

THE CITY RECORD.

VOL. XXXVII.

NEW YORK, WEDNESDAY, JANUARY 13, 1909.

NUMBER 10851.

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.

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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.

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PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT,

No. 154 NASSAU STREET, NEW YORK.

CALENDAR OF HEARINGS.

The following hearings will be held during the remainder of the week beginning Monday, January 11, 1909:

Wednesday, January 13.—11 a. m.—Mr. Harkness' Room.—CITY OF NEW YORK AND BRADLEY CONTRACTING CO.—"Arbitration of determination of Henry B. Seaman, Chief Engineer."

2:30 p. m.—Room 310.—Case No. 1013.—METROPOLITAN STREET RY. CO. AND ADRIAN H. JOLINE AND DOUGLAS ROBINSON, RECEIVERS.—Wm. W. Hoppin, Complainant.—"Noise made by operation of cars at the curve at 53rd St. and 6th Ave."—Commissioner Eustis.

2:30 p. m.—Room 310.—Case 1034.—INTERBOROUGH RAPID TRANSIT CO.—"Absence of coverings over stairways at several stations on the Second, Third, Sixth & Ninth Avenue Lines."—Commissioner Eustis.

Thursday, January 14.—11 a. m.—Mr. Harkness' Room.—CITY OF NEW YORK AND DEGNON CONTRACTING CO.—"Arbitration of Determination of Henry B. Seaman, Chief Engineer."

2:30 p. m.—Commissioner Maltbie's Room.—Order No. 205.—ELECTRIC LIGHT & POWER COS.—"General Investigation."—Commissioner Maltbie.

2:30 p. m.—Room 305.—Case 1005.—INTERBOROUGH RAPID TRANSIT CO.—"Public Safety Committee of New York City Federation of Women's Clubs and Rapid Transit Committee of 100, J. Aspinwall Hodge, Chairman of The Executive Committee, Complainants.—"Lack of Destination Signs in Subway Trains."—Commissioner Eustis.

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

PROCEEDINGS OF THE PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT.

FRIDAY, DECEMBER 18, 1908,

TRIBUNE BUILDING, 154 NASSAU STREET,

BOROUGH OF MANHATTAN, CITY OF NEW YORK.

Present—Chairman William R. Willcox, Commissioners William McCarroll, Edward M. Bassett, Milo R. Maltbie, John E. Eustis.

(1) On motion, the proceedings of the Commission for December 1 and 4, 1908, as printed in the CITY RECORD for December 11 and 15, 1908, respectively, was approved.

(2) 2063

NOTICES OF DEPOSIT.

The Secretary presented the following notices of deposit, dated December 9, 1908, from H. L. Smith, Assistant Deputy Comptroller, Department of Finance, which were ordered filed:

Authorized	Deposited	Amount	Title of Account
April 19, 1907	November 27, 1908	\$73,642.96	Rapid Transit Construction Fund, Brooklyn Loop Lines, Borough of Manhattan (Sub-Title No. 1).
May 24, 1907	November 25, 1908	\$73,014.31	Rapid Transit Construction Fund, Brooklyn Loop Lines, Borough of Manhattan (Sub-Title No. 2).
April 19, 1907	November 27, 1908	\$51,183.00	Rapid Transit Construction Fund, Brooklyn Loop Lines, Borough of Manhattan (Sub-Title No. 1).

(3) Case 728

GAS AND ELECTRIC COMPANIES—FAILURE TO FILE REPORTS—PENALTIES.

The Secretary presented the following resolution authorizing and directing the Counsel to commence action against certain gas and electric companies for failure to file reports for the half year ending December 31, 1908, which was moved and duly seconded:

Whereas, the following corporations, which are under the supervision of the Public Service Commission for the First District, have failed to make and file their respective reports for the half-year ending December 31, 1907, as required by law and by order of this Commission; now, therefore, it is

Resolved, That the Counsel to the Commission be and he hereby is authorized and directed to begin an action or actions against each of the companies named below, to recover all forfeitures and penalties for failure to file with the Public Service Commission for the First District the report for the half-year ending December 31, 1907, as required by law and by order of the Public Service Commission for the First District:

Ball Electric Illuminating Company;
East River Gas Company of Long Island City;
Equity Gas Company;
Long Acre Electric Light and Power Company;
Richmond Light and Railroad Company.
Ayes—Commissioners Willcox, McCarroll, Bassett, Maltbie, Eustis.
Nays—None.
Carried.

(4) Case 577

ELECTRIC CORPORATIONS—ORDER MODIFYING FINAL ORDER.

On motion made and duly seconded, an Order in Case No. 577 was adopted, modifying for the use of corporations that derive from electrical operations annual revenues not in excess of \$500,000.00, the Final Order issued against Electrical Corporations relative to Uniform System of Accounts.

(5) Cases 822, 823

ELECTRIC LIGHTING CONTRACTS, RATES, ETC.—REPORT.

Commissioner Maltbie presented the following report:

To the Public Service Commission for the First District:

SIRS—I beg to submit the following report of progress upon a group of matters considered in the general investigation into electric lighting matters now being conducted:—

Following the adjustment of the breakdown-service question, I took up the matters relating to contracts, rates, discrimination, regulations of supply, etc. Each of these subjects is closely related to the others and they were considered together because of their close relationship. As the purpose of the investigation has been not only to obtain information regarding existing conditions upon which orders might be issued by the Commission, but also to remove the causes of complaints made by consumers to the Commission, I have discussed with the representatives of the various companies different methods for improving the situation, and urged upon them the advisability of voluntarily changing their practices where their practices have been the cause of dissatisfaction to the public. In a number of instances changes which have greatly benefited the consumer have already been made and others are under consideration.

RETAIL LIGHTING CONTRACT.

One of the first subjects considered was the form and contents of the retail lighting contract. Consumers have objected to the requirement of certain companies that the contract should be made for a minimum term of a year, to the insistence upon minimum charges or guarantees, to the complicated form of the contract and to the regulations imposed, some of which were not in the contract so that in certain instances the company could change, amend or extend them without notice to the consumer; but he was supposed to obey them nevertheless.

After the actual facts had been developed and it had appeared that the consumers had in many instances reasonable ground for complaint, the companies were urged, (1) to simplify their form of contract, (2) to make it more like an application, (3) to standardize this form so that every company would be using the same form so far as possible, (4) to omit the minimum term of one year and allow the contract to be cancelled by either party upon a short notice, (5) to reduce to a minimum the regulations regarding the use of service and the relationship of the consumer to the company, and (6) to omit the requirement of a guarantee or the collection of a minimum charge in case the amount of current used by the consumer did not equal the guaranteed use.

All of these suggestions, with the exception of the last, were accepted by all of the companies and are now in operation. The ordinary consumer of current, commonly known as the retail lighting consumer, now has merely to sign an application for service which, when finally approved, becomes a contract. It is in the form of a small card and is substantially the same for every one of the companies distributing current within the First District. The contract may be terminated and the use of electricity discontinued by any consumer upon three days' notice. The regulations covering the relationship of the consumer to the company, so far as they are a matter of contract, appear in full upon the back of the application and are simpler than those which formerly existed in many instances.

Not all of the companies have accepted the suggestion that guarantees and minimum charges be done away with, but at the present moment five companies out of the nine have done so. The results of the removal of guarantees have been so satisfactory in the cases where they have been tried since this investigation began, that I am still hoping the other companies will voluntarily accede to the suggestion and thus do away with the necessity of taking the matter up formally. Experience seems to show that the income from minimum charges over and above the value of the current supplied is more than offset by the increased consumption of current due to the increase in the number of consumers where minimum charges have been eliminated. Many persons seriously object to the minimum charge and are deterred from introducing electricity because of the fear that the guarantees will be so much greater than their use and because of the natural dislike of every person to pay for something he has no tangible evidence of receiving. Mr. McGowan of the Flatbush Gas Company has testified that he is greatly pleased with the results following the elimination of their minimum charge for retail users, and asserts that the company has been financially benefited by adopting the suggestions of the Commission.

One of the companies—the Brooklyn Edison Company—has one form of contract for retail lighting, but has so many different schedules for guarantees that there are practically eight different contracts from which the small consumer may select one. If these guarantees were done away with, the situation would be very greatly simplified, and it is my opinion that the interests of the consumer, and probably those of the company, would be benefited by their removal.

WHOLESALE CONTRACTS.

Besides the retail lighting contract, each company has from one to nine classes of contracts or rates which are in general use. The smaller companies usually have few in number, ordinarily from one to four, according to the kind of service desired; such as, for example, arc lamp lighting contract, hotel or store contract, electric sign contract and power contract, as in the case of the Bronx Gas and Electric Company.

Two companies—the Richmond Light and Railroad Company and the Queens Borough Gas and Electric Company—have but two general forms of contract, one for retail lighting and one for power. The New York and Queens Electric Light and Power Company has four, the Flatbush Gas Company three, (power, sign lighting and battery charging), and the Westchester Lighting Company, two forms besides the retail lighting contract. The other three companies—large companies—have several.

The variety of contracts, rates and conditions which obtain where the large companies are supplying current is due largely to the attempt upon the part of these companies to secure all classes of business and to secure it at a rate and upon such conditions as will induce the various classes of consumers to use electricity instead of some other method of lighting or power generation, or to take current from a central station in preference to operating their own private plant. Naturally, if a company is to offer a rate or method of supply which will just bring to it, and no more, a certain class of business, it must have a contract adapted to this class of consumers. As each class will have its own peculiar needs and conditions, this will lead in a large city to a multiplicity of rates and contracts, if the idea is carried to its logical conclusion.

OBJECTIONABLE FEATURES.

At first glance it would seem that such a variety would be beneficial and satisfactory to the consumers generally, but it inevitably develops certain objections which are apt to become serious in a considerable number of cases. The first is that under such conditions rates are likely to be valued upon the principle of charging what the traffic will bear and often without due regard to the cost of furnishing the service. This may lead, and does in some cases, to a fixing of price to certain consumers at a point below the cost of supply and to other consumers much above the cost of the service. Of course, in practically every private business, certain consumers are supplied at less than cost to some extent; but it becomes a serious matter when the number of rate schedules is large and each one is fixed at a point which will just secure the business.

