cedar streets, West New Brighton, New York, Stenographer and Typewriter, Board of Water Supply, second grade, for appointment at \$900. Stated that since declining appointment at that salary on February 10, 1909, circumstances had changed.

George J. Winckless, No. 887 Bedford avenue, Brooklyn, New York, Janitor and Stationary Engineer. Statement of Department of Docks and Ferries that he declined appointment without giving any reason on November 30, 1908, incorrect.

Estelle Fischoff, No. 1369 East New York avenue, Brooklyn, New York, Typewriting Copyist at salary of \$600 per annum. Declined appointment at that salary on January 25, 1909, on account of "insufficient salary," under a misapprehension of the rules.

A letter was presented from George E. Weller, of No. 47 Cedar street, New York City, dated March 22, tendering his resignation as Examiner in the office of the Commission. On motion, the resignation was accepted.

Jacob Helmanovitz, Elevatorman employed in the office of the President of the Borough of Manhattan, having submitted a copy of the order issued by the County Court on January 5, 1909, authorizing his change of name to Jacob Helman, the Secretary was directed to note such change on the records of the office.

The Commission then adjourned, to meet Thursday, March 25, 1909, at 10 o'clock a. m.

F. A. SPENCER, Secretary.

#### MUNICIPAL CIVIL SERVICE COMMISSION.

Minutes of Meeting of the Municipal Civil Service Commission of New York, Held at the Commission's Offices, No. 299 Broadway, on Thursday, March 25, 1909, at 3 p. m.

Present—President Frank L. Polk and Commissioners R. Ross Appleton and Arthur J. O'Keeffe.

The President, Mr. Frank L. Polk, presided.

A hearing was had on the irregular assignments existing in the Fire Department. The heads of the various Bureaus appeared before the Commission, as directed, to show cause why such irregularities should not cease, and the said employees either be assigned to duties appropriate to their titles or dropped from the roster of the Department. The hearing closed.

A hearing was had on the matter of irregular assignments in the Department of Street Cleaning. The heads of the various Bureaus appeared before the Commission, as directed, to show cause why such irregularities should not cease, and the said employees either be assigned to duties appropriate to their titles or else dropped from the roster of the Department. The hearing closed.

After the Commission had gone into regular session the matter of adjusting the irregularities specified by the Departments was referred to the Secretary.

The Commission then adjourned, to meet Wednesday, March 31, 1909, at 10 a. m.

F. A. SPENCER, Secretary.

#### PUBLIC HEARINGS.

Pursuant to statutory requirement, notice is hereby given that an act, Senate, Printed No. 1480, Int. No. 959, has been passed by both branches of the Legislature, entitled

An Act to amend the Greater New York charter, relative to powers and duties of the commissioner of street cleaning.

Further notice is hereby given that a public hearing upon such bill will be held at the Mayor's office, in the City Hall, in The City of New York, on Monday, May 10, 1909, at 2 o'clock, p. m.

Dated City Hall, New York, May 6, 1909.

GEORGE B. McCLELLAN, Mayor.

This bill will be the first heard at that time.

Pursuant to statutory requirement, notice is hereby given that an act, Senate, Printed No. 1517, Int. No. 1051, has been passed by both branches of the Legislature, entitled

An Act to amend the Greater New York charter, in relation to contracts of the department of street cleaning for the removal of snow and ice.

Further notice is hereby given that a public hearing upon such bill will be held at the Mayor's office, in the City Hall, in The City of New York, on Monday, May 10, 1909, at 2 o'clock, p. m.

Dated City Hall, New York, May 6, 1909.

GEORGE B. McCLELLAN, Mayor.

This bill will be the second heard at that time.

Pursuant to statutory requirement, notice is hereby given that an act, Assembly, No. 1944, Int. No. 1533, has been passed by both branches of the Legislature, entitled

An Act to amend chapter six hundred and seventy of the laws of nineteen hundred and seven, entitled "An act to authorize the erection, furnishing and equipment of a municipal building at the Manhattan terminal of the New York and Brooklyn bridge in the city of New York," in relation to construction of the same and accommodation of city departments therein.

Further notice is hereby given that a public hearing upon such bill will be held at the Mayor's office, in the City Hall, in The City of New York, on Tuesday, May 11, 1909, at 10 o'clock a. m.

Dated City Hall, New York, May 5, 1909.

GEORGE B. McCLELLAN, Mayor.

This bill will be the second heard at that time.

Pursuant to statutory requirement, notice is hereby given that an act, Senate, No. 1426, Int. No. 944, has been passed by both branches of the Legislature, entitled

An Act to confer certain rights upon the city of Mount Vernon and upon the city of New York, with respect to supplying water to the said city of Mount Vernon and the inhabitants thereof from the water supply of the city of New York, and to confer jurisdiction upon the state water supply commission in respect thereto.

Further notice is hereby given that a public hearing upon such bill will be held at the Mayor's office, in the City Hall, in The City of New York, on Tuesday, May 11, 1909, at 10 o'clock a. m.

Dated City Hall, New York, May 5, 1909.

GEORGE B. McCLELLAN, Mayor.

This bill will be the third heard at that time.

Pursuant to statutory requirement, notice is hereby given that an act, Senate, No. 1210, Int. No. 960, has been passed

Pursuant to statutory requirement, notice is hereby given that an act, Assembly, No. 1335, Int. No. 1161, has been passed by both branches of the Legislature, entitled "An Act to amend chapter four hundred and ten of the laws of eighteen hundred and eighty-two, entitled "An act to consolidate into one act and to declare the special and local laws affecting public interests in the city of New York," in relation to calendars in the court of general sessions in the city of New York.

Further notice is hereby given that a public hearing upon such bill will be held at the Mayor's office, in the City Hall, in The City of New York, on Tuesday, May 11, 1909, at 10 o'clock a. m.

Dated City Hall, New York, May 5, 1909.

GEORGE B. McCLELLAN, Mayor.

This bill will be the fourth heard at that time.

Pursuant to statutory requirement, notice is hereby given that an act, Assembly, No. 2152, Int. No. 1627, has been passed by both branches of the Legislature, entitled

An Act to amend the code of civil procedure, in relation to official interpreters in the city court of the city of New York.

Further notice is hereby given that a public hearing upon such bill will be held at the Mayor's office, in the City Hall, in The City of New York, on Tuesday, May 11, 1909, at 10 o'clock a. m.

Dated City Hall, New York, May 5, 1909.

GEORGE B. McCLELLAN, Mayor.

This bill will be the fifth heard at that time.

Pursuant to statutory requirement, notice is hereby given that an act, Senate, No. 1317, Int. No. 544, has been passed by both branches of the Legislature, entitled

An Act to amend chapter seven hundred and twenty-four of the laws of nineteen hundred and five, entitled "An act to provide for an additional supply of pure and wholesome water for the city of New York; and for the acquisition of lands or interest therein, and for the construction of the necessary reservoirs, dams, aqueducts, filters and other appurtenances for that purpose, and for the appointment of a commission with the powers and duties necessary and proper to attain these objects," in relation to water for the city of Newburgh, and to confer jurisdiction upon the state water supply commission in respect thereto.

Further notice is hereby given that a public hearing upon such bill will be held at the Mayor's office, in the City Hall, in The City of New York, on Tuesday, May 11, 1909, at 10 o'clock a. m.

Dated City Hall, New York, May 5, 1909.

GEORGE B. McCLELLAN, Mayor.

This bill will be the sixth heard at that time.

Pursuant to statutory requirement, notice is hereby given that an act, Assembly, No. 1945, Int. No. 1534, has been passed by both branches of the Legislature, entitled

An Act to safeguard the records in the office of the clerk of the county of New York in the county court house in said county.

Further notice is hereby given that a public hearing upon such bill will be held at the Mayor's office, in the City Hall, in The City of New York, on Tuesday, May 11, 1909, at 10 o'clock a. m.

Dated City Hall, New York, May 5, 1909.

GEORGE B. McCLELLAN, Mayor.

This bill will be the seventh heard at that time.

Pursuant to statutory requirement, notice is hereby given that an act, Senate, Printed No. 1507, Int. No. 103, has been passed by both branches of the Legislature, entitled

An Act to amend chapter four of the laws of eighteen hundred and ninety-two, entitled "An act to provide rapid transit railways in cities of over one million inhabitants," in regard to extensions of such railways.

Further notice is hereby given that a public hearing upon such bill will be held at the Mayor's office, in the City Hall, in The City of New York, on Tuesday, May 11, 1909, at 10 o'clock a. m.

Dated City Hall, New York, May 5, 1909.

GEORGE B. McCLELLAN, Mayor.

This bill will be the eighth heard at that time.

Pursuant to statutory requirement, notice is hereby given that an act, Assembly, No. 1748, Int. No. 434, has been passed by both branches of the Legislature, entitled

An Act to amend the Greater New York charter, relative to vacations of employees.

Further notice is hereby given that a public hearing upon such bill will be held at the Mayor's office, in the City Hall, in

The City of New York, on Tuesday, May 11, 1909, at 10 o'clock a. m.

Dated City Hall, New York, May 5, 1909.

GEORGE B. McCLELLAN, Mayor.

This bill will be the ninth heard at that time.

Pursuant to statutory requirement, notice is hereby given that an act, Senate, No. 1523, Int. No. 970, has been passed by both branches of the Legislature, entitled

An Act to amend the Greater New York charter, in relation to rights of owners of land abutting on aqueduct.

Further notice is hereby given that a public hearing upon such bill will be held at the Mayor's office, in the City Hall, in The City of New York, on Tuesday, May 11, 1909, at 10 o'clock a. m.

Dated City Hall, New York, May 5, 1909.

GEORGE B. McCLELLAN, Mayor.

This bill will be the tenth heard at that time.

Pursuant to statutory requirement, notice is hereby given that an act, Assembly, No. 1614, Int. No. 100, has been passed by both branches of the Legislature, entitled

An Act to amend section fourteen hundred and nineteen of the Greater New York charter, in relation to the jurisdiction of the courts of special sessions of the first and second divisions.

Further notice is hereby given that a public hearing upon such bill will be held at the Mayor's office, in the City Hall, in The City of New York, on Tuesday, May 11, 1909, at 10 o'clock a. m.

Dated City Hall, New York, May 5, 1909.

GEORGE B. McCLELLAN, Mayor.

This bill will be the eleventh heard at that time.

Pursuant to statutory requirement, notice is hereby given that an act, Assembly, Printed No. S. 1458, Int. No. A. 846, has been passed by both branches of the Legislature, entitled

An Act to amend the Greater New York charter, relative to the powers of the commissioners of the sinking fund of the city of New York, in their discretion, to cancel and annul taxes, assessments, Croton water rents, etc., in certain cases.

Further notice is hereby given that a public hearing upon such bill will be held at the Mayor's office, in the City Hall, in The City of New York, on Tuesday, May 11, 1909, at 10 o'clock a. m.

Dated City Hall, New York, May 5, 1909.

GEORGE B. McCLELLAN, Mayor.

This bill will be the twelfth heard at that time.

Pursuant to statutory requirement, notice is hereby given that an act, Assembly, Printed No. S. 1486, Int. No. A. 1503, has been passed by both branches of the Legislature, entitled

An Act to amend the Greater New York charter, relative to the classification of criminals and misdemeanants, and to cover the New York City Reformatory for Misdemeanants.

Further notice is hereby given that a public hearing upon such bill will be held at the Mayor's office, in the City Hall, in The City of New York, on Tuesday, May 11, 1909, at 10 o'clock a. m.

Dated City Hall, New York, May 5, 1909.

GEORGE B. McCLELLAN, Mayor.

This bill will be the thirteenth heard at that time.

Pursuant to statutory requirement, notice is hereby given that an act, Assembly, Printed No. 1563 S., Int. No. 1568 A., has been passed by both branches of the Legislature, entitled

An Act to grant to the city of New York certain lands under water in Jamaica Bay and vicinity.

Further notice is hereby given that a public hearing upon such bill will be held at the Mayor's office, in the City Hall, in The City of New York, on Tuesday, May 11, 1909, at 10 o'clock a. m.

Dated City Hall, New York, May 5, 1909.

GEORGE B. McCLELLAN, Mayor.

This bill will be the fourteenth heard at that time.

Pursuant to statutory requirement, notice is hereby given that an act, Senate, No. 907, Int. No. 789, has been passed by both branches of the Legislature, entitled

An Act to amend chapter five hundred and eighty of the laws of nineteen hundred and two, entitled "An act in relation to the municipal court of the city of New York, its officers and marshals," in relation to appeals.

Further notice is hereby given that a public hearing upon such bill will be held at the Mayor's office, in the City Hall, in

The City of New York, on Tuesday, May 11, 1909, at 10 o'clock a. m.

Dated City Hall, New York, May 6, 1909.

GEORGE B. McCLELLAN, Mayor.

This bill will be the fifteenth heard at that time.

Pursuant to statutory requirement, notice is hereby given that an act, Assembly No. 1569, Int. No. 142, has been passed by both branches of the Legislature, entitled

An Act to amend chapter five hundred and eighty of the laws of nineteen hundred and two, entitled "An act in relation to the municipal court of the city of New York, its officers and marshals," in relation to procedure in certain actions.

Further notice is hereby given that a public hearing upon such bill will be held at the Mayor's office, in the City Hall, in The City of New York, on Tuesday, May 11, 1909, at 10 o'clock a. m.

Dated City Hall, New York, May 6, 1909.

GEORGE B. McCLELLAN, Mayor.

This bill will be the sixteenth heard at that time.

Pursuant to statutory requirement, notice is hereby given that an act, Assembly No. 2123, Int. No. 1615, has been passed by both branches of the Legislature, entitled

An Act to amend chapter five hundred and eighty of the laws of nineteen hundred and two, entitled "An act in relation to the municipal court of the city of New York, its officers and marshals," in relation to payment of costs of motions.

Further notice is hereby given that a public hearing upon such bill will be held at the Mayor's office, in the City Hall, in The City of New York, on Tuesday, May 11, 1909, at 10 o'clock a. m.

Dated City Hall, New York, May 6, 1909.

GEORGE B. McCLELLAN, Mayor.

This bill will be the seventeenth heard at that time.

## CHANGES IN DEPARTMENTS, ETC.

### DEPARTMENT OF BRIDGES.

May 4—The compensation of Daniel Doran, No. 366 West Eighteenth street, Manhattan; O. W. Claudio, No. 49 Grove street, Manhattan, and Martin O'Brien, No. 162 West Fourth street, Manhattan, as Laborers, is fixed at \$2.50 per day, to date from May 9, 1909.

### DEPARTMENT OF DOCKS AND FERRIES.

May 4—The Commissioner has transferred John A. Lisk from the position of Oiler to that of Water Tender, with pay at the regular rate of \$95 per month, while employed, the change to take effect at once.

May 3—Transfer of Patrick Cunningham from the position of Watchman to that of Messenger, with pay at the rate of \$1,200 per annum, to take effect May 6, 1909.

May 4—Charles T. Steele, formerly employed as a Watchman, died May 1, 1909. His name has been dropped from the list of employees.

### TENEMENT HOUSE DEPARTMENT.

May 4—Resigned, Isidor Model, No. 87 Cannon street, New York City, Inspector of Tenements, salary \$1,200 per annum. This resignation to take effect at the close of business, Friday, April 30, 1909.

Resigned, John J. Murphy, No. 462 West Thirty-fourth street, New York City, Inspector of Tenements, salary \$1,200 per annum. This resignation to take effect at the close of business, Friday, April 30, 1909.

Dismissed, Charles F. Vincent, No. 1261 Park avenue, City Clerk, salary \$1,050 per annum. Said dismissal to take effect at the close of business, Friday, April 30, 1909.

Dismissed, Matthew M. Devine, No. 305 West One Hundred and Twenty-sixth street, City, Inspector of Tenements, salary \$1,200 per annum. Said dismissal to take effect at the close of business, Friday, April 30, 1909.

### PRESIDENT OF THE BOROUGH OF BROOKLYN.

May 3—Report of changes in the several Bureaus under the jurisdiction of the President of the Borough of Brooklyn, during the period from April 16 to April 30, inclusive.

Bureau of Highways.  
Reinstated P. F. Carberry, No. 16 Bedford street, Asphalt Worker, at \$2.50 per day, to date from April 19.

Reinstated John Lynch, No. 128 St. Edwards street, Asphalt Worker, at \$2 per day, to date from April 16.

Promoted Le Van M. Burt, No. 940 President street, from Transitman to Assistant Engineer, at \$2,100 per annum, to date from April 21.

Promoted John A. Cahill, No. 489 Ninth street, from third to fourth grade Clerk, at a salary of \$1,800 per annum, to date from April 1.

Appointed the following named Asphalt Workers at the compensation indicated opposite their respective names, to date from April 12:

William Mullin, No. 279 Fourth avenue, \$2 per day.

Harry C. Daly, No. 56 Cherry street, Manhattan, \$2 per day.

Edward Newman, No. 832 Fifty-first street, \$2.50 per day.

Pietro Basile, No. 86 Skillman street, \$2.50 per day.

Appointed the following named Asphalt Workers at the compensation indicated opposite their respective names, to date from April 15:

Alexander White, No. 342 West Thirty-first street, Manhattan, \$2 per day.

Augustus Romero, No. 334 Second street, Brooklyn, \$2 per day.

William C. Reinhold, No. 655 Prospect place, Brooklyn, \$2.50 per day.

John J. McGrath, No. 235 West One Hundred and Twentieth street, Manhattan, \$2 per day.

Walter Deverson, No. 58 Huntington street, Brooklyn, \$2 per day.

Patrick Dougherty, No. 133 Carlton avenue, \$2 per day.

Joseph J. Gallagher, No. 47 Fourth street, \$2 per day.

Timothy Flannery, No. 46 Underhill avenue, \$2 per day.

John McMahon, No. 123 Butler street, \$2 per day.

George G. Christie, No. 537 Atlantic avenue, \$2 per day.

Thomas F. Butler, No. 673 Union street, \$2 per day.

Patrick Doxey, No. 402 Hicks street, \$2 per day.

Henry Finnegan, No. 2081 Fulton street, \$2 per day.

James A. Conlin, No. 21 Fourth street, \$2 per day.

Walter T. O'Connor, No. 141 North Fourth street, \$2.50 per day.

James Comerford, No. 1028 Pacific street, Laborer, dropped on April 19.

Antonio Lazerena, No. 132 Richmond street, Thomas F. Manning, No. 198 Nassau street, appointed Laborers at \$2 per day, to date from March 26.

Appointed Patrick E. Roche, No. 156 Perry street, Manhattan, and John J. Conlin, No. 123 East One Hundred and Eighth street, Manhattan, Foremen of Asphalt Workers in the Bureau of Highways of this Department, at a compensation of \$4 per day each, to date from April 16.

Appointed the following named Laborers at \$2 per day each, all to date from April 15:

Frank Turczyn, Junius street, near New Lots road.

Thomas Donohue, No. 598 Seventeenth street.

Louis Flouerman, No. 412 Bushwick avenue.

William Burtis, No. 52 Underhill avenue.

Henry J. Bomford, No. 73 Bush street.

Daniel Harvey, No. 1900 Atlantic avenue.

James Lyes, No. 277 West Thirty-fourth street.

Michael Molloy, No. 188 Manhattan street.

Thomas McConville, No. 609 East Fourteenth street.

Owen McKenna, No. 164 East Eightieth street.

Richard Haggerty, No. 339 East Ninety-fifth street.

Patrick McSherry, No. 105 Madison street.

Matthew J. Rogers, No. 549 West Forty-fifth street.

Thomas J. Hunt, No. 348 West Twenty-ninth street.

Granted leave of absence for three months without pay, from April 19, to Donato Aberno, No. 245 Pacific street, Laborer, on account of illness, and subject to the approval of the Municipal Civil Service Commission.

Reinstated Joseph J. McDermott, Paver, at \$5 per day, to date from April 27.

Appointed Marion Wright, No. 727 Atlantic avenue, Asphalt Worker, at a compensation of \$2 per day, to date from April 27.

Michael Quin, Laborer, transferred to a similar position in the Department of Street Cleaning, to date from May 3.

Appointed the following named Inspectors of Regulating, Grading and Paving, at a compensation of \$4 per day each, all to date from April 23:

Caleb H. Coggeshall, No. 438 State street.

Michael J. Tully, No. 328 Sixth avenue.

John T. F. Hanley, No. 206 East Eighty-fourth street.

James J. Farrell, No. 391a Decatur street.

Andrew C. Robertson, No. 1171 Simpson street.

Joseph F. Rostick, No. 1459 Avenue A.

Hugh McDavitt, No. 51 Sixteenth street.

Andrew W. McDonald, No. 517 East Eighty-first street.

Jonas Hamerschlag, Nos. 46 and 48 Ridge street.

John F. Carroll, No. 455 Fourteenth street.

John W. McCarthy, No. 1468 Second avenue.

Transferred William Ratigan, No. 206 McDougall street, Driver, from the Department of Water Supply, Gas and Electricity, at a compensation of \$900 per annum, to date from May 1.

Transferred James P. Cavanaugh, No. 458 Prospect avenue, Rodman, from the Board of Water Supply, at a compensation of \$1,050 per annum, to date from May 1.

Reinstated Thomas J. Lawless, No. 334 Second street, Asphalt Worker, at a compensation of \$2.50 per day, to date from April 19.

Topographical Bureau.

Promoted Joseph F. Hawkes, Jr., No. 2105 Bathgate avenue, The Bronx, from Axeman to Rodman, at a compensation of \$1,200 per annum, to date from May 1.

Fixed the salaries of the following named Rodmen at \$1,200 per annum, to date from May 1:

James W. Laird, No. 45 New York avenue, Brooklyn.

Harry W. Peters, No. 538 West One Hundred and Fifty-ninth street, Manhattan.

Fixed the salary of Henry Ashcroft, No. 324 Twelfth street, Laborer, at \$2.50 per day, to date from April 26.

Bureau of Sewers.

John J. Finnell, No. 476 Hicks street, Sewer Cleaner, dropped on April 19.

Thomas Kiley, No. 690 Henry street, Laborer, transferred to the Bureau of Highways, at a compensation of \$2.50 per day, to date from April 23.

Promoted John McAuliffe, No. 1255 Fifty-sixth street, from Transitman to Assistant Engineer, at a compensation of \$1,800 per annum, to date from April 21.

Reinstated Thomas Whalen, Locust avenue and Fourteenth street, Laborer, at a compensation of \$2.50 per day, to date from April 26.

Transferred the following named persons from Sewer Cleaners to Laborers, at a compensation of \$2.50 per day each, to date from April 26.

Philip Espenscheid, No. 1124 Myrtle avenue.

George McNamara, No. 22 Cheever place.

Charles Cruschow, Jr., No. 198 Sackett street.

Edward McCormick, No. 415 Henry street.

Thomas F. McDonald, No. 644 Hicks street.

Richard E. Norris, No. 174 Carlton avenue.

Peter Langan, No. 536 Hicks street, Laborer, transferred from the Bureau of Highways, at a compensation of \$2.50 per day, to date from May 3.

Fixed the salary of Henry J. Lynch, No. 319 East Sixty-eighth street, Manhattan, Assistant Engineer, at \$2,100 per annum, to date from May 1.

Transferred John B. Fitzgerald, No. 517 Seventy-sixth street, Axeman, from the Bureau of Highways, at a compensation of \$900 per annum, to date from May 1.

#### AQUEDUCT COMMISSIONERS.

May 4—At a meeting of the Aqueduct Commissioners, held on the 3d inst., Peter Quinn, No. 2072 Ryer avenue, The Bronx, was appointed Inspector of Masonry, with salary at the rate of \$4.50 per day, to take effect when assigned to duty by the Acting Chief Engineer.

#### DEPARTMENT OF PARKS.

Boroughs of Manhattan and Richmond.

May 5—

Pay fixed May 4, 1909:

Daniel Malchow, Driver, \$2.75 per day. Patrick Curran, Driver, \$2.50 per day. Thomas Brennan, Driver, \$2.50 per day. Charles Coberg, Driver, \$2.50 per day. William Landy, Driver, \$2.50 per day. Charles J. Brady, Driver, \$2.50 per day. Henry E. F. Sparling, Driver, \$2.50 per day.

Patrick Nolan, Driver, \$2.50 per day. Edward Leonard, Driver, \$2.50 per day. Anthony Cavallo, Driver, \$2.50 per day.

#### DEPARTMENT OF FINANCE.

May 5—

The Comptroller has accepted the resignations of Thomas E. Lynch and John E. Feury, Clerks, respectively employed in the Record Room and the Auditing Bureau, taking effect at the close of business, May 6, 1909.

James McCoy Gray, No. 347 First street, Brooklyn, has been appointed as Auditor of Accounts in the Auditing Bureau, with salary at \$3,000 per annum, taking effect May 5, 1909. Mr. Gray's services as Deputy Auditor of Accounts in the said Bureau ceased at the close of business May 4, 1909.

Wallace Murray, No. 58 Columbia street, West New Brighton.

Abraham Winant, care of Donner's Hotel, Port Richmond.

Adam Esselborn, Woodrow avenue, Rossville Post Office.

Francis A. Leggett, Amboy road, Princes Bay.

May 3—Appointed the following as Inspectors of Sewer Construction to the Bureaus as set opposite their names, compensation to be at the rate of \$4 per day, to take effect Monday, May 10, 1909:

Bureau of Engineering-Construction, Edward R. Dorsey, No. 422 Willis avenue, The Bronx.

Bureau of Sewers, Austin J. Reilly, No. 325 East Seventy-seventh street, New York City.

Principal Office, Room 1, City Hall. Branch Office, Room 12, Borough Hall, Brooklyn. Branch Office, Richmond Borough Hall, Room 23, New Brighton, S. I. Branch Office, Hackett Building, Long Island City, Borough of Queens.

#### AQUEDUCT COMMISSIONERS.

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

Telephone 1942 Worth.

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

#### ARMORY BOARD.

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

Harrie Davis, Secretary, Room 6, Basement, Hall of Records, Chambers and Centre streets.

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

Telephone, 3900 Worth.

#### ART COMMISSION.

City Hall, Room 21.

Telephone call, 1197 Cortlandt.

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

#### BELLEVUE AND ALLIED HOSPITALS.

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

Telephone, 4400 Madison Square.

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

Michael T. Daly, 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, 2282 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, William A. Boring and George A. Just, Chairman.

Edward V. Barton, Clerk.

Board meeting every Tuesday at 2 p. m.

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

Office, No. 148 East Twentieth street.

John J. Barry, Commissioner of Correction, President; Wm. E. Wyatt, Judge, Special Sessions, First Division.

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

James J. Walsh, City Magistrate, First Division.

Edward J. Dooley, City Magistrate, Second Division.

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

Thomas R. Minnick, Secretary.

#### BOARD OF REVISION OF ASSESSMENTS.

Herman A. Metz, Comptroller.

Francis K. Pendleton, Corporation Counsel.

Lawson Purdy, President of the Department of Taxes and Assessments.

Henry J. Storrs, Chief Clerk, Finance Department, No. 280 Broadway.

Telephone, 1200 Worth.

#### BOARD OF WATER SUPPLY.

Office, No. 299 Broadway.

John A. Bensel, Charles N. Chadwick, Charles A. Shaw, Commissioners.

Thomas Hassett, Secretary.

J. Waldo Smith, Chief Engineer.

#### COMMISSION

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. Meloney, Thomas S. O'Brien, Edward B. Swallow, 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. Schauffler, Albert Shieles, Edgar Dubs Shimer, Seth T. Stewart, Edward W. Stitt, Grace C. Strachan, Joseph S. Taylor, Joseph H. Wade, Evangeline E. Whitney.

## BOARD OF EXAMINERS.

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

## DEPARTMENT OF FINANCE.

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

Herman A. Metz, Comptroller.  
John H. McCooey and N. Taylor Phillips, Deputy Comptrollers.

Hubert L. Smith, Assistant Deputy Comptroller.  
Paul Loeser, Secretary to Comptroller.

## MAIN DIVISION.

H. J. Storrs, Chief Clerk, Room 11.  
BOOKKEEPING AND AWARDS DIVISION.  
Frank W. Smith, Chief Accountant and Bookkeeper, Room 8.

## STOCK AND BOND DIVISION.

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

BUREAU OF AUDIT—MAIN DIVISION.  
P. H. Quinn, Chief Auditor of Accounts, Room 27.

LAW AND ADJUSTMENT DIVISION.  
Jeremiah T. Mahoney, Auditor of Accounts Room 185.

BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS.  
Charles S. Hervey, Supervising Statistician and Examiner, Room 150.

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

OFFICE OF THE CITY PAYMASTER.  
No. 83 Chambers street and No. 65 Reade street.  
John H. Timmerman, City Paymaster.

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

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

DIVISION OF REAL ESTATE.  
Mortimer J. Brown, Appraiser of Real Estate, Rooms 101, 103 and 105.

BUREAU FOR THE COLLECTION OF TAXES.  
Borough of Manhattan—Stewart Building, Room 0.

David E. Austen, Receiver of Taxes.  
John J. McDonough and William H. Loughran, Deputy Receivers of Taxes.

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

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

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

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

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

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

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

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

BUREAU FOR THE COLLECTION OF ASSESSMENTS AND ARREARS.

Borough of Manhattan, Stewart Building, Room 1.

Daniel Moynahan, Collector of Assessments and Arrears.

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

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

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

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

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

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

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

Borough of Richmond—St. George, New Brighton.

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

BUREAU FOR THE COLLECTION OF CITY REVENUE AND OF MARKETS.

Stewart Building, Chambers street and Broadway Room 141.

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

David O'Brien, Deputy Collector of City Revenue.

BUREAU FOR THE EXAMINATION OF CLAIMS.

Frank J. Prial, Chief Examiner, Room 181.