An instance of such condition is furnished by the contract of the New York Edison Company. In the Borough of Manhattan a consumer who wishes to secure a lower rate than the flat 10-cent rate per k. w. h. must guarantee, and pay for if he does not use, an average of 2000 k. w. h. per month for ten months out of every year and also a use equivalent to 2 hours' average daily use of his connected installation. If he will do this, he will pay 10 cents per k. w. h. for the first 4 hours' average daily use of connected installation and 5 cents for all current above such average use. In the Borough of The Bronx, the consumer who wishes to get a lower rate than 10 cents is required to guarantee a use of only 1250 k. w. h. per month for ten months of each year and one hour's average daily use. If he gives this guarantee, which is much lower than is required of consumers living in Manhattan, he secures a lower rate than in Manhattan, as he pays 10 cents per k. w. h. for the first 2 hours' average daily use, 7½ cents per unit for from 3 to 4 hours' average daily use and 5 cents per unit for all beyond this amount; and yet, owing to the difference in conditions of supply, it probably costs the company less to supply current in Manhattan than in the Bronx.

A similar condition exists when one compares the special wholesale contract in use in Manhattan with the Bronx special wholesale contract, the guarantee in the Bronx being one-half the guarantee in Manhattan.

The second feature, which has been the cause of many complaints and of considerable annoyance, judging from the complaints made to the Commission, is that a variety of contracts and schedules of rates makes it extremely difficult for many consumers to tell what form of contract or schedule would be most advantageous to them. Indeed, it usually happens that the consumers who are upon the border line between any two or more contracts are not only unable to tell which is most advantageous to them without securing the services of an expert engineer, but find that for certain months it would be more advantageous for them to have one form of contract and for other months to have another form. But where a contract must be made for a period of years (ordinarily the requirement is from one to five), it is not only difficult to determine which is best but impossible to change when it becomes desirable. Consequently such consumers are obliged to pay more than they should be required to pay.

For example, the United Electric Light and Power Company, which supplies current in Manhattan, has two forms of contract, known as "Wholesale A" and "Wholesale B". These contracts differ, first, in respect to the guarantees required and second as to rates. The consumer who signs "Wholesale A" contract must guarantee 2000 k. w. h. per month for ten months. The consumer who signs "Wholesale B" contract must guarantee 2500 k. w. h.; otherwise the guarantees are the same. By so doing, the second consumer gets a somewhat lower rate. Experience has shown that owing to the slight difference between the guarantees a consumer may find it to his advantage to be upon "Wholesale A" contract for a part of the time and for another portion to be on "Wholesale B", but as the contract runs for a year, it is impossible for him to change in the meantime or to make a contract for a shorter period than one year. Similar instances might be selected from the schedules of the Brooklyn Edison Company.

These difficulties would be removed if the schedules were simplified and if one form of contract and one schedule of rates were in force. This was brought out in the investigation by the experience of the Westchester Lighting Company, which has but one contract for all power users. This contract contains a schedule of prices with a base rate of 10 cents. As the use increases, the discount from this base rate increases, so that a consumer who averages for a month 173 hours' daily use pays 9 cents per k. w. h. for the current consumed. If he doubles his average daily use of his connected installations he pays 6 cents per k. w. h., and so on, with the result that the actual amount paid per k. w. h. ranges from 10 cents to 4 cents, according to use. Under such a schedule the consumer pays in each month according to the use of that month, and is not confronted with the problem of changing his contract with every fluctuation in the amount of current consumed.

Upon the other hand, a difficulty arises if the contracts are few in number and if the guarantees are so large or vary so greatly as to place large gaps between the classes of contracts. If, for example, there is no intermediate schedule between the retail lighting schedule and the wholesale contract requiring the smallest use, the person who uses merely a small amount of current for lighting his apartment will pay the same rate per k. w. h. as the business man who consumes a large amount of current but who is unable to make the guarantee to advantage because his use falls just short of the guarantee.

In other cases the consumer is at a loss to know what to do, and is often unable to make a selection which is wise because different schedules have different methods of computing the charge or have varying scales of guarantees.

CHANGES RECOMMENDED.

While appreciating the reasons which make it desirable to have contracts and schedules which will meet the demands of the public, it is quite necessary that the forms of contracts should be as simple as possible, as few in number as possible and so adjusted that the actual amounts paid per k. w. h. will gradually change from the highest rate for small consumption to the lowest rate for large users, while at the same time providing that every class of persons shall be charged an equitable amount and that every person in the same class shall pay at the same rate.

These matters were discussed with the representatives of the companies at some length at the hearings, and some efforts are now being made to reach the condition just outlined and to remove the features objectionable to the public. The New York Edison Company and the United Company will put into force at the beginning of the year a new form of contract combining contracts "Wholesale A" and "Wholesale B". This new form will remove some of the objections now existing and will lower certain rates, but it is not entirely satisfactory; there are certain objectionable features which must still be remedied. I have refrained from suggesting the fundamental principle that should be adopted in preparing such schedules of rates, believing that this privilege, as well as the duty, belongs to the companies and that the Commission should only take such steps as may be necessary to change conditions after complaint has been made and hearings held.

SPECIAL CONTRACTS.

Thus far in this report I have been speaking only of the forms of contract that are in general use. The investigation has shown, however, that besides these general forms there had been in force a considerable number of special contracts which provide for special rates or contain special clauses. Two of the smaller companies had

no special contracts of any sort, but the other seven did have at the time of the investigation. The vast majority of these special contracts did not contain rates which differed essentially from the standard forms, the principal difference in most cases being in the form of a special rider or clause which gives the consumer a privilege not generally given to others. One of the companies had fourteen types of riders, another fifteen, and another eight.

It should not be inferred that all of these riders contained provisions which consumers generally could not have secured. Many of them are inapplicable to the vast majority of cases; but not infrequently the existence of these riders is unknown to the public generally, and they were made a part of the contract only when the consumer insisted upon some special condition or had dickered with the company so long that the company had been obliged to attach the rider to secure the business. The companies which have these special riders or clauses have expressed a willingness, if it were insisted upon, to give them to any consumer who would be benefited; but they have argued that in the process of bargaining it is of advantage to the company to hold these riders in reserve as special inducements in case they are needed. Whatever may have been the justification for the initiation of riders that are not made known generally, the practical result is that many contracts are in existence which contain provisions not to be found in all contracts, and many of these provisions would be of advantage to the consumers who do not now have them.

UNIFORMITY OF TREATMENT.

Opinions may differ as to whether the existence of contracts having such special clauses, not to be found in all contracts where applicable, produces discrimination and, therefore, renders such contracts voidable on the ground that they are discriminatory and in violation of the principle that all public service corporations must treat all consumers in a class equally. But it is undoubtedly true that the existence of such special riders has been a cause of some feeling against the companies and of the claim that every consumer is not treated equally. In my opinion such special provisions should not exist, except as between classes of consumers, and every person should be fully advised of all schedules of rates, forms of contracts, regulations as to supply and all other important terms, so that he may make his own selection of contract and not be forced or induced to adopt a system of bargaining or dickering in order to secure what some other consumer may have obtained by such means.

Considerable discussion was given to this subject in the course of the investigation and at special hearings upon a proposed form of order. It will undoubtedly be beneficial to the companies and to the consumer to make public all forms of contracts, rates, etc., and to adhere to them strictly until experience shall have shown necessity for a change, and then to make public all changes and to apply them to every one without exception. An order is transmitted herewith for adoption requiring all electrical corporations to file with the commission and post for public inspection schedules showing all rates of charge, forms of contract and riders applicable thereto. This is practically the same requirement that has been productive of such good results in the field of transportation.

DISCRIMINATION.

Besides the contracts which contain special clauses or riders but which do not provide for special rates, the investigation developed that six of the operating companies had contracts in force under which current was being supplied at lower rates than to consumers generally. Some of these contracts were justified by the companies on the ground that they were experimental and that the special inducements had been offered to persuade certain consumers to take current under special circumstances or for special uses in order that the company might determine by such experiments whether it would be advisable to establish a general rate for such service. As to another class of cases, the companies stated that they would be willing to give the same rates to all other applicants who would meet the conditions of the special contract. In still other cases, however, the companies stated that they would not make the contract with others or allow its general use.

It may be open to question whether the practice of making experimental contracts with a few consumers is proper or improper, and probably this practice has not so far been abused, but it is possible of abuse and ought to be very carefully guarded if it is to be permitted in any case.

As to the second class, it is true that a contract which a company will make with any applicant who meets the conditions cannot ordinarily be considered a discriminatory contract, unless the conditions which separate this class of consumers from others are unreasonable and without justification. In my opinion, the companies should be allowed considerable leeway in arranging their rates and in classifying their consumers, but there is a limit beyond which this cannot be carried without injustice, and the observations made in the preceding pages regarding general contracts apply with equal force here. The principal objection, however, to the few contracts of which I am now speaking is that the failure to make them public has prevented consumers generally from being aware of their existence, and probably has prevented persons from taking advantage of them who would have found it advantageous to do so, if they had known of their existence.

The third class of contracts is, of course, purely discriminatory and in violation of the principle of equal treatment. Such contracts ought not to exist, and it is probable that any consumer of that class who does not have the special rates could go into court and make it impossible for the company to collect the higher rate called for in his contract. Fortunately, the number of these contracts is not large and has been steadily decreasing during recent years. In fact, many contracts that were in force when the Commission was created have since been voluntarily cancelled by the companies; others are now being cancelled, and it is probable that within a few weeks they will have been eliminated entirely. In order that the position of the Commission may be defined and well understood, another order is transmitted for adoption which will make illegal all discrimination, undue preference, rebating and special rates.

In this connection, it should be stated that conditions have greatly improved within the last decade. In the early years of the electric lighting industry, the principle was quite generally followed in many cities of establishing any rate which the consumer would pay, and if he were a desirable consumer and could not be induced to use current at one rate, another was made. This was virtually carrying to an absurd limit the principle of charging what the traffic will bear, with the result that consumers in the same class were paying widely varying rates. This system reached its highest development where there were competitive companies and where the scramble for business brought about absurd and unjust conditions. Whatever may have been the results in other directions of the elimination of competition, it certainly has resulted in this case in the removal of discrimination to a considerable degree. The principle is more and more being recognized that all terms and conditions of supply should be public, that equality of treatment should everywhere apply, and that methods and practices should be standardized so that each consumer will be on an equal footing with every other consumer in the same class.

Respectfully submitted,

(Signed) MILO R. MALTBIE,

December 17, 1908.

Commissioner.

ELECTRICAL CORPORATIONS—FILING ORDER.

On motion made by Commissioner Maltbie and duly seconded, an Order was thereupon adopted in Case No. 823, covering regulations prescribing the form and the manner of construction and filing of schedules of all rates and forms of contracts relating to the service of electrical corporations within the jurisdiction of the Commission.

ELECTRICAL CORPORATIONS—FINAL ORDER.

On motion made by Commissioner Maltbie, and duly seconded, a Final Order in Case No. 822 was also adopted, to prevent discrimination and unreasonable preference by electrical corporations in the following particulars:

Section 1. No electrical corporation shall directly or indirectly, by any special rate, rebate, drawback, or other device or method, charge, demand, collect or receive from any person or corporation a greater or less compensation for electricity or any service rendered or to be rendered, than it charges, demands, collects or receives from any other person or corporation for doing a like and contemporaneous service with respect thereto under the same or substantially similar circumstances or conditions.

Section 2. No electrical corporation shall make or give any undue or unreasonable preference or advantage to any person or corporation, or to any locality, or to any

particular description of service in any respect whatsoever; or subject any particular person or corporation or locality or any particular description of service to any prejudice or disadvantage in any respect whatsoever; but nothing in this section shall be construed as applicable to contracts with or service rendered to the City or State of New York.

Section 3. No electrical corporation shall charge, demand, collect or receive a greater or less or different compensation for supplying electricity for light, heat or power, or for any service rendered, than the rates and charges applicable to such service as specified in its schedules filed with the Public Service Commission and posted and in effect at the time; nor shall any electrical corporation refund or remit in any manner or by any device any portion of the rates or charges so specified; nor extend to any person or corporation any privileges or facilities in connection with such service, except such as are regularly and uniformly extended to all persons and corporations under the same or substantially similar circumstances or conditions.

Section 4. No electrical corporation, or any officer or agent thereof or any person acting for or employed by it, shall assist any person or corporation to obtain electricity for light, heat or power or to obtain any service at less than the rates then established and in force in accordance with the schedules filed with the Public Service Commission for the First District and published in accordance with the order of the said Commission.

Section 5. This order shall take effect at once and shall continue in force until abrogated or modified by the Commission.

(6) NASSAU ELECTRIC RAILROAD COMPANY—EXTENSION ORDER. Case 832

On motion made and duly seconded, an Extension Order in Case 832 was adopted, extending the time of the Nassau Electric Railroad Company to comply with the terms of Final Order directing certain changes in the service on the St. John's Place Line, to and including January 4, 1909, and extending the time of said Company to make answer to said Order to and including January 2, 1909.

(7) SEA BEACH RAILWAY COMPANY—HEARING ORDER. Case 1008

On motion made and duly seconded, a Hearing Order in Case 1008 was adopted, directing a hearing on December 30, 1908 at 2:30 o'clock p. m. in the matter of the complaint of J. J. Kelly et al. against the Sea Beach Railway Company with respect to the failure of local trains to stop at Avenue "S," upon which a Complaint Order had been issued on December 4, 1908. The Chairman designated Commissioner McCarroll to conduct the hearing.

(8) LONG ISLAND RAILROAD COMPANY—COMPLAINT ORDER. Case 1022

On motion made and duly seconded, a Complaint Order in Case 1022 was adopted, for satisfaction or answer within ten days by the Long Island Railroad Company, on the complaint of M. H. Fishburn with respect to alleged excess fare charged on the Atlantic Avenue Line between Jamaica and Flushing Stations.

(9) INTERBOROUGH RAPID TRANSIT CO.—CHANGE OF NAME AT WEST 66TH STREET SUBWAY STATION. C-2985

The Secretary presented a communication received from Frank R. Houghton, Chairman, Committee of Local Improvements, West End Association, 156 Broadway, New York City, opposing the suggested change of name of the West 66th Street Subway station to Lincoln Square. The communication was referred to Commissioner Maltbie.

(10) ELEVATED FREIGHT RAILROAD—OBJECTIONS. 784

The Secretary presented a number of communications from west side civic associations containing resolutions remonstrating against the adoption of the "Wilgus" plans for an elevated freight railroad along the west water-front of the city, and favoring the construction of a six-track passenger and freight subway in its place. The papers were referred to the Committee on Eleventh Avenue Tracks.

(11) NEW YORK CENTRAL & HUDSON RIVER RAILROAD—FINAL ORDER IN CASE 745 ACCEPTED. Case 745

The Secretary presented a communication received from the Vice-President of the New York Central and Hudson River Railroad Company, under date of December 15, 1908, accepting the terms of Final Order of the Commission in Case 745, directing certain regulations in the operation of freight trains on Eleventh Avenue, subject to certain conditions. The Secretary was thereupon directed to send a letter to the company.

(12) BROADWAY SUBWAY—REQUEST FOR A HEARING ON CHANGE OF ROUTE. 1240

The Secretary presented a communication, dated December 16, 1908, from C. C. Hickok, of No. 199 Washington Street, stating that property owners interested in the construction of a subway up Seventh Avenue desired to have a hearing before the Commission some time between Christmas and New Year with regard to changing the route laid out by the former Rapid Transit Board so as to leave West Broadway and follow the widened Varick Street and the extension of Seventh Avenue. The communication was referred to Commissioner Eustis to answer.

(13) FOURTH AVENUE SUBWAY—SECTION I—CONTRACT. 1101

The Secretary presented a communication, dated December 16, 1908, from Maugham and Lee, of No. 20 Broad Street, in behalf of a certain contracting company, their client, stating that this company desired to have assigned to it the contract which had been awarded to James P. Graham for the construction of section No. 1 of the Fourth Avenue subway, Brooklyn, and asking in what way the Commission would be willing to have the transaction arranged. The communication was referred to the Counsel to the Commission.

(14) On motion, duly seconded, it was Resolved, That this Commission takes the following action in relation to employees:

	Monthly Salary	To Take Effect
Appointments from Civil Service List:		
George D. Case, Structural Draughtsman.....	\$112.50	Dec. 21, 1908
Louis Roth, Junior Statistician.....	125.00	Dec. 18, 1908
Jacob H. Goetz, Junior Assistant Counsel, Second Grade....	100.00	December 18, 1908
Abraham Waltzer, Tracer.....	40.00	Dec. 12, 1908
William H. Rebel, Tracer.....	50.00	Dec. 17, 1908
Armin Boehm, Tracer.....	50.00	Dec. 17, 1908
Provisional Appointments:		
Frank Viehmann, Gas Meter Tester.....	3.00 per day	Dec. 21, 1908
E. H. Morris, Junior Draftsman.....	75.00	Dec. 14, 1908
Resignations:		
Jacob A. Segal, Junior Asst. Counsel.....		Nov. 1, 1908
Wilbur F. Owen, Tracer.....		Dec. 9, 1908

Ayes—Commissioners Willcox, McCarroll, Bassett, Maltbie, Eustis.
Nays—None.
Carried.

TRAVIS H. WHITNEY, SECRETARY.

PROCEEDINGS OF THE
PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT,
TUESDAY, DECEMBER 22, 1908,
TRIBUNE BUILDING, 154 NASSAU STREET,
BOROUGH OF MANHATTAN, CITY OF NEW YORK.

Present—Chairman William R. Willcox, Commissioners William McCarroll, Edward M. Bassett, Milo R. Maltbie, John E. Eustis.

(1) 2063

NOTICES OF DEPOSIT.

The Secretary presented the following notices of deposit, dated December 15, 1908, from H. L. Smith, Assistant Deputy Comptroller, Department of Finance, which were ordered filed:

Authorized.	Deposited.	Amount.	Title of Account.
June 5, 1908	December 3, 1908	\$41,094.83	Rapid transit Construction Fund, Brooklyn Loop Lines, Borough of Manhattan (Sub-Title No. 6).
June 12, 1908	December 4, 1908	\$179,140.50	Rapid Transit Construction Fund, Brooklyn Loop Lines, Borough of Manhattan (Sub-Title No. 7).

(2) 1139

BROOKLYN LOOP LINES—REMOVAL OF CERTAIN BUILDINGS HASTENED.

The Secretary presented a communication, dated December 18, 1908, from the Chief Engineer recommending that the Commission take the necessary steps to hasten the removal of certain buildings at 176 Bowery and at 396-398 Broome Street on section 9-O-4 of the Brooklyn Loop Lines. The communication was referred to Commissioner Eustis.

(3) 1023

INTERBOROUGH RAPID TRANSIT COMPANY—HEARING ORDER.

On motion made and duly seconded a Hearing Order in Case No. 1023 was adopted, directing a hearing on January 18, 1909, at 4:00 o'clock p. m. in the matter of the suggested change of name of the Subway station of the Interborough Rapid Transit Company at 66th Street to "Lincoln Square." The Chairman designated Commissioner Maltbie to conduct the hearing.

(4) 1024

HUDSON AND MANHATTAN RAILROAD COMPANY—TARIFF ORDER.

The Secretary presented an application dated December 15, 1908, received from Wilbur C. Fisk, Vice-President of the Hudson and Manhattan Railroad Company, for permission to put into effect one day after publication at stations and filing with the Commission a Tariff P. S. C.-1 N. Y. No. 1, being a rate of five cents between points on the line of said Company in the Borough of Manhattan, and rules relative to the transportation of passengers as per Local Passenger Tariff No. 1, on the ground that this was the first issue of the Company and they wished it given prompt legal standing. Thereupon, an Order in Case No. 1024 was adopted granting the permission asked for.

(5) 1025

NEW YORK CITY INTERBOROUGH RAILWAY COMPANY—COMPLAINT ORDER.

On motion of Commissioner Eustis, duly seconded, a Complaint Order in Case 1025 was adopted, for satisfaction or answer within ten days by the New York City Interborough Railway Company upon the complaint of John Haut and others with respect to discontinuance of service on the line which formerly ran up the Southern Boulevard from 180th Street over 189th Street and Aqueduct Avenue to Washington Bridge.