BUREAU OF THE CITY CHAMBERLAIN.

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

James J. Martin, City Chamberlain.

Henry J. Walsh, Deputy Chamberlain.

Telephone, 4270 Worth.

## DEPARTMENT OF HEALTH.

Southwest corner of Fifty-fifth street and Sixth avenue, Borough of Manhattan, 9 a. m. to 4 p. m.  
Burial Permit and Contagious Disease offices always open.

Telephone, 4900 Columbus.

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

Alvah H. Doty, M. D.; Theodore A. Bingham, Commissioners.

Walter Bensel, M. D., Sanitary Superintendent.  
Eugene W. Scheffer, Secretary.  
Herman M. Biggs, M. D., General Medical Officer.  
James McC. Miller, Chief Clerk.  
William H. Guillo, M. D., Registrar of Records.

## BOROUGH OF MANHATTAN.

Traverse R. Maxfield, M. D., Assistant Sanitary Superintendent; George A. Roberts, Assistant Chief Clerk.  
Charles J. Burke, M. D., Assistant Registrar of Records.

## BOROUGH OF THE BRONX.

Alonzo Blauvelt, M. D., Acting Assistant Sanitary Superintendent; Ambrose Lee, Jr., Assistant Chief Clerk; Arthur J. O'Leary, M. D., Assistant Registrar of Records.

## BOROUGH OF QUEENS.

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.

Peter Seery, Fire Marshal, Boroughs of Manhattan, The Bronx and Richmond.

William L. Beers, Fire Marshal, Boroughs of Brooklyn and Queens.

Andrew P. Martin, Chief Inspector, Fire Alarm Telegraph Bureau, Boroughs of Manhattan, The Bronx and Richmond.

Timothy S. Mahoney, in charge Telegraph Bureau, Boroughs of Brooklyn and Queens.

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.

Nicholas J. Hayes, Commissioner.  
P. A. Whitney, Deputy Commissioner.  
Charles C. Wise, Deputy Commissioner, Boroughs of Brooklyn and Queens.

William A. Larney, Secretary; Mark Levy, Secretary to the Commissioner; George F. Dobson, Jr., Secretary to the Deputy Commissioner, Boroughs of Brooklyn and Queens.

Edward F. Croker, Chief of Department.

Thomas Lally, Deputy Chief of Department in charge, Boroughs of Brooklyn and Queens.

Joseph L. Burke, Inspector of Combustibles, Nos. 157 and 159 East Sixty-seventh street, Manhattan.

Telephone, 640 Plaza.

Peter J. Quigley, Secretary of Relief Fund, Nos. 157 and 159 East Sixty-seventh street, Manhattan.

Telephone, 640 Plaza.

Peter Seery, Fire Marshal, Boroughs of Manhattan, The Bronx and Richmond.

William L. Beers, Fire Marshal, Boroughs of Brooklyn and Queens.

Andrew P. Martin, Chief Inspector, Fire Alarm Telegraph Bureau, Boroughs of Manhattan, The Bronx and Richmond.

Timothy S. Mahoney, in charge Telegraph Bureau, Boroughs of Brooklyn and Queens.

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, Edward J. McGoldrick, Cornelius F. Collins, John F. O'Brien, Edward S. Malone, Edwin J. Freedman, Curtis A. Peters, Louis H. Hahlo, Stephen O'Brien, Frank B. Pierce, Charles A. O'Neil, Richard H. Mitchell, John Widdecombe, Joel J. Squier, Arthur Sweeny, William H. King, George F. Nicholson, George Harold Folwell, Harford P. Walker, Alfred W. Booraem, J. Gabriel Britt, Francis J. Byrne, Francis Martin, Charles McIntyre, Clarence L. Barber, Solon Berrick, James P. O'Connor, William H. Jackson, Edward Maxson, Elliott S. Benedict, Isaac Phillips, Edward A. McShane, Eugene Fay, Ricardo M. DeAcosta, Francis X. McQuade, Raymond D. Fosdick, John M. Barrett, I. Townsend Burden, Jr., 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, 2990 Cortland.

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 Cortland.

Herman Stiefel, Assistant in charge.

## BUREAU FOR THE COLLECTION OF ARREARS OF PERSONAL TAXES.

No. 280 Broadway, 5th floor. Office hours for public, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone, 4585 Worth.

Geo. O'Reilly, Assistant in charge.

## TENEMENT HOUSE BUREAU AND BUREAU OF BUILDINGS.

No. 44 East Twenty-third street, 9 a. m. to 4 p. m. Saturdays, 9 a. m. to 12 m.

Telephone, 1661 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 Sooynsith, 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 L. Polk, Secretary.

John F. Skelly, Assistant Secretary.

Labor Bureau.

Nos. 54-60 Lafayette street.

Telephone, 2140 Worth.

## 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.

Bert Hanson, Third Deputy Commissioner.

Arthur Woods, Fourth Deputy Commissioner.

Daniel G. Slattery, Secretary to Commissioner.

William H. Kipp, Chief Clerk.

## PUBLIC SERVICE COMMISSION.

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

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

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

Commissioners—William R. Willcox, Chairman; William McCarroll, Edward M. Bassett, Milo R. Maltbie, John E. Eustis, Counsel; George S. Cole.

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

**COMMISSIONER OF RECORDS.**

Office, Hall of Records.  
William S. Andrews, Commissioner.  
James O. Farrell, Superintendent.  
James J. Fleming, Jr., Secretary.  
Telephone, 3900 Worth.

**COUNTY CLERK.**

Nos. 5, 8, 9, 10 and 11 New County Court-house  
Office hours from 9 a. m. to 4 p. m.  
Peter J. Dooling, County Clerk.  
John F. Curry, Deputy.  
Joseph J. Glennen, Secretary.  
Telephone, 870 Cortlandt.

**DISTRICT ATTORNEY.**

Building for Criminal Courts, Franklin and Centre  
streets.  
Office hours from 9 a. m. to 5 p. m., Saturdays,  
9 a. m. to 12 m.  
Wm. Travers Jerome, District Attorney.  
John A. Henneberry, Chief Clerk.  
Telephone, 2304 Franklin.

**PUBLIC ADMINISTRATOR.**

No. 119 Nassau street, 9 a. m. to 4 p. m.  
William M. Hoes, Public Administrator.  
Telephone, 6376 Cortlandt.

**REGISTER.**

Hall of Records. Office hours, from 9 a. m. to 4  
p. m.; Saturdays, 9 a. m. to 12 m. During the months  
of July and August the hours are from 9 a. m. to 2  
p. m.

Frank Gass, Register.  
William H. Sinnott, Deputy Register.  
Telephone, 3900 Worth.

**SHERIFF.**

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

**SURROGATES.**

Hall of Records. Court open from 9 a. m. to 4  
p. m., except Saturday when it closes at 12 m.  
During the months of July and August the hours are  
from 9 a. m. to 2 p. m.  
Abner C. Thomas and John P. Cahalan, Surro-  
gates; William V. Leahy, Chief Clerk.

**KINGS COUNTY.****COMMISSIONER OF JURORS.**

5 County Court-house.  
Jacob Brenner, Commissioner.  
Jacob A. Livingston, Deputy Commissioner.  
Albert B. Waldron, Secretary.  
Office hours from 9 a. m. to 4 p. m.; Saturdays,  
from 9 a. m. to 12 m.  
Office hours during July and August, 9 a. m. to 2  
p. m.; Saturdays, 9 a. m. to 12 m.  
Telephone, 1454 Main.

**COMMISSIONER OF RECORDS.**

Hall of Records.  
Office hours, 9 a. m. to 4 p. m., excepting months  
of July and August, then 9 a. m. to 2 p. m., Satur-  
days 9 a. m. to 12 m.  
Lewis M. Swasey, Commissioner.  
D. H. Kalston, Deputy Commissioner.  
Telephone, 1114 Main.  
Thomas D. Mossop, Superintendent.  
William J. Beattie, Assistant Superintendent.  
Telephone, 1082 Main.

**COUNTY CLERK.**

Hall of Records, Brooklyn. Office hours, 9 a. m.  
to 4 p. m.; during months of July and August, 9 a. m.  
to 2 p. m.; Saturdays, 9 a. m. to 12 m.  
Frank Ehlers, County Clerk.  
Robert A. Sharkey, Deputy County Clerk.  
John Cooper, Assistant Deputy County Clerk.  
Telephone call, 4930 Main.

**COUNTY COURT.**

County Court-house, Brooklyn, Rooms, 10, 17, 18,  
22 and 23. Court opens at 10 a. m. daily and sits  
until business is completed. Part I., Room No. 23;  
Part II., Room No. 10, Court-house. Clerk's Office,  
Rooms 17, 18 and 22, open daily from 9 a. m. to 4  
p. m.; Saturdays, 12 m.  
Norman S. Dike and Lewis L. Fawcett, County  
Judges.

Charles S. Devoy, Chief Clerk.  
Telephone, 4154 and 4155 Main.

**DISTRICT ATTORNEY.**

Office, County Court-house, Borough of Brooklyn.  
Hours, 9 a. m. to 5 p. m.  
John F. Clarke, District Attorney.  
Telephone number, 2955 67-7 Main.

**PUBLIC ADMINISTRATOR.**

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

**REGISTER.**

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

**SHERIFF.**

County Court-house, Brooklyn, N. Y.  
9 a. m. to 4 p. m.; Saturdays, 12 m.  
Alfred T. Hobley, Sheriff.  
James P. Connell, Under Sheriff.  
Telephone, 6845, 6846, 6847, Main.

**SURROGATE.**

Hall of Records, Brooklyn, N. Y.  
Herbert T. Ketcham, Surrogate.  
Edward J. Bergen, Chief Clerk and Clerk of the  
Surrogate's Court.  
Court opens at 10 a. m. Office hours, 9 a. m. to 4  
p. m.; Saturdays, 9 a. m. to 12 m.  
Telephone, 3954 Main.

**QUEENS COUNTY.**

**COMMISSIONER OF JURORS.**  
Office hours, 9 a. m. to 4 p. m.; July and August,  
9 a. m. to 2 p. m.; Saturdays, 9 a. m. to 12 m. Queens  
County Court-house, Long Island City.  
John P. Balbert, Commissioner of Jurors.  
Rodman Richardson, Assistant Commissioner.  
Telephone, 455 Greenpoint.

**COUNTY CLERK.**

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

**COUNTY COURT.**

Temporary County Court-house, Long Island City.  
County Court opens at 10 a. m. Trial Terms begin  
first Monday of each month, except July, August  
and September. Special Terms each Saturday, ex-  
cept during August and first Saturday of September.  
County Judge's office always open at No. 336 Fulton  
street, Jamaica, N. Y.  
Burt J. Humphrey, County Judge.  
Telephone, 286 Jamaica.

**DISTRICT ATTORNEY.**

Office, Queens County Court-house, Long Island  
City, 9 a. m. to 5 p. m.  
Frederick G. De Witt, District Attorney.  
Telephone, 39 Greenpoint.

**PUBLIC ADMINISTRATOR.**

No. 17 Cook avenue, Elmhurst.  
John T. Robinson, Public Administrator, County  
of Queens.  
Telephone, 335 Newtown.

**SHERIFF.**

County Court-house, Long Island City, 9 a. m. to  
4 p. m.; Saturdays, 9 a. m. to 12 m.  
Herbert S. Harvey, Sheriff.  
John M. Phillips, Under Sheriff.  
Telephone, 43 Greenpoint (office).  
Henry O. Schleth, Warden, Queens County Jail.  
Telephone, 372 Greenpoint.

**SURROGATE.**

Daniel Noble, Surrogate.  
Wm. F. Hendrickson, Clerk.  
Office, No. 364 Fulton street, Jamaica.  
Except on Sundays, holidays and half holidays,  
the office is open from 9 a. m. to 4 p. m.; Saturdays,  
from 9 a. m. to 12 m.  
The calendar is called on Tuesday of each week at  
10 a. m., except during the month of August.  
Telephone, 397 Jamaica.

**RICHMOND COUNTY.****COMMISSIONER OF JURORS.**

Village Hall, Stapleton.  
Charles J. Kullman, Commissioner.  
John J. McCaughey, Assistant Commissioner.  
Office open from 9 a. m. until 4 p. m.; Saturdays,  
from 9 a. m. to 12 m.  
Telephone, 81 Tompkinsville.

**COUNTY CLERK.**

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

**COUNTY JUDGE AND SURROGATE.**

Terms of Court, Richmond County, 1909.  
County Courts—Stephen D. Stephens, County  
Judge.  
First Monday of June, Grand and Trial Jury.  
Second Monday of November, Grand and Trial  
Jury.

Fourth Wednesday of January, without a Jury.  
Fourth Wednesday of February, without a Jury.  
Fourth Wednesday of March, without a Jury.  
Fourth Wednesday of April, without a Jury.  
Fourth Wednesday of July, without a Jury.  
Fourth Wednesday of September, without a Jury.  
Fourth Wednesday of October, without a Jury.  
Fourth Wednesday of December, without a Jury.  
Surrogate's Court—Stephen D. Stephens, Surro-  
gate.

Mondays, at the Borough Hall, St. George, at 10.30  
o'clock a. m.

Tuesdays, at the Borough Hall, St. George, at 10.30  
o'clock a. m.

Wednesdays, at the Surrogate's Office, Richmond  
at 10.30 o'clock a. m.

**DISTRICT ATTORNEY.**

Borough Hall, St. George, S. I.  
Samuel H. Evans.  
Telephone, 50 Tompkinsville.

**SHERIFF.**

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

**THE COURTS.****APPELLATE DIVISION OF THE  
SUPREME COURT.**

FIRST JUDICIAL DEPARTMENT.  
Court-house, Madison avenue, corner Twenty-fifth  
street. Court opens at 1 p. m. (Friday, Motion day  
at 10.30 a. m.)

Edward Patterson, Presiding Justice; George L.  
Ingram, 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, 384 Madison Square

**SUPREME COURT-FIRST DEPART-  
MENT.**

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. 1.

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. 1.

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. 1.

**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 north-  
east corner, second floor, east.

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

Trial Term, Part I. (criminal business).

Criminal Court-house, Centre street.

Justices—Charles H. Truax, Charles F. MacLean,  
Henry Bischoff, 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 Platzen, Peter A. Hendrick, John Ford,  
Charles W. Dayton, John J. Brady, Mitchell L.  
Erlanger, Charles L. Guy, James W. Gerard,  
Irving Lehman.

Peter J. Dooling, Clerk, Supreme Court.

Telephone, 4580 Cortlandt.

**SUPREME COURT—SECOND DEPART-  
MENT.****METROPOLITAN DISTRICT.**

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.

Heman B. Wilson, Clerk; Robert Andrews, Deputy Clerk.  
Location of Court—No. 70 Manhattan street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.

Eighth District—The Eighth District embraces the territory bounded on the south by the centre line of One Hundred and Tenth street, on the west by the centre line of Fifth avenue, on the north and east by the northerly and easterly boundaries of said borough, including Randall's Island and the whole of Ward's Island.

Joseph P. Fallon, Leopold Prince, Justices.  
William J. Kennedy, Clerk; Patrick J. Ryan, Deputy Clerk.

Location of Court—Sylvan place and One Hundred and Twenty-first street, near Third avenue. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.

Telephone, 3950 Harlem.

Ninth District—The Ninth District embraces the territory bounded on the south by the centre line of Fourteenth street and by the centre line of Fifty-ninth street from the centre line of Seventh avenue to the centre line of Central Park West, on the east by the centre line of Lexington avenue and by the centre line of Irving place, including its projection through Gramercy Park, and by the centre line of Fifth avenue from the centre line of Ninety-sixth street to the centre line of One Hundred and Tenth street, on the north by the centre line of Ninety-sixth street from the centre line of Lexington avenue to the centre line of Fifth avenue and by One Hundred and Tenth street from Fifth avenue to Central Park West, on the west by the centre line of Seventh avenue and Central Park West.

Edgar J. Lauer, Frederick De Witt Wells, Frank D. Sturges, William C. Wilson, Justices.

William J. Chamberlain, Clerk; Charles Healy, Deputy Clerk.

Location of Court—Southwest corner of Madison avenue and Fifty-ninth street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.

Telephone, 3873 Plaza.

#### Borough of The Bronx.

First District—All that part of the Twenty-fourth Ward which was lately annexed to the City and County of New York by chapter 934 of the Laws of 1895, comprising all of the late Town of Westchester and part of the Towns of Eastchester and Pelham, including the Villages of Wakefield and Williamsbridge. Court-room, Town Hall, No. 1400 Williamsbridge road, Westchester Village. Court open daily (Sundays and legal holidays excepted), from 9 a. m. to 4 p. m. Trial of causes, Tuesday and Friday of each week.

Peter A. Sheil, Justice.

Stephen Collins, Clerk.

Office hours from 9 a. m. to 4 p. m.; Saturdays closing at 12 m.

Telephone, 457 Westchester.

Second District—Twenty-third and Twenty-fourth Wards, except the territory described in chapter 934 of the Laws of 1895. Court-room, southeast corner of Washington avenue and One Hundred and Sixty-second street. Office hours, from 9 a. m. to 4 p. m. Court opens at 9 a. m.

John M. Tierney, Justice. Thomas A. Maher, Clerk.

Telephone, 3043 Melrose.

#### Borough of Brooklyn.

First District—Comprising First, Second, Third, Fourth, Fifth, Sixth, Tenth and Twelfth Wards and that portion of the Eleventh Ward beginning at the intersection of the centre lines of Hudson and Myrtle avenues, thence along the centre line of Myrtle avenue to North Portland avenue, thence along the centre line of North Portland avenue to Flushing avenue, thence along the centre line of Flushing avenue to Navy street, thence along the centre line of Navy street to Johnson street, thence along the centre line of Johnson street to Hudson avenue, and thence along the centre line of Hudson avenue to the point of beginning, of the Borough of Brooklyn. Court-house, northwest corner State and Court streets. Parts I. and II.

John J. Walsh, Justice. Edward Moran, Clerk.

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

Second District—Seventh Ward and that portion of the Twenty-first and Twenty-third Wards west of the centre line of Stuyvesant avenue and the centre line of Schenectady avenue, also that portion of the Twenty-first Ward beginning at the intersection of the centre lines of North Portland and Myrtle avenues, thence along the centre line of Myrtle avenue to Waverly avenue, thence along the centre line of Waverly avenue to Park avenue, thence along the centre line of Park avenue to Washington avenue, thence along the centre line of Washington avenue to Flushing avenue, thence along the centre line of Flushing avenue to North Portland avenue, and thence along the centre line of North Portland avenue to the point of beginning.

Court-room, No. 495 Gates avenue.

Gerard B. Van Wart and Charles J. Dodd, Justices. Franklin B. Van Wart, Clerk.

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

Third District—Embraces the Thirteenth, Fourteenth, Fifteenth, Sixteenth, Seventeenth, Eighteenth and Nineteenth Wards, and that portion of the Twenty-seventh Ward lying northwest of the centre line of Starr street between the boundary line of Queens County and the centre line of Central avenue, and northwest of the centre line of Suydam street between the centre lines of Central and Bushwick avenues, and northwest of the centre line of Willoughby avenue between the centre lines of Bushwick avenue and Broadway. Court-house, Nos. 6 and 8 Lee avenue, Brooklyn.

Philip D. Meagher and William J. Bogenhutz, Justices. John W. Carpenter, Clerk.

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

Court opens at 9 a. m.

Telephone 995 Williamsburg.

Fourth District—Embraces the Twenty-fourth and Twenty-fifth Wards, that portion of the Twenty-first and Twenty-fifth Wards lying east of the centre line of Stuyvesant avenue and east of the centre line of Schenectady avenue, and that portion of the Twenty-seventh Ward lying southeast of the centre line of Starr street between the boundary line of Queens and the centre line of Central avenue, and southeast of the centre line of Suydam street between the centre lines of Central and Bushwick avenues, and southeast of the centre line of Willoughby avenue between the centre lines of Bushwick avenue and Broadway.

Court-room, No. 14 Howard avenue.

Thomas H. Williams, Justice. G. J. Wiederhold, Clerk. Milton I. Williams, Assistant Clerk.

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

Fifth District—Contains the Eighth, Thirtieth and Thirty-first Wards, and so much of the Twenty-second Ward as lies south of Prospect avenue. Court-house, northwest corner of Fifty-third street and Third avenue.

Cornelius Furgueson, Justice. Jeremiah J. O'Leary, Clerk.

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

Telephone, 407 Bay Ridge.

Sixth District—The Sixth District embraces the Ninth and Twenty-ninth Wards and that portion of the Twenty-second Ward north of the centre line of Prospect avenue; also that portion of the Eleventh and the Twenty-ninth Wards beginning at the intersection of the centre lines of Bridge and Fulton streets; thence along the centre line of Fulton street to Flat-

bush avenue; thence along the centre line of Flatbush avenue to Atlantic avenue; thence along the centre line of Atlantic avenue to Washington avenue; thence along the centre line of Washington avenue to Park avenue; thence along the centre line of Park avenue to Waverly avenue; thence along the centre line of Waverly avenue to Myrtle avenue; thence along the centre line of Myrtle avenue to Hudson avenue; thence along the centre line of Hudson avenue to Johnson street; thence along the centre line of Johnson street to Bridge street, and thence along the centre line of Bridge street to the point of beginning.

Lucien S. Bayliss and George Fielder, Justices. Charles P. Bible, Clerk.

Court-house, No. 611 Fulton street.

Seventh District—The Seventh District embraces the Twenty-sixth, Twenty-eighth and Thirty-second Wards.

Alexander S. Rosenthal and Edward A. Richards, Justices. Samuel F. Brothers, Clerk.

Court-house, corner Pennsylvania avenue and Fulton street (No. 31 Pennsylvania avenue).

Clerk's Office open from 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m. Trial days, Tuesdays, Wednesdays, Thursdays and Fridays.

Jury days, Tuesdays and Fridays.

Clerk's Telephone, 904 East New York.

Court Telephone, 905 East New York.

#### Borough of Queens.

First District—First Ward (all of Long Island City formerly composing five wards). Court-room, St. Mary's Lyceum, Nos. 115 and 117 Fifth street, Long Island City.

Clerk's Office open from 9 a. m. to 4 p. m. each day, excepting Saturdays, closing at 12 m. Trial days, Mondays, Wednesdays and Fridays. All other business transacted on Tuesdays and Thursdays.

Thomas C. Kadien, Justice. Thomas F. Kennedy, Clerk.

Telephone, 2376 Greenpoint.

Second District—Second and Third Wards, which include the territory of the late Towns of Newtown and Flushing. Court-room in Court-house of the late Town of Newtown, corner of Broadway and Court street, Elmhurst, New York. P. O. Address, Elmhurst, Queens County, New York.

William Rasquin, Jr., Justice. Luke J. Connor, Clerk. James B. Snediker, Stenographer.

Trial days, Tuesdays and Thursdays.

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

Telephone, 87 Newtown.

Third District—Fourth and Fifth Wards, comprising the territory of the former Towns and Villages of Jamaica, Far Rockaway and Rockaway Beach.

James F. McLaughlin, Justice. George W. Damon, Clerk.

Court-house, Town Hall, Jamaica.

Telephone, 189 Jamaica.

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

Court held on Mondays, Wednesdays and Fridays at 9 a. m.

#### Borough of Richmond.

First District—First and Third Wards (Towns of Castleton and Northfield). Court-room, former Village Hall, Lafayette avenue and Second street, New Brighton.

Thomas C. Brown, Justice. Anning S. Prall, Clerk.

Clerk's Office open from 8:45 a. m. to 4 p. m.

Telephone, 503 Tompkinsville.

Second District—Second, Fourth and Fifth Wards. Towns of Middletown, Southfield and Westfield. Court-room, former Edgewater Village Hall, Stapleton.

George W. Stake, Justice. Peter Tiernan, Clerk. Clerk's Office open from 9 a. m. to 4 p. m.

Court opens at 9 a. m. Calendar called at 10 a. m. Court continued until close of business. Trial days, Mondays, Wednesdays and Fridays.

Telephone, 313 Tompkinsville.

#### 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 133, 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, 1907.

WILLIAM E. STILLINGS,

GEORGE C. NORTON,

LEWIS A. ABRAMS,

Commissioners.

LAMONT MCLOUGHLIN, Clerk.

#### 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.

#### OFFICIAL BOROUGH PAPERS.

#### BOROUGH OF THE BRONX.

"The Bronx Star," "North Side News," "Bronx Independent."

#### BOROUGH OF RICHMOND.

"Staten Island World," "The Staten Islander."

#### BOROUGH OF QUEENS.

"Long Island Star" (First and Second Wards),

"Flushing Evening Journal" (Third Ward),

"Long Island Farmer" (Fourth Ward), "Rockaway News" (Fifth Ward).

#### BOROUGH OF BROOKLYN.

"Brooklyn Eagle," "Brooklyn Times," "Brooklyn Citizen," "Brooklyn Standard-Union," "Brooklyn Free Press."

#### BOROUGH OF MANHATTAN.

"Real Estate Record and Guide" (Harlem District), "Manhattan and Bronx Advocate" (Washington Heights, Morningside Heights and Harlem Districts).

Designated by Board of City Record June 19, 1906. Amended June 20, 1906; September 30, 1907; February 24, 1908; March 5 and 16, 1908, and March 16, 1909.

#### DEPARTMENT OF BRIDGES.

DEPARTMENT OF BRIDGES, NOS. 13 TO 21 PARK ROW, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE RECEIVED by the Commissioner of Bridges at the above office until 2 o'clock p. m. on

THURSDAY, MAY 20, 1909.

FOR THE CONSTRUCTION OF THE FOUNDATIONS OF THE MUNICIPAL BUILDING.

The contractor will be required to begin work within five days of the date of certification of the contract by the Comptroller, and will be required to complete the entire work to the satisfaction of the Commissioner and in accordance with the plans and specifications by May 1, 1910.

The amount of security to guarantee the faithful performance of the work will be Five Hundred Thousand Dollars (\$500,000).

The right is reserved by the Commissioner to reject all the bids should he deem it to the interest of the City so to do.

Blank forms and specifications may be obtained at the office of the Department of Bridges.

J. W. STEVENSON, Commissioner.

Dated May 6, 1909.

Hundred Dollars (\$200) for Class B, Five Hundred Dollars (\$500) for Class C and Five Hundred Dollars (\$500) for Class D.

The bidder will state the price, per unit, of each item of work or supplies contained in the specifications or schedule, by which the bids will be tested.

The bids will be compared and each contract awarded for all the work, articles, materials and supplies contained in the specifications or schedule attached thereto, except No. 4, in which case award will be made to the lowest bidder in each class.

Bidders are requested to make their bids or estimates upon the blank form prepared by the Department, a copy of which, with the proper envelope in which to inclose the bid, together with a copy of the contract, including the specifications, in the form approved by the Corporation Counsel, and any further information, may be obtained upon application therefor at the office of the Chief Engineer, Room 922, Nos. 13 to 21 Park row, Borough of Manhattan.

JOHN H. O'BRIEN, Commissioner.

The City of New York, May 6, 1909.

m7,19

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

#### 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 Manhattan.

List 361, No. 1. Regulating, grading, curbing, flagging West One Hundred and Seventy-seventh street, from Amsterdam avenue to St. Nicholas avenue, and constructing the necessary retaining wall and guard rail.

List 363, No. 2. Regulating, grading, curbing, flagging and paving gutters of Vermilyea avenue, from Dyckman street to Two Hundred and Eleventh street.

No. 9. East side of First avenue, from Forty-first to Forty-sixth street.  
 No. 10. Both sides of Bronx street, from One Hundred and Seventy-seventh to One Hundred and Eightieth street; both sides of One Hundred and Seventy-ninth street, from Boston road to Bronx street; south side of One Hundred and Eightieth street, from Boston road to Bronx street; east side of Boston road, from One Hundred and Seventy-ninth to One Hundred and Eightieth street.

No. 11. Both sides of One Hundred and Sixty-second street, from Woodycrest avenue to Anderson avenue, and to the extent of one-half the block at the intersecting streets.

No. 12. Both sides of One Hundred and Sixty-sixth street, from Morris avenue to Grand Boulevard and Concourse, and to the extent of one-half the block at the intersecting streets.

No. 13. Both sides of One Hundred and Ninety-second street, from Davidson avenue to Jerome avenue, and to the extent of one-half the block at the intersecting streets.

No. 14. Both sides of One Hundred and Ninety-third street, from Jerome avenue to Grand Boulevard and Concourse, and to the extent of one-half the block at the intersecting streets.

No. 15. Both sides of One Hundred and Ninety-second street, from Aqueduct avenue to a point about 53 feet west of Grand avenue, and to the extent of one-half the block at the intersection of Aqueduct avenue.

No. 16. Both sides of One Hundred and Sixty-sixth street, from Jerome avenue to Lind avenue, and to the extent of one-half the block at the intersecting streets.

All persons whose interests are affected by the above-named proposed assessments, and who are opposed to the same, or either of them, are requested to present their objections, in writing, to the Secretary of the Board of Assessors, No. 320 Broadway, New York, on or before June 1, 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,  
 April 30, 1909.

m7,18

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 444, No. 1. Erecting wooden rail fences on the north side of Chauncey street, between Patchen and Ralph avenues; east side of Saratoga avenue, between Park and Prospect places; north side of Hawthorne street, between Flatbush and Bedford avenues; north side of Forty-eighth street, between Fourth and Fifth avenues; east side of Fourth avenue, between Forty-second and Forty-third streets; southeast corner of Fifth avenue and Forty-seventh street.

List 453, No. 2. Laying cement sidewalks on the south side of Sixth street, between Third and Fourth avenues; both sides of Garfield place, between Fourth and Fifth avenues; on the southwest corner of Sixth avenue and Forty-eighth street; south side of Sixtieth street, between Third and Fourth avenues; south side of Fifty-second street, between Fifth and Sixth avenues.