(6) 2093

CRANFORD COMPANY—REQUISITION.

The Secretary presented requisition No. 16 of the Cranford Company for \$56,529.45 for work done and materials furnished during the month of November, 1908, less 10 per cent, together with the certificate of Henry B. Seaman, Chief Engineer, approving the same, and a formal resolution approving the requisition and directing that voucher No. 1954 be transmitted to the Comptroller for payment of the said amount, which was thereupon duly adopted.

(7) O-557, 1258

RAPID TRANSIT SUBWAY CONSTRUCTION COMPANY—REQUISITIONS—OPINION.

The Secretary presented the following communication, dated December 17, 1908, from the Counsel to the Commission, with regard to requisitions for work and materials for the 96th Street Improvement and for the Bowling Green Shuttle Station:

December 17, 1908.

Public Service Commission for the First District:

SIRS—I have the Secretary's letter of December 1st, as follows:

"I transmit herewith the Requisition No. 1 for 96th Street improvement and No. 1 for Bowling Green Station of the Rapid Transit Subway Construction Company, certificates of Henry B. Seaman, Chief Engineer, approving them, together with communication from the Chief Engineer dated November 30th, relative to the basis of payment for such work, together with the letter of August 19th referred to in the letter of November 30th from the Chief Engineer.

This matter was referred to you by the Committee of the Whole this morning for advice as to the approval of the said requisitions."

The agreements under which the work at Bowling Green and 96th Street is being done both provide that the contractor is to be paid the reasonable value of the work, the Bowling Green agreement providing that the cost shall not exceed one hundred thousand dollars. In view of that fact, I am doubtful of the power of the Chief Engineer to enter into an agreement or understanding such as is indicated in the letter of Mr. Pegram of August 4, 1908 and in the Chief Engineer's reply of August 17, 1908, it being the theory of the contracts, of which the agreements referred to are modifications, that the Chief Engineer shall be free at all times to pass upon the relative rights of the Commission and the contractors in case of dispute, subject to an appeal to arbitration if either party be dissatisfied with his determination. As the Chief Engineer has certified that work to the value stated in the requisitions has been done, I do not think the question of his method of arriving at such value is now acute, and it seems proper to pass the requisitions upon his certificate unless for any reason you should consider the amount excessive.

There are some irregularities in the requisitions which I do not think material in this instance, but should be corrected in future requisitions. The irregularity is due to using the printed forms suitable for requisitions for regular work, and, of course, in a case where the contractor is to be paid, not upon a lump sum contract, but upon the reasonable value of the work, there is no meaning in the expression that "the value has been ascertained relatively to the contract value of the entire work."

In view of the attitude taken by these contractors in another instance, I think something should be done to remove any possible question of your being bound by the certification signed by a majority of the commissioners which forms a part of the voucher. The monthly payments are necessarily somewhat approximate, and should be subject to readjustment at any time before final payment, and it has never been the understanding that you or the City should be foreclosed by your certificate that the "prices charged therein are approved as reasonable and proper." In the pending arbitration proceedings under Contract No. 1 counsel for the contractor has claimed that such a certificate estopped the Commission from questioning the reasonableness of payments for extra work made by the former Rapid Transit Board and although, in view of the circumstances, such a contention seems to be without force, I think the character of the transaction should be made clear beyond quibble. I would, accordingly, suggest that the voucher be rubber stamped with the words "Approximate monthly payment—subject to readjustment."

I return the file transmitted with the Secretary's communication herewith.

As I have heretofore advised you, I do not think these requisitions should be honored, pending the determination of the complaints against the contractors for alleged violations of the Labor Law.

Respectfully yours,
(Signed) GEO. S. COLEMAN, Counsel to the Commission.

The Secretary thereupon presented requisition No. 1 for Bowling Green shuttle station, of the Rapid Transit Subway Construction Company for \$32,342.14 for work done and materials furnished during the month of October, 1908, less 10 per cent., together with the certificate of Henry B. Seaman, Chief Engineer, approving the same, and a formal resolution approving the requisition and directing that voucher No. 1839 be transmitted to the Comptroller for payment of the said amount, which was thereupon duly adopted.

The Secretary also presented requisition No. 1 for 96th Street improvement, of John B. McDonald for \$15,555.25 for work done and materials furnished during the month of October, 1908, less 10 per cent., together with the certificate of Henry B. Seaman, Chief Engineer, approving the same, and a formal resolution approving the requisition and directing that voucher No. 1838 be transmitted to the Comptroller for payment of the said amount, which was also duly adopted.

(8) The Secretary presented the following vouchers, the bills of which had been duly approved by Commissioner McCarroll, as Committee on Audit for the month of December, whereupon, on motion, duly seconded, it was

Resolved, That the vouchers enumerated below be approved by the Commission and forwarded to the Comptroller of the City of New York for payment.

Voucher No.	In Favor of	Services or Material	Amount
1892	American District Telegraph Co.	Messenger service, Months Dec., 1907, June and October, 1908.....	\$10.60
1893	William T. Baker.....	Candles, Bill Nov. 2, 1908.....	30.00
1894	Benjamin Electric Mfg. Co....	Adapters, Bill Nov. 12, 1908.....	2.31
1895	William Bratter & Co.....	Printing, Bills Aug. 28, Nov. 10 (8), 23, 27, 1908.....	77.30
1896	C. C. Bohn Electric Co.....	Electrical work, Bill Nov. 5, 1908.....	3.75
1897	Brooklyn Blue Print Works...	Prints, Bill Nov. 5, 1908.....	4.00
1898	Martin B. Brown Co.....	Printing, Bills Oct. 19 (3), Nov. 20 (2), 1908..	210.86
1899	Buff & Buff Mfg. Co.....	Instrument repairs, etc., Bill Nov. 4, 1908....	7.30
1900	Chambers Printing Co.....	Printing, Bills Nov. 12 (2), 1908.....	34.00
1901	Samuel Cupples Envelope Co..	Stationery Supplies, Bill Nov. 20, 1908.....	1.72
1902	A. B. Dick Co.....	Stationery Supplies, Bills Nov. 14, 16, 1908....	13.50
1903	Dixie Book Shop.....	Books, Bill Nov. 6, 1908.....	2.00
1904	Geo. M. Eddy & Co.....	Engineering Supplies, Bill Nov. 21, 1908.....	15.00
1905	Electrical Testing Laboratories.	Laboratory Service, Bills Sept. 30 (2), 1908....	39.44
1906	General Electric Co.....	Electrical supplies, Bill July 29, 1908.....	205.90
1907	Hammacher, Schlemmer & Co.	Engineering Supplies, Bill Nov. 3, 1908.....	2.14
1908	Houghton-Mifflin Co.....	Books, Bill Nov. 17, 1908.....	2.00
1909	E. Belcher Hyde.....	Maps, Bills Nov. 12 (2), 20, 30, 1908.....	86.50
1910	Judd & Detweiler.....	Printing Briefs, Bill Nov. 30, 1908.....	149.95
1911	Keuffel & Esser Co.....	Engineering Supplies, Bills Oct. 30, 31, Nov. 5 (2), 7, 14 (3), 19 (2), 20 (2), 23 (2), 24, 1908.....	289.92
1912	Knickerbocker Blue Print Co..	Prints, Bills Oct. 16, Nov. 20 (2), 1908.....	45.56
1913	Ferdinand Kuster.....	Book binding, Bill Nov. 30, 1908.....	3.00
1914	Law Reporting Company.....	Furnishing transcript of stenographers' minutes, Bills Nov. 20, 21, 23, 30, 1908.....	67.05
1915	The Lawyers' Co-operative Publishing Company.....	Law Books, &c., Bills Nov. 5, 14 (2), 1908....	53.50
1916	Library Bureau.....	Furniture and Stationery Supplies, Bills Nov. 11, 12, 16 (2), 23 (2), 24, 28, 1908.....	35.15
1917	The C. J. Lundstrom Mfg. Co.	Furniture, Bills Nov. 3, 18, 1908.....	67.40
1918	John C. Moore Corporation....	Stationery Supplies, Bills Oct. 27 (2), Nov. 13, 1908.....	19.50
1919	August Muller.....	Janitor service, Month November, 1908.....	8.00
1920	William J. Nagel.....	Law Books, Bill Nov. 6, 1908.....	5.00
1921	New York Blue Print Paper Co.	Prints, Bills Nov. 11, 23 (3), 1908.....	120.16
1922	New York Stencil Works.....	Rubber Stamps, etc., Bills Nov. 17, 30, 1908....	1.95
1923	Patterson Brothers.....	Hardware Supplies, Bills Nov. 4, 14, 18, 20, Dec. 2, 1908.....	35.55
1924	Pitt & Scott, Ltd.....	Foreign Expressage, Bill Nov. 12, 1908.....	1.80
1925	The J. W. Pratt Co.....	Printing and stationery supplies, Bills Oct. 30, Nov. 2, 12, 21, 23, 1908.....	135.80
1926	John Schroder.....	Janitor service, Month November, 1908.....	15.00
1927	G. E. Stechert & Co.....	Books and periodicals, Bills Nov. 2, 9, 17, 20 (2), 1908.....	14.21
1928	H. M. Storms Co.....	Stationery Supplies, Bill Nov. 5, 1908.....	2.40
1929	Tower Mfg. & Novelty Company.....	Stationery Supplies, Bills Nov. 6 (2), 10 (3), 12, 18, 19, 21 (2), 25, 27 (6), 28, 1908.....	197.88
1930	Underwood Typewriter Co.....	Typewriter Supplies, Bill Nov. 19, 1908.....	1.50
1931	P. W. Vallery.....	Furniture, Bill Nov. 12, 1908.....	146.00
1932	Josef B. Wilson.....	Janitor service, months Oct. and Nov., 1908....	12.00
1933	H. A. D. Hollmann, Auditor.	Contingent Fund Disbursements to Dec. 5, 1908	497.06
1934	Elwood T. Baker, Accountant.	Disbursements, Bureau of Statistics and Accounts, months Oct. and Nov., 1908.....	2.51
1935	Geo. Hallett Clark, Div. Engineer.	Disbursements, First Div., Month Nov., 1908..	17.85
1936	George F. Daggett, Chief Clerk.	Disbursements, Bureau of Complaints and Accidents, Month Nov., 1908.....	93.48
1937	Sverre Dahm, Gen'l Inspector.	Disbursements, Bureau of Subway Construction, Month Nov., 1908.....	17.31
1938	Arthur DuBois, Asst. Counsel.	Disbursements, Legal Dept., Month Nov., 1908..	36.40
1939	H. A. D. Hollmann, Auditor.	Disbursements, General Office, Month Nov., 1908	63.45
1940	Thomas D. Hoxsey, Sec'y Gas Bureau.....	Disbursements, Bureau of Gas, etc., Month Nov., 1908.....	51.84
1941	Chas. W. McInenly, Asst. Engineer.	Disbursements, Physical valuation work, Month Nov., 1908.....	33.00
1942	Andrew W. McLimont, Elect. Engineer.....	Disbursements, Transportation Bureau, Month of November, 1908.....	26.51
1943	John H. Myers, Div. Engineer.	Disbursements, 2nd Division, Month Nov., 1908	11.02
1944	John E. Newlands, Inspector..	Disbursements, Bureau of Subway Construction, Month Nov., 1908.....	46.29
1945	Frederick C. Noble, Div. Engineer.	Disbursements, 5th Division, Month Nov., 1908..	23.59
1946	C. V. V. Powers, Div. Engineer	Disbursements, 3d & 4th Divisions, Month Nov., 1908.....	11.05
1947	Amos L. Schaeffer, Div. Engineer.	Disbursements, Sewer Division, Month Nov., 1908	5.80
1948	Henry B. Seaman, Chief Engineer.....	Disbursements, Chief Engr.'s Office, Month Nov., 1908.....	26.79
1949	Charles B. Thomas, Inspector.	Disbursements, Bureau of Subway Construction, Month Nov., 1908.....	19.61
1950	D. L. Turner, Gen'l Inspector.	Disbursements, Bureau of Transportation, Month Nov., 1908.....	241.79
1951	D. L. Turner, Gen'l Inspector.	Disbursements, Bureau of Transportation, Month Nov., 1908.....	73.43
Total.....			\$3,475.38
1952	The City of New York.....	Reimbursement of the Fund for Expenses of Comms. of Appraisal. Easements in 11th, Naegle and 10th Aves., etc., Borough of The Bronx, N. Y., Dec. 3, 1908.....	\$920.34
1953	George N. Young.....	Services as Clerk to Comms. of Appraisal. Easements under Joralemon and other streets, Brooklyn, N. Y., Nov. 1 to Dec. 1, 1908.....	100.00

The following payrolls were approved by Chairman Willcox:

1890	Inspectors of Masonry.....	Week ending Dec. 16, 1908.....	\$1,207.91
1891	Gas Meter Testers.....	Week ending Dec. 16, 1908.....	108.00
Total.....			\$1,315.91

Ayes—Commissioners Willcox, McCarroll, Bassett, Maltbie, Eustis.
Nays—None.
Carried.

(9) C-2677
LONG ISLAND RAILROAD COMPANY—SMOKE IN ATLANTIC AVENUE TUNNEL—OPINION.
Commissioner McCarroll submitted a memorandum and report as to certain complaints relative to smoke arising from locomotives used in the Atlantic Avenue tunnel by the Long Island Railroad Company. The report was approved and ordered filed.

TRAVIS H. WHITNEY, SECRETARY.

DEPARTMENT OF DOCKS AND FERRIES.

November 5, 1908.

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

From the Mayor (78996)—Authorizing the advertising, award and execution of the following contracts:
Contract No. 1025, for dredging at Whale Creek, Brooklyn.
Contract No. 1027, for construction of pier and bulkhead at Whale Creek, Brooklyn.
Contract No. 1154, mud dredging on North River.
Contract No. 1156, repairing Pier 53, North River, and building shed thereon.
Contract No. 1157, for repairs and supplies to ferryboats.
Contract No. 1161, for repairs to pier foot of West Thirty-fifth street, North River.

Filed.
From the Snare & Triest Company (78924)—Requesting possession of Pier 54, North River, in order to erect a shed thereon under Contract No. 1054, and suggesting an arrangement for the transfer of the Cunard Line from Pier 54 to Pier 56, North River. Filed, the Snare & Triest Company having verbally agreed to make the changes.

The following Department order was issued:

No.	Issued To and For.	Price.
24106.	Gerry & Murray, payroll sheets (estimated).....	\$335 00

The Municipal Civil Service Commission was requested to authorize the continuation of Mildred Heaney in the service of the Department as Stenographer and Typewriter for a further period of fifteen days.

DENIS A. JUDGE, Deputy and Acting Commissioner.

November 6, 1908.

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

From the Municipal Civil Service Commission—
1 (78596). Submitting list of persons eligible for appointment to the position of Stationary Engineer. Thomas F. O'Connell, Fritz D. Felderman, Peter J. Murphy, Gus G. Masser and Andrew Anderson appointed to the position, at 56¼ cents per hour, while employed.

2 (79003). Advising that an examination for promotion from Marine Sounder to Chainman and Rodman has been ordered. Filed.

3 (79014). Authorizing the transfer of Patrick Giblin from Deckhand to Marine Stoker, and of August A. Zilkens, from Dock Laborer to Marine Stoker. Both changed to Marine Stoker at \$90 per month, while employed, to take effect November 16, 1908.

4 (79015). Authorizing the transfer of the following from the position of Dock Laborer to that of Deckhand:

George H. B. Cole, John W. Connors (No. 2), John G. Cully, William J. Decker, Henry Ewald, Edward Hosey, John B. Laroy, Joseph Le Febvre, Timothy Madden, Samuel Marsh, James J. Mulligan, Emil Reutter, Thos. Shinnick, Joseph H. Hayden, Michael J. Judge, John J. Rohan. All changed to Deckhand at \$60 per month, to take effect November 16, 1908.

From the New York Edison Company (79020)—Requesting permission to dredge in front of bulkhead between Thirty-eighth and Fortieth streets, East River. Permit granted, work to be done under the supervision of the Chief Engineer.

From the Curtis-Blaisdell Company (79016)—Requesting permission to make repairs to decking on Pier (old) 28, East River. Permit granted, work to be done under the supervision of the Chief Engineer.

From the Public Service Commission (79028)—Requesting the presence of the Department's representative at an investigation of the terminal arrangements of the surface cars at the Brooklyn terminal of the Thirty-ninth street ferry. Answered that the Commissioner will be present at the time fixed.

From P. H. Cassidy and J. M. Vanderbilt (79013)—Certifying as to the employment of Anna Boylan as Ticket Agent, by the Rapid Transit Ferry Company. Filed.

From the New York Wholesale Fish Dealers Association (78973)—Asking whether its lease of premises between Piers 18 and 19, East River, permits the collection of wharfage from vessels other than those engaged in the fish trade. Answered that the lease does not permit the use of the premises by other than the fish trade.

From the C. J. Sullivan Advertising Company (78948)—Making application for the fence privilege at the Manhattan terminal of the Thirty-ninth street ferry. Filed.

From the New England Navigation Company (78944)—Advising that the matter of repairing bulkhead platform north of Pier 40, North River, will receive immediate attention. Filed.

From John Bergesen (77717)—Requesting that his lease of the ferry between Bergen Beach and Rockaway Beach be cancelled. Lease cancelled, to take effect as of February 1, 1907.

From the Chief Engineer—

1 (Bureau order No. 6641). Recommending that the permit to the New York Wholesale Fish Dealers Association to erect small boiler house on easterly side of Pier 18, East River, be revoked, the Association not desiring to avail itself of the privilege. Permit revoked.

2 (79022). Reporting illness of Joseph F. Dunn, Mason. Ordered paid at the rate of \$27 per week for four weeks beginning October 28, 1908.

3 (79011, 79019). Recommending the issuance of orders for wrapping the water pipes on Pier 56, North River, and for dredging on the southerly side of said pier. Orders issued to Chief Engineer.

4 (78999). Recommending the issuance of an order for repairs to the pier foot of Noble street, Brooklyn. Order issued to Chief Engineer.

5 (79018). Reporting that Contract No. 1072, for dredging, was completed October 31, 1908, by Morris & Cumings Dredging Company. Comptroller notified.

6 (79001). Reporting that Class 2 of Contract 1138, for asphalted deck of pier foot of James Slip, East River, was commenced October 31, 1908, by the United States and Venezuela Company, and that Class 1 of Contract 1139, for lumber, was commenced November 5, 1908, by the Hirsch Lumber Company. Comptroller notified.

From the Superintendent of Docks—

1 (79006). Recommending that the permit to Captain Roberts to land the steamer "Halcyon" at the Battery landing be revoked as of October 31, 1908, the date on which the landings were discontinued. Permit revoked, as recommended.

2 (79005). Recommending that the permit to George W. Bedell to maintain tally house on pier, foot of Beekman street, East River, be revoked to take effect as of November 1, 1908. Permit revoked, as recommended.

The Department of Health (79012) was requested to make re-examination as to the physical condition of John W. Connors (No. 1), Marine Sounder, and of Patrick O'Sullivan, Clerk.

The Municipal Civil Service Commission was requested to authorize the reassignment of William Golden, Dock Laborer.

The Corporation Counsel was requested to advise whether an effort should be made to collect rents for the use and occupation of City property by the various tunnels in Greater New York.

DENIS A. JUDGE, Deputy and Acting Commissioner.

November 7, 1908.

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

From the Corporation Counsel (78937)—Advising that, in his opinion, it is within the power of the Department to remove the car tracks near the foot of Cortlandt street, North River. Filed.

From Warren & Wetmore (78856)—Requesting the return of their bill for \$78,000 for services as architects in designing piers in the Chelsea section. Filed, the bill having been returned.

From the Hudson Companies (78945)—Advising that they will restore the pavement foot of Cortlandt street, North River, where damaged by blowout. Filed.

From the Chief Engineer (78930)—Recommending that the Presidents of the various Boroughs be requested to advise as to whether they have in their possession second-hand paving blocks that could be utilized by this Department. Filed, the Borough Presidents having advised as to their inability to furnish the blocks.