List 458, No. 3. Fencing vacant lots on the south side of Belmont avenue, between Snediker avenue and Hinsdale street; south side of Pitkin avenue, between Snediker avenue and Hinsdale street; west side of Hinsdale street, between Pitkin and Belmont avenues; north side of Liberty avenue, between Van Sinderen and Snediker avenues; east side of Alabama avenue, between Sutter and Blake avenues; west side of Watkins street, between Glenmore and Liberty avenues; south side of St. Marks avenue and north side of East New York avenue, between the junction of these avenues and Rockaway avenue; north side of Livonia avenue, between Thadford and Osborn streets; southeast corner of Dumont avenue and Stone avenue.

List 459, No. 4. Fencing vacant lots on the south side of Blake avenue, between Stone avenue and Sackman street; west side of Powell street, between Sutter and Blake avenues; north side of Dumont avenue, between Sackman and Powell streets; east side of Christopher avenue, between Liberty and East New York avenues; south side of East New York avenue, between Christopher avenue and Sackman street; southeast corner of Powell street and Dumont avenue; northeast corner of Powell street and Dumont avenue; northwest corner of Blake avenue and Junius street; east side of Powell street, between Blake and Sutter avenues; southwest corner of Junius street and Sutter avenue; northwest corner of Blake avenue and Stone avenue.

List 485, No. 5. Paving with asphalt Seventy-third street, between Fourteenth and Fifteenth avenues.

List 489, No. 6. Curbing and laying cement sidewalks on Tenth avenue, between Seventy-ninth and Eighty-sixth streets.

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. North side of Chauncey street, between Patchen and Ralph avenues; east side of Saratoga avenue, between Park and Prospect places; north side of Hawthorne street, between Flatbush and Bedford avenues; north side of Forty-eighth street, between Fourth and Fifth avenues; east side of Fourth avenue, between Forty-second and Forty-third streets; southeast corner of Fifth avenue and Forty-seventh street.

No. 2. South side of Sixth street, between Third and Fourth avenues; both sides of Garfield place, between Fourth and Fifth avenues; on the southwest corner of Sixth avenue and Forty-eighth street; south side of Sixtieth street, between Third and Fourth avenues; south side of Fifty-second street, between Fifth and Sixth avenues.

No. 3. South side of Belmont avenue, between Snediker avenue and Hinsdale street; south side of Pitkin avenue, between Snediker avenue and Hinsdale street; west side of Hinsdale street, between Pitkin and Belmont avenues; north side of Liberty avenue, between Van Sinderen and Snediker avenues; east side of Alabama avenue, between Sutter and Blake avenues; west side of Watkins street, between Glenmore and Liberty avenues; south side of St. Marks avenue and north side of East New York avenue, between the junction of these avenues and Rockaway avenue; north side of Livonia avenue, between Thadford and Osborn streets; southeast corner of Dumont avenue and Stone avenue.

No. 4. South side of Blake avenue, between Stone avenue and Sackman street; west side of Powell street, between Sutter and Blake avenues; north side of Dumont avenue, between Sackman and Powell streets; east side of Christopher avenue, between Liberty and East New York avenues; south side of East New York avenue, between Christopher avenue and Sackman street; southeast corner of Powell street and Dumont avenue;

northeast corner of Powell street and Dumont avenue; northwest corner of Blake avenue and Junius street; east side of Powell street, between Blake and Sutter avenues; southwest corner of Junius street and Sutter avenue; northwest corner of Blake avenue and Stone avenue.

No. 5. Both sides of Seventy-third street, from Fourteenth to Fifteenth avenue, and to the extent of half the block at the intersecting avenues.

No. 6. Both sides of Tenth avenue, from Eighty-first street to Eighty-sixth 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 June 1, 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,  
 April 30, 1909.

a30,m11

#### DEPARTMENT OF PARKS.

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

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

THURSDAY, MAY 20, 1909.

#### Borough of Brooklyn.

FOR FURNISHING ALL THE LABOR AND MATERIALS NECESSARY TO REPAIR ASPHALT PAVEMENTS ON GLENMORE AVENUE, EASTERN PARKWAY EXTENSION, AND AT THE ENTRANCES TO PROSPECT PARK, IN THE BOROUGH OF BROOKLYN.

The time for the completion of the contract is thirty (30) days.

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

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

Blank forms may be obtained at the office of the Department of Parks, Litchfield Mansion, Prospect Park West and Fifth street, Brooklyn.

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

m7,20

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, MAY 13, 1909.

#### Borough of The Bronx.

FOR REBUILDING CRIBWORK AND FILLING IN BANK ON THE EASTERN SIDE OF THE HARLEM RIVER, IN MACOMBS DAM PARK, IN THE BOROUGH OF THE BRONX, IN THE CITY OF NEW YORK.

The time allowed for the completion of the whole work will be one hundred (100) calendar days.

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

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, Zbrowski Mansion, Claremont Park, Borough of The Bronx.

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

a30,m13

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, MAY 13, 1909.

#### Borough of Brooklyn.

FOR FURNISHING AND DELIVERING CRUSHED TRAP ROCK AND TRAP ROCK SCREENINGS IN PARKWAYS, BOROUGH OF BROOKLYN.

The time for the completion of the contract is one hundred (100) days.

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

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

Blank forms may be obtained at the office of the Department of Parks, Litchfield Mansion, Prospect Park, Brooklyn.

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

a27,m13

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

#### FIRE DEPARTMENT.

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

SEALED BIDS OR ESTIMATES WILL BE received by the Fire Commissioner at the above office until 10:30 a.m. on

WEDNESDAY, MAY 19, 1909.

#### Borough of Manhattan.

NO. 1. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR THE ERECTION AND COMPLETION OF A NEW BUILDING FOR A HOOK AND LADDER COMPANY, TO BE LOCATED ON THE SOUTHERLY SIDE OF HANCOCK PLACE, 104 FEET 10 1/2 INCHES WEST OF MANHATTAN AVENUE.

The time for the completion of the work and the full performance of the contract is two hundred and eighty (280) days.

The amount of security required is Twenty Thousand Dollars (\$20,000).

#### Borough of The Bronx.

NO. 2. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR THE ERECTION AND COMPLETION OF A NEW BUILDING FOR AN ENGINE AND HOOK AND LADDER COMPANY, TO BE LOCATED ON THE WESTERLY SIDE OF WHITE PLAINS ROAD, 400 FEET NORTH OF MORRIS PARK AVENUE.

The time for the completion of the work and the full performance of the contract is two hundred and eighty (280) days.

The amount of security required is Thirty-two Thousand Five Hundred Dollars (\$32,500).

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

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

NICHOLAS J. HAYES, Fire Commissioner, Dated May 6, 1909.

m7,19

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

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

9,200 cubic yards of earth excavation.

5,200 cubic yards of rock excavation.

29,300 cubic yards of filling.

6,900 linear feet of new curbstone, furnished and set.

25,400 square feet of new flagging, furnished and laid.

500 square feet of old flagging, rejoined and relaid.

7,650 square feet of new bridgestone for cross-walks, 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.

1,300 pounds of steel rods in place.

3,000 pounds of cast iron frames and covers for rubble masonry inlets, other than

Types "A" and "B."

5 drainage inlets, Type "A."

8 drainage inlets, Type "B."

2,350 linear feet of guard rail.

The time allowed for the completion of the work will be 150 working days.

The amount of security required will be Seventeen Thousand Dollars.

NO. 5. FOR REGULATING, GRADING, SETTING CURBSTONE, FLAGGING THE SIDEWALKS, LAYING CROSSWALKS, BUILDING APPROACHES AND PLACING FENCES IN COLLEGE AVENUE, FROM EAST ONE HUNDRED AND SIXTY-FOURTH STREET TO EAST ONE HUNDRED AND SIXTY-FIFTH STREET.

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

2,510 cubic yards of earth excavation.

90 cubic yards of rock excavation.

210 cubic yards of filling.

650 linear feet of new curbstone, furnished and set.

2,600 square feet of new flagging, furnished and laid.

112 square feet of new bridgestone, for cross-walks, furnished and laid.

30 cubic yards of dry rubble masonry, in retaining walls, culverts and gutters.

100 linear feet of guard rail, in place.

The time allowed for the completion of the work will be sixty (60) working days.

The amount of security required will be One Thousand Dollars (\$1,000).

NO. 6. FOR REGULATING AND REREGULATING, GRADING AND REGRADING, SETTING CURBSTONE, FLAGGING THE SIDEWALKS, LAYING CROSSWALKS, BUILDING APPROACHES AND PLACING FENCES IN PERRY AVENUE, BETWEEN MOSHOLU PARKWAY NORTH AND WOOD-LAWN ROAD.

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

25 cubic yards of earth excavation.

2,300 cubic yards of filling.

30 linear feet of new curbstone, furnished and set.

520 linear feet of old curbstone, rejoined and set.

100 square feet of new flagging, furnished and laid.

2,020 square feet of old flagging, rejoined and relaid.

25 cubic yards of dry rubble masonry, in retaining walls, culverts and gutters.

1,000 feet (B. M.) of lumber, furnished and laid.

300 linear feet of guard rail, in place.

The time allowed for the completion of the work will be thirty (30) working days.

The amount of security required will be Five Hundred Dollars (\$500).

NO. 7. FOR REGULATING, GRADING, FLAGGING AND PAVING WITH SHEET ASPHALT ON

FENCES IN RYER AVENUE, FROM EAST ONE HUNDRED AND SEVENTY-EIGHTH STREET TO BURNSIDE AVENUE.

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

50 cubic yards of earth excavation.

10 cubic yards of rock excavation.

950 cubic yards of filling.

530 linear feet of new curbstone, furnished and set.

135 linear feet of old curbstone, rejoined and reset.

2,100 square feet of new flagging, furnished and laid.

675 square feet of old flagging, rejoined and relaid.

270 square feet of new bridgestone for cross-walks, furnished and laid.

70 cubic yards of dry rubble masonry, in retaining walls, culverts and gutters.

1,000 feet (B. M.) of lumber, furnished and laid.

330 linear feet of guard rail in place.

The time allowed for the completion of the work will be forty (40) working days.

The amount of security required will be Seven Hundred Dollars (\$700).

No. 11. FOR REGULATING, GRADING, SETTING CURBSTONES, FLAGGING THE SIDEWALKS, LAYING CROSSWALKS, BUILDING APPROACHES AND PLACING FENCES IN MOSHOLU PARKWAY NORTH, FROM PERRY AVENUE TO JEROME AVENUE.

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

8,800 cubic yards of earth excavation.

5,800 cubic yards of rock excavation.

44,820 cubic yards of filling.

3,150 linear feet of new curbstone, furnished and set.

12,040 square feet of new flagging, furnished and laid.

750 square feet of new bridgestone for cross-walks, furnished and laid.

160 cubic yards of dry rubble masonry, in retaining walls, culverts and gutters.

200 linear feet of vitrified stoneware pipe, 12 inches to 18 inches in diameter.

1,600 feet (B. M.) of lumber, furnished and laid.

3,900 linear feet of guard rail in place.

The time allowed for the completion of the work will be two hundred (200) working days.

The amount of security required will be Fifteen Thousand Dollars (\$15,000).

No. 12. FOR REGULATING, GRADING, SETTING CURBSTONES, FLAGGING THE SIDEWALKS, LAYING CROSSWALKS, BUILDING APPROACHES AND PLACING FENCES IN EAST ONE HUNDRED AND SEVENTY-FIFTH STREET, FROM THE GRAND BOULEVARD AND CONCOURSE TO ANTHONY AVENUE.

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

3,700 cubic yards of earth excavation.

30 cubic yards of rock excavation.

1,530 cubic yards of filling.

1,950 linear feet of new curbstone, furnished and set.

8,080 square feet of new flagging, furnished and laid.

112 square feet of new bridgestone for cross-walks, furnished and laid.

50 cubic yards of dry rubble masonry, in retaining walls, culverts and gutters.

The time allowed for the completion of the work will be 60 working days.

The amount of security required will be Two Thousand Dollars.

No. 13. FOR PAVING WITH ASPHALT BLOCKS AND WITH GRANITE BLOCKS ON A CONCRETE FOUNDATION THE ROADWAY OF BROADWAY, FROM SPUTYEN DUYVIL CREEK TO THE NORTH LINE OF THE CITY, AND SETTING CURB WHERE NECESSARY.

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

49,920 square yards of completed asphalt block pavement, and keeping the same in repair for five years from date of acceptance.

11,650 cubic yards of concrete, including mortar bed.

2,500 linear feet of new curbstone, furnished and set in concrete.

23,200 linear feet of old curbstone, rejoined, recut on top and reset in concrete.

27,900 square yards of completed asphalt block pavement, not to be kept in repair.

1,955 square yards new granite block pavement on a concrete foundation, laid with paying cement joints, not to be kept in repair.

The time allowed for the completion of the work will be 150 consecutive working days.

The amount of security required will be Seventy-five Thousand Dollars.

No. 14. FOR PAVING WITH GRANITE BLOCKS ON A SAND FOUNDATION AND WITH SHEET ASPHALT AND ASPHALT BLOCKS ON CONCRETE FOUNDATIONS THE ROADWAY OF EAST ONE HUNDRED AND EIGHTY-FOURTH STREET, FROM WEBSTER AVENUE TO THIRD AVENUE, AND SETTING CURB WHERE NECESSARY.

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

2,150 square yards of completed asphalt block pavement, and keeping the same in repair for five years from date of acceptance.

600 cubic yards of concrete, including mortar bed.

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

2,200 linear feet of old curbstone, rejoined, recut on top and reset in concrete.

675 square yards of granite block pavement on a sand foundation, laid with sand joints, and keeping the same in repair for one year from date of acceptance.

The amount of security will be fifty per cent. (50%) of the amount of the bid or estimate.

Bidders will state the trade name of bicycle proposed by them to be furnished, and will write out the total amount of their estimates in addition to inserting the same in figures.

The bids will be compared and the contract awarded at a lump sum for all the articles, materials or supplies contained in the annexed specification and schedule.

Bidders will deliver sample of bicycle which they propose to furnish under their bid at the Bureau of Repairs and Supplies, No. 300 Mulberry street, Manhattan, before the time set for the opening of bids.

Bidders are requested to make their bids or estimates upon the blank forms prepared by the Commissioner, a copy of which, with the proper envelope in which to inclose the bid, together with a copy of the contract, including the specifications, in the form approved by the Corporation Counsel, can be obtained upon application therefor at the office of the Commissioner, and any further information can be obtained at the office of the Bureau of Repairs and Supplies of the Police Department, No. 300 Mulberry street, Borough of Manhattan.

Theodore A. Bingham, Commissioner.

1,000 feet (B. M.) of timber for foundations, furnished and laid, and sheeting, furnished and left in place.

10 linear feet of 12-inch drain pipe, furnished and laid.

The time allowed for the completion of the work will be 175 working days.

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

No. 17. FOR CONSTRUCTING A SEWER AND APPURTENANCES IN WEST TWO HUNDRED AND FIFTY-NINTH STREET, BETWEEN BROADWAY AND RIVERDALE AVENUE.

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

234 linear feet of concrete sewer, 3 feet 6 inches diameter.

1,056 linear feet of concrete sewer, 3 feet diameter.

834 linear feet of pipe sewer, 30-inch.

3 linear feet of pipe sewer, 18-inch.

5 linear feet of pipe sewer, 15-inch.

462 linear feet of pipe sewer, 12-inch.

211 spurs for house connections, over and above the cost per linear foot of sewer.

19 manholes, complete.

21 receiving basins, complete.

2,100 cubic yards of rock, to be excavated and removed.

75 cubic yards of Class "B" concrete, in place, additional to that shown on the plan.

The time allowed for the completion of the work will be forty (40) working days.

The amount of security required will be Seven Hundred Dollars (\$700).

No. 11. FOR REGULATING, GRADING, SETTING CURBSTONES, FLAGGING THE SIDEWALKS, LAYING CROSSWALKS, BUILDING APPROACHES AND PLACING FENCES IN MOSHOLU PARKWAY NORTH, FROM PERRY AVENUE TO JEROME AVENUE.

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

8,800 cubic yards of earth excavation.

5,800 cubic yards of rock excavation.

44,820 cubic yards of filling.

3,150 linear feet of new curbstone, furnished and set.

12,040 square feet of new flagging, furnished and laid.

750 square feet of new bridgestone for cross-walks, furnished and laid.

160 cubic yards of dry rubble masonry, in retaining walls, culverts and gutters.

200 linear feet of vitrified stoneware pipe, 12 inches to 18 inches in diameter.

1,600 feet (B. M.) of lumber, furnished and laid.

3,900 linear feet of guard rail in place.

The time allowed for the completion of the work will be two hundred (200) working days.

The amount of security required will be Fifteen Thousand Dollars (\$15,000).

No. 12. FOR REGULATING, GRADING, SETTING CURBSTONES, FLAGGING THE SIDEWALKS, LAYING CROSSWALKS, BUILDING APPROACHES AND PLACING FENCES IN EAST ONE HUNDRED AND SEVENTY-FIFTH STREET, FROM THE GRAND BOULEVARD AND CONCOURSE TO ANTHONY AVENUE.

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

3,700 cubic yards of earth excavation.

30 cubic yards of rock excavation.

1,530 cubic yards of filling.

1,950 linear feet of new curbstone, furnished and set.

8,080 square feet of new flagging, furnished and laid.

112 square feet of new bridgestone for cross-walks, furnished and laid.

50 cubic yards of dry rubble masonry, in retaining walls, culverts and gutters.

The time allowed for the completion of the work will be 60 working days.

The amount of security required will be Two Thousand Dollars.

No. 13. FOR PAVING WITH ASPHALT BLOCKS AND WITH GRANITE BLOCKS ON A CONCRETE FOUNDATION THE ROADWAY OF BROADWAY, FROM SPUTYEN DUYVIL CREEK TO THE NORTH LINE OF THE CITY, AND SETTING CURB WHERE NECESSARY.

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

49,920 square yards of completed asphalt block pavement, and keeping the same in repair for five years from date of acceptance.

11,650 cubic yards of concrete, including mortar bed.

2,500 linear feet of new curbstone, furnished and set in concrete.

23,200 linear feet of old curbstone, rejoined, recut on top and reset in concrete.

27,900 square yards of completed asphalt block pavement, not to be kept in repair.

1,955 square yards new granite block pavement on a concrete foundation, laid with paying cement joints, not to be kept in repair.

The time allowed for the completion of the work will be 150 consecutive working days.

The amount of security required will be Seventy-five Thousand Dollars.

No. 14. FOR PAVING WITH GRANITE BLOCKS ON A SAND FOUNDATION AND WITH SHEET ASPHALT AND ASPHALT BLOCKS ON CONCRETE FOUNDATIONS THE ROADWAY OF EAST ONE HUNDRED AND EIGHTY-FOURTH STREET, FROM WEBSTER AVENUE TO THIRD AVENUE, AND SETTING CURB WHERE NECESSARY.

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

2,150 square yards of completed asphalt block pavement, and keeping the same in repair for five years from date of acceptance.

600 cubic yards of concrete, including mortar bed.

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

2,200 linear feet of old curbstone, rejoined, recut on top and reset in concrete.

675 square yards of granite block pavement on a sand foundation, laid with sand joints, and keeping the same in repair for one year from date of acceptance.

The amount of security will be fifty per cent. (50%) of the amount of the bid or estimate.

Bidders will state the trade name of bicycle proposed by them to be furnished, and will write out the total amount of their estimates in addition to inserting the same in figures.

The bids will be compared and the contract awarded at a lump sum for all the articles, materials or supplies contained in the annexed specification and schedule.

Bidders will deliver sample of bicycle which they propose to furnish under their bid at the Bureau of Repairs and Supplies, No. 300 Mulberry street, Manhattan, before the time set for the opening of bids.

Theodore A. Bingham, Commissioner.

234 linear feet of concrete sewer, 3 feet 6 inches diameter.

1,056 linear feet of concrete sewer, 3 feet diameter.

834 linear feet of pipe sewer, 30-inch.

3 linear feet of pipe sewer, 18-inch.

5 linear feet of pipe sewer, 15-inch.

462 linear feet of pipe sewer, 12-inch.

211 spurs for house connections, over and above the cost per linear foot of sewer.

16 manholes, complete.

21 receiving basins, complete.

2,100 cubic yards of rock, to be excavated and removed.

75 cubic yards of Class "B" concrete, in place, additional to that shown on the plan.

The time allowed for the completion of the work will be forty (40) working days.

The amount of security required will be Seven Hundred Dollars (\$700).

No. 11. FOR REGULATING, GRADING, SETTING CURBSTONES, FLAGGING THE SIDEWALKS, LAYING CROSSWALKS, BUILDING APPROACHES AND PLACING FENCES IN EAST ONE HUNDRED AND SEVENTY-FIFTH STREET, FROM THE GRAND BOULEVARD AND CONCOURSE TO ANTHONY AVENUE.

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

3,700 cubic yards of earth excavation.

30 cubic yards of rock excavation.

1,530 cubic yards of filling.

1,950 linear feet of new curbstone, furnished and set.

8,080 square feet of new flagging, furnished and laid.

112 square feet of new bridgestone for cross-walks, furnished and laid.

50 cubic yards of dry rubble masonry, in retaining walls, culverts and

Bids will be received by the single pound, barrel or article, and awards will be made to the highest bidder per pound, barrel or article.

Quantities marked "estimated" are for the accumulation of year 1909, and contracts based on such quantities are for such period of time.

All quantities to be more or less and estimated only.

All qualities to be "as are."

ASSIGNMENTS OF CONTRACTS WILL NOT BE RECOGNIZED UNLESS APPROVED BY THE COMMISSIONER.

Each successful bidder will be required to pay Twenty-five Per Cent. of the estimated amount of his purchase to me at the time and place of sale, to be held by The City of New York, as security for the faithful performance of the terms and conditions of the sale, and all goods are to be paid for in cash or a certified check on a New York City bank, upon their delivery.

The Commissioner reserves the right to reject all bids, also the right to order resale of any goods that shall NOT have been removed by the purchaser within TEN days after he shall have been notified that they are ready, and in case the said purchaser fails to remove any of the said goods within ten days after having been notified that they are ready for delivery he forfeits the Twenty-five Per Cent. paid in at the time and place of sale, and also forfeits all right to the ownership of the goods.

Goods can be examined at Blackwells Island by intending bidders on any week day before the day of sale.

The City of New York, May 1, 1909.

ROBERT W. HEBBERD,  
Commissioner of Public Charities.

m1,13

DEPARTMENT OF PUBLIC CHARITIES, FOOT OF EAST TWENTY-SIXTH STREET, NEW YORK.

BOROUGHS OF BROOKLYN AND QUEENS.

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

WEDNESDAY, MAY 12, 1909.

FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR THE ERECTION AND COMPLETION OF A FRAME BUILDING ON DOCK AT THE FOOT OF NOBLE STREET, BOROUGH OF BROOKLYN.

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

The surety required will be Seven Hundred Dollars (\$700).

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, Borough of Manhattan, The City of New York, where plans and specifications may be seen.

ROBERT W. HEBBERD, Commissioner.

Dated April 29, 1909.

a30,m12

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

TUESDAY, MAY 11, 1909.

FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR THE ERECTION AND COMPLETION OF A FRAME BUILDING ON DOCK AT THE FOOT OF EAST NINETY-FIRST STREET, BOROUGH OF MANHATTAN.

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

The surety required will be Seven Hundred Dollars (\$700).

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, Borough of Manhattan, The City of New York, where plans and specifications may be seen.

ROBERT W. HEBBERD, Commissioner.

Dated April 29, 1909.

a29,m11

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

## DEPARTMENT OF FINANCE.

CORPORATION SALE OF BUILDINGS AND APPURTENANCES THERETO ON CITY REAL ESTATE.

AT THE REQUEST OF THE COMMISSIONER of Docks and Ferries, 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 upon property owned by The City of New York, acquired by it for ferry purposes, in the

### Borough of Brooklyn.

Being all those buildings, parts of buildings, etc., formerly used as the Brooklyn Terminal of the Thirty-ninth Street Ferry, and consisting of the brick ferry house, two open sheds, boiler room, coal bin, fence, etc., all of which are more particularly described in a letter of request, on file in the office of the Collector of City Revenue, Room 141, No. 280 Broadway, Borough of Manhattan.

Pursuant to a resolution of the Commissioners of the Sinking Fund, adopted at a meeting held May 5, 1909, the sale of the above described buildings and appurtenances thereto will be held by direction of the Comptroller on

FRIDAY, MAY 21, 1909,

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.

The sale will be as of the condition of the property on date of delivery thereof to the purchaser. The City of New York will not be responsible for any change or loss which may occur in the condition of the buildings, or their appurtenances, between the time of the sale thereof and the time of delivering possession to the purchaser, after being properly vacated of all tenants. The sale and delivery to purchaser will be made as nearly together as the circumstance of vacating the structures of their tenants will permit.

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 him and at the expense of the purchaser of the building.

Failure to remove said buildings, appurtenances, or any part thereof, within thirty 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 permit for all opening in the street to be obtained by him and at the expense of the purchaser of the building.

Failure to remove said buildings, appurtenances, or any part thereof, within thirty 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 permit for all opening in the street to be obtained by him and at the expense of the purchaser of the building.

Failure to remove said buildings, appurtenances, or any part thereof, within thirty 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 permit for all opening in the street to be obtained by him and at the expense of the purchaser of the building.

Failure to remove said buildings, appurtenances, or any part thereof, within thirty 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 permit for all opening in the street to be obtained by him and at the expense of the purchaser of the building.

Failure to remove said buildings, appurtenances, or any part thereof, within thirty 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 permit for all opening in the street to be obtained by him and at the expense of the purchaser of the building.

Failure to remove said buildings, appurtenances, or any part thereof, within thirty 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 permit for all opening in the street to be obtained by him and at the expense of the purchaser of the building.

from Wilson avenue to a point about 300 feet south of Grand avenue; both sides of Wilson avenue, from Cabinet street (Nineteenth avenue) to Oakley street (Seventeenth avenue); both sides of Titus street (Sixteenth avenue), and both sides of Luster street (Fifteenth avenue), from Vandeventer avenue to Jamaica avenue; both sides of Fourteenth avenue, from Vandeventer avenue to a point about 360 feet north of Jamaica avenue; both sides of Grace street (Thirteenth avenue), and both sides of Twelfth avenue, from Vandeventer avenue to Grand avenue, and both sides of Vandeventer avenue, from Eighteenth avenue to Fourteenth avenue; north side of Jamaica avenue, from Eighteenth avenue to Oakley street (Seventeenth avenue), and from Sixteenth avenue to Fifteenth avenue; south side of Vandeventer avenue, from Fourteenth avenue to Twelfth avenue.

that the same was confirmed by the Board of Assessors May 4, 1909, and entered May 4, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, 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 July 3, 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, 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.

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, 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 July 3, 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, May 4, 1909.

m6,19

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."

CORPORATION SALE OF BUILDINGS AND APPURTENANCES THERETO ON CITY REAL ESTATE.

AT THE REQUEST OF THE BOARD OF EDUCATION, public notice is hereby given that the Commissioners of the Sinking Fund, by virtue of the powers vested in them by law, will offer for sale at public auction all the buildings, parts of buildings, etc., standing within the lines of property owned by The City of New York, acquired by it for school purposes, in the

### Borough of Queens.

Being the building situated on the plot of ground located on the southeast corner of First avenue and Twelfth street, having a frontage of 50 feet on First avenue and 100 feet on Twelfth street, and which is more particularly described in a letter of request on file in the office of the Collector of City Revenue, No. 280 Broadway, Borough of Manhattan.

Pursuant to a resolution of the Commissioners of the Sinking Fund, adopted at a meeting held May 5, 1909, the sale of the above-described buildings and appurtenances thereto will be held by direction of the Comptroller on

THURSDAY, MAY 20, 1909, at 11:30 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 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, kept in the Municipal Building, corner of One Hundred and Seventy-seventh street and Third avenue, Borough of The Bronx, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before July 3, 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, 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, kept in the Municipal Building, corner of One Hundred and Seventy-seventh street and Third avenue, Borough of The Bronx, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before July 3, 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, as provided by section 159 of this act."

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, kept in the Municipal Building, corner of One Hundred and Seventy-seventh street and Third avenue, Borough of The Bronx, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before July 3, 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, as provided by section 159 of this act."

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, kept in the Municipal Building, corner of One Hundred and Seventy-seventh street and Third avenue, Borough of The Bronx, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before July 3, 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, as provided by section 159 of this act."

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, kept in the Municipal Building, corner of One Hundred and Seventy-seventh street and Third avenue, Borough of The Bronx, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before July 3, 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, as provided by section 159 of this act."

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, kept in the Municipal Building, corner of One Hundred and Seventy-seventh street and Third avenue, Borough of The Bronx, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before July 3, 190

The work of removal must be carried on in every respect in a thorough and workmanlike manner, and must be completed within thirty 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 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 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.

J. H. MCCOOEY,  
Deputy and Acting Comptroller,  
City of New York, Department of Finance,  
Comptroller's Office, May 5, 1909.

m6,20

## NOTICE TO PROPERTY OWNERS.

**IN PURSUANCE OF SECTION 1018 OF THE**  
Greater New York Charter, the Comptroller of The City of New York hereby gives public notice to all persons, owners of property, affected by the following assessment for LOCAL IMPROVEMENTS in the BOROUGH OF QUEENS:

## FIRST WARD.

**LAWRENCE STREET—REGULATING, GRADING, CURBING, FLAGGING AND LAYING CROSSWALKS,** from Flushing avenue to Valeott avenue. Area of assessment: Both sides of Lawrence street, from Flushing avenue to Valeott avenue, and to the extent of half the block at the intersecting avenues.

—that the same was confirmed by the Board of Revision of Assessments April 29, 1909, and entered April 29, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessment, interest will be collected thereon, as provided in section 1019 of said Greater New York Charter.

Said section provides, in part, 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, 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 June 28, 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, April 29, 1909.

m1,14

## NOTICE TO PROPERTY OWNERS.

**IN PURSUANCE OF SECTION 1018 OF THE**  
Greater New York Charter, the Comptroller of The City of New York hereby gives public notice to all persons, owners of property, affected by the following assessments for LOCAL IMPROVEMENTS in the BOROUGH OF BROOKLYN:

## EIGHTH WARD, SECTION 3.

**FIFTY-FOURTH STREET—REGULATING, GRADING, CURBING AND LAYING CEMENT SIDEWALKS,** between First and Second avenues. Area of assessment: Both sides of Fifty-fourth street, from First to Second avenue, and to the extent of half the block at the intersecting avenues.

**TWENTY-NINTH AND THIRTIETH WARDS, SECTIONS 16 AND 17.**

**THIRTY-NINTH STREET—REGULATING, GRADING, CURBING AND LAYING CEMENT SIDEWALKS,** between Fort Hamilton and Thirteenth avenues. Area of assessment: Both sides of Thirty-ninth street, from Fort Hamilton avenue to Thirteenth avenue, and to the extent of half the block at the intersecting avenues.

## THIRTIETH WARD, SECTION 17.

**FIFTIETH STREET—REGULATING, GRADING AND CURBING,** between Eighth avenue and Fort Hamilton avenue. Area of assessment: Both sides of Fiftieth street, from Eighth avenue to Fort Hamilton avenue, and to the extent of half the block at the intersecting avenues.

## THIRTIETH WARD, SECTION 19.

**MAIN STREET (EIGHTY-FOURTH STREET)—REGULATING AND GRADING,** between Fifteenth and Eighteenth avenues, and CURBING, LAYING CROSSWALKS, PAVING GUTTERS AND LAYING SIDEWALKS, on the south side, where not already done. Area of assessment: Both sides of Main street (Eighty-fourth street), from Fifteenth to Eighteenth avenue, and to the extent of half the block at the intersecting avenues.

**THIRTY-SECOND WARD, SECTIONS 15 AND 16.**

**FARRAGUT ROAD—REGULATING, GRADING, CURBING, SODDING AND LAYING CEMENT SIDEWALKS,** from Rogers avenue to a point 120 feet, more or less, east of Thirty-fourth street. Area of assessment: Both sides of Farragut road, from a point 120 feet, more or less, east of East Thirty-fourth street to Rogers avenue, and to the extent of half the block at the intersecting streets and avenues.

**THIRTY-SECOND WARD, SECTION 16.**

**KENILWORTH PLACE—REGULATING, GRADING, CURBING AND LAYING CEMENT SIDEWALKS,** between Avenue F and Avenue G. Area of assessment: Both sides of Kenilworth place, from Avenue F (Farragut road) to Avenue G, and to the extent of half the block at the intersecting avenues.

—that the same were confirmed by the Board of Revision of Assessments April 29, 1909, and entered April 29, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessments, interest will be collected thereon, as provided by section 1019 of said Greater New York Charter.

Said section provides in part, that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides \* \* \* "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record."

The above assessments are payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, in the Municipal Building, corner of One Hundred and Seventy-seventh street and Third avenue, Borough of The Bronx, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before June 28, 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, April 29, 1909.

## BOROUGH OF THE BRONX.

Being all the unoccupied buildings, parts of buildings, etc., now standing within the lines of the extension of the addition to Bronx Park, eastward, as laid out on the map of July 1, 1905, in the Twenty-fourth Ward, Bronxdale, all of which are more particularly described on a certain map on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 289 Broadway, Borough of Manhattan.

Pursuant to a resolution of the Commissioners of the Sinking Fund, adopted at a meeting held April 21, 1909, the sale of the above-described buildings and appurtenances thereto will be held by direction of the Comptroller on

## FRIDAY, MAY 14, 1909,

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.

The sale will be as of the condition of the property on date of delivery thereof to the purchaser. The City of New York will not be responsible for any change or loss which may occur in the condition of the buildings, or their appurtenances, between the time of the sale thereof and the time of delivering possession to the purchaser, after being properly vacated of all tenants. The sale and delivery to purchaser will be made as nearly together as the circumstance of vacating the structures of their tenants will permit.

All the material of the buildings, sheds, walls, 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 The Bronx, 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 thirty 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 thirty 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 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 pointed and made to exclude wind and rain and present a clean exterior. The roofs of adjacent buildings shall be properly flashed and pointed 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, April 23, 1909.

m1,14

## 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:

**SEVENTH WARD, SECTION 1; NINTH, THIRTEENTH AND SEVENTEEN WARDS, SECTION 2; SIXTEENTH, TWENTIETH AND TWENTY-FIRST WARDS, SECTION 3; TWENTY-SECOND WARD, SECTION 4; NINETEENTH WARD, SECTION 5; TWELFTH WARD, SECTIONS 6, 7 AND 8.**

**REPAIRING SIDEWALKS** on **SEVENTY-FIFTH STREET**, north side, commencing 175 feet east of Avenue A; on **LEXINGTON AVENUE**, in front of Nos. 1256 and 1258; on **EAST ONE HUNDRED AND TWENTY-FOURTH STREET**, in front of Nos. 53 and 55; on **THIRD AVENUE**, in front of No. 2285; on **SECOND AVENUE**, east side, 35 feet north of One Hundred and Twenty-third street; on **ONE HUNDRED AND THIRTY-FOURTH STREET**, north and south sides, between Amsterdam avenue and Broadway; on **BRADHURST AVENUE**, east side, between One Hundred and Forty-sixth and One Hundred and Forty-seventh streets; on **WEST ONE HUNDRED AND FORTY-NINTH STREET**, in front of No. 303; on the northeast corner of **ONE HUNDRED AND FIFTY-FIRST STREET** and **BRADHURST AVENUE**; on **WEST ONE HUNDRED AND FORTY-FIFTH STREET**, in front of No. 481; on **ONE HUNDRED AND FIFTY-EIGHTH STREET**, north side, commencing 350 feet east of Broadway and extending 50 feet east; on the southwest corner of **ONE HUNDRED AND EIGHTY-SEVENTH STREET** and **AMSTERDAM AVENUE**; on **NINTH AVENUE**, in front of Nos. 502 and 504; at the northeast corner of **EIGHTH AVENUE** and **FOURTEENTH STREET**; on **CHERRY STREET**, in front of No. 375, and **GOVERNEUR STREET**, in front of No. 66; on **GRAND STREET**, in front of Nos. 570 and 572; on **CLINTON STREET**, in front of No. 133; on **FIRST AVENUE**, in front of No. 196; on **EAST HOUSTON STREET**, in front of No. 158; on **CARMINE STREET**, in front of Nos. 52 and 52½; on **EAST THIRTY-SECOND STREET**, in front of No. 134; on **WEST FIFTY-SEVENTH STREET**, in front of No. 561; on **SECOND AVENUE**, in front of No. 773; on **LEXINGTON AVENUE**, in front of Nos. 1053 and 1055. Area of assessment: North side of East Seventy-fifth street, between Avenue A and First avenue, Lots Nos. 8 and 9, in Block 1487; west side of Lexington avenue, between Eighty-fourth and Eighty-fifth streets, Lots Nos. 57 and 57½, in Block 1513; north side of East One Hundred and Twenty-fourth street, between Madison and Park avenues, Lots Nos. 24 and 25, in Block 1749; east side of Third avenue, between One Hundred and Twenty-fourth and One Hundred and Twenty-fifth streets, Lot No. 2, Block 1789; east side of Second avenue, between One Hundred and Twenty-third and One Hundred and Twenty-fourth streets, Lot No. 54, in Block 1800; both sides of West One Hundred and Thirty-fourth street, from Broadway running east, Lots Nos. 1 and 6, in Block 1988, and Lots 1 and 55, in Block 1987; east side of Bradhurst avenue, between One Hundred and Forty-sixth and One Hundred and Forty-seventh streets, Lots Nos. 24, 40 and 41, in Block 2045; north side of One Hundred and Forty-ninth street, from a point 80 feet west of Eighth avenue, Lot No. 88, in Block 2045; east side of Bradhurst avenue, between One Hundred and Fifty-first and One Hundred and Fifty-second streets, and north side of One Hundred and Fifty-first street, 100 feet east of Bradhurst avenue, Lots Nos. 24, 24½, 25, 26, 27, 42, 43 and 44, in Block 2046; north side of One Hundred and Forty-fifth street, 208 feet 33 inches east of Amsterdam avenue, known as Lot No. 9, in Block 2060; north side of One Hundred and Fifty-eighth street, 350 feet east of Broadway, Lots Nos. 54 and 55, in Block 2117; southwest corner of One Hundred and Eighty-seventh street and Amsterdam avenue; east side of Ninth avenue, between Thirty-eighth and Thirty-ninth streets, and north side of Thirty-eighth street, between Eighth and Ninth avenues, Lots Nos. 1 and 2, in Block 762; northeast corner of Eighth avenue and Fourteenth street, and lot adjoining on Fourteenth street; southeast corner of Cherry and Gouverneur streets, and lot adjoining on Gouverneur street; north side of Grand street, 25 feet west of Goerel street, Lots Nos. 55 and 56, in Block 326; north side of Clinton street, about 50 feet east of Broome street, Lot No. 29, in Block 347; southeast corner of First avenue and Twelfth street; north side of East Houston street, 160 feet west of First avenue, Lot No. 47, in Block 442; south side of Carmine street, 45 feet east of Bedford street, Lot No. 56, in Block 527; southeast corner of Lexington avenue and Thirty-second street; north side of West Fifty-seventh street, about 67 feet east of Eleventh avenue, Lot No. 1-b, Block 1086; west side of Second avenue, about 100 feet south of Forty-second street, Lot No. 27, in Block 1315; southeast corner of Lexington avenue and Seventy-fifth street.

—that the same were confirmed by the Board of Assessors on April 27, 1909, and entered April 27, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessments, interest will be collected thereon, as provided in section 1019 of said Greater New York Charter.

Said section provides, in part, that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides \* \* \* "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record."

The above assessments are payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, Room H, No. 280 Broadway, Borough of Manhattan, between the hours of 9 a. m. to 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before June 26, 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, April 27, 1909.

m29,m12

## CORPORATION SALE OF BUILDINGS AND APPURTENANCES THERETO ON CITY REAL ESTATE.

**AT THE REQUEST OF THE COMMISSIONER** of Parks for the Borough of The Bronx, public notice is hereby given that the Commissioners of the Sinking Fund, by virtue of the powers vested in them by law, will offer for sale at public auction all the unoccupied buildings, parts of buildings, etc., standing within the lines of property owned by The City of New York, acquired by it for park purposes, in the

m30,m14

## NOTICE OF ASSESSMENTS FOR OPENING STREETS AND PARKS.

**I**N PURSUANCE OF SECTION 1005 OF THE Greater New York Charter, the Comptroller of The City of New York hereby gives public notice of the confirmation by the Supreme Court and the entering in the Bureau for the Collection of Assessments and Arrears of assessment for OPENING AND ACQUIRING TITLE to the following named avenue in the BOROUGH OF QUEENS:

## FIRST WARD.

STARR AVENUE—OPENING, from Borden avenue to Howard street. Confirmed February 24, 1909; entered April 27, 1909. Area of assessment includes all those lands, tenements and hereditaments and premises situate, lying and being in the Borough of Queens, in The City of New York, which, taken together, are bounded and described as follows, viz.:

Beginning at a point formed by the intersection of the southerly line of Borden avenue with a line parallel to and distant one hundred (100) feet easterly from the easterly line of Starr avenue; running thence southerly along said parallel line to Starr avenue to its intersection with the southerly line of Howard street; thence westerly along said southerly line of Howard street to its intersection with a line parallel to and distant one hundred (100) feet westerly from the westerly line of Starr avenue; thence northerly along said last mentioned parallel line to Starr avenue to its intersection with the southerly line of Borden avenue; thence easterly along said southerly line of Borden avenue to the point or place of beginning.

The above entitled assessment was entered on the date hereinbefore given in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents. Unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessment, interest will be collected thereon, as provided in section 1016 of the Greater New York Charter.

Said section provides that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides \* \* \* "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record."

The above assessment is payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, 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 June 26, 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, April 27, 1909.

a29,m12

## NOTICE TO PROPERTY OWNERS.

**I**N PURSUANCE OF SECTION 1018 OF THE Greater New York Charter, the Comptroller of The City of New York hereby gives public notice to all persons, owners of property, affected by the following assessment for LOCAL IMPROVEMENTS in the BOROUGH OF QUEENS:

## FIRST WARD.

COOPER STREET—REGULATING, GRADING, CURBING AND FLAGGING, between Grand and Newtown avenues. Area of assessment: Both sides of Cooper street, from Grand avenue to Newtown avenue, and to the extent of half the block at the intersecting avenues.—that the same was confirmed by the Board of Assessors April 27, 1909, and entered April 27, 1909, in the Record of Titles of Assessments, kept in the Bureau for the Collection of 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, 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 June 26, 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, April 27, 1909.

a29,m12

## NOTICE TO PROPERTY OWNERS.

**I**N 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 RICHMOND:

## THIRD WARD.

TEMPORARY SEWERS in INNIS STREET, GRANT STREET AND SANDS STREET, connecting with the Nicholas avenue sewer, being within Sewer District No. 16. Area of assessment: Both sides of Innis street, from John street to Nicholas avenue; both sides of Sands street and Grant street, between Innis and Sherman streets.—that the same was confirmed by the Board of Assessors April 27, 1909, and entered on April

27, 1909, in the Record of Titles of Assessments kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessment, interest shall be collected thereon, as provided in section 1019 of said Greater New York Charter.

Said section provides that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date 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, at Borough Hall, St. George, Borough of Richmond, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before June 26, 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, April 27, 1909.

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 Manhattan, 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 thirty 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 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 thirty 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 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 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.

HERMAN A. METZ, Comptroller, City of New York, Department of Finance, Comptroller's Office, April 23, 1909.

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 Queens, 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 thirty 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 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 thirty 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 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 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.

J. H. McCOOEY, Deputy and Acting Comptroller, City of New York, Department of Finance, Comptroller's Office, April 21, 1909.

a22,m7

## CORPORATION SALE OF BUILDINGS AND APPURTENANCES THERETO ON CITY REAL ESTATE.

**A**T 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., standing within the lines of property acquired for marginal streets for the Manhattan Bridge lying between Forsyth street and East Broadway, on the easterly side of the Manhattan Bridge, and between Bayard street and East Broadway on the westerly side of the Manhattan Bridge, and being more particularly designated as being all or part of the buildings known as Nos. 31, 33, 35, 37-39, 39-41, 43, 45-47 and 49 Bowery, Nos. 11, 13, 15, 17, 19, 21 and 23-25 Chrystie street, Nos. 20, 22, 24, 28, 30, 32, 34 and 36 Bayard street, Nos. 10, 12 and 14 Forsyth street, and the theatre building in the rear of these premises, Nos. 1, 3 and 5 Bayard street, Nos. 57, 59, 61, 73, 75, 77, 82 and 84 Division street, Nos. 70, 72, 84, 86 and 87 East Broadway, Nos. 26, 28 and 30 Market street and No. 71 Monroe street, all of which are more particularly described on certain maps on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 280 Broadway, Borough of Manhattan.

Pursuant to resolutions of the Commissioners of the Sinking Fund, adopted at meetings held October 9, 1907, June 11, 1908, and April 21, 1909, the sale of the above-described buildings and appurtenances thereto will be held by direction of the Comptroller on

## Borough of Queens.

Being all the buildings, parts of buildings, etc., now standing on all that certain plot of ground located on the east side of Van Alst avenue and the west side of Weil place, plot 100.08 feet on Van Alst avenue and extending through to Weil place, distant 106.94 feet north of Flushing avenue, and adjoining the south side of the site of Public School 7, all of which are more particularly described on a certain map on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 280 Broadway, Borough of Manhattan.

Pursuant to a resolution of the Commissioners of the Sinking Fund, adopted at a meeting held April 21, 1909, the sale of the above-described buildings and appurtenances thereto will be held by direction of the Comptroller, on

## FRIDAY, MAY 7, 1909,

at 10:30 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.

The sale will be as of the condition of the property on date of delivery thereof to the purchaser. The City of New York will not be responsible for any change or loss which may occur in the condition of the buildings, or their appurtenances, between the time of the sale thereof and the time of delivering possession to the purchaser, after being properly vacated of all tenants. The sale and delivery to purchaser will be made as nearly together as the circumstances of vacating the structures of their tenants will permit.

The sale will be as of the condition of the property on date of delivery thereof to the purchaser. The City of New York will not be responsible for any change or loss which may occur in the condition of the buildings, or their appurtenances, between the time of the sale thereof and the time of delivering possession to the purchaser, after being properly vacated of all tenants. The sale and delivery to purchaser will be made as nearly together as the circumstances of vacating the structures of their tenants will permit.

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.

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.

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.

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



Pamphlets containing information for bidders, forms of proposal and contract, specifications, etc., can be obtained at 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. This deposit will be refunded upon the return of the pamphlets in acceptable condition within thirty (30) days from the date on which bids are to be opened.

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

Commissioners of the Board of Water Supply.

J. WALDO SMITH, Chief Engineer.

THOMAS HASSETT, Secretary.

Note—See general instructions to bidders on last page, last column of the CITY RECORD, so far as applicable hereto and not otherwise provided for.

a27,m14

## DEPARTMENT OF EDUCATION.

DEPARTMENT OF EDUCATION, CORNER OF PARK AVENUE AND FIFTY-NINTH STREET, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Superintendent of School Supplies at the above office of the Department of Education until 3 p. m. on

TUESDAY, MAY 18, 1909.

FOR FURNISHING ALL REQUIRED MATERIAL AND REPAIRING GYMNASIUM APPARATUS, SWINGS, ETC., FOR VACATION PLAYGROUNDS AND VACATION SCHOOLS OF THE CITY OF NEW YORK.

The time for the furnishing of the articles, materials and supplies and the performance of the contract is within twenty (20) consecutive working days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, by which the bids will be tested. Award will be made to the lowest bidder on each item.

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 May 7, 1909.

PATRICK JONES,  
Superintendent of School Supplies.

m7,18

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, MAY 17, 1909.

Borough of Brooklyn.

No. 1. FOR INSTALLING ELECTRIC EQUIPMENT IN NEW PUBLIC SCHOOL 164, ON THE EASTERLY SIDE OF FOURTEENTH AVENUE, BETWEEN FORTY-SECOND AND FORTY-THIRD STREETS, BOROUGH OF BROOKLYN.

The time allowed to complete the whole work will be one hundred and twenty (120) working days, as provided in the contract.

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

The bids will be compared and the contract will be awarded in a lump sum to the lowest bidder.

Blank forms, plans and specifications may be obtained or seen at the office of the Superintendent at estimating room, ninth floor, Hall of the Board of Education, Park avenue and Fifty-ninth street, Borough of Manhattan, and also at branch office, No. 131 Livingston street, Borough of Brooklyn.

C. B. J. SNYDER,  
Superintendent of School Buildings.

Dated May 5, 1909.

m5,17

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, MAY 17, 1909.

Borough of Manhattan.

No. 2. FOR IMPROVING THE SANITARY CONDITION AND ALTERATIONS OF PUBLIC SCHOOLS 5, 10, 39, 57 AND 103, BOROUGH OF MANHATTAN.

The time allowed to complete the whole work on each school will be forty (40) working days, as provided in the contract.

The amount of security required is as follows:

Public School 5.....	\$500 00
Public School 10.....	600 00
Public School 39.....	330 00
Public School 57.....	300 00
Public School 103.....	500 00

A separate proposal must be submitted for each school and award will be made thereon.

No. 3. FOR ALTERATIONS, REPAIRS, ETC., FOR PUBLIC SCHOOLS 11, 28, 32, 45, 48, 51, 56, 58, 67, 69, 80, 84, 87, 94, HIGH SCHOOL OF COMMERCE AND DEWITT CLINTON HIGH SCHOOL, BOROUGH OF MANHATTAN.

The time allowed to complete the whole work on each school will be fifty-five (55) working days, as provided in the contract.

The amount of security required is as follows:

Public School 11.....	\$800 00
Public School 28.....	300 00
Public School 32.....	700 00
Public School 45.....	800 00
Public School 48.....	800 00
Public School 51.....	400 00
Public School 56.....	1,000 00
Public School 58.....	400 00
Public School 67.....	500 00
Public School 69.....	600 00
Public School 80.....	300 00
Public School 84.....	800 00
Public School 87.....	1,000 00
Public School 94.....	600 00
High School of Commerce.....	1,200 00
DeWitt Clinton High School.....	1,000 00

A separate proposal must be submitted for each school and award will be made thereon.

No. 4. FOR ALTERATIONS, REPAIRS, ETC., TO PUBLIC SCHOOLS 14, 16 (OLD AND NEW), 17, 18, 19, 67, 68 (OLD), 71, 72, 73, 78 AND 81, BOROUGH OF QUEENS.

The time allowed to complete the whole work on each school will be until September 1, 1909, as provided in the contract.

The amount of security required is as follows:

Public School 14.....	\$1,200 00
Public School 16 (old and new).....	600 00
Public School 17.....	500 00
Public School 18.....	300 00
Public School 19.....	300 00
Public School 67.....	600 00
Public School 68 (old).....	300 00
Public School 71.....	1,200 00
Public School 72.....	600 00
Public School 73.....	500 00
Public School 78.....	600 00
Public School 81.....	500 00

A separate proposal must be submitted for each school and award will be made thereon.

## Borough of Queens.

No. 4. FOR ALTERATIONS, REPAIRS, ETC., TO PUBLIC SCHOOLS 14, 16 (OLD AND NEW), 17, 18, 19, 67, 68 (OLD), 71, 72, 73, 78 AND 81, BOROUGH OF QUEENS.

The time allowed to complete the whole work on each school will be until September 1, 1909, as provided in the contract.

The amount of security required is as follows:

Public School 14.....	\$1,200 00
Public School 16 (old and new).....	600 00
Public School 17.....	500 00
Public School 18.....	300 00
Public School 19.....	300 00
Public School 67.....	600 00
Public School 68 (old).....	300 00
Public School 71.....	1,200 00
Public School 72.....	600 00
Public School 73.....	500 00
Public School 78.....	600 00
Public School 81.....	500 00

A separate proposal must be submitted for each school and award will be made thereon.

No. 3. FOR REPLACING URINAL TANKS, ETC., AT PUBLIC SCHOOL 62, ON HESTER, ESSEX AND NORFOLK STREETS, BOROUGH OF MANHATTAN.

The time allowed to complete the whole work will be 60 working days, as provided in the contract.

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

Public School 117.....	600 00
Public School 158.....	800 00
Public School 183.....	600 00

A separate proposal must be submitted for each school and award will be made thereon.

No. 3. FOR REPLACING URINAL TANKS, ETC., AT PUBLIC SCHOOL 62, ON HESTER, ESSEX AND NORFOLK STREETS, BOROUGH OF MANHATTAN.

The time allowed to complete the whole work will be 60 working days, as provided in the contract.

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

## Borough of Queens.

No. 4. FOR ALTERATIONS, REPAIRS, ETC., TO BRYANT HIGH SCHOOL AND PUBLIC SCHOOLS 1, 2, 4, 5, 6, 7, 8, 9, 15, 76 AND 80, BOROUGH OF QUEENS.

The time allowed to complete the whole work on each school will be until September 1, 1909, as provided in the contract.

The amount of security required is as follows:

Bryant High School.....	\$600 00
Public School 1.....	900 00
Public School 2.....	400 00
Public School 4.....	1,000 00
Public School 5.....	300 00
Public School 6.....	300 00
Public School 7.....	400 00
Public School 8.....	300 00
Public School 9.....	400 00
Public School 15.....	500 00
Public School 76.....	500 00
Public School 80.....	900 00

A separate proposal must be submitted for each school and award will be made thereon.

No. 3. FOR ALTERATIONS, REPAIRS, ETC., TO BRYANT HIGH SCHOOL AND PUBLIC SCHOOLS 1, 2, 4, 5, 6, 7, 8, 9, 15, 76 AND 80, BOROUGH OF QUEENS.

The time allowed to complete the whole work on each school will be until September 1, 1909, as provided in the contract.

The amount of security required is as follows:

Bryant High School.....	\$600 00
Public School 1.....	900 00
Public School 2.....	400 00
Public School 4.....	1,000 00
Public School 5.....	300 00
Public School 6.....	300 00
Public School 7.....	400 00
Public School 8.....	300 00
Public School 9.....	400 00
Public School 15.....	500 00
Public School 76.....	500 00
Public School 80.....	900 00

A separate proposal must be submitted for each school and award will be made thereon.

No. 3. FOR ALTERATIONS, REPAIRS, ETC., TO BRYANT HIGH SCHOOL AND PUBLIC SCHOOLS 1, 2, 4, 5, 6, 7, 8, 9, 15, 76 AND 80, BOROUGH OF QUEENS.

The time allowed to complete the whole work on each school will be until September 1, 1909, as provided in the contract.

The amount of security required is as follows:

Bryant High School.....	\$600 00
Public School 1.....	900 00
Public School 2.....	400 00
Public School 4.....	1,000 00
Public School 5.....	300 00
Public School 6.....	300 00
Public School 7.....	400 00
Public School 8.....	300 00
Public School 9.....	400 00
Public School 15.....	500 00
Public School 76.....	500 00
Public School 80.....	900 00

A separate proposal must be submitted for each school and award will be made thereon.

No. 3. FOR ALTERATIONS, REPAIRS, ETC., TO BRYANT HIGH SCHOOL AND PUBLIC SCHOOLS 1, 2, 4, 5, 6, 7, 8, 9, 15, 76 AND 80, BOROUGH OF QUEENS.

The time allowed to complete the whole work on each school will be until September 1, 1909, as provided in the contract.

The amount of security required is as follows:

Bryant High School.....	\$600 00
Public School 1.....	900 00
Public School 2.....	400 00
Public School 4.....	1,000 00
Public School 5.....	300 00
Public School 6.....	300 00
Public School 7.....	400 00
Public School 8.....	300 00
Public School 9.....	400 00
Public School 15.....	500 00
Public School 76.....	500 00
Public School 80.....	900 00

A separate proposal must be submitted for each school and award will be made thereon.

No. 3. FOR ALTERATIONS, REPAIRS, ETC., TO BRYANT HIGH SCHOOL AND PUBLIC SCHOOLS 1, 2, 4, 5, 6, 7, 8, 9, 15, 76 AND 80, BOROUGH OF QUEENS.

The time allowed to complete the whole work on each school will be until September 1, 1909, as provided in the contract.

The amount of security required is as follows:

Bryant High School.....	\$600 00
Public School 1.....	900 00
Public School 2.....	400 00
Public School 4.....	1,000 00
Public School 5.....	300 00
Public School 6.....	300 00
Public School 7.....	400 00
Public School 8.....	300 00
Public School 9.....	400 00
Public School 15.....	500 00
Public School 76.....	500 00
Public School 80.....	900 00

A separate proposal must be submitted for each school and award will be made thereon.

No. 3

application blank upon request made in writing or by personal application at the office of the Commission, Room 1119.

The Commission cannot guarantee that applications mailed in response to written requests will be received in time to permit of their being prepared and filed prior to closing hour.

All notices of examinations will be posted in the office of the Commission, and advertised in the CITY RECORD for two weeks in advance of the date upon which the receipt of applications will close for any stated position.

Public notice will also be given by advertisement in most of the City papers.

Wherever an examination is of a technical character, due notice is given by advertisement in the technical journals appertaining to the particular profession for which the examination is called.

Such notices will be sent to the daily papers as matters of news. The scope of the examination will be stated.

No information will be given by telephone, and the Commission will not be responsible for such if given by employees, either as to date of filing applications or upon other subjects.

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.

## BOROUGH OF BROOKLYN.

NOTICE IS HEREBY GIVEN THAT THE following petition, on file and ready for inspection, will be submitted to the Local Board of the HEIGHTS DISTRICT, at a meeting to be held in Room 2, Borough Hall, on

WEDNESDAY, MAY 26, 1909,

at 2:30 p. m.  
No. 1. Wolcott, Sullivan, King, Ferris Streets—To alter the map or plan of The City of New York by locating and laying out and acquiring title to Wolcott street, from Conover street to the bulkhead line; Sullivan street, from Conover street to the bulkhead line; King street, from Conover street to the bulkhead line, and Ferris street, from Dikeman street to Clinton wharf.

BIRD S. COLER, President.

CHARLES FREDERICK ADAMS, Secretary.

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, MAY 19, 1909,

Borough of Brooklyn.

No. 1. FOR REGULATING AND REPAVING WITH ASPHALT ON A CONCRETE FOUNDATION THE ROADWAY OF BLEECKER STREET, FROM KNICKERBOCKER AVENUE TO WYCKOFF AVENUE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

4,380 square yards asphalt pavement (five years' maintenance).  
40 square yards old stone pavement, to be relaid.  
610 cubic yards concrete.  
2,250 linear feet new curbstone, set in concrete.  
250 linear feet old curbstone, reset in concrete.

11 noiseless manhole heads and covers. The time allowed for the completion of the work and the full performance of the contract is thirty-five (35) working days.

The amount of security required is Forty-three Hundred Dollars (\$4,300).