From the Superintendent of Docks—

1 (79023). Recommending that the permit to Martin V. Allen to occupy berth at Twenty-fourth street, East River, be revoked as of the date of issuance, he not having availed himself of the privilege. Revoked, as recommended.

2 (79024). Recommending that the permit to Edward T. Smith for landing the steamer "Eladio" at the foot of Twenty-fourth street, East River, be revoked as of October 26, 1908, the date of discontinuance. Revoked, as recommended.

William Matthews and James C. Mellen were appointed to the position of Pile Driving Engineer in this Department, with pay at the rate of 56¼ cents per hour, while employed.

The Municipal Civil Service Commission was advised that Patrick Cain, Dock Laborer has been ordered reassigned to duty.

The following Department orders were issued:

No.	Issued To and For.	Price.
24107.	Smith-Premier Typewriter Company, typewriting machine.....	\$46 00
24108.	Kanouse Mountain Water Company, distilled water for November, 1908, per gallon.....	06

The Auditor reported that the following were audited and forwarded to the Finance Department for payment:

Payroll of the Municipal Ferry Force for the week ending November 6, 1908, amounting to \$2,953.15.

Payroll of Construction and Repairs Forces for the week ending November 6, 1908, amounting to \$27,546.29.

Claims for the week ending November 7, 1908, amounting to \$250,091.48.

The Cashier reported that moneys were received and deposited for the week ending November 7, 1908, amounting to \$175,848.28.

The request (78922) of the Brown & Fleming Contracting Company, for permission to dredge at the dumping board, foot of Canal street, North River, was referred to the Corporation Counsel.

DENIS A. JUDGE, Deputy and Acting Commissioner.

New York, November 9, 1908.

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

From the Commissioners of the Sinking Fund (79029)—Transmitting certified copies of resolutions adopted November 4, 1908, approving of leases as follows:

1. Lease to the American Ice Company of the bulkhead between Ninety-first and Ninety-second streets, East River, together with upland in rear of same, for a term of five years from December 1, 1908, at an annual rental of \$3,500, the lease to provide for one renewal of five years, at an advance of 10 per cent. over the rental for the preceding term; the lessee to have the privilege of erecting a shed over a portion of the premises, which shed is to be erected in accordance with plans and specifications to be submitted to and approved by the Chief Engineer of the Department, and the work to be done under his direction and supervision.

2. Lease to the Long Island Railroad Company of the following described property, viz.: Pier (new) 22, near the foot of James slip, East River, and Pier (new) 25, at or near the foot of Oliver street, East River, together with the bulkhead between the said piers and the following described platform in front of the bulkhead, viz.: Beginning at a point on the easterly side of Pier (new) 22, East River, at its intersection with the marginal street line; thence easterly along the southerly side of the marginal street to the westerly side of Pier (new) 25; thence southerly, offshore and adjoining the westerly side of Pier (new) 25 a distance of about 77.44 feet; thence westerly and parallel to the marginal street line to the easterly side line of Pier (new) 22, aforesaid; thence northerly and along the easterly side line of Pier (new) 22 about 77.44 feet to the point or place of beginning, comprising an area of about 17,656 square feet, for a term of ten years from the date of completion of said piers, bulkhead and platform, with the privilege of renewal for a further term of ten years, at a rental at the rate of \$46,500 per annum, for the first term of ten years, and at an advance of 10 per cent. for the renewal term; the lessee to have the privilege of erecting upon said piers and upon the platform between the same, sheds for the protection of freight in transit, said sheds to be erected in accordance with plans and specifications to be submitted to and approved by the Chief Engineer of the Department of Docks and Ferries, and to be erected under his direction and supervision, said sheds to revert to and become the property of The City of New York at the expiration or sooner termination of the lease.

3. Lease to Robert McWilliam of the following described property, situated on the Harlem River, in the Borough of Manhattan, to wit:

Beginning at a point in the southerly line of East One Hundred and Fifteenth street, where it intersects the present crib bulkhead; running thence westerly along said southerly line about 90 feet to a point where an existing fence intersects said southerly line of East One Hundred and Fifteenth street; thence southwesterly and along the line of the said existing fence and its prolongation about 108 feet, to a point in the centre line of the block between East One Hundred and Fourteenth and East One Hundred and Fifteenth streets; thence easterly and along said centre line about 80 feet to a point in the present crib bulkhead, where said centre line intersects the same; thence northeasterly and along the face of the present crib bulkhead 112 feet, more or less, to the point or place of beginning; the lease to be for a term of five years from November 1, 1908, at a rental of \$2,500 per annum. Filed.

From the Municipal Civil Service Commission—

1 (79033). Approving leave of absence to Danforth L. Allen, Dockbuilder. Filed.
2 (78792). Submitting list of persons eligible for appointment to the position of Stenographer and Typewriter. Filed.

From the Hudson Companies (78942)—Requesting permission to remove their steel frame and iron-covered structure from the foot of Morton street, North River. Permit granted, work to be done under the supervision of the Chief Engineer, the asphalt pavement to be restored over the area to the satisfaction of this Department.

From Julia Tuska (78938)—Requesting permission to drive oak fender and bearing piles and repair braces on bulkhead between One Hundred and Fifth and One Hundred and Sixth streets, Harlem River. Permit granted, work to be done under the supervision of the Chief Engineer and to be kept within existing lines.

From Bernard Campbell & Co. (78808)—Requesting permission to repair, from time to time, as may be required, the manure dump and runway at the Sixth street basin, Gowanus Canal, Brooklyn. Permit granted, upon usual terms, to continue during the pleasure of the Commissioner, but not longer than December 31, 1908.

From T. A. S. Sheridan (78947)—Offering for sale two scow loads of rip-rap stone. Answered that the Department cannot consider the purchasing of additional rip-rap stone until existing contracts are completed.

From the South Brooklyn Railway Company (78926)—Advising it has applied for permission to make sewer connection at Thirty-ninth street, Brooklyn, in accordance with Department's recommendation. Answered that the work of plugging the sewer will be withheld for an additional period of ten days.

From the Fort Hamilton Citizens' Association (78775)—Asking whether any provision has been made for the construction of a public dock foot of Ninety-ninth street, Brooklyn. Answered that the proposed plan for the locality provides for a dock, but that nothing can be done until the Bay Ridge shore drive is completed.

From the New England Navigation Company (78897)—Requesting certain information relative to the statement of cost of the extension to Pier 19, North River. Information furnished.

From the Chief Engineer—

1 (79036). Reporting that Class 6 of Contract No. 1149, for iron, etc., was commenced November 5, 1908, by J. K. Larkin & Co. Comptroller notified.

2 (79045). Reporting that Class 2 of Contract No. 1138, for asphalt deck of James Slip Pier, East River, was completed November 6, 1908, by the United States and Venezuela Company. Comptroller notified.

3 (79044). Submitting report relative to absence of Charles A. Pertain, Messenger, on account of illness. Department of Health requested to make examination.

4 (79043). Reporting that Richard B. Ross, Clerk, died on November 8, 1908. Name dropped from list of employees.

5 (79042). Reporting that an additional 110 feet of bulkhead platform has been completed at the Carmensville Section, North River. Filed; Superintendent of Docks notified that the space is available for wharfage.

The Lehigh Valley Railroad Company (78525) was advised that the rental for the land under water covered by the platform and shed between the northerly side of Pier 66 and the present transfer bridge, North River, permit for the construction of which was granted October 13, 1908, will be at the rate of 27½ cents per square foot per annum.

DENIS A. JUDGE, Deputy and Acting Commissioner.

November 10, 1908.

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

From the Municipal Civil Service Commission (79049)—Authorizing the reassignment of William Golden, Dock Laborer. Ordered reassigned.

From the President of the Borough of Brooklyn (79052)—Stating that, in accordance with Department's suggestion, the matter of opening Henry street between Greenpoint avenue and Newtown Creek will be taken up immediately. Filed.

From the Chief Engineer—

1 (79056). Recommending that the Supervisor of the Harbor be requested to have the anchorage area between Twenty-eighth and Thirty-sixth streets, Brooklyn, closed, so as to facilitate this Department's work of dredging thereat. Supervisor requested to close the area.

2 (79055). Reporting that Class I. of Contract No. 1138, for paving the inner end of Pier 18, East River, with asphalt, was commenced and completed on November 7, 1908, by the Barber Asphalt Paving Company. Comptroller notified.

3 (B. O. 6587). Reporting that the cost of making the desired changes in the room on the lower deck of Pier "A," North River, for the Metropolitan Sewerage Commission, amounted to \$96.57. Ordered collected.

From the Superintendent of Docks (79048)—Recommending that the permits to W. E. Heiden and Samuel Nafew to maintain boathouses between Two Hundred and Fourth and Two Hundred and Fifth streets, North River, be revoked, they not having availed themselves of the privilege. Permits revoked, to take effect as of the date of issuance.

The Commissioners of the Sinking Fund were requested to approve of the assignment, designation and reservation for general wharfage purposes of the following described wharf property, viz.:

Pier 11, or Wall Street Pier West, between Old Slip and Wall street.

Pier 33, or Rutgers Slip Pier West, between Pike Slip and Rutgers Slip.

It having been reported that a Dr. Kemble is erecting, without permit, a house on the shores of Pelham Bay, north of New Dock road, Throggs Neck, he was directed to cease work until such permit is obtained.

In accordance with a conference with the Public Service Commissioners, the Nassau Railroad Company and the South Brooklyn Railway Company were notified that this Department will furnish a temporary platform leading from the present South Brooklyn track terminal at the foot of Thirty-eighth street, Brooklyn, to the ferry terminal between Thirty-eighth and Thirty-ninth streets, Brooklyn, now in use by this Department for the operation of the ferry to the foot of Whitehall street, Manhattan, provided the companies on their part will agree to furnish and lay the tracks and overhead supports and necessary wiring and appurtenances, and commence at once the operation of the railroad to the present ferry slip.