No. 2. FOR REGULATING AND REPAVING WITH ASPHALT ON A CONCRETE FOUNDATION THE ROADWAY OF CLINTON STREET, FROM WARREN STREET TO BALTIMORE STREET, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

890 square yards asphalt pavement (five years' maintenance).  
10 square yards old stone pavement, to be relaid.  
125 cubic yards concrete.  
410 linear feet new curbstone, set in concrete.  
40 linear feet old curbstone, reset in concrete.

4 noiseless manhole heads and covers.

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

The amount of security required is Eight Hundred and Fifty Dollars (\$850).

No. 3. FOR REGULATING AND REPAVING WITH ASPHALT ON A CONCRETE FOUNDATION THE ROADWAY OF DE SALES PLACE, FROM BROADWAY TO BUSHWICK AVENUE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

1,910 square yards asphalt pavement (five years' maintenance).  
5 square yards old stone pavement, to be relaid.  
265 cubic yards concrete.  
975 linear feet new curbstone, set in concrete.  
170 linear feet old curbstone, reset in concrete.

6 noiseless manhole heads and covers.

The time allowed for the completion of the work and the full performance of the contract is twenty-five (25) working days.

The amount of security required is Eighteen Hundred Dollars (\$1,800).

No. 4. FOR REGULATING AND REPAVING WITH GRANITE PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF FLUSHING AVENUE, FROM WASHINGTON AVENUE TO KENT AVENUE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

4,150 square yards granite pavement, with tar and gravel joints, outside railroad area (one year maintenance).  
1,220 square yards granite pavement, with tar and gravel joints, within railroad area (no maintenance).

50 square yards old stone pavement, to be relaid.

695 cubic yards concrete, outside railroad area.

200 cubic yards concrete, within railroad area.

3,050 linear feet new curbstone, set in concrete.

760 linear feet old curbstone, reset in concrete.

140 square feet new granite bridgestones, outside railroad area.

30 square feet new granite bridgestones, within railroad area.

240 square feet old bridgestones relaid. The time allowed for the completion of the work and the full performance of the contract is forty (40) working days.

The amount of security required is Seventy-eight Hundred Dollars (\$7,800).

No. 5. FOR REGULATING AND REPAVING WITH ASPHALT ON A CONCRETE FOUNDATION THE ROADWAY OF HENRY STREET, FROM HAMILTON AVENUE TO WEST NINTH STREET, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

1,800 square yards asphalt pavement (5 years' maintenance).

20 square yards old stone pavement, to be relaid.  
260 cubic yards concrete.

230 linear feet new curbstone, set in concrete.

700 linear feet old curbstone, reset in concrete.

3 noiseless manhole heads and covers.

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

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

No. 6. FOR REGULATING AND REPAVING WITH ASPHALT ON A CONCRETE FOUNDATION THE ROADWAY OF NOLL STREET, FROM BREMEN STREET TO EVERGREEN AVENUE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

960 square yards asphalt pavement (5 years' maintenance).

10 square yards old stone pavement, to be relaid.

135 cubic yards concrete.

710 linear feet new curbstone, set in concrete.

10 linear feet old curbstone, reset in concrete.

3 noiseless manhole heads and covers.

The time allowed for the completion of the work and the full performance of the contract is fifteen (15) working days.

The amount of security required is One Thousand Dollars (\$1,000).

No. 7. FOR REGULATING AND REPAVING WITH ASPHALT ON A CONCRETE FOUNDATION THE ROADWAY OF PARK STREET, FROM BROADWAY TO BEAVER STREET, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

870 square yards asphalt pavement, outside railroad area (5 years' maintenance).  
220 square yards asphalt pavement, within railroad area (no maintenance).

10 square yards old stone pavement, to be relaid.

120 cubic yards concrete, outside railroad area.

30 cubic yards concrete, within railroad area.

960 linear feet new curbstone, set in concrete.

50 linear feet old curbstone, reset in concrete.

2 noiseless manhole heads and covers.

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

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

No. 8. FOR REGULATING AND REPAVING WITH ASPHALT ON A CONCRETE FOUNDATION THE ROADWAY OF RALPH STREET, FROM 200 FEET EAST OF EVERGREEN AVENUE TO KNICKERBOCKER AVENUE, AND FROM MYRTLE AVENUE TO BOROUGH LINE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

11,190 square yards asphalt pavement (5 years' maintenance).

50 square yards old stone pavement, to be relaid.

1,550 cubic yards concrete.

5,280 linear feet new curbstone, set in concrete.

1,320 linear feet old curbstone, reset in concrete.

31 noiseless manhole heads and covers.

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

The amount of security required is Ten Thousand Dollars (\$10,000).

No. 9. FOR REGULATING AND REPAVING WITH ASPHALT ON A CONCRETE FOUNDATION THE ROADWAY OF SYCAMORE STREET, FROM RAYMOND STREET TO ST. EDWARDS STREET, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

470 square yards asphalt pavement (5 years' maintenance).

70 cubic yards concrete.

350 linear feet new curbstone, set in concrete.

220 linear feet old curbstone, reset in concrete.

2 noiseless manhole heads and covers.

The time allowed for the completion of the work and the full performance of the contract is fifteen (15) working days.

The amount of security required is Five Hundred Dollars (\$500).

No. 10. FOR CONSTRUCTING CEMENT SIDEWALKS FIVE FEET IN WIDTH ON THE NORTH SIDE OF MACON STREET, BETWEEN SARATOGA AND HOPKINSON AVENUES, AND ON VARIOUS OTHER STREETS, IN THE BOROUGH OF BROOKLYN.

Engineer's estimate of the quantity is as follows:

6,020 square feet cement sidewalk.

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

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

No. 11. FOR CONSTRUCTING CEMENT SIDEWALKS FIVE FEET IN WIDTH ON BOTH SIDES OF SIXTY-FIRST STREET, BETWEEN FIFTH AND SIXTH AVENUES, AND ON VARIOUS OTHER STREETS, IN THE BOROUGH OF BROOKLYN.

Engineer's estimate of the quantity is as follows:

11,430 square feet cement sidewalks.

The time allowed for the completion of the work and the full performance of the contract is twenty-five (25) working days.

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

No. 12. FOR FENCING VACANT LOTS ON THE EAST SIDE OF HOPKINSON AVENUE, BETWEEN BERGEN STREET AND ST. MARKS AVENUE, AND ON VARIOUS OTHER STREETS, IN THE BOROUGH OF BROOKLYN, WITH A WOODEN RAIL FENCE SIX FEET HIGH.

Engineer's estimate of the quantity is as follows:

1,095 linear feet fence.

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

The amount of security required is One Hundred and Eighty Dollars (\$180).

No. 13. FOR FURNISHING AND DELIVERING EIGHT HUNDRED (800) TONS, OF 2,000 POUNDS EACH, OF REFINED ASPHALT.

To be delivered at the Municipal Asphalt Plant, situated at the Seventh street basin, between Sixth and Seventh streets, near Second avenue.

The time allowed for the delivery of the articles, materials and supplies and the performance of the contract is on or before December 31, 1909.

The amount of security required is Nine Thousand Dollars (\$9,000).

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, cubic yard or other unit of measure, by which the bids will be tested. The bids will be compared and the contract awarded at a lump or aggregate sum for each contract.

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

Blank forms and further information may be obtained and the plans and drawings may be seen at the office of the Bureau of Highways, No. 14 Municipal Building, the Borough of Brooklyn.

BIRD S. COLER, President.

Dated May 1, 1909.

2,446 linear feet of 6-inch house connection drain, laid complete, including all incidents and appurtenances, per linear foot, 80 cents.....

1,956 80

18 manholes, complete, with iron heads and covers, including all incidents and appurtenances, per manhole, \$50....

900 00

9 sewer basins, complete, of either standard design, with iron pans or gratings, iron basin heads and connecting culverts, including all incidents and appurtenances, per basin, \$135.....

1,215 00

3,000 feet, board measure, sheeting and bracing, driven in place, complete, including all incidents and appurtenances, per thousand feet, board measure, \$21.....

63 00

Total..... \$7,835 80

The time allowed for the completion of the work and full performance of the contract will be seventy-five (75) working days.

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

No. 4. FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR CONSTRUCTING SEWER BASINS AT THE SOUTHERLY CORNER OF IRVING AVENUE AND TROUTMAN STREET, AND AT THE SOUTHERLY AND WESTERLY CORNERS OF IRVING AVENUE AND JEFFERSON STREET.

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

Three (3) sewer basins, complete, of either standard design, with iron pans or gratings, iron basin heads and connecting culverts, including all incidents and appurtenances; per basin, \$150.....

pared and the contract awarded at a lump or aggregate sum for each contract.

Blank forms and further information may be obtained and the plans and drawings may be seen at the office of the Bureau of Sewers, No. 215 Montague street, the Borough of Brooklyn.

BIRD S. COLER, President.

Dated April 30, 1909.

m4.19

**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, MAY 26, 1909.**

FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR PUMPING ENGINE AND POWER PLANT FOR OPERATING GOWANUS FLUSHING TUNNEL, BOROUGH OF BROOKLYN.

The time allowed for the completion of the work and full performance of the contract will be two hundred (200) calendar days.

The amount of security required will be Twenty Thousand Dollars (\$20,000).

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 Sewers, the Borough of Brooklyn, No. 215 Montague street, Brooklyn.

BIRD S. COLER, President.

Dated April 29, 1909.

a30,m26

**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, MAY 12, 1909.**

**Borough of Brooklyn.**

No. 1. FOR REGULATING AND REPAVING WITH ASPHALT BLOCK ON A CONCRETE FOUNDATION THE ROADWAY OF FORTY-SIXTH STREET, FROM FIFTH AVENUE TO SIXTH AVENUE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

2,400 square yards asphalt block pavement (5 years' maintenance).

10 square yards old stone pavement, to be relaid.

370 cubic yards concrete.

240 linear feet new curbstone, set in concrete.

1,200 linear feet old curbstone, reset in concrete.

8 noiseless manhole heads and covers.

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

The amount of security required is Twenty-four Hundred Dollars (\$2,400).

No. 2. FOR REGULATING AND REPAVING WITH ASPHALT BLOCK ON A CONCRETE FOUNDATION THE ROADWAY OF FIFTY-FOURTH STREET, FROM SECOND AVENUE TO THIRD AVENUE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

2,410 square yards asphalt block pavement (5 years' maintenance).

10 square yards old stone pavement, to be relaid.

370 cubic yards concrete.

450 linear feet new curbstone, set in concrete.

1,000 linear feet old curbstone, reset in concrete.

7 noiseless manhole heads and covers.

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

The amount of security required is Twenty-four Hundred Dollars (\$2,400).

No. 3. FOR REGULATING AND REPAVING WITH ASPHALT ON A CONCRETE FOUNDATION THE ROADWAY OF GERRY STREET, FROM FLUSHING AVENUE TO THROOP AVENUE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

4,710 square yards asphalt pavement (5 years' maintenance).

20 square yards old stone pavement, to be relaid.

660 cubic yards concrete.

2,340 linear feet new curbstone, set in concrete.

100 linear feet old curbstone, reset in concrete.

11 noiseless manhole heads and covers.

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

The amount of security required is Forty-two Hundred Dollars (\$4,200).

No. 4. FOR REGULATING AND REPAVING WITH ASPHALT ON A CONCRETE FOUNDATION THE ROADWAY OF HART STREET, FROM CENTRAL AVENUE TO IRVING AVENUE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

6,370 square yards asphalt pavement (5 years' maintenance).

30 square yards old stone pavement, to be relaid.

890 cubic yards concrete.

3,440 linear feet new curbstone, set in concrete.

380 linear feet old curbstone, reset in concrete.

17 noiseless manhole heads and covers.

The time allowed for the completion of the work and the full performance of the contract is thirty-five (35) working days.

The amount of security required is Sixty-four Hundred Dollars (\$6,400).

No. 5. FOR REGULATING AND REPAVING WITH GRANITE ON A CONCRETE FOUNDATION THE ROADWAY OF JOHNSON AVENUE, FROM BUSHWICK AVENUE TO MORGAN AVENUE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

2,600 square yards granite pavement, tar and gravel joints, outside railroad area (1 year maintenance).

900 square yards granite pavement, tar and gravel joints, within railroad area (no maintenance).

30 square yards old stone pavement, to be relaid.

430 cubic yards concrete, outside railroad area.

160 cubic yards concrete, within railroad area.

3,530 linear feet new curbstone set in concrete.

90 linear feet old curbstone reset in concrete.

640 square feet old bridgestones, relaid.

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

The amount of security required is Fifty-seven Hundred Dollars (\$5,700).

No. 6. FOR REGULATING, GRADING, CURBING AND LAYING SIDEWALKS ON LINCOLN AVENUE, FROM ATLANTIC AVENUE TO FULTON STREET, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate for the quantities is as follows:

270 cubic yards earth filling (to be furnished).

200 linear feet cement curb.

940 square feet cement sidewalks.

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

The amount of security required is One Hundred and Twenty-five Dollars (\$125).

No. 7. FOR REGULATING AND REPAVING WITH ASPHALT ON A CONCRETE FOUNDATION THE ROADWAY OF STANHOPE STREET, FROM HAMBURG AVENUE TO WYCKOFF AVENUE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

6,520 square yards asphalt pavement (5 years' maintenance).

20 square yards old stone pavement, to be relaid.

910 cubic yards concrete.

1,910 linear feet new curbstone set in concrete.

2,000 linear feet old curbstone reset in concrete.

17 noiseless manhole heads and covers.

The time allowed for the completion of the work and the full performance of the contract is thirty-five (35) working days.

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

No. 8. FOR REGULATING AND REPAVING WITH ASPHALT BLOCK ON A CONCRETE FOUNDATION THE ROADWAY OF THIRTY-THIRD STREET, FROM FOURTH AVENUE TO FIFTH AVENUE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

2,430 square yards asphalt block pavement (5 years' maintenance).

10 square yards old stone pavement, to be relaid.

370 cubic yards concrete.

730 linear feet new curbstone set in concrete.

730 linear feet old curbstone reset in concrete.

7 noiseless manhole heads and covers.

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

The amount of security required is Twenty-four Hundred Dollars (\$2,400).

No. 9. FOR REGULATING AND REPAVING WITH ASPHALT ON A CONCRETE FOUNDATION THE ROADWAY OF WASHINGTON AVENUE, FROM LAFAYETTE AVENUE TO DEKALB AVENUE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

2,290 square yards asphalt pavement (5 years' maintenance).

10 square yards old stone pavement, to be relaid.

320 cubic yards concrete.

880 linear feet new curbstone, set in concrete.

100 linear feet old curbstone, reset in concrete.

5 noiseless manhole heads and covers.

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

The amount of security required is Twenty-one Hundred Dollars (\$2,100).

No. 10. FOR REGULATING AND REPAVING WITH ASPHALT ON A CONCRETE FOUNDATION THE ROADWAY OF WITHERS STREET, FROM UNION AVENUE TO KINGSLAND AVENUE, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

Engineer's estimate of the quantities is as follows:

9,960 square yards asphalt pavement (5 years' maintenance).

60 square yards old stone pavement, to be relaid.

1,385 cubic yards concrete.

5,670 linear feet new curbstone, set in concrete.

300 linear feet old curbstone, reset in concrete.

29 noiseless manhole heads and covers.

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

The amount of security required is Ninety-four Hundred Dollars (\$9,400).

No. 11. FOR CONSTRUCTING CEMENT SIDEWALKS ON BOTH SIDES OF FOURTH AVENUE, BETWEEN BAY RIDGE AVENUE AND SEVENTY-THIRD STREET, AND ON BOTH SIDES OF SEVENTY-THIRD STREET, BETWEEN SIXTH AND EIGHTH AVENUES, WHERE NOT ALREADY DONE.

Engineer's estimate of the quantities is as follows:

21,520 square feet cement sidewalk.

The time allowed for the completion of the work and the full performance of the contract is thirty-five (35) working days.

The amount of security required is Eleven Hundred Dollars (\$1,100).

No. 12. FOR FENCING VACANT LOTS ON THE SOUTHWEST SIDE OF WYCKOFF AVENUE, BETWEEN DEKALB AVENUE AND STOCKHOLM STREET, AND ON VARIOUS OTHER STREETS, IN THE BOROUGH OF BROOKLYN.

Engineer's estimate of the quantity is as follows:

1,028 linear feet wooden rail fence, 6 feet high.

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

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

No. 13. FOR FURNISHING AND DELIVERING FIFTEEN HUNDRED (1,500) CUBIC YARDS OF BINDER STONE.

To be delivered at the Municipal Asphalt Plant, Seventh street and Gowanus Canal.

The time for the delivery of the articles, materials and supplies and the performance of the contract is on or before December 31, 1909.

The amount of security 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, per square foot, square yard, cubic yard, linear foot, or other unit of measure, by which the bids will be tested.

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

Blank forms and further information may be obtained and the plans and drawings may be seen at the office of the Bureau of Highways, No. 215 Montague street, Borough of Brooklyn.

BIRD S. COLER, President.

Dated April 26, 1909.

a28,m12

**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, MAY 12, 1909,**

NO. 1. FOR FURNISHING AND DELIVERING DRAWING MATERIALS TO THE BUREAU OF SEWERS, BOROUGH OF BROOKLYN.

The time allowed for the delivery of the articles and full performance of the contract will be until December 31, 1909.

The amount of security required will be Seven Hundred Dollars (\$700).

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, per gross, dozen or other unit of measure, by which the bids will be tested.

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

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

Blank forms and further information may be obtained at the office of the Bureau of Sewers, No. 215 Montague street, Borough of Brooklyn.

BIRD S. COLER, President.

Dated April 24, 1909.

a27,m12

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

**BOARD OF ESTIMATE AND APPORTIONMENT.**

Rapid Transit Railway Co. to the Board of Estimate & Apportionment, Geo. H. Campbell, Vice-President; Wm. B. Redgrave, Division Engineer.

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 of this original contract.

If the Company and the Board shall not reach such agreement on or before the day one year before the expiration of the original term of this contract, then the annual rate of compensation for such succeeding twenty-five (25) years shall be reasonable, and either the City (by the Board) or the Company shall be bound, upon request of the other, to enter into a written agreement with 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 the privilege hereby granted the following sums of money:

The sum of five hundred dollars (\$500) in cash within thirty (30) days after the date on which this contract is signed by the Mayor, and before anything is done in exercise of the privilege hereby granted.

During the first term of five (5) years an annual sum which shall in no case be less than four hundred dollars (\$400), and which shall be equal to three (3) per cent. of its gross annual receipts if such percentage shall exceed the sum of four hundred dollars (\$400).

During the remaining term of twenty (20) years an annual sum which shall in no case be less than seven hundred and fifty dollars (\$750), and which shall be equal to five (5) per cent. of its gross annual receipts if such percentage shall exceed the sum of seven hundred and fifty dollars (\$750).

The gross annual receipts mentioned above shall be that portion of the gross earnings of the Company from all sources within the limits of the City as shall bear the same proportion to such gross earnings as the length of the extension hereby granted shall bear to the entire length of the railway of the Company in operation within the limits of the City.

The annual charges shall commence from the date upon which this contract is signed by the Mayor.

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

Provided that the first annual payment shall be only that portion of the first annual charge as the time between the date upon which this contract is signed by the Mayor and September 30 following shall bear to the whole of one year.

Whenever the percentage required to be paid shall exceed the minimum amount as above, then such sum over and above such minimum shall be paid on or before November 1 in each year for the year ending September 30 next preceding.

The annual charges herein provided are intended to include the percentages of gross receipts now required to be paid by railway companies to the City, pursuant to the Railroad Law as amended.

Fourth.—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 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.

Fifth.—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.

Sixth.—Upon the termination of this original contract, or if the same be renewed, then at the termination of the said renewal term, or upon the termination of the rights hereby granted for any other cause, or upon the dissolution of the Company before such termination, the tracks and equipment of the Company constructed pursuant to this contract, within the streets and avenues, 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.

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

Seventh.—The Company shall commence construction of the railway herein authorized within ninety (90) 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 nine (9) months from the date of obtaining such consents or such decision, otherwise this grant 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 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.

Eighth.—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.

Ninth.—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.

No construction upon said railway shall be commenced until written permits have been obtained from the proper City officials.

In any permits so issued such officials may also impose such conditions, as a condition of the granting of the same, as are necessary for the purpose of protecting any structures, in the streets and avenues, over which such officials have jurisdiction and the Company shall comply with such conditions.

The electrical equipment to be installed by the Company for the operation of the railway within the limits of the City, whether the same be upon streets and avenues or upon private property, shall be constructed and maintained under the supervision and control of the Commissioner of Water Supply, Gas and Electricity.

Tenth.—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, upon giving to the Company 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, or by any other practical motive power then in use which does not require the use of poles and overhead wires in the streets and avenues, 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 and avenues of the City.

And provided further that the Company shall not be required under the provisions of this contract to make such change upon the route hereby authorized until the existing line of the Company on Borden avenue and Jackson avenue, between the East River and Debevoise avenue, shall have been so changed.

Eleventh.—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.

Twelfth.—The rate of fare for any passenger upon said 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.

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.

The rate for the carrying of such 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, and may be fixed by the Board after notice to the Company and a hearing had thereon, and when so fixed such rates shall be binding upon the Company, and no greater sums shall be charged for such services than provided for by it.

Fourteenth.—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.

Fifteenth.—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.

Sixteenth.—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.

Seventeenth.—Cars on the said railway shall run at intervals of not more than thirty (30) 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 (5) 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.

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 where the width of said 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.—The Company shall at all times keep the streets and avenues 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 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.

Twentieth.—As long as said railway, or any portion thereof, remains in any street or avenue, the Company shall pave and keep in permanent repair that portion of the surface of the street or avenue 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 or avenue, 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-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.—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 and avenues, 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 the manner directed by the City officials having jurisdiction over such public work.

Twenty-third.—Should the grades or lines of the streets and avenues in which the right to construct the railway is hereby granted be changed at any time after the railway has been constructed, and during the term of this contract, the Company shall, at its own expense, change its tracks and appurtenances 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 tracks and appurtenances at its own expense, all to be done subject to the direction of the City official having jurisdiction over the construction of such change.

Twenty-fourth.—The Company shall, within thirty (30) days after the date on which this contract is signed by the Mayor, take the necessary proceedings under the provisions of the Railroad Law for the abandonment of that portion of its existing route, described as follows:

Beginning at the intersection of Pierce avenue and Debevoise avenue; thence westerly in, upon and along said Pierce avenue to Lockwood street; thence southerly in, upon and along said Lockwood street, Ridge road, Academy street and Jane street to the intersection of said route with the existing tracks of the Company on Jackson avenue, at or near the intersection of Jane street and Jackson avenue, and shall within sixty (60) days from the commencement of operation of the railway hereby authorized, remove at its own expense all of its tracks, wires and other equipment from the above-described streets and avenues, and restore the same to their original condition.

Twenty-fifth.—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 within the limits of the city 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-sixth.—In case of any violation or breach or failure to comply with any of the provisions herein contained, this contract may be forfeited by a suit brought by the Corporation Counsel, on notice of ten (10) days to the Company, or at the option of the Board by resolution by 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-seventh.—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, 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 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.

Twenty-eighth.—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.

Twenty-ninth.—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 fifteen hundred dollars (\$1,500), either in money or securities, to be approved by him, which fund shall be security for the performance by the Company of 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 Board, on complaint made, shall give notice to the Company, directing its President, or other officer, to appear before the Board on a certain date not less than ten (10) days after the date of such notice, to show cause why the Company should not be penalized in accordance with the foregoing provisions. If the Company fails to make an appearance, or, after a hearing, appears in the judgment of the Board to be in fault, said Board shall forthwith impose the prescribed penalty, or where the amount of the penalty is not prescribed herein, such amount as appears to the Board to be just, and without legal procedure direct the Comptroller to withdraw the amount of such penalty from the security fund deposited with him. In case of any draft made upon the security fund the Company shall, upon ten (10) days' notice, in writing, pay to the City a sum sufficient to restore said security fund to the original amount of fifteen hundred dollars (\$1,500), 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.

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

Thirty-first.—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-second.—The words "streets or avenues" and "streets and avenues" wherever used in this contract shall be deemed to mean "streets, avenues, highways, parkways, driveways, concourses, boulevards, bridges, viaducts, tunnels, public places or any other property to which the City has title" encountered in the route hereinabove described, and upon or in which authority is hereby given to the Company to construct a railway.

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

Section 3. This grant is also upon the further and express condition that the provisions of the Railroad Law pertinent hereto shall be strictly complied with by the Company.

Section 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

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 QUEENS COUNTY  
RAILWAY 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 Queens County Railway 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, May 21, 1909, in the *Cry Record*, and at least twice during the ten (10) days immediately prior to Friday, May 21, 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 Queens County Railway Company, together with the following notice, to wit:

Notice is hereby given that the Board of Estimate and Apportionment, before authorizing any contract for the grant of the franchise or right applied for by the New York and Queens County Railway Company, and fully set forth and described in the foregoing form of proposed contract for the grant of such franchise or right, and before adopting any resolution authorizing any such contract, will, at a meeting of said Board, to be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on Friday, May 21, 1909, at 10:30 o'clock a. m., hold a public hearing thereon, at which citizens shall be entitled to appear and be heard. ("Flushing Daily Times" and "Long Island City Daily Star" designated.)

Dated April 16, 1909.

JOSEPH HAAG, Secretary.  
a23, m21

**PUBLIC NOTICE IS HEREBY GIVEN** that at the meeting of the Board of Estimate and Apportionment held this day the following proceedings were had:

Whereas, The South Shore Traction Company has, under date of December 28, 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 from the Manhattan approach to the Queensboro Bridge, upon, along and over said bridge and its approaches, to the Borough of Queens, upon and along various streets and avenues to Central avenue, upon and along Central avenue, crossing the tracks of the Montauk Division of the Long Island Railroad, to the City line, Borough of Queens; and

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

Whereas, In pursuance of such laws, this Board adopted a resolution January 8, 1909, fixing the date for public hearing thereon as February 5, 1909, at which citizens were entitled to appear and be heard, and publication was had for at least fourteen (14) days in the "New York Tribune" and the "Brooklyn Daily Eagle," newspapers designated by the Mayor, and in the *Cry 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 South Shore Traction Company, and the adequacy of the compensation proposed to be paid therefor; now, therefore, it is

Resolved, That the following form of the resolution for the grant of the franchise or right applied for by the South 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 South 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:

**PROPOSED FORM OF CONTRACT.**

This contract made this day of 1909, by and between The City of New York (hereinafter called the City), party of the first part, by the Mayor of said City, acting for and in the name of said City, under and in pursuance of the authority of the Board of Estimate and Apportionment of said City (hereinafter called the Board), and the South 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 following rights and privileges:

First.—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 Boroughs of Queens and Manhattan of The City of New York, upon the following routes, to wit:

Beginning at the southeasterly line of the Queensboro Bridge plaza, the same being the northwesterly side line of Jackson avenue; thence by double track southeasterly across Jackson avenue to a proposed new street, so named and laid out upon a map or plan, which map was adopted by the Board of Estimate and Apportionment on May 26, 1905, and approved by the Mayor June 13, 1905; thence by double track in and upon said proposed new street and across the proposed viaduct to be constructed as a part of such proposed new street to Thomson avenue; thence by double track in and upon Thomson avenue to Hoffman boulevard; thence by double track in and upon Hoffman boulevard to Brooklyn and Jamaica turnpike or Fulton street; thence by double track in and upon Brooklyn and Jamaica turnpike or Fulton street to Campion avenue;

thence by double track in and upon Campion avenue to Archer place; thence by double track in and upon Archer place and in and upon private property to the intersection of Tindall street with Archer place; thence by single track in and upon Archer place and by private property crossing the Rockaway turnpike and Division street to Church street; thence by single track in and upon Church street to Twombly place; thence by double track in and upon Twombly place to Fleet street; thence by double track in and upon Fleet street to Prospect street; thence by double track in and upon Prospect street and crossing the tracks of the Long Island Railroad to Cumberland street; thence by double track in and upon Cumberland street to a point within six hundred feet of the Merrick Plank road; thence by single track in a general southerly direction and approximately parallel with New York avenue in and upon private property to a point approximately in the line of the prolongation of Central avenue, if the same were extended; thence by single track in a general easterly direction in and upon private property to and across the Merrick Plank road to Central avenue; thence by single track in a general easterly direction in and upon Central avenue as it winds and turns, and crossing the Montauk Division of the Long Island Railroad to a point where Central avenue intersects the boundary line between The City of New York and the County of Nassau.

Also the following-described alternate routes which may be combined and used in conjunction with portions of the hereinabove-described route for the purpose of making one complete route only, of not more than a double-track street surface railway from the intersection of Hoffman boulevard with Pierson street to the intersection of Merrick Plank road with Central avenue.

Beginning at the intersection of Rose avenue with Brooklyn and Jamaica turnpike or Fulton street; thence by double track in and upon Rose avenue to Archer place; thence by double track in and upon Archer place to its intersection with Campion avenue.

Beginning at the intersection of Rose avenue with Carroll street; thence by double track in and upon Carroll street and in and upon private property to the intersection of Archer place with Tindall street.

Beginning at a point in Division street approximately in a line with the prolongation of Archer place if the same were extended; thence by single track in and upon Division street to Twombly place; thence by double track in and upon Twombly place to and across Church street.

Beginning at a point on private property between Brooklyn and Jamaica turnpike or Fulton street and the tracks of the Long Island Railroad, approximately in a line with the prolongation of Guildford street if the same were extended; thence by double track southerly in and upon private property to and across the tracks of the Long Island Railroad to Guildford street; thence by double track still southerly in and upon Guildford street to Liberty avenue; thence by double track in and upon Liberty avenue to Henry street; thence by double track in and upon Henry street to South street; thence by double track in and upon South street to New York avenue; thence by double track in and upon New York avenue to a point approximately in line with the prolongation of Central avenue if the same were extended; thence by double track in and upon private property in a general easterly direction to the intersection of the Merrick Plank road with Central avenue.