A communication (79152) was received from the Farmers' Feed Company requesting that, in view of the early cancellation of its lease of property between Sixty-second and Sixty-third streets, East River, for purposes of improvement, the notice of rental for the current quarter be recalled. Answered that while it is the intention of the Department to proceed with the work of improvement under the new plan at the locality, nothing can be done at the present time.

DENIS A. JUDGE, Deputy and Acting Commissioner.

EXAMINING BOARD OF PLUMBERS.

REPORT FOR THE QUARTER ENDING DECEMBER 31, 1908.

Office of Examining Board of Plumbers,
No. 149 Church Street,
New York, January 6, 1909.

Hon. GEORGE B. McCLELLAN, Mayor, City of New York, City Hall, New York City:

Honorable Sir—The Examining Board of Plumbers hereby respectfully submits to you its report for the quarter ending December 31, 1908, as follows:

Applicants examined.....	85
Certificates issued.....	27
Applicants rejected.....	39
Examinations pending.....	19
	85
Certificates issued to applicants examined prior to October 1, 1908.....	12
Total number of certificates issued.....	39
Amount of money received from applicants.....	\$425 00
Deposited with the City Chamberlain.....	\$425 00

Respectfully,

EXAMINING BOARD OF PLUMBERS,
BARTHOLOMEW F. DONOHUE, President.

COMMISSIONERS OF THE SINKING FUND OF THE CITY OF NEW YORK.

Proceedings of the Commissioners of the Sinking Fund at a Meeting Held in Room 16, City Hall, at 11.15 o'clock a. m., on Wednesday, December 30, 1908.

Present—George B. McClellan, Mayor; Herman A. Metz, Comptroller; James J. Martin, Chamberlain; Patrick F. McGowan, President, Board of Aldermen, and Timothy P. Sullivan, Chairman, Finance Committee, Board of Aldermen.

The minutes of the meeting held December 30, 1908, were approved as printed.

The following communication was received from the Commissioner of Docks relative to a lease of a portion of the bulkhead next northerly of Pier (new) 21, North River, to Charles Mulford:

December 11, 1908.

Hon. GEORGE B. MCCLELLAN, Mayor, and Chairman of the Commissioners of the Sinking Fund:

SIR—After due consideration I am of the opinion that the interests of the City would be best served by a lease to Charles Mulford of the 82 feet of bulkhead next northerly of Pier (new) 21, North River, upon the following terms and conditions:

Lease to be for a term of five years from the first day of the month next succeeding the date upon which said lease shall be approved by the Commissioners of the Sinking Fund, at a rental of \$2,400 per annum; the lessee to have the privilege of renewal for a further term of five years, rental for the renewal term to be at an advance of 5 per cent.; the lessee to have the privilege of erecting and maintaining during the term of the lease (except as hereinafter provided) an ice bridge, scale and tally house. The lease shall provide that in case the Commissioner of Street Cleaning desires the use of the premises in question during the winter season for the dumping of clean snow and ice, the structures above authorized, or such of them as may be necessary shall be removed during such time as the premises are required by the Commissioner of Street Cleaning.

In consequence of this occupation by the Commissioner of Street Cleaning for the purpose of dumping during the winter season, the lease shall provide that the Department shall do all dredging necessary to maintain in front of said bulkhead a sufficient depth of water for the purposes of the lessee.

The remaining terms and conditions of the lease to be similar to those contained in leases of wharf property now in use by this Department.

Mr. Mulford is at present in occupation of the premises under a permit at the rate of \$2,200 per annum. He occupies only 82 feet of bulkhead, which is too small for a berth and available only for the small ice barges which have been constructed by him to fit it.

The American Ice Company is at present occupying 160 feet of bulkhead between Piers 24 and 25, just a little northerly of the premises in question, for which they pay a rental of \$4,000; in other words, the rate provided for in the proposed lease is at the rate of \$29.27 per linear foot, while for the adjoining bulkhead the rate is \$25 per linear foot.

Yours respectfully,

ALLEN N. SPOONER, Commissioner.

In connection therewith the Comptroller presented the following report and offered the following resolution:

December 18, 1908.

The terms and conditions suggested are fair, and I would advise that the lease be made as proposed by the Commissioner of Docks and Ferries.

CHANDLER WITHINGTON, Chief Engineer, Department of Finance.

Approved:

H. A. METZ, Comptroller.

Resolved, That the Commissioners of the Sinking Fund hereby approve of and consent to the execution by the Commissioner of Docks, of a lease to Charles Mulford, of the 82 feet of bulkhead next northerly of Pier (new) 21, North River, upon the following terms and conditions:

The lease to be for a term of five years from January 1, 1909, at a rental of twenty-four hundred dollars (\$2,400) per annum; the lessee to have the privilege of renewal for a further term of five years; the rental for the renewal term to be at an advance of 5 per cent.; the lessee to have the privilege of erecting and maintaining during the term of the lease (except as hereinafter provided) an ice bridge, scale and tally house.

The lease to provide that in case the Commissioner of Street Cleaning desires the use of the premises in question during the winter season for the dumping of clean snow and ice, the structures above authorized, or such of them as may be necessary, shall be removed during such time as the premises are required by the Commissioner of Street Cleaning.

In consequence of this occupation by the Commissioner of Street Cleaning for the purpose of dumping during the winter season, the lease to provide that the Department shall do all dredging necessary to maintain in front of said bulkhead a sufficient depth of water for the purposes of the lessee.

The remaining terms and conditions of the lease to be similar to those contained in leases of wharf property now in use by the Department of Docks and Ferries, and as recommended by the Commissioner of Docks in communication dated December 11, 1908.

The report was accepted and the resolution unanimously adopted.

The following communication was received from the Commissioner of Docks, relative to a new lease of the pier to be built between Thirty-first and Thirty-second streets, South Brooklyn, to Cyprien Fabre & Co.:

December 10, 1908.

Hon. GEORGE B. MCCLELLAN, Mayor, and Chairman of the Commissioners of the Sinking Fund:

SIR—At a meeting of the Commissioners of the Sinking Fund held March 20, 1907, a resolution was adopted approving of and consenting to the execution by the Commissioner of Docks of a lease to Cyprien Fabre & Co. of the pier to be hereafter built and to be situated between Thirty-first and Thirty-second streets, South Brooklyn, to be 150 feet in width and having a length (approximately 1,000 feet), as shown upon the plan for the improvement of the water-front at that point, adopted by the Department of Docks and Ferries May 31, 1906, and approved by the Commissioners of the Sinking Fund June 20, 1906. The lease to be for a term of 10 years from the date of completion, at a rental of \$25,000 per annum, with privilege of one renewal term at an advance of 10 per cent. The lease to cover the pier only, and not to include any rights to the adjoining bulkheads.

At a meeting of the Commissioners of the Sinking Fund held June 30, 1908, upon the recommendation of the Commissioner of Docks, the new plan for the improvement of the water-front, between Twenty-eighth and Thirty-eighth streets, South Brooklyn, was amended so as to decrease the width of the marginal street at this point, thus permitting the lengthening of the piers.

The pier leased to the Fabre Line will, under this new plan, be increased from approximately 1,000 feet to approximately 1,470 feet.

The Department is now engaged in dredging the area between Twenty-eighth and Thirty-sixth streets, South Brooklyn, to a depth of 30 feet of water in the slips and 15 feet of water on the site of the piers. It was therefore necessary to take up at once with the Fabre Line the question as to whether or not they would accept the modification of the lease and pay additional rental for the extension, as in case they fail to do so, it will be necessary for the Department to dredge the area to be covered by the extension to a depth of 30 feet instead of 15 feet, if the extension was built, which would make quite a difference in the cost of the dredging.

The matter was submitted to the Fabre Line and under date of November 19, 1908, they replied that they are willing to cancel the old lease and enter into a new one for a pier approximately 1,470 feet instead of 1,000 feet, and to pay an additional proportion of rent. They stated, however, that in view of the fact that 1,000 feet of pier room is ample for the present needs of their line, they would like to have it understood and agreed in the new lease that they are to have the privilege of sub-letting.

After due consideration, I am therefore of the opinion that a lease should be granted to the Fabre Line of the pier to be hereafter built and to be situated between Thirty-first and Thirty-second streets, in the Borough of Brooklyn, to be 150 feet in width, and having a length (approximately 1,470 feet), as shown on the plan for the improvement of the water-front at that point, adopted by the Department of Docks and Ferries on June 5, 1908, and approved by the Commissioners of the Sinking Fund on June 30, 1908, upon the following conditions:

First—The lease to be for a term of ten years, to begin upon the receipt by the lessees of certificate from the Commissioner of Docks that the pier is completed and ready for occupation.

Second—The rental to be \$36,870.50 per annum.

Third—The lease to contain the privilege of one renewal term of ten years at an advance in the rental of 10 per cent. over that charged for the first term.

Fourth—The lease will cover the pier only, and will not include any rights to the adjoining bulkheads.

Fifth—The City is to erect on the pier, a shed approximately in accordance with the plans for such sheds as developed in the Department of Docks and Ferries, no office arrangements to be built by the City within the shed, but water connections to the pier to be provided by the City.

Sixth—The lease to provide that the City will deliver the pier to the lessees with a depth of water of 30 feet in the adjacent slips and all subsequent dredging to be done by the lessees.

Seventh—The lessees shall have the privilege of subletting the outer 470 feet of the pier.

The remaining terms and conditions of the lease to be similar to those contained in leases of wharf property now used by this Department.

The pier, according to the original plans, was to be 150 feet by 1,000 feet or 150,000 square feet. The proposed extension will increase the area to 221,223 square feet, and at the same rate as is provided for in the original lease, would increase the rental of the pier to \$36,870.50.

Yours respectfully,

ALLEN N. SPOONER, Commissioner.

In connection therewith the Comptroller presented the following report and offered the following resolution:

December 23, 1908.

The lease at present held by the Cyprien Fabre Company is not as good a proposition for the City financially as the lease now suggested by the Commissioner of Docks and Ferries to take its place. I would advise that the lease be made as proposed by the Commissioner of Docks and Ferries.

CHANDLER WITHINGTON, Chief Engineer, Department of Finance.