Beginning at a point in the Brooklyn and Jamaica turnpike or Fulton street, opposite Alsop street; thence by double track in, upon and across Brooklyn and Jamaica turnpike or Fulton street to Rockaway turnpike; thence by double track in and upon Rockaway turnpike and across the tracks of the Long Island Railroad to a point at or near Johnson avenue; thence by double track in and upon private property in a general easterly direction across Division street to Beaver street; thence by double track in and upon Beaver street and across the tracks of the Long Island Railroad to Church street; thence by double track and upon Church street to South street.

Beginning at the intersection of Johnson avenue with Guildford street; thence by double track in and upon Johnson avenue to Rockaway turnpike.

Beginning at the intersection of Fleet street with Prospect street; thence by double track in and upon Fleet street to Washington street; thence by double track in and upon Washington street and across the tracks of the Long Island Railroad to South street.

Beginning at the intersection of Pierson street with Hoffman boulevard; thence by double track in and upon Pierson street to Kaplan avenue; thence by double track in and upon Kaplan avenue to Amherst street; thence by double track in and upon Amherst street to Alsop street; thence by double track in and upon Alsop street to the Brooklyn and Jamaica turnpike or Fulton street; thence by double track in and upon Brooklyn and Jamaica turnpike or Fulton street to Church street; thence by double track in and upon Church street and across the tracks of the Long Island Railroad to and across Beaver street.

Beginning at the intersection of DeGraw avenue with Kaplan avenue; thence by double track in and upon DeGraw avenue to Alsop street; thence by double track in and upon Alsop street to Amherst street.

And to cross such other streets and avenues, named and unnamed, as may be encountered in said routes.

All of the above described routes are within the Borough of Queens, City of New York, and are, together with turnouts, switches and crossovers, hereby authorized shown upon two maps, each entitled:

Map showing proposed railway of the South Shore Traction Company in the Borough of Queens, City of New York, to accompany petition dated December 28, 1908, to the Board of Estimate and Apportionment.

—and signed by James T. Wood, as President, and W. B. Spencer, 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 crossovers, which are consistent with the foregoing description, and the other provisions of this contract may be permitted by resolution of the Board.

Second.—To operate the cars of the Company upon two tracks when constructed upon the Queensboro Bridge and approaches thereto, such tracks to be assigned to the Company by the Commissioner of Bridges; beginning at the northwesterly side line of Jackson avenue at the bridge plaza, in the Borough of Queens, and there connecting with the tracks of the Company above described; thence in and upon said bridge plaza to the easterly approach to the Queensboro Bridge; thence upon and along said bridge approach and across intersecting streets and avenues to the Queensboro Bridge; thence upon and along the Queensboro Bridge to the westerly bridge approach; thence upon and along said westerly bridge approach to the westerly terminus thereof at Second avenue, in the Borough of Manhattan. The said route is more particularly shown upon the map hereinbefore referred to, and is to be operated by the Company as a continuous route in connection with the route hereinbefore described.

Sec. 2. The grant of the right or privilege to construct, maintain and operate the said railway from the Queensboro Bridge plaza, at Jackson avenue, Borough of Queens, to the intersection of Central avenue and the boundary line between the Borough of Queens and the County of Nassau, upon the route hereinbefore described, is subject to the following conditions, which shall be complied with by the Company:

First.—It is agreed that the Company, before commencing construction on any portion of the routes hereinbefore described as lying between the intersection of Hoffman boulevard with Pierson street and the intersection of Merrick Plank road with Central avenue, shall notify the Board in writing of which the routes herein described between those points the Company selects and adopts as the route upon which it shall construct the railway. Upon such notification by the Company to the Board, all of the rights and privileges hereby granted upon the routes not so selected and designated shall be considered null and void and of no effect, and the Company shall be deemed thereupon to have waived all rights or franchises which are hereby granted upon the routes not so selected and designated by the Company. The Company further agrees that it shall select and designate its route as herein provided not later than eighteen (18) months from the date upon which this contract is signed by the Mayor.

Second.—The Company shall not construct a double track street surface railway upon any portion of the routes herein described between Jackson avenue and the intersection of Merrick Plank road with Central avenue, unless the streets and avenues in which such routes are described shall have at the time when such railway shall be constructed, a roadway at least 30 feet in width, and the Company shall not construct a double-track street surface railway in Guildford street as it now exists or may be extended, unless the roadway of that street shall exceed 30 feet in width.

Third.—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 (6) months from the signing of this contract by the Mayor, and a copy of such consent shall be filed with the Board within such time, but the Board may, for cause shown, grant an additional period not exceeding three (3) months within which to obtain and file such consents of property owners, or in the event that such consents cannot be obtained within such time or such extension of such time as shall be granted by the Board, the Company shall, within one (1) 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.

Fourth.—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 (2) years and not later than one (1) year before the expiration of the original term of this contract. The determination of the revaluation shall be sufficient if agreed to in writing by the Company and the Board, but in no case shall the annual rate of compensation to the City be fixed at a less amount than the sum required to be paid during the last year prior to the termination of the original term of this contract.

If the Company and the Board shall not reach such agreement on or before the day one (1) year before the expiration of the original term of this contract, then the annual rate of compensation for such succeeding twenty-five (25) years shall be reasonable, and either the City (by the Board) or the Company shall be bound upon request of the other to enter into a written agreement with each other fixing the rate of such compensation at such amount as shall be reasonable, but in no case shall the annual rate so fixed be less than the sum required to be paid for the last year prior to the termination of the original term of this contract, and if the parties shall not forthwith agree upon what is reasonable, then the parties shall enter into a written agreement fixing such annual rate and at such amount as shall be determined by three disinterested freeholders selected in the following manner:

One disinterested freeholder shall be chosen by the Board; one disinterested freeholder shall be chosen by the Company; these two shall choose a third disinterested freeholder, and the three so chosen shall act as appraisers and shall make the revaluation aforesaid. Such appraisers shall be chosen at least six (6) months prior to the expiration of this original contract, and their report shall be filed with the Board within three (3) months after they are chosen. They shall act as appraisers and not as arbitrators. They may base their judgment upon their own experience and upon such information as they may obtain by inquiries and investigations, without the presence of either party. They shall have the right to examine any of the books of the Company and its officers under oath. The 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.

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

Sixth.—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 routes hereinbefore described.

The use of the railway, constructed by the Company under this contract, including the tracks, wires and other equipment, or any structures used in connection therewith in streets, avenues and private property hereinbefore described 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 and private property for street railway purposes, upon payment by such individual or corporation to the Company the following:

(a) An initial payment to be mutually agreed upon by said corporation or individual and the Company, and in case of failure on the part of such individual or corporation and the Company to agree upon the amount of such initial payment, such amount shall be determined by three disinterested freeholders selected in the following manner: One disinterested freeholder shall be chosen by the Company; one disinterested freeholder shall be chosen by the individual or corporation; these two shall choose a third disinterested freeholder, and the three so chosen shall act as appraisers and shall determine the amount of such payment. Such appraisers, in fixing such amount, shall consider compensation to the Company for: First, the sinking fund which may have been or should have been set aside for the retirement of the total investment represented by such property of the Company as is used by said individual or corporation, from the date of the granting of this franchise to the date upon which said individual or corporation begins the use of such property of the Company; second, the moneys expended by the Company in its organization and promotion; third, the increased value of the territory as a district suitable for railway operation, which increase may have resulted from the operation of the Company; fourth, the loss of business to the Company which may result from direct competition on its own lines; fifth, any other purpose or purposes which the appraisers may deem as justly due to said Company by such individual or corporation for the use of such property. The compensation and expenses of the said appraisers shall be borne by such individual or corporation.

(b) An annual payment which shall equal the legal interest on such proportion of the actual cost of the construction of such railway and structures, and additions and betterments thereto, as the number of cars operated by such individuals or corporations shall bear to the number of cars operated by the companies then using the same; and also such proportion of the cost of keeping the tracks and electrical equipment in repair, and the cost of additions and betterments thereto, such proportion of laying and repairing of pavement and removal of snow and ice and all other duties imposed upon the Company by the terms of this contract in connection with the maintenance or the operation of said railway so used, as the number of cars operated by such individual or corporation 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. Provided, however, that if, in the opinion of the Company, the legal rate of interest upon the cost of such railway shall be an insufficient sum to be paid for the use of such tracks, it may appeal to the Board, and the Board may fix a percentage upon 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, upon the routes hereinbefore described, 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.

Seventh.—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 (10) years of this contract, upon giving to the Company one (1) year's notice, may require the Company to operate its railway upon the whole or any portion of its route lying southeasterly from the Brooklyn and Jamaica turnpike, or Fulton street, by underground electric power, substantially similar to the system now in use on the street surface railways in the Borough of Manhattan, or by any other practical motive power then in use which does not require the use of poles and overhead wires in the streets and avenues, and thereupon to discontinue the use of the overhead trolley system and remove its poles, wires and other structures used by it for that purpose, from the streets and avenues of the City.

Eighth.—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.

No construction upon said railway shall be commenced until written permits have been obtained from the proper City officials.

The electrical equipment to be installed by the Company for the operation of the railway within the limits of the City, whether the same be upon streets and avenues or upon private property, shall be constructed and maintained under the supervision and control of the Commissioner of Water Supply, Gas and Electricity.

Ninth.—The Company shall commence construction of the railway herein authorized within six (6) 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 two (2) years 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 hereinbefore 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 (6) 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 not cross any railway or railroad other than street surface railways encountered in the route at the grade thereof, but shall be constructed either above or below the grade of such railway or railroads. If any railway or railroad other than street surface railways are operated at the same grade of the streets or avenues in which the Company is hereby authorized to construct a railway at the time the Company constructs such railway, then the Company may construct at its own expense and use a temporary crossing and approaches thereto either upon private property or within the lines of such streets or avenues to be determined by resolution of the Board, and continue to use such temporary crossing until such time as either the grade of such street or avenue or such railway or railroad shall have been changed so that such railway or railroad shall not cross such street or avenue at the grade thereof. When such grade shall have been changed and a permanent crossing shall have been constructed to carry such street or avenue either above or below the grade of such railway or railroad, then the Company shall, upon the order of the Board, abandon the above described temporary crossing, and construct its tracks upon such permanent structure as shall be directed by the Board. Any property acquired in fee by the Company for the purpose of the temporary crossing hereinbefore provided for shall be ceded to the City without compensation therefor by the Company, when the same is required by the City for the purpose of widening such street or avenue, upon the removal of the tracks of the Company from such temporary crossing and approaches thereto, to the permanent crossing structure.

Eleventh—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.

Twelfth—Should the grades or lines of the streets and avenues in which the railway is hereby authorized be changed at any time during the term of this contract, or should any such street or avenue be made a boulevard, in which it may be desirable to have the position of the tracks changed, the Company shall, at its own expense, change its tracks to conform with such new grades, lines and positions as shall be directed by the Board or by the official having jurisdiction of such streets, avenues or boulevards, and during the construction of any public improvement upon said street, avenue or boulevard, the Company shall take care of and protect the track at its own expense; all to be done subject to the direction of the City official having jurisdiction.

Should, in the opinion of the President of the Borough of Queens, the present roadway of any of the 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.

Thirteenth—As long as said railway, or any portion thereof, remains in any street or avenue, the Company shall pave and keep in permanent repair that portion of the surface of the street or avenue in which the said railway is constructed, between its tracks, the rails of which extend for a distance of two (2) 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 or avenue, 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.

Fourteenth—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 (3) times every twenty-four (24) 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 sixty (60) feet between curb lines, in which case the Company shall cause to be watered only sixty (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.

Provided, however, that the Company may, with the approval of the City officials having jurisdiction over such matters, oil that portion of the surface of the streets and avenues, between the tracks, the rails of the tracks and two (2) feet beyond the rails on either side thereof, at least twice each summer season, in such a manner as may be necessary to prevent the rising of dust, and if the Company shall so oil such portions of the streets and avenues then the Company shall not be required to water such streets and avenues as herein provided.

Fifteenth—The Company shall at all times keep the streets and avenues 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.

Sixteenth—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 and avenues, 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 the manner directed by the City officials having jurisdiction over such public work.

Seventeenth—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 the possession of any of the property on which railway tracks shall be constructed or that portion of the route described herein as private property, no compensation shall be awarded for the right to have railway tracks thereon, and in the event that the City shall have acquired such property, then the rights hereby granted in the streets and avenues shall be extended to cover

such property and all the terms and conditions of this contract shall be applicable thereto.

Eighteenth—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 and avenues in which the Company is authorized to operate.

Sec. 3. The grant of the right or privilege to operate cars upon two (2) tracks of the Queensboro Bridge and the approaches thereto, upon the route hereinbefore described, and to use other equipment owned by the City upon said bridge, is subject to the following conditions, which shall be complied with by the Company:

First—The said right and privilege shall be held and enjoyed by the Company for a term of ten (10) years from the date upon which this contract is signed by the Mayor, and may continue for a further term not exceeding in any case fifteen (15) years, which further term may be terminated at the option of the Board at any time during said fifteen (15) years, upon six (6) months' notice by the Board to the Company.

Second—The Company shall use only such tracks as shall be assigned to the Company by the Commissioner of Bridges, and 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, or to affect the right of the Commissioner of Bridges to assign the same or other tracks to such individual or other corporation.

Such tracks and all electrical equipment necessary for the operation of cars thereon shall be installed at the expense of the City, and shall remain the property of the City, but the Company shall keep and maintain such tracks and electrical equipment in good order and repair, and in such manner as shall be approved and directed by the Commissioner of Bridges, and shall furnish all motive power required by the Company.

If deemed necessary by the Commissioner of Bridges, the Company shall install and operate a system of signals to insure the safe and efficient operation of cars; such system to be approved by the Commissioner of Bridges. In the event of any necessity for changing the layout of tracks, curves, switches, sidings or platforms on the bridge in order to facilitate operation of cars by the Company, said Company must do all the work and furnish all the labor and tools necessary for effecting such changes, which shall all be made under the control and direction of the Commissioner of Bridges, and no such changes or construction connected therewith or relating thereto, shall be made unless the plans or plans for the same have been first submitted to the Commissioner of Bridges and approved by him.

If, however, the tracks and appliances herein mentioned are used by any other individual or corporation, then the Company shall bear only such proportion of the cost imposed by the terms and conditions of this paragraph as the use of such track and appliances by the Company bears to the entire use of such track and appliances.

Third—Before beginning the operation of the cars, the Company shall file with the Commissioner of Bridges a statement for his approval and assent as to the type of car which it proposes to operate and a sketch showing clearance dimensions, weight on axles and wheel spacing or such other information as may be required by said Commissioner. All cars operated over the bridge by the Company, and all equipment and appliances relating to such operation shall be subject at all times to the inspection of the Commissioner of Bridges or his authorized representatives, who shall have power to forbid the entrance to the bridge of cars which may for any reason be unsatisfactory, and who shall have power to direct the removal of any old or inadequate appliance and the substitution thereof of appliances of approved character.

Said Commissioner may adopt rules and regulations in regard to the number of cars to be operated over the bridge, the rate of speed of said cars, the movement and headway thereof, the type and weight of cars to be used and the condition thereof, the switching of cars and the use of platforms and the control of the electrical current used by the Company, and the said Commissioner may alter and amend any such rules and regulations so as to secure the safety and comfort of persons using the bridge and preserve the purposes for which the bridge was constructed, and, upon serving notice upon the Company that such rules and regulations have been made, amended or altered, the Company shall comply with all the requirements thereof.

Fourth—The Company shall furnish and supply a sufficient number of cars (herein called local bridge cars) and commence the operation of same as soon as practicable after this contract is signed by the Mayor, and continue to operate the same during the term of this contract back and forth upon the bridge between the bridge plaza in the Borough of Queens and the bridge approach in the Borough of Manhattan, with such frequency as to provide reasonable accommodations for the traveling public, provided, however, that if the through cars operated by the Company, or the operation of cars across the bridge by any other company, shall in the opinion of the Commissioner of Bridges be sufficient to supply reasonable accommodations for the traveling public, the operation of such local bridge cars shall be discontinued, for such period as designated by the Commissioner of Bridges.

Fifth—Nothing in this contract shall be deemed to affect in any way the right of the Commissioner of Bridges to make any alterations or changes in the construction, operation or management of the bridge or to affect in any way the control of such Commissioner over such bridge, as provided by the Charter of the City.

Sec. 4. The grant of the said rights and privileges to construct, maintain and operate a street surface railway from the Queensboro Bridge plaza, at Jackson avenue, in the Borough of Queens, to the intersection of Central avenue and the boundary line between the Borough of Queens and the County of Nassau, upon the route hereinbefore described, and to operate cars upon the Queensboro Bridge and the approaches thereto, are both subject to the following conditions, which shall be complied with by the Company.

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

(a) The sum of twenty thousand dollars (\$20,000) in cash within three (3) months after the date on which this contract is signed by the Mayor.

(b) During the first term of five (5) years an annual sum which shall in no case be less than thirty-five hundred dollars (\$3,500), and which shall be equal to three (3) per cent. of its gross annual receipts if such percentage shall exceed the sum of thirty-five hundred dollars (\$3,500).

During the second term of five (5) years an annual sum which shall in no case be less than seven thousand dollars (\$7,000), and which shall be equal to five (5) per cent. of its gross annual receipts, if such percentage shall exceed the sum of seven thousand dollars (\$7,000).

During the third term of five (5) years an annual sum, which shall in no case be less than twelve thousand dollars (\$12,000), and which shall be equal to five (5) per cent. of its gross annual receipts, if such percentage shall exceed the sum of twelve thousand dollars (\$12,000).

During the fourth term of five (5) years an annual sum which shall in no case be less than fourteen thousand seven hundred dollars (\$14,700), and which shall be equal to six (6) per cent. of its gross annual receipts, if such percentage shall exceed the sum of fourteen thousand seven hundred dollars (\$14,700).

During the remaining term of five (5) years an annual sum which shall in no case be less than sixteen thousand two hundred dollars (\$16,200), and which shall be equal to six (6) per cent. of its gross annual receipts, if such percentage shall exceed the sum of sixteen thousand two hundred dollars (\$16,200).

(c) For the use of the tracks owned by the City upon the Queensboro Bridge and the approaches thereto, the sum of five cents for each round trip or the sum of two and one-half cents for each single trip of each and every car operated upon the bridge.

The number of such cars shall be certified by the Commissioner of Bridges to the Comptroller once each month in such form as shall be designated by the Comptroller.

(d) The Company shall pay to the City four (4) per cent. per annum upon the cost of any terminal loops or other terminal facilities which are the property of the City and used by the Company; provided, however, that if such terminal facilities are used by any other company or companies, then the Company shall only pay such portion of four (4) per cent. per annum upon the cost thereof, as shall be proportionate to the use of such facilities by the Company.

The Commissioner of Bridges shall determine such amounts due the City and certify the same to the Comptroller.

(e) For the use of the viaduct to be constructed to carry the proposed new street across the railroad yard of the Pennsylvania Tunnel and Terminal Railroad Company, during the first term of five (5) years of this contract, the annual sum of two thousand dollars (\$2,000); during the second term of five (5) years, an annual sum of two thousand two hundred and fifty dollars (\$2,250); during the third term of five (5) years, an annual sum of two thousand five hundred dollars (\$2,500); during the fourth term of five (5) years, an annual sum of two thousand seven hundred and fifty dollars (\$2,750), and during the remaining term of five (5) years, an annual sum of three thousand dollars (\$3,000). Such payments shall begin on the day when the construction of the tracks on said viaduct shall begin.

The gross annual receipts mentioned above shall be the gross earnings of the Company from all sources within the limits of the City.

The annual charges shall commence from the date upon which this contract is signed by the Mayor.

All annual charges as above shall be paid into the treasury of the City on November 1 of each year, and shall be for the amount due to September 30 next preceding. Provided that the first annual payment shall be only for that proportion of the first annual charge as the time between the date upon which this contract is signed by the Mayor and September 30 following, shall bear to the whole of one year.

Whenever the percentage required to be paid shall exceed the minimum amount as above, then such sum over and above such minimum shall be paid on or before November 1 in each year for the year ending September 30 next preceding.

The annual charges herein provided are intended to include the percentages of gross receipts now required to be paid by railway companies to the City, pursuant to the Railroad Law as amended.

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.

Second—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 payment 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 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.

Third—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 conditions shall not render unnecessary any subsequent consent or consents.

Fourth—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.

Fifth—The rate of fare for any passenger upon said 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 rate of fare upon the local bridge cars, or the through cars of the Company, entitling a passenger to ride once across the bridge shall not exceed three cents, and the Company shall at all times have tickets on sale, one of which shall entitle a passenger to ride across said bridge, and the Company shall sell such tickets at the rate of not exceeding three cents for one and five cents for two.

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.

Sixth—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.

The rate for the carrying of such 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, and may be fixed by the Board after notice to the Company, and a hearing had thereon, and when so fixed such rates shall be binding upon the Company, and no greater sums shall be charged for such service than provided for by it.

Seventh—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 resolution of the Board.

Eighth—Cars on the said railway shall run at intervals of not more than thirty (30) minutes both day and night, and as much oftener as reasonable convenience of the public may require, as may be determined by the Board. Provided, however, that the Company, during the first five (5) years of this contract, shall not be required to operate its cars between the hours of one (1) o'clock a. m. and five (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.

Ninth—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, or as may be required by resolution of the Board.

Tenth—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, or as may be required by resolution of the Board.

Eleventh—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, and 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.

Twelfth—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

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

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

The Board, on complaint made, shall give notice to the Company, directing its President or other officer to appear before the Board on a certain day not less than ten (10) days after the date of such notice, to show cause why the Company should not be penalized in accordance with the foregoing provisions. If the Company fails to make an appearance, or after a hearing appears in the judgment of the Board to be in fault, said Board shall forthwith impose the prescribed penalty, or where the amount of the penalty is not prescribed herein, such amount as appears to the Board to be just, and without legal procedure direct the Comptroller to 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 City a sum sufficient to restore said security fund to the original amount of twenty thousand dollars (\$20,000), 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.

Seventeenth—The Company within three (3) months after the signing of this contract by the Mayor, and before anything is done in exercise of the rights conferred hereby, exclusive of the rights conferred upon the Queensboro Bridge and approaches thereto, shall deposit with the Comptroller of the City a further sum of thirty thousand dollars (\$30,000) either in money or securities to be approved by him, which said further sum shall be returned to the Company upon condition that the Company shall have completed the construction of a double track street surface railway from Jackson avenue at the Queensboro plaza and the intersection of Hoffman boulevard with Pierson street, and put the same in operation within eighteen (18) months from the date upon which the consents of the property owners are obtained, necessary for the lawful construction of such railway, 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.

For the purpose of facilitating the work of the Company in constructing and putting in operation said section of its railway, it is hereby consented that the Company may construct its temporary overhead crossings on Thomson avenue within the lines of said avenue.

If such railway shall be constructed and put in operation at any time within such period, a certificate stating that such railway has been constructed and put in operation shall be prepared by the President of the Company, and delivered to the Board, and the Board shall immediately thereafter verify the correctness of such statement and either accept such statement as correct, or, if it deems it to be incorrect, return said certificate to the Company, specifying in writing the respects in which it deems such statement to be incorrect. If such statement is found by the Board to be correct, or is thereafter proven to be correct, the Board shall thereupon adopt a resolution directing the Comptroller to return to the Company the said sum of thirty thousand dollars (\$30,000). Unless such a certificate is delivered to the Board by the Company, and the statement therein contained accepted by said Board as correct, or proven by the Company to be correct, then such sum of thirty thousand dollars (\$30,000) shall be forfeited to and become the property of the City. If at any time prior to the time specified in this clause for the completion and operation of that portion of the line described in this clause, the right to construct a street surface railway upon all or any portions of such line is granted to any other railroad corporation, then and in that case the Board shall thereupon by resolution authorize and direct that the Comptroller of the City of New York return the said sum of thirty thousand dollars (\$30,000) to the said South Shore Traction Company.

Eighteenth—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.

Nineteenth—The words "streets or avenues" and "streets and avenues," wherever used in this contract, shall be deemed to mean "streets, avenues, highways, parkways, driveways, concourses, boulevards, bridges, viaducts, tunnels, public places or any other property to which the City has title" encountered in the route hereinabove described, and upon or in which authority is hereby given to the Company to construct a railway.

Twentieth—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. 5. This grant is also upon the further and express condition that the provisions of the Railroad Law, pertinent hereto, shall be strictly complied with by the Company.

Sec. 6. 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 cor-

porate 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.

SOUTH 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 South 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, May 7, 1909, in the CITY RECORD, and at least twice during the ten days immediately prior to Friday, May 7, 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 South 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 South 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, May 7, 1909, at 10:30 o'clock a. m., hold a public hearing thereon, at which citizens shall be entitled to appear and be heard.

JOSEPH HAAG, Secretary.

Dated New York, April 2, 1909.

41, m7

#### BOROUGH OF RICHMOND.

OFFICE OF THE PRESIDENT OF THE BOROUGH OF RICHMOND, BOROUGH HALL, ST. GEORGE, NEW BRIGHTON, NEW YORK CITY.

SEALED BIDS OR ESTIMATES WILL BE RECEIVED BY THE PRESIDENT OF THE BOROUGH OF RICHMOND AT THE ABOVE OFFICE UNTIL 12 O'CLOCK M. ON

TUESDAY, MAY 18, 1909.

Borough of Richmond.

No. 1. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR CONSTRUCTING A TEMPORARY COMBINED SEWER, WITH THE NECESSARY APPURTENANCES, THROUGH AN EASEMENT IN LYMAN AVENUE, FROM SUMMER STREET TO TOMPKINS AVENUE; IN TOMPKINS AVENUE, FROM LYMAN AVENUE TO VALLEY STREET, AND IN VALLEY STREET, FROM TOMPKINS AVENUE TO DUER AVENUE, ALL BEING WITHIN SEWERAGE DISTRICT No. 6-A, FOURTH WARD, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

The Engineer's estimate of the quantity and quality of the material, and the nature and extent, as near as possible, of the work required is as follows:

839 linear feet of reinforced concrete sewer of 3 feet 6 inches by 5 feet 3 inches interior diameter, all complete, as per section on plan of the work.

28 linear feet of reinforced concrete junction sewer at the junction of Lyman avenue and Tompkins avenue, all complete, as per section on plan of the work.

1,639 linear feet of reinforced concrete sewer of 2 feet 4 inches by 3 feet 6 inches interior diameter, all complete, as per section on plan of the work.

312 linear feet of reinforced concrete sewer of 2 feet by 3 feet interior diameter, all complete, as per section on plan of the work.

7 reinforced concrete receiving basins with one and one-quarter (1 1/4) inch galvanized wrought iron bars, all complete, as shown on plans on file in the office of the Commissioner of Public Works, and connected with the sewer.

15 manholes, complete, as per section on plan of the work.

2,200 linear feet of concrete piles, in place.

3,000 feet (B. M.) of yellow pine foundation timber and planking, in place and secured.

6,000 feet (B. M.) of spruce planking, in place and secured.

50,000 feet (B. M.) of sheeting, retained.

65 cubic yards of concrete, in place.

12 cubic yards of brick masonry.

80 cubic yards of additional excavation.

470 cubic yards of additional filling.

400 square feet of additional reinforcing metal, equal and similar to Nos. 4 and 10 expanded metal, furnished and placed.

2,200 pounds of additional deformed reinforcing metal, equal and similar to corrugated steel rods, furnished and placed.

100 linear feet of new five-inch by sixteen-inch (5" x 16") curb, furnished and set in concrete.

25 linear feet of house sewers (not intersected), extended and connected.

120 linear feet of additional twelve (12) inch vitrified culvert pipe, furnished and laid.

12 linear feet of additional fifteen (15) inch vitrified culvert pipe, furnished and laid.

5 additional cast-iron hoods for basin traps, as shown on plans of receiving basins, furnished and set.

5 additional cast-iron basin covers, as shown on plans of receiving basins, furnished and placed.

10 square yards of cobble gutter pavement on sand foundation.

130 square feet of 3-inch bluestone flagstone for additional basin heads, furnished and set, and provided with openings for basin covers.

The time for the completion of the work and the full performance of the contract is one hundred and forty (140) days.

The amount of security required is Sixteen Thousand Eight Hundred Dollars (\$16,800).

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

Bidders are requested to make their bids or estimates upon the blank form prepared by the President, a copy of which, with the proper envelope in which to inclose the bid, together with a copy of the contract, including the specifications, in the form approved by the Corporation Counsel, can be obtained upon application thereto at the office of the said President. The plans and drawings may be seen and other information obtained at the office of the Commissioner of Public Works of the Borough of Richmond, Borough Hall, New Brighton, Borough of Richmond.

GEORGE CROMWELL, President.

The City of New York, April 29, 1909.

m6,18

SEE GENERAL INSTRUCTIONS TO BIDDERS ON THE LAST PAGE, LAST COLUMN, OF THE "CITY RECORD."

#### SUPREME COURT—FIRST DEPARTMENT.

##### FIRST DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired for the same purpose in fee, to the lands, tenements and hereditaments required for the opening and extending of WEST ONE HUNDRED AND SIXTY-THIRD STREET, between Amsterdam avenue and St. Nicholas avenue, in the Twelfth Ward, Borough of Manhattan, City of New York.

NOTICE IS HEREBY GIVEN THAT THE final reports of the Commissioners of Estimate and of the Commissioner of Assessment in the above-entitled matter will be presented for confirmation to the Supreme Court of the State of New York, First Department, at a Special Term, Part III, thereof, to be held in the County Court House, in the Borough of Manhattan, City of New York, on the 20th day of May, 1909, at the opening of the Court on that day, or as soon thereafter as counsel can be heard, for an order amending and correcting the proceeding entitled "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 WEST ONE HUNDRED AND SIXTY-THIRD STREET, between Amsterdam avenue and St. Nicholas avenue, in the Twelfth Ward, Borough of Manhattan, City of New York."

Dated Borough of Manhattan, New York, May 7, 1909.

PHILIP F. DONOHUE,  
JOHN C. FITZGERALD,  
Commissioners of Estimate,  
JOHN C. FITZGERALD,  
Commissioner of Assessment.

JOHN P. DUNN, Clerk.

m7,13

##### FIRST DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, to the lands and premises required for the opening and extending of Bronx boulevard (although not yet named by proper authority), from Old Boston Post road to East Two Hundred and Forty-second street (Demarest avenue), in the Twenty-fourth Ward, Borough of The Bronx, City of New York, the purpose being to include additional land required in this proceeding, and to exclude therefrom certain land not required.

Additional land to be included:

Beginning at a point in the western line of the land now being acquired for Bronx boulevard where the same is intersected by the southern line of Bronx Park;

1. Thence westerly along the southern line of Bronx Park for 40.185 feet to the line of land now being acquired for an extension of Bronx Park;

2. Thence southerly along last mentioned line for 260.30 feet to the northern line of land now being acquired for Boston road;

3. Thence easterly along last mentioned line for 40 feet to the western line of land now being acquired for Bronx boulevard;

4. Thence northerly along last mentioned line for 264.151 feet to the point of beginning.

Land to be excluded:

Beginning at the intersection of the eastern line of land now being acquired for Bronx boulevard with the northern line of land being acquired for Boston road;

1. Thence westerly along the northern line of land now being acquired for Boston road for 60 feet to the western line of land now being acquired for Bronx boulevard;

2. Thence southerly along last mentioned line for 332.998 feet to the southern line of land now being acquired for Bronx boulevard;

3. Thence northeasterly along last mentioned line for 242.839 feet to the eastern line of land now being acquired for Bronx boulevard.

4. Thence northwesterly along last mentioned line for 153.709 feet.

5. Thence northerly for 75.057 feet to the point of beginning.

These two parcels of land are shown as Bronx boulevard and Boston road on a map entitled "Map or plan showing an extension of Bronx Park east of Bronx River, lying southerly of the Bronx and Pelham Parkway, 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 466 of the Laws of 1901." Which map was filed in the office of the President of the Borough of The Bronx on November 25, 1905; in the office of the Register of the County of New York on November 22, 1905, as Map No. 1109, and in the office of the Corporation Counsel of The City of New York on or about the same date, in pigeonhole 29.

Land to be taken for Bronx boulevard is located east of the Bronx River.

Dated New York, May 7, 1909.

FRANCIS K. PENDLETON,  
Corporation Counsel.

Hall of Records, Borough of Manhattan, City of New York.

m7,20

##### 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 for the same purpose in fee, to the lands, tenements and hereditaments required for the opening and extending of EDGEWATER ROAD (although not yet named by proper authority), from Garrison avenue (or Mohawk avenue) to Seneca avenue, in the Twenty-third Ward, Borough of The Bronx, 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

by the westerly side of the Bronx River; on the south by a line midway between the southerly side of Seneca avenue and the northerly side of Lafayette avenue; on the west by a line midway between the westerly side of Longfellow street and the easterly side of Bryant street; and on the northwest by the present northeasterly property line of the New York, New Haven and Hartford Railroad Company.

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, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in said City, there to remain until the 29th day of May, 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, First Department, at a Special Term thereof, Part I., to be held in the County Court House in the Borough of Manhattan, in The City of New York, on the 22d day of July, 1909, at the opening of the Court on that day.

Sixth—In case, however, objections are filed to the foregoing abstracts of estimate and assessment, or to either of them, the motion to confirm the reports as to awards and as to assessments shall stand adjourned to the date to be hereafter specified in the notice provided in such cases to be given in relation to filing the final reports, pursuant to sections 981 and 984 of the Greater New York Charter, as amended by chapter 658 of the Laws of 1906.

Dated Borough of Manhattan, New York, April 23, 1909.

WILLIAM H. KEATING,  
Chairman;  
MICHAEL J. EGAN,  
JAMES F. DELANEY,  
Commissioners of Estimate;  
MICHAEL J. EGAN,  
Commissioner of Assessment.

JOHN P. DUNN,  
Clerk.

m5,24

#### FIRST DEPARTMENT.

In the matter of the application of Charles H. T. Collis, Commissioner of Public Works of The City of New York, for and on behalf of the Mayor, Aldermen and Commonalty of The City of New York, relative to acquiring certain pieces or parcels of land, and the title thereto, wherever the same has not been heretofore acquired, for the use of the public, for the purposes of sewerage and drainage, pursuant to section 327 of chapter 410 of the Laws of 1882, as amended by chapter 423 of the Laws of 1888, and chapter 31 of the Laws of 1892, from Amsterdam avenue at Fort George to the Harlem River, in the Twelfth Ward of The City of New York.

WE, THE UNDERSIGNED, COMMISSIONERS of Estimate and Assessment in the above entitled matter, hereby give notice to all persons interested in this proceeding, and to the owner or owners, occupant or occupants of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our estimate and assessment, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby, and having objections thereto, do present their said objections in writing, duly verified, to us at our office, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in The City of New York, on or before the 24th day of May, 1909, and that we, the said Commissioners, will hear parties so objecting, and for that purpose will be in attendance at our said office on the 28th day of May, 1909, at 12 o'clock m.

Second—That the abstract of our said estimate of damage, together with our damage maps, and also all the affidavits, estimates, proofs and other documents used by us in making the same, have been deposited in the Bureau of Street Openings in the Law Department of The City of New York, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in said City, there to remain until the 29th day of May, 1909.

Third—That, provided there be no objections filed to said abstract, our final report herein will be presented for confirmation to the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part I., to be held in the County Court House, in the Borough of Manhattan, in The City of New York, on the 22d day of July, 1909, at the opening of the Court on that day.

Fourth—In case, however, objections are filed to said abstract of estimate of damage, the notice of motion to confirm our final report herein will stand adjourned to the date to be hereafter specified, and of which notice will be given to all those who have theretofore appeared in this proceeding, as well as by publication in the City Record, pursuant to sections 981 and 984 of the Greater New York Charter, as amended by chapter 658 of the Laws of 1906.

Dated Borough of Manhattan, New York, April 27, 1909.

JAMES T. MEEHAN, Chairman;  
FRANCIS O'NEILL,  
GEORGE W. O'BRIEN,  
Commissioners.

JOHN P. DUNN, Clerk.

m3,21

#### 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 BUSH STREET, from Creston avenue to Grand Boulevard and Concourse, in the Twenty-fourth Ward, Borough of The Bronx, City of New York.

NOTICE IS HEREBY GIVEN THAT BY AN order of the Supreme Court of the State of New York, bearing date April 27, 1909, and entered and filed in the office of the Clerk of the County of New York on the 28th day of April, 1909, James A. Donnelly, J. C. Julius Langbein and John J. Hynes, Esqrs., were appointed Commissioners of Estimate in the above entitled proceeding; that in and by said order James A. Donnelly was appointed the Commissioner of Assessment.

Notice is further given pursuant to the statute in such case made and provided that the said James A. Donnelly, J. C. Julius Langbein and John J. Hynes, Esqrs., will attend at a Special Term of the Supreme Court, to be held at Part II. thereof, in the County Court House, in the Borough of Manhattan, City of New York, on the 12th day of May, 1909, at the opening of the Court on that day for the purpose of being examined under oath by the Corporation Counsel of The City of New York, or by any person having an interest in the above entitled proceeding as to their qualifications to act as such Commissioners of Estimate and as such Commissioner of Assessment.

Dated New York, May 1, 1909.

FRANCIS K. PENDLETON,  
Corporation Counsel.

Hall of Records, Borough of Manhattan, City of New York.

m1,12

#### 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 CLASONS POINT ROAD (although not yet named by proper authority), from Westchester avenue to the East River (or Long Island Sound), in the Twenty-fourth Ward, Borough of The Bronx, City of New York.

WE, THE UNDERSIGNED, COMMISSIONERS of Estimate and Assessment in the above-entitled matter, hereby give notice to all persons interested in this proceeding, and to the owner or owners, occupant or occupants of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our estimate and assessment, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby and having objections thereto, do present their said objections, in writing, duly verified, to us at our office, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in The City of New York, on the 22d day of July, 1909, at the opening of the Court on that day.

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, First Department, at a Special Term thereof, Part I., to be held in the County Court House in the Borough of Manhattan, in The City of New York, on or before the 21st day of May, 1909, and that we, the said Commissioners, will hear parties so objecting, and for that purpose will be in attendance at our said office on the 25th day of May, 1909, 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, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in said City, there to remain until the 29th day of May, 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 Queens, in The City of New York, which, taken together, are bounded and described as follows, viz:

Beginning at a point on the northerly line of the Speedway, which point is 45 feet northerly of the intersection of the westerly side of the Speedway and the northerly line of West One Hundred and Ninetieth street produced; thence westerly on a line parallel to and distant 45 feet northerly of the northerly line of West One Hundred and Ninetieth street produced to the westerly side of Amsterdam avenue; thence northwesterly in a straight line to its intersection with the middle line of the block between Amsterdam avenue and Audubon avenue at a point 175 feet northerly of the northerly side of West One Hundred and Ninetieth street; thence northerly along said middle line of the block to its intersection with the easterly prolongation of a line parallel to and distant 60 feet northerly of the northerly side of West One Hundred and Ninety-second street; thence westerly along said prolongation and parallel line to a point midway between Audubon avenue and St. Nicholas avenue; thence northerly along a line parallel to St. Nicholas avenue to a point 20 feet south of the southerly side of West One Hundred and Ninety-third street; thence northwesterly in a straight line to a point on a line 20 feet east of the southerly line of Fort George avenue, and 45 feet south of the intersection of the westerly side of Fort George avenue and the easterly side of St. Nicholas avenue; thence northerly along a line parallel to and distant 20 feet from the westerly line of Fort George avenue 475 feet; thence westerly on a line at right angles to the side of Fort George avenue to a point midway between the easterly side of St. Nicholas avenue and the westerly side of Fort George avenue; thence northerly on a line at right angles to the last mentioned line for a distance of 125 feet; thence on a curved line to the right radius 210 feet for a distance of 100 feet; thence still on a curve to the right radius 660 feet for a distance of 135 feet; thence still on curve to the right radius 310 feet for a distance of 475 feet to a point 100 feet north of the northerly side of Fort George avenue; thence on a straight line to a point on the westerly side of the Speedway, which point is 100 feet south of the point of intersection of the westerly side of Dyckman street and the westerly side of the Speedway; thence southwardly along the westerly side of the Speedway to the point and place of beginning.

Fourth—That the abstracts of our said estimate and assessment, together with our damage and benefit maps, and also all the affidavits, estimates, proofs and other documents used by us in making the same, have been deposited in the Bureau of Street Openings in the Law Department of The City of New York, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in said City, there to remain until the 29th day of May, 1909.

Fifth—That the limits of our assessment for benefit include all those lands, tenements and hereditaments and premises situate, lying and being in the Borough of The Bronx, in The City of New York, which, taken together, are bounded and described as follows, viz:

Beginning at a point on the northerly line of Jackson avenue where said northerly line is intersected by the prolongation of the line in the centre of the block between Fourteenth avenue and Thirteenth avenue, and running thence northerly along the centre line of the block between said Fourteenth and Thirteenth avenues to a point on the southerly side of Flushing avenue where said middle line of the block intersects; running thence easterly along the southerly line of Flushing avenue to a point where the prolongation of the centre line of the block between Fourteenth avenue and Fifteenth avenue intersects said southerly line of Flushing avenue; thence southerly along said centre line of the block between Fourteenth and Fifteenth avenues to a point on the northerly side of Jackson avenue where the said centre line of the block between Fourteenth and Fifteenth avenues intersects; running thence easterly along said centre line of the block between Fourteenth and Fifteenth avenues to a point on the northerly side of Jackson avenue to the point or 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 10th day of September, 1909, at the opening of the Court on that day.

Fifth—In case, however, objections are filed to any of said abstracts of estimate and assessment, the notice of motion to confirm our final report herein will stand adjourned to the date to be hereafter specified, and of which notice will be given to all those who have theretofore appeared in this proceeding, as well as by publication in the City Record, pursuant to sections 981 and 984 of the Greater New York Charter as amended by chapter 658 of the Laws of 1906.

Dated Borough of Manhattan, New York, May 4, 1909.

JOHN E. VAN NOSTRAND, Chairman;  
CLARENCE EDWARDS,  
WILLIAM J. BURNETT,  
Commissioners.

JOHN P. DUNN, Clerk.

m6,24

#### SECOND DEPARTMENT.

In the matter of the application of The City of New York relative to acquiring title, wherever the same has not been heretofore acquired for the same purpose in fee, to the lands, tenements and hereditaments required for the opening and extending of AVENUE C, between Gravesend avenue and Coney Island 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 25th day of May, 1909, and that the said Commissioners will hear parties so objecting, and for that purpose will be in attendance at their said office on the 27th day of May, 1909, at 2 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 25th day of May, 1909, and that the said Commissioner will hear parties so objecting, and for that purpose will be in attendance at his said office on the 2d day of June, 1909, at 2 o'clock p.m.

Third—That the Commissioner of Assessment has assessed any or all such lands, tenements and hereditaments and premises as are within the area of assessment fixed and prescribed as the area of assessment for benefit by the Board of Estimate and Apportionment on the 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 Avenue C and Beverley road and by the prolongation of the said line; on the east by a line midway between Coney Island avenue and East Eleventh street; on the south by a line midway between Avenues C and D and by the prolongation of the said line, and on the west by the easterly side of Gravesend 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 The City of New York, on or before the 25th day of May, 1909, and that the said Commissioner will hear parties so objecting, and for that purpose will be in attendance at his said office on the 2d day of June, 1909, at 2 o'clock p.m.

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 26th day of July, 1909, at the opening of the Court on that day.

Sixth—In case, however, objections are filed to the foregoing abstracts of estimate and assessment, or to either of them, the motion to confirm the reports as to awards and as to assessments shall stand adjourned to the date to be hereafter specified in the notice provided in such cases to be given in relation to filing the final reports, pursuant to sections 981 and 984 of the Greater New York Charter, as amended by chapter 658 of the Laws of 1906.

Dated Borough of Brooklyn, New York, May 6, 1909.

FREDERICK A. WELLS,  
MATTHEW V. O'MALLEY,  
FRANCIS J. SULLIVAN,  
Commissioners of Estimate.  
FRANCIS J. SULLIVAN,  
Commissioner of Assessment.

JAMES F. QUIGLEY, Clerk.

m6,22

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 FOURTEENTH AVENUE (although not yet named by proper authority), from Jackson avenue to Van Alst avenue, in the First Ward, Borough of Queens, in The City of New York.

NOTICE IS HEREBY GIVEN THAT THE final supplemental and amended report of the Commissioners of Estimate and Assessment in the above-entitled matter will be presented for confirmation to the Supreme Court of the State of New York, Second Department, at a Special Term thereof, for the hearing of motions, to be held in the County Court House in the Borough of Brooklyn, in The City of New York, on the 14th day of May, 1909, at 10:30 o'clock in the forenoon of that day; and that the said final supplemental and amended report has been deposited in the office of the Clerk of the County of Queens, there to remain for and during the space of five days, as required by law.

Dated Borough of Manhattan, New York, May 6, 1909.

JOSEPH FITCH,  
JOHN F. HAGERTY,  
THOMAS STUART,  
Commissioners.

m6,11

#### 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 FOURTEENTH AVENUE (although not yet named by proper authority), from Jackson avenue to Flushing avenue, in the First Ward, Borough of Queens, in The City of New York.

WE, THE UNDERSIGNED COMMISSIONERS of Estimate and Assessment in the above-entitled matter, hereby give notice to all persons interested in this proceeding, and to the owner or owners, occupant or occupants of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our estimate and assessment, and that all persons interested in this proceeding, or in any of the lands, 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. 252 Jackson avenue, Long Island City, Borough of Queens, in The City of New York, on or before the 27th day of May, 1909, and that we, the said Commissioners, will hear parties so objecting, and for that purpose will be in attendance at our said office on the 1st day of June, 1909, at 11 o'clock a.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. 252 Jackson avenue, Long Island City, in the Borough of Queens, in said City, there to remain until the 9th day of June, 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 26th day of July, 1909, at the opening of the Court on that day.

Sixth—In case, however, objections are filed to the foregoing abstracts of estimate and assessment, or to either of them, the motion to confirm the reports as to awards and as to assessments shall stand adjourned to the date to be hereafter specified in the notice provided in such cases to be given in relation to filing the final reports, pursuant to sections 981 and 984 of the Greater New York Charter, as amended by chapter 658 of the Laws of 1906.



erly parcel line, and running along the easterly line of Parcel No. 743, the following courses and distances: South 23 degrees 14 minutes east 2,376.5 feet, north 71 degrees 53 minutes west 250.4 feet, north 46 degrees 4 minutes west 226.3 feet, south 33 degrees 28 minutes west 368.4 feet, again crossing Beaver Kill, south 25 degrees 12 minutes west 373.4 feet, south 18 degrees 16 minutes west 319.3 feet and south 3 degrees 8 minutes east 250.9 feet to the southeast corner of said Parcel No. 743, in the before-mentioned northerly line of the property of the Ulster and Delaware Railroad Company; thence along said railroad property line, the southerly lines of said Parcel No. 743 and Parcels Nos. 750, 744 and 745, partly along the southerly line of Parcel No. 747, and along the southerly line of Parcel No. 749, north 82 degrees 52 minutes west 1,553.8 feet, on a curve of 1,149 feet radius to the left, 411.6 feet, and north 84 degrees 55 minutes west 1,310 feet to the southwest corner of said Parcel No. 749, in the before-mentioned southerly line of Parcel No. 747, at the junction of the centre line of the before-mentioned road leading to Glenford produced with said railroad property line; thence partly along said southerly parcel line, and continuing along the northerly line of the property of the Ulster and Delaware Railroad Company, north 84 degrees 55 minutes west 16.7 feet, on a curve of 1,179 feet radius to the left, 818.2 feet, and south 55 degrees 19 minutes west 99.5 feet to the point or place of beginning.

#### Southerly Portion.

Beginning at the northeast corner of real estate section No. 6, Reservoir Department (the map of which section was filed in the office of the County Clerk of the County of Ulster, at Kingston, N. Y., on May 8, 1907), in the southerly line of the property of the Ulster and Delaware Railroad Company, said point being also the northwest corner of Parcel No. 739 of the section hereby described, and running thence along said railroad property line, partly along the northerly line of said parcel, along the northerly line of Parcel No. 740, partly along the northerly line of Parcel No. 741, and along the northerly lines of Parcels Nos. 756, 757, 759, 763, 764 and 765, the following curves, courses and distances: On a curve 2,898 feet radius to the right, 38 feet, north 55 degrees 19 minutes east 707.4 feet, north 48 degrees 39 minutes east 133.2 feet, north 63 degrees 30 minutes east 109.3 feet, north 55 degrees 19 minutes east 457.1 feet, on a curve of 1,113 feet radius to the right, 772.2 feet, south 84 degrees 55 minutes east 1,326.7 feet, on a curve of 11,426 feet radius to the right, 409.2 feet, and south 82 degrees 52 minutes east 1,565.1 feet to the northeast corner of said Parcel No. 765; thence along the easterly and southerly lines of said parcel and partly along the easterly line of before-mentioned Parcel No. 764, south 23 degrees 9 minutes east 239.9 feet, south 57 degrees 36 minutes west 1,166.4 feet and south 33 degrees 7 minutes east 1,302 feet to a point in the centre of a road leading from West Hurley to Ashton; thence along the centre line of said road, south 68 degrees west 136.4 feet, north 80 degrees 49 minutes west 112.1 feet and north 52 degrees 32 minutes west 135.3 feet; thence continuing along the easterly line of Parcel No. 764, running also along the southerly line of said parcel, partly along the easterly and along the southerly lines of Parcel No. 767, along the southerly line of before-mentioned Parcel No. 755, and along the southerly line of before-mentioned Parcel No. 752, the following courses, distances and curves: South 19 degrees 2 minutes west 223.2 feet, south 50 degrees 55 minutes east 386.6 feet, south 59 degrees 4 minutes east 259.3 feet, south 47 degrees 58 minutes west 442.1 feet, south 34 degrees 14 minutes west 1,243.1 feet, north 5 degrees 37 minutes east 204.7 feet, on a curve of 242.3 feet radius to the left, 303.7 feet, north 66 degrees 13 minutes west 355.8 feet, on a curve of 467 feet radius to the left, 260.6 feet, south 81 degrees 49 minutes west 586.9 feet, north 86 degrees 51 minutes west 350.5 feet, crossing a road leading to the Ulster and Delaware plank road, on a curve of 520.3 feet radius to the right, 588.5 feet, north 22 degrees 3 minutes west 312.8 feet, on a curve of 435.2 feet radius to the left, 154.5 feet, on a curve of 250 feet radius to the left, 522.6 feet, and south 17 degrees 51 minutes west 637.2 feet to a point in the easterly line of before-mentioned Section 6, Reservoir Department, said point being also the southwest corner of said Parcel No. 752; thence partly along the westerly line of said parcel, and Parcels Nos. 751, 760, 754 and 753, along the westerly line of before-mentioned Parcel No. 739, and partly along said easterly line of Section 6, the following courses and distances: North 38 degrees 38 minutes west 257.3 feet, north 33 degrees 15 minutes east 1,363.3 feet, north 34 degrees 13 minutes west 215.2 feet, north 45 degrees 13 minutes west 96.5 feet, north 37 degrees 35 minutes west 550.9 feet, north 43 degrees 5 minutes west 350.5 feet, crossing a road leading from Ashton to Kingston, and north 37 degrees 45 minutes west 282 feet to the point or place of beginning.

The fee is to be acquired by The City of New York in all the real estate Parcels Nos. 715 to 768, both inclusive, contained in the above description.

Reference is hereby made to the said map, filed as aforesaid in the office of the County Clerk of the County of Ulster, for a more detailed description of the real estate to be taken in fee, as above described.

In case any real estate hereinbefore described is used for highway or other public purposes, such use shall continue until such time as The City of New York shall acquire the right to change the same.

Dated April 2, 1909.

FRANCIS KEY PENDLETON,  
Corporation Counsel.

Office and Post Office address, Hall of Records, corner of Chambers and Centre Streets, Borough of Manhattan, New York City.

a10,m22

#### THIRD JUDICIAL DISTRICT.

##### ASHOKAN RESERVOIR.

###### SECTION No. 16, ULSTER COUNTY.

#### NOTICE OF APPLICATION FOR THE APPOINTMENT OF COMMISSIONERS OF APPRAISAL.

PUBLIC NOTICE IS HEREBY GIVEN THAT it is the intention of the Corporation Counsel of The City of New York to make application to the Supreme Court of the State of New York for the appointment of Commissioners of Appraisal, under chapter 724 of the Laws of 1905, as amended.

Such application will be made to the Supreme Court, at a Special Term thereof, to be held in and for the Third Judicial District, at the City Hall, in the City of Albany, Albany County, N. Y., on the 22d day of May, 1909, at 10 o'clock in the forenoon of that day, or as soon thereafter as counsel can be heard. The object of such application is to obtain an order of the Court appointing three disinterested and competent freeholders, one of whom shall reside in the County of New York and at least one of

whom shall reside in the county where the real estate hereinbefore described is situated, to act as Commissioners of Appraisal under said act and discharge all the duties conferred by the said act and the acts amendatory thereof upon such Commissioners of Appraisal, for the purpose of providing an additional supply of pure and wholesome water for The City of New York.

The real estate sought to be taken or affected is situated in the Towns of Hurley, Woodstock and Kingston, County of Ulster, and State of New York.

The following is a description of the real estate to be acquired in fee, together with a reference to the date and place of filing the map: All those certain pieces or parcels of real estate situated in the Towns of Hurley, Woodstock and Kingston, County of Ulster and State of New York, shown on a map entitled: "Reservoir Department, Section No. 16, Board of Water Supply of The City of New York, Map of real estate situated in the Towns of Hurley, Woodstock and Kingston, County of Ulster and State of New York, to be acquired by The City of New York under the provisions of chapter 724 of the Laws of 1905, as amended, for the construction of Ashokan Reservoir and appurtenances, from the vicinity of Glenford to the vicinity of West Hurley," which map was filed in the office of the County Clerk of the County of Ulster, at Kingston, N. Y., on the 4th day of March, 1909, which parcels are bounded and described as follows:

#### Northerly Portion.

Beginning at the southwest corner of Parcel No. 773, in the northerly line of the property of the Ulster and Delaware Railroad Company, said point being also in the easterly line of real estate Section 15, Reservoir Department (the map of which section was filed in the office of the County Clerk of the County of Ulster, at Kingston, N. Y., on March 4, 1909), and running thence partly along said easterly line, along the westerly and partly along the northerly lines of said Parcel No. 773 and partly along the westerly line of Parcel No. 771, the following courses and distances: North 3 degrees 8 minutes west 250.9 feet, north 18 degrees 16 minutes east 319 feet, north 25 degrees 12 minutes east 373.4 feet, north 33 degrees 28 minutes east 368.1 feet, south 46 degrees 4 minutes east 226.3 feet, south 71 degrees 53 minutes east 250.4 feet, and north 23 degrees 14 minutes west 2,376.5 feet to a point in the centre of a road leading from Ashton; thence along the centre line of said road, and continuing along the westerly line of Parcel No. 771, north 26 degrees 16 minutes east 438.7 feet to the point of intersection of the centre line of said road produced with the centre line of a road leading from West Hurley to Glenford; thence along the last-mentioned centre line, and continuing along the easterly line of Section 15, north 55 degrees 50 minutes west 489.7 feet; thence continuing along the westerly line of Parcel No. 771, north 34 degrees 10 minutes east 47 feet, north 55 degrees 49 minutes west 32 feet and south 34 degrees 14 minutes west 47 feet to another point in the centre of the last-mentioned road; thence along the centre line thereof, continuing along the westerly line of Parcel No. 771, north 26 degrees 16 minutes east 203 feet, north 34 degrees 10 minutes east 139.2 feet, south 63 degrees 27 minutes east 100 feet to the northeast corner of said Parcel No. 809, in the westerly line of the before-mentioned road leading from West Hurley to Woodstock; thence along said road line, the easterly line of said parcel and partly along the easterly line of Parcel No. 808, south 26 degrees 18 minutes west 160.3 feet to a point in the northerly line of Parcel No. 810; thence partly along said line, south 63 degrees 56 minutes east 24.7 feet to the northeast corner of said parcel, in the centre of said road; thence along the centre line of said road and the easterly lines of said parcel and Parcel No. 811, south 23 degrees 35 minutes west 212.2 feet to the southeast corner of said Parcel No. 811; thence along the southerly and westerly lines of said parcel, again partly along the southerly and along the westerly lines of Parcel No. 808, and partly along the westerly line of before-mentioned Parcel No. 772 and the easterly line of before-mentioned Parcel No. 773, the following courses and distances: North 66 degrees 26 minutes west 203 feet, north 34 degrees 10 minutes east 139.2 feet, south 65 degrees 19 minutes west 355.6 feet, north 28 degrees 23 minutes west 296.9 feet, south 63 degrees 27 minutes east 100 feet to the northeast corner of said Parcel No. 809, in the westerly line of the before-mentioned road leading from West Hurley to Woodstock; thence along the centre line of said road, south 25 degrees 10 minutes west 83.9 feet; thence continuing along the easterly line of Parcel No. 772 and running partly along the northerly line of Parcel No. 809, north 65 degrees 6 minutes west 124.7 feet, south 24 degrees 55 minutes west 296.9 feet and south 63 degrees 27 minutes east 100 feet to the northeast corner of said Parcel No. 809, in the westerly line of the before-mentioned road leading from West Hurley to Woodstock; thence along said road line, the easterly line of said parcel and partly along the easterly line of Parcel No. 808, south 26 degrees 18 minutes west 160.3 feet to a point in the northerly line of Parcel No. 810; thence partly along said line, south 63 degrees 56 minutes east 24.7 feet to the northeast corner of said parcel, in the centre of said road; thence along the centre line of said road and the easterly lines of said parcel and Parcel No. 811, south 23 degrees 35 minutes west 212.2 feet to a point in the centre of the before-mentioned road leading from West Hurley to Woodstock; thence along the centre line of said road and the easterly lines of said parcel and Parcel No. 812, the following courses and distances: North 66 degrees 26 minutes west 203 feet, north 34 degrees 10 minutes east 139.2 feet, south 65 degrees 19 minutes west 355.6 feet, north 28 degrees 23 minutes west 296.9 feet, south 63 degrees 27 minutes east 100 feet to the northeast corner of said Parcel No. 809, in the westerly line of the before-mentioned road leading from West Hurley to Woodstock; thence along the centre line of said road, south 25 degrees 10 minutes west 83.9 feet; thence continuing along the easterly line of Parcel No. 772 and the easterly line of before-mentioned Parcel No. 773, the following courses and distances: North 66 degrees 26 minutes west 203 feet, north 34 degrees 10 minutes east 139.2 feet, south 65 degrees 19 minutes west 355.6 feet, north 28 degrees 23 minutes west 296.9 feet, south 63 degrees 27 minutes east 100 feet to the northeast corner of said Parcel No. 809, in the westerly line of the before-mentioned road leading from West Hurley to Woodstock; thence along the centre line of said road, south 25 degrees 10 minutes west 83.9 feet; thence continuing along the easterly line of Parcel No. 772 and the easterly line of before-mentioned Parcel No. 773, the following courses and distances: North 66 degrees 26 minutes west 203 feet, north 34 degrees 10 minutes east 139.2 feet, south 65 degrees 19 minutes west 355.6 feet, north 28 degrees 23 minutes west 296.9 feet, south 63 degrees 27 minutes east 100 feet to the northeast corner of said Parcel No. 809, in the westerly line of the before-mentioned road leading from West Hurley to Woodstock; thence along the centre line of said road, south 25 degrees 10 minutes west 83.9 feet; thence continuing along the easterly line of Parcel No. 772 and the easterly line of before-mentioned Parcel No. 773, the following courses and distances: North 66 degrees 26 minutes west 203 feet, north 34 degrees 10 minutes east 139.2 feet, south 65 degrees 19 minutes west 355.6 feet, north 28 degrees 23 minutes west 296.9 feet, south 63 degrees 27 minutes east 100 feet to the northeast corner of said Parcel No. 809, in the westerly line of the before-mentioned road leading from West Hurley to Woodstock; thence along the centre line of said road, south 25 degrees 10 minutes west 83.9 feet; thence continuing along the easterly line of Parcel No. 772 and the easterly line of before-mentioned Parcel No. 773, the following courses and distances: North 66 degrees 26 minutes west 203 feet, north 34 degrees 10 minutes east 139.2 feet, south 65 degrees 19 minutes west 355.6 feet, north 28 degrees 23 minutes west 296.9 feet, south 63 degrees 27 minutes east 100 feet to the northeast corner of said Parcel No. 809, in the westerly line of the before-mentioned road leading from West Hurley to Woodstock; thence along the centre line of said road, south 25 degrees 10 minutes west 83.9 feet; thence continuing along the easterly line of Parcel No. 772 and the easterly line of before-mentioned Parcel No. 773, the following courses and distances: North 66 degrees 26 minutes west 203 feet, north 34 degrees 10 minutes east 139.2 feet, south 65 degrees 19 minutes west 355.6 feet, north 28 degrees 23 minutes west 296.9 feet, south 63 degrees 27 minutes east 100 feet to the northeast corner of said Parcel No. 809, in the westerly line of the before-mentioned road leading from West Hurley to Woodstock; thence along the centre line of said road, south 25 degrees 10 minutes west 83.9 feet; thence continuing along the easterly line of Parcel No. 772 and the easterly line of before-mentioned Parcel No. 773, the following courses and distances: North 66 degrees 26 minutes west 203 feet, north 34 degrees 10 minutes east 139.2 feet, south 65 degrees 19 minutes west 355.6 feet, north 28 degrees 23 minutes west 296.9 feet, south 63 degrees 27 minutes east 100 feet to the northeast corner of said Parcel No. 809, in the westerly line of the before-mentioned road leading from West Hurley to Woodstock; thence along the centre line of said road, south 25 degrees 10 minutes west 83.9 feet; thence continuing along the easterly line of Parcel No. 772 and the easterly line of before-mentioned Parcel No. 773, the following courses and distances: North 66 degrees 26 minutes west 203 feet, north 34 degrees 10 minutes east 139.2 feet, south 65 degrees 19 minutes west 355.6 feet, north 28 degrees 23 minutes west 296.9 feet, south 63 degrees 27 minutes east 100 feet to the northeast corner of said Parcel No. 809, in the westerly line of the before-mentioned road leading from West Hurley to Woodstock; thence along the centre line of said road, south 25 degrees 10 minutes west 83.9 feet; thence continuing along the easterly line of Parcel No. 772 and the easterly line of before-mentioned Parcel No. 773, the following courses and distances: North 66 degrees 26 minutes west 203 feet, north 34 degrees 10 minutes east 139.2 feet, south 65 degrees 19 minutes west 355.6 feet, north 28 degrees 23 minutes west 296.9 feet, south 63 degrees 27 minutes east 100 feet to the northeast corner of said Parcel No. 809, in the westerly line of the before-mentioned road leading from West Hurley to Woodstock; thence along the centre line of said road, south 25 degrees 10 minutes west 83.9 feet; thence continuing along the easterly line of Parcel No. 772 and the easterly line of before-mentioned Parcel No. 773, the following courses and distances: North 66 degrees 26 minutes west 203 feet, north 34 degrees 10 minutes east 139.2 feet, south 65 degrees 19 minutes west 355.6 feet, north 28 degrees 23 minutes west 296.9 feet, south 63 degrees 27 minutes east 100 feet to the northeast corner of said Parcel No. 809, in the westerly line of the before-mentioned road leading from West Hurley to Woodstock; thence along the centre line of said road, south 25 degrees 10 minutes west 83.9 feet; thence continuing along the easterly line of Parcel No. 772 and the easterly line of before-mentioned Parcel No. 773, the following courses and distances: North 66 degrees 26 minutes west 203 feet, north 34 degrees 10 minutes east 139.2 feet, south 65 degrees 19 minutes west 355.6 feet, north 28 degrees 23 minutes west 296.9 feet, south 63 degrees 27 minutes east 100 feet to the northeast corner of said Parcel No. 809, in the westerly line of the before-mentioned road leading from West Hurley to Woodstock; thence along the centre line of said road, south 25 degrees 10 minutes west 83.9 feet; thence continuing along the easterly line of Parcel No. 772 and the easterly line of before-mentioned Parcel No. 773, the following courses and distances: North 66 degrees 26 minutes west 203 feet, north 34 degrees 10 minutes east 139.2 feet, south 65 degrees 19 minutes west 355.6 feet, north 28 degrees 23 minutes west 296.9 feet, south 63 degrees 27 minutes east 100 feet to the northeast corner of said Parcel No. 809, in the westerly line of the before-mentioned road leading from West Hurley to Woodstock; thence along the centre line of said road, south 25 degrees 10 minutes west 83.9 feet; thence continuing along the easterly line of Parcel No. 772 and the easterly line of before-mentioned Parcel No. 773, the following courses and distances: North 66 degrees 26 minutes west 203 feet, north 34 degrees 10 minutes east 139.2 feet, south 65 degrees 19 minutes west 355.6 feet, north 28 degrees 23 minutes west 296.9 feet, south 63 degrees 27 minutes east 100 feet to the northeast corner of said Parcel No. 809, in the westerly line of the before-mentioned road leading from West Hurley to Woodstock; thence along the centre line of said road, south 25 degrees 10 minutes west 83.9 feet; thence continuing along the easterly line of Parcel No. 772 and the easterly line of before-mentioned Parcel No. 773, the following courses and distances: North 66 degrees 26 minutes west 203 feet, north 34 degrees 10 minutes east 139.2 feet, south 65 degrees 19 minutes west 355.6 feet, north 28 degrees 23 minutes west 296.9 feet, south 63 degrees 27 minutes east 100 feet to the northeast corner of said Parcel No. 809, in the westerly line of the before-mentioned road leading from West Hurley to Woodstock; thence along the centre line of said road, south 25 degrees 10 minutes west 83.9 feet; thence continuing along the easterly line of Parcel No. 772 and the easterly line of before-mentioned Parcel No. 773, the following courses and distances: North 66 degrees 26 minutes west 203 feet, north 34 degrees 10 minutes east 139.2 feet, south 65 degrees 19 minutes west 355.6 feet, north 28 degrees 23 minutes west 296.9 feet, south 63 degrees 27 minutes east 100 feet to the northeast corner of said Parcel No. 809, in the westerly line of the before-mentioned road leading from West Hurley to Woodstock; thence along the centre line of said road, south 25 degrees 10 minutes west 83.9 feet; thence continuing along the easterly line of Parcel No. 772 and the easterly line of before-mentioned Parcel No. 773, the following courses and distances: North 66 degrees 26 minutes west 203 feet, north 34 degrees 10 minutes east 139.2 feet, south 65 degrees 19 minutes west 355.6 feet, north 28 degrees 23 minutes west 296.9 feet, south 63 degrees 27 minutes east 100 feet to the northeast corner of said Parcel No. 809, in the westerly line of the before-mentioned road leading from West Hurley to Woodstock; thence along the centre line of said road, south 25 degrees 10 minutes west 83.9 feet; thence continuing along the easterly line of Parcel No. 772 and the easterly line of before-mentioned Parcel No. 773, the following courses and distances: North 66 degrees 26 minutes west 203 feet, north 34 degrees 10 minutes east 139.2 feet, south 65 degrees 19 minutes west 355.6 feet, north 28 degrees 23 minutes west 296.9 feet, south 63 degrees 27 minutes east 100 feet to the northeast corner of said Parcel No. 809, in the westerly line of the before-mentioned road leading from West Hurley to Woodstock; thence along the centre line of said road, south 25 degrees 10 minutes west 83.9 feet; thence continuing along the easterly line of Parcel No. 772 and the easterly line of before-mentioned Parcel No. 773, the following courses and distances: North 66 degrees 26 minutes west 203 feet, north 34 degrees 10 minutes east 139.2 feet, south 65 degrees 19 minutes west

827, in the before mentioned northerly line of the property of the Ulster and Delaware Railroad Company; thence along said railroad property line and the southerly lines of said Parcel No. 827 and Parcel No. 826, south 83 degrees 9 minutes west 46.2 feet to a point in the westerly line of the before mentioned road leading from Sawkill to Kingston, at the southwest corner of said Parcel No. 826; thence partly along the westerly line of said parcel, and continuing along said railroad property line, north 22 degrees 57 minutes west 71.6 feet and north 4 degrees 37 minutes east 183.5 feet; thence continuing along the westerly line of Parcel No. 826, and running partly along the southerly line of Parcel No. 824 and the easterly line of Parcel No. 819, north 17 degrees 24 minutes east 234.1 feet, north 66 degrees 5 minutes west 81 feet, south 31 degrees 19 minutes west 279 feet and south 61 degrees 18 minutes east 90 feet to another point in the northerly line of the property of the Ulster and Delaware Railroad Company; thence along said railroad property line, continuing along the easterly line of Parcel No. 819, and running partly along the southerly line of said parcel, south 17 degrees 38 minutes west 146.1 feet, south 11 degrees 9 minutes west 104 feet, south 83 degrees 9 minutes west 972 feet and on a curve of 922.4 feet radius to the right, 75 feet, to the most easterly point of Parcel No. 820, in the centre of the before mentioned road leading from Kingston to West Hurley; thence along the southerly line of said parcel, and again partly along the southerly line of Parcel No. 819, on a curve of 922.4 feet radius to the right, 472.7 feet, to the most southerly point of before mentioned Parcel No. 818, in the centre of the before mentioned road leading from West Hurley to Woodstock; thence along the westerly line of said parcel, and continuing along said railroad property line, on a curve of 922.4 feet radius to the right, 374.8 feet, north 39 degrees 33 minutes west 64.2 feet and on a curve of 1,436 feet radius to the left, 243.1 feet, to a point in the southerly line of before mentioned Parcel No. 815, in the before mentioned road leading from Kingston to West Hurley; thence partly along said parcel line and the southerly line of before mentioned Parcel No. 812, along the southerly line of Parcel No. 814, and continuing along said railroad property line, on a curve of 1,436 feet radius to the left, 842.4 feet, north 82 degrees 52 minutes west 416.3 feet, north 7 degrees 8 minutes east 42 feet and north 82 degrees 52 minutes west 281.6 feet to the southwest corner of said Parcel No. 814, in the centre of the before mentioned road leading from West Hurley to Woodstock; thence continuing along said railroad property line, running again partly along the southerly line of Parcel No. 812, along the southerly and partly along the westerly lines of Parcel No. 813, and again partly along the southerly line of Parcel No. 812, north 82 degrees 52 minutes west 94.8 feet, north 11 degrees 16 minutes east 50.2 feet and north 82 degrees 52 minutes west 1,187.2 feet to the point or place of beginning.

#### Southerly Portion.

Beginning at the northwest corner of Parcel No. 835, in the southerly line of the property of the Ulster and Delaware Railroad Company, and running thence partly along the northerly line of said parcel and along the northerly line of Parcel No. 868 south 82 degrees 52 minutes east 1,128.5 feet to the northwest corner of Parcel No. 859, in the centre of a road leading from Woodstock to West Hurley; thence along the northerly line of said parcel, again partly along the northerly line of Parcel No. 835 and along the easterly line of Parcel No. 836 south 82 degrees 52 minutes east 306.8 feet, north 7 degrees 8 minutes east 42 feet, south 82 degrees 52 minutes east 416.3 feet and on a curve of 1,370 feet radius to the right 738.5 feet, to a point in the centre of a road leading from Ashton to Kingston, at the most northerly point of Parcel No. 831; thence partly along the easterly lines of said parcel and Parcel No. 831, and along the northerly line of Parcel No. 830, on a curve of 1,370 feet radius to the right 297.1 feet, south 39 degrees 33 minutes east 64.2 feet and on a curve of 988.4 feet radius to the left 407.9 feet, to the northwest corner of Parcel No. 828, in the centre of a road leading from Morgan Hill to Woodstock; thence partly along the northerly lines of said parcel and Parcel No. 829, and continuing along said railroad property line on a curve of 988.4 feet radius to the left 570.9 feet, to the northeast corner of said Parcel No. 829, in the before mentioned road leading from Ashton to Kingston, in the before mentioned northerly line of Parcel No. 828; thence partly along said line and the easterly line of said parcel, and continuing along said railroad property line on a curve of 988.4 feet radius to the left 10.7 feet, north 83 degrees 9 minutes west 908.5 feet and south 39 degrees 3 minutes west 63.5 feet to a point in the centre of the before mentioned road leading from Kingston to Ashton; thence along said road and continuing along the easterly line of Parcel No. 828 south 39 degrees 9 minutes west 394.9 feet, south 77 degrees 7 minutes west 193.4 feet, north 65 degrees 44 minutes west 141.4 feet, on a curve of 467 feet radius to the left 732.9 feet, south 34 degrees 5 minutes west 792.5 feet, south 45 degrees 21 minutes west 101.8 feet, on a curve of 671.6 feet radius to the left 381.2 feet, and north 77 degrees 10 minutes west 18.2 feet to the southwest corner of said Parcel No. 841, in the easterly line of Parcel No. 835, in the centre of the before mentioned road leading from West Hurley to Morgan Hill; thence along the centre line of said road, partly along the easterly line of Parcel No. 835 and along the easterly line of Parcel No. 842 south 12 degrees 56 minutes west 132.7 feet, south 27 degrees 5 minutes west 318 feet, south 21 degrees 16 minutes west 44.7 feet and south 40 degrees 2 minutes west 98.5 feet to the southeast corner of said Parcel No. 835; thence along the southerly and partly along the westerly lines of said parcel, and along the westerly line of Parcel No. 843, the following courses and distances: South 59 degrees 35 minutes 30 seconds west 680.1 feet, north 28 degrees 30 minutes west 404.9 feet, north 41 degrees 11 minutes west 447.1 feet, north 21 degrees 36 minutes west 496.6 feet, north 29 degrees 59 minutes west 303.5 feet, north 69 degrees 31 minutes east 265 feet, north 22 degrees 33 minutes east 805.4 feet, north 13 degrees 4 minutes east 186.7 feet, north 11 degrees 20 minutes east 195.9 feet and north 38 degrees 6 minutes east 25.7 feet to the northwest corner of said Parcel No. 843, in the centre of the before mentioned road leading from Kingston to Ashton, in the before mentioned westerly line of Parcel No. 835; thence partly along said parcel line and the easterly line of Parcel No. 849 north 38 degrees 6 minutes east 21.6 feet, north 12 degrees 40 minutes east 29.2 feet, north 80 degrees 49 minutes west 66.9 feet and south 12 degrees 25 minutes west 53 feet to another point in the centre of the last mentioned road, at the southeast corner of Parcel No. 849; thence along the southerly lines of said parcel and Parcels Nos. 850, 852, 853 and 854, and the centre line of said road, north 66 degrees 30 minutes west 233.8 feet to the southwest corner of said

Parcel No. 854, in the centre of the before mentioned road leading to Woodstock; thence along the centre line of said road and the westerly lines of said Parcel No. 854 and Parcel No. 855, partly along the southerly line of before mentioned Parcel No. 835, and partly along the westerly line of Parcel No. 857 north 16 degrees 48 minutes east 149 feet and north 9 degrees 4 minutes east 163.6 feet to the southeast corner of said Parcel No. 867; thence partly along the southerly line of said parcel and again partly along the southerly line of Parcel No. 835 north 72 degrees 16 minutes west 57.7 feet, south 84 degrees 11 minutes west 141.9 feet, south 5 degrees 55 minutes west 28.3 feet and south 78 degrees 41 minutes west 120.3 feet to a point in the easterly line of a new road; thence along said road line, continuing along the southerly line of Parcel No. 835, and running along the westerly line of Parcel No. 869 north 20 degrees 57 minutes west 93.5 feet to the northwest corner of said Parcel No. 869, at another point in the southerly line of Parcel No. 835; thence partly along said line south 69 degrees 3 minutes west 20 feet to a point in the centre of said road; thence along the centre line thereof south 20 degrees 57 minutes east 57.3 feet; thence continuing along the southerly line of Parcel No. 835 the following courses and distances: South 65 degrees 44 minutes west 140 feet, south 24 degrees 55 minutes east 110.2 feet, south 65 degrees 27 minutes west 120.1 feet and south 26 degrees 28 minutes east 142 feet to a point in the centre of the before mentioned road leading from Kingston to Ashton; thence along the centre line of said road south 69 degrees 55 minutes west 254.1 feet and north 34 degrees 26 minutes east 269.4 feet to a point in the westerly line of the before-mentioned southerly portion of Section 17; thence partly along said westerly line, and running along the easterly lines of said Parcel No. 929, and before-mentioned Parcel No. 928, partly along the easterly line of Parcel No. 927 and along the easterly line of Parcel No. 926, south 24 degrees east 779 feet to the southeast corner of said Parcel No. 926 in the northerly line of Parcel No. 903, in the centre of the before-mentioned road leading from Ashton to Kingston; thence along the centre line of said road, and partly along the northerly lines of Parcels Nos. 903 and 904, north 69 degrees 55 minutes east 129.6 feet to the southwest corner of Parcel No. 925; thence along the westerly and northerly lines of said parcel, the westerly line of Parcel No. 922, partly along the westerly, along the northerly and partly along the easterly lines of Parcel No. 921, along the northerly line of Parcel No. 919, along the northerly lines of said Parcel No. 919 and Parcel No. 918, and continuing along said westerly line of the southerly portion of Section 17, the following courses and distances: North 26 degrees 28 minutes west 142 feet, north 65 degrees 27 minutes east 120.1 feet, north 24 degrees 55 minutes west 110.2 feet, north 65 degrees 44 minutes east 140 feet, north 20 degrees 57 minutes west 57.3 feet, north 69 degrees 3 minutes east 20 feet, south 20 degrees 57 minutes east 93.5 feet, north 78 degrees 41 minutes east 120.3 feet, north 5 degrees 55 minutes east 28.3 feet, north 84 degrees 11 minutes east 141.9 feet and south 72 degrees 16 minutes east 57.7 feet to the northeast corner of said Parcel No. 918, in the centre of a road leading from Woodstock to West Hurley; thence along the centre line of said road and the production thereof, and the easterly lines of said parcel and Parcels Nos. 917 and 915, south 9 degrees 4 minutes west 163.6 feet and south 16 degrees 48 minutes west 149 feet to the southeast corner of said Parcel No. 915, in the northerly line of Parcel No. 911, in the centre of the before-mentioned road leading from Ashton to Kingston; thence along the centre line of said road, partly along said northerly line of Parcel No. 911, along the northerly line of Parcel No. 912, partly along the northerly lines of Parcels Nos. 913 and 914, and continuing along the westerly line of the southerly portion of Section 17, south 69 degrees 49 minutes east 103.8 feet and south 66 degrees 30 minutes east 130 feet; thence continuing along the northerly line of Parcel No. 914 and running partly along the easterly line of said parcel, north 12 degrees 25 minutes east 53 feet, south 80 degrees 49 minutes east 66.9 feet, south 12 degrees 40 minutes west 29.2 feet and south 38 degrees 6 minutes west 47.3 feet, recrossing the road leading from Ashton to Kingston, to a point in the southerly line thereof; thence continuing along the easterly line of Parcel No. 914, running partly along the easterly line of before-mentioned Parcel No. 871, and still continuing along the westerly line of the southerly portion of Section 17, the following courses and distances: South 11 degrees 20 minutes west 195.9 feet, south 13 degrees 4 minutes west 186.7 feet, south 23 degrees 33 minutes west 805.4 feet, south 69 degrees 31 minutes west 265 feet, south 29 degrees 59 minutes east 303.5 feet, south 21 degrees 36 minutes east 496.6 feet, south 41 degrees 11 minutes east 447.1 feet and south 28 degrees 30 minutes east 404.9 feet to the point or place of beginning.

The real estate sought to be taken or affected is situated in the Town of Hurley, County of Ulster, and State of New York.

The following is a description of the real estate to be acquired in fee, together with a reference to the date and place of filing the map:

All those certain pieces or parcels of real estate situated in the Town of Hurley, County of Ulster and State of New York, shown on a map entitled "Reservoir Department, Section No. 18, Board of Water Supply of The City of New York, Map of real estate situated in the Town of Hurley, County of Ulster and State of New York, to be acquired by The City of New York under the provisions of chapter 724 of the Laws of 1905, as amended, for the construction of Ashokan Reservoir and appurtenances, in the vicinity of West Hurley," which map was filed in the office of the County Clerk of the County of Ulster, at Kingston, N. Y., on the 4th day of March, 1909, which parcels are bounded and described as follows:

Beginning at the southeast corner of Parcel No. 871, said point being also the southwest corner of real estate Section 17, Reservoir Department (the map of which section was filed in the office of the County Clerk of the County of Ulster at Kingston, N. Y., on March 4, 1909), and running thence along the westerly line of said section, continuing along the easterly line of Parcel No. 873, thence along the southerly lines of said parcel and Parcels Nos. 874 and 936, and partly along the southerly and along the westerly lines of Parcel No. 876, the following courses, courses and distances: On a curve of 433 feet radius to the right, 7.8 feet, south 83 degrees 46 minutes west 1,000.2 feet, on a curve of 533 feet radius to the right, 628.6 feet, north 52 degrees 50 minutes west 424.1 feet, on a curve of 267 feet radius to the left, 326 feet, south 57 degrees 12 minutes west 229.2 feet and on a curve of 433 feet radius to the right, 193 feet to a point in the centre of a road leading from Lapla to West Hurley, at the southeast corner of Parcel No. 873; thence along the southerly lines of said parcel and Parcels Nos. 874 and 936, and partly along the southerly and along the westerly lines of Parcel No. 876, the following courses, courses and distances: On a curve of 433 feet radius to the right, 7.8 feet, south 83 degrees 46 minutes west 1,000.2 feet, on a curve of 533 feet radius to the right, 232.6 feet, north 65 degrees 27 minutes west 234.2 feet, on a curve of 461.8 feet radius to the left, 351.7 feet, south 70 degrees 55 minutes west 200.8 feet, on a curve of 250 feet radius to the right, 406.3 feet, crossing a road leading from Stone Church to West Hurley, north 15 degrees 58 minutes west 115.9 feet, on a curve of 550 feet radius to the right, 207.1 feet, and north 5 degrees 37 minutes east 61.5 feet to the southeast corner of real estate Section 15, Reservoir Department (the map of which section was filed in the office of the County Clerk of the County of Ulster, at Kingston, N. Y., on March 4, 1909), and running thence partly along the easterly line of said section, continuing along the westerly line of Parcel No. 876, and running partly along the northerly line of Parcel No. 875, north 34 degrees 14 minutes east 1,243.1 feet and north 47 degrees 58 minutes east 442.1 feet to the most southerly point of real estate Section 16, Reservoir Department (the map of which section was filed in the office of the County Clerk of the County of Ulster, at Kingston, N. Y., on March 20, 1907) was filed in the office of the Clerk of the County of Westchester on the 2d day of February, 1909.

4, 1909); thence partly along said southerly section line, continuing along the northerly line of Parcel No. 875, and running partly along the easterly line of said parcel, north 58 degrees 52 minutes east 1,060.2 feet and south 32 degrees 3 minutes east 327 feet to the most westerly point of Parcel No. 880, in the centre of a road leading from Stone Church to West Hurley; thence along the centre line of said road and partly along the westerly line of said parcel, north 17 degrees 35 minutes east 182.7 feet and north 37 degrees 17 minutes east 187.9 feet to the southwest corner of Parcel No. 870, in the centre of a road leading from Ashton to Kingston; thence along the westerly and northerly lines of said parcel, the northerly lines of Parcels Nos. 935, 934, 933, 932 and 931, shown on the map in this proceeding. Public notice is further given that an application will be made at a Special Term of the Supreme Court, to be held in and for the Ninth Judicial District, at the Judge's Chambers, in the City of Mount Vernon, Westchester County, New York, on the 8th day of May, 1909, at 10 o'clock in the forenoon of that day, or as soon thereafter as counsel can be heard, for an order confirming said Report, and for such other and further relief as may be just.

Dated April 13, 1909.

FRANCIS KEY PENDLETON,  
Corporation Counsel.  
Office and Post Office Address, Hall of Records, corner of Chambers and Centre Streets, Borough of Manhattan, New York City.

a17, m8

#### NINTH JUDICIAL DISTRICT.

##### WESTCHESTER COUNTY.

##### Kensico Reservoir, Section No. 3.

In the matter of the application and petition of J. Edward Simons, Charles N. Chadwick and Charles A. Shaw, constituting the Board of Water Supply of The City of New York, to acquire real estate for and on behalf of The City of New York, under chapter 724 of the Laws of 1905, and the acts amendatory thereof, in the Town of North Castle, Westchester County, New York, for the purpose of providing an additional supply of pure and wholesome water for the use of The City of New York.

PUBLIC NOTICE IS HEREBY GIVEN THAT the third separate report of Burton C. Meighan, Willis B. Dowd and Benjamin Howe, who were appointed Commissioners of Appraisal in the above entitled matter July 20, 1907, was filed in the office of the Clerk of the County of Westchester on the 9th day of April, 1909.

Said report bears date April 7, 1909, and affects Parcels Nos. 122, 123, 129, 135, part of 137, 142, 143, 144, 146, 153, 154, 155, 157, 162, 169, 170, 172, 173, 176 and 189, shown on the map in this proceeding.

Public notice is further given that an application will be made at a Special Term of the Supreme Court to be held in and for the Ninth Judicial District, at the Judge's Chambers in the City of Mount Vernon, Westchester County, New York, on the 8th day of May, 1909, at 10 o'clock in the forenoon of that day or as soon thereafter as counsel can be heard for an order confirming said report, and for such other and further relief as may be just.

Dated April 13, 1909.

FRANCIS KEY PENDLETON,  
Corporation Counsel.  
Office and Post Office Address: Hall of Records, corner of Chambers and Centre Streets, Borough of Manhattan, New York City.

a17, m8

#### PROPOSALS FOR BIDS AND ESTIMATES FOR THE CITY OF NEW YORK.

##### NOTICE TO CONTRACTORS.

##### GENERAL INSTRUCTIONS TO BIDDERS.

The person or persons making a bid or estimate for any services, work, materials or supplies for The City of New York, or for any of its departments, bureaus or offices, shall furnish the same in a sealed envelope, indorsed with the title of the supplies, materials, work or services for which the bid or estimate is made, with his or their name or names and the date of presentation to the President or Board or to the head of the Department at his or its office, on or before the date and hour named in the advertisement for the same, at which time and place the estimates received will be publicly opened by the President or Board or head of said Department and read, and the award of the contract made according to law as soon thereafter as practicable.

Each bid or estimate shall contain the name and place of residence of the person making the same, and names of all persons interested with him therein, and, if no other person be so interested, it shall distinctly state that fact; also, that it is made without any connection with any other person making an estimate for the same purpose, and is in all respects fair and without collusion or fraud, and that no member of the Board of Aldermen, head of a department, chief of a bureau, deputy thereof, or clerk therein, or other officer of The City of New York is, shall be or become interested, directly or indirectly, as contracting party, partner, stockholder, surety or otherwise in or in the performance of the contract, or in the supplies, work or business to which it relates, or in any portion of the profits thereof. The bid or estimate must be verified by the oath, in writing, of the party or parties making the estimate that the several matters stated herein are in all respects true.

Each bid or estimate shall be accompanied by the consent, in writing, of two householders or freeholders in The City of New York, or of a guaranty or surety company duly authorized by law to act as surety, and shall contain the matters set forth in the blank forms mentioned below.

No bid or estimate will be considered unless, as a condition precedent to the reception or consideration of any proposal, it be accompanied by a certified check upon one of the State or National banks of The City of New York, drawn to the order of the Comptroller, or money to the amount of five per centum of the amount of the bond required, as provided in section 420 of the Greater New York Charter.

The certified check or money should not be enclosed in the envelope containing the bid or estimate, but should be either inclosed in a separate envelope addressed to the head of the Department, President or Board, or submitted personally upon the presentation of the bid or estimate.

For particulars as to the quantity and quality of the supplies, or the nature and extent of the work, reference must be made to the specifications, schedules, plans, etc., on file in the said office of the President, Board or Department.

No bid shall be accepted from or contract awarded to any person who is in arrears to The City of New York upon debt or contract, or who is a defaulter, as surety or otherwise, upon any obligation to the City.

The contract must be bid for separately. The right is reserved in each case to reject all bids or estimates if it is deemed to be for the interest of the City so to do.

Bidders will write out the amount of their bids or estimates in addition to inserting the same in figures.

Bidders are requested to make their bids or estimates upon the blank forms prepared and furnished by the City, a copy of which, with the proper envelope in which to inclose the bid, together with a copy of the contract, including the specifications, in the form approved by the Corporation Counsel, can be obtained upon application therefor at the office of the Department for which the work is to be done. Plans and drawings of construction work may also be seen there.