Approved:

H. A. METZ, Comptroller.

Resolved, That the Commissioners of the Sinking Fund hereby approve of and consent to the execution, by the Commissioner of Docks, of a lease to Cyprien Fabre & Co., of the pier to be hereafter built and to be situated between Thirty-first and Thirty-second streets, in the Borough of Brooklyn, to be 150 feet in width and having a length (approximately 1,470 feet) as shown on a plan for the improvement of the water-front at that point, adopted by the Department of Docks and Ferries June 5, 1908, and approved by the Commissioners of the Sinking Fund June 30, 1908, upon the following terms and conditions:

First—The lease to be for a term of ten years, to begin upon the receipt by the lessees of certificate from the Commissioner of Docks that the pier is completed and ready for occupation.

Second—The rental to be thirty-six thousand eight hundred and seventy dollars and fifty cents (\$36,870.50) per annum.

Third—The lease to contain the privilege of one renewal term of ten years at an advance in the rental of 10 per cent. over that charged for the first term.

Fourth—The lease will cover the pier only and will not include any rights to the adjoining bulkheads.

Fifth—The City is to erect on the pier a shed approximately in accordance with the plans for such sheds as developed in the Department of Docks and Ferries, no office arrangements to be built by the City within the shed, but water connections to the pier to be provided by the City.

Sixth—The lease to provide that the City will deliver the pier to the lessees with a depth of water of 30 feet in the adjacent slips and all subsequent dredging to be done by the lessees.

Seventh—The lessees shall have the privilege of sub-letting the outer 470 feet of the pier.

The remaining terms and conditions of the lease to be similar to those contained in leases of wharf property now in use by the Department of Docks and Ferries and as recommended by the Commissioner of Docks in communication dated December 10, 1908.

The report was accepted and the resolution unanimously adopted.

The following was received from the Board of Aldermen relative to proposed purchase by the City of the several ferry properties of the five ferry lines connecting the Borough of Manhattan with Brooklyn:

In the Board of Aldermen.

Whereas, Transit facilities between the Boroughs of Manhattan and Brooklyn have been severely crippled because of the closing of five ferry lines connecting said sections of the city, inconveniencing merchants and the public in general; and

Whereas, It is the duty of the City to provide in the best way possible for such traffic opportunities as befit the leading city of the western hemisphere; therefore be it

Resolved, That the Board of Commissioners of the Sinking Fund be and hereby is requested to take under advisement the idea of acquisition by the City, either by direct purchase or by proceedings in condemnation, of the several ferry properties in question, so that the people of The City of New York may not be denied transit facilities heretofore so long enjoyed.

Adopted by the Board of Aldermen December 15, 1908, majority of all the members voting in favor thereof.

P. J. SCULLY, Clerk.

In connection therewith the Mayor submitted the following report of the Chief Engineer of the Board of Estimate and Apportionment:

REPORT No. 64.

BOARD OF ESTIMATE AND APPORTIONMENT,
OFFICE OF THE CHIEF ENGINEER,
December 17, 1908.

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

SIR—In accordance with your verbal instructions, I have endeavored to ascertain the conditions which have been created by the suspension of the ferries across the East River formerly operated by the Brooklyn Ferry Company, and to place before you in concrete form just what can be done by the City to bring about a resumption of this service, should it be deemed necessary.

First—As to the abandonment of the service and the conditions which lead up to it.

The Brooklyn Ferry Company has disappeared; its organization, its assets and its obligations all wiped out through the foreclosure sale of its property which was brought about by the bondholders. All of the property of the company, including real estate, shops, tools, supplies, boats, leases and franchises, was divided into a number of parcels and sold at public auction. What was known as Parcel 23, which included only the leases from The City of New York and the Amsterdam Gas Company of the Forty-second street ferry terminal at the foot of East Forty-second street, in the Borough of Manhattan, and the Forty-second street ferry franchise, was bought by Charles M. Allaire. All of the remaining property was bought by the New York Terminal Company, a corporation organized under the laws of New Jersey, whose charter permits it to do various things, but the laws of the State of New York do not permit it as a foreign corporation to operate ferries in the State of New York. Both the New York Terminal Company and Allaire arranged with William O. Madden for a temporary operation of the ferries formerly operated by the Brooklyn Ferry Company, and an injunction restrained him from discontinuing such operation until very recently. On December 12, 1908, the New York Terminal Company took from Madden all of its property which had been used by him, and from Allaire the boats with which, through Madden, he had been operating the Forty-second street ferry. Allaire was thus left with a franchise to operate a ferry until December 1, 1911, and the leases referred to, but with no boats and no terminal in Brooklyn.

The New York Terminal Company has thus created a situation under which it claims to have no responsibility for the operation of any of the ferries, while the one unexpired franchise and the leases used in connection therewith are held by an individual who has no boats.

There seems to be no way in which the City can compel anyone to operate any of these ferries, this question having apparently been disposed of by the decision of Justice Thomas on December 16 in the injunction proceeding brought by the City.

Second—As to the conditions resulting from the discontinuance of the ferry service.

It is not believed that the passenger service requires very serious consideration, as they can use other means of crossing the river, and the expense and inconvenience to individuals is a relatively small matter. The most serious effect is upon the trucking inseparable from business enterprises and manufactories located along the water-front which have heretofore depended upon the ferry service. An effort was first made to determine to what other routes this traffic has been diverted. The greater portion of the bridges indicating that during the three days of this week when the ferries were first discontinued the increase in the number of vehicles crossing the bridge over the corresponding days of last week averaged 1,438 daily, while the number of extra horses averaged 59. On the Brooklyn Bridge the increase for the same three days averaged 444 vehicles and 29 extra horses. These increases are:

For the Williamsburg Bridge, 37½ per cent. for vehicles and 52½ per cent. for extra horses, and

For the Brooklyn Bridge, 10.4 per cent. for vehicles and 19 per cent. for extra horses.

The fact that the increase in extra horses is far greater in number of vehicles clearly indicates that the new traffic consists largely of heavy loads which formerly used the ferries.

The effect upon the business of the ferry still being operated by the Nassau Ferry Company from Grand street, Brooklyn, to Houston street, Manhattan, has been very marked. This company formerly ran one boat, with a headway of from eighteen to twenty minutes. Since the discontinuance of the other ferries they have been operating two boats, running at intervals of about ten minutes from each side. On December 16, 1908, between 11 and 12 o'clock, these boats, running under ten minutes' headway, were all practically filled by trucks, but no teams appeared to be waiting which were unable to secure space on the boats, although I have been told that at certain times of the day there are teams which are obliged to wait one trip in order to be accommodated. The fare for passengers is 2 cents.

The business of what are known as the Greenpoint Ferries, that is, those operated from the foot of Greenpoint avenue, Brooklyn, to Tenth and Twenty-third streets, Manhattan, has also greatly increased, although I have been unable to secure any specific data.

Inquiry of the Long Island Railroad Company shows that while there has been an increase of traffic during the last three days, a comparison with the corresponding week one year ago indicates that this is the usual holiday increase of business, and there is no reason to believe that any of the traffic of the ferries lately discontinued of it has gone to the Williamsburg Bridge, reports given me by the Department of has been diverted to that between Thirty-fourth street, Manhattan, and Long Island City.

In order to obtain some idea of the effect of the stopping of the ferries upon the business concerns using them, I have personally consulted a number of the manufacturing and other companies, representatives of which made the following statements:

Wm. Vogel & Bros. are manufacturers of sheet metal goods, with a factory on South Eighth street, near Kent avenue, not far from the foot of Broadway, Brooklyn. They make the following statement:

Four trucks are constantly employed in the delivery of their goods, the bulk of which go downtown in Manhattan to the shipping district along South street and uptown by way of the Twenty-third and Forty-second street ferries. They were formerly able to deliver two loads a day. Since the ferries have been closed this has been impossible with respect to a great deal of their business, and they say that if the ferry service is not resumed they will be obliged to increase their trucking facilities at least 50 per cent. and perhaps 100 per cent. As to a restricted service, they say that the Roosevelt street ferry is to them the most important of all, and that next would come the Twenty-third street and Forty-second street ferries, and that if either of the two latter lines were to be discontinued they would prefer to keep the Twenty-third street ferry.

As to the effect of the winter season, with its snow and ice, they express the belief that the delays of ferry service through ice in the river will probably be counterbalanced by the added difficulty of hauling to and over the Williamsburg Bridge.

The James F. Scholes Company, located at No. 716 Wythe avenue, near Keap street, Brooklyn, who do a large trucking business, say that their business has materially increased since the discontinuance of the ferries, and they view the situation with equanimity. Inquiry as to where the trucking formerly crossing the ferries has gone, they say that the greater portion of it is undoubtedly going over the Williamsburg Bridge, that some finds its way to the ferry between Grand street, Brooklyn, and Houston street, Manhattan, and some, perhaps, to the Greenpoint ferries.

As to the effect of the winter season upon this trucking, they say that it will be very serious unless the roadway of the Williamsburg Bridge is kept free from snow and ice and is sanded when necessary. Unless this is done they anticipate serious injury to horses through falling.

The Trow Directory Company, No. 689 Kent avenue, near Hewes street, Brooklyn, state that heretofore they have used one truck, which has handled two loads daily; that now they are unable to accomplish this without working until 10 o'clock at night, and that unless the ferry service is resumed they will be obliged to provide more facilities. As to the relative importance of these ferries, they place Twenty-third street first and Roosevelt street second.

The American Sugar Refining Company was undoubtedly the largest patron of these ferries, and they advise me that when business was active they employed daily

108 or 110 trucks, but last week they were using only 65 to 67. These trucks formerly hauled four loads daily, now they can haul but three, and in some cases only two. During the past three days they have been obliged to increase the number of trucks to 75. Their trucks now use the Grand Street to Houston Street Ferry, as they consider the bridge out of the question on account of the grades and their heavy loads. They place the Roosevelt Street Ferry first in importance and the Twenty-third Street Ferry next.

D. Appleton & Co., publishers, state that they have heretofore employed two single wagons and one truck, each of the wagons doing a certain amount of Brooklyn business, besides making two trips to Manhattan. The time required has been so increased that they must either make one trip to Manhattan or make other provision for the Brooklyn business. To them the Twenty-third Street Ferry is most important, with Roosevelt Street next.

Greaney Brothers, truckmen, No. 88 North Fifth street, near Bedford avenue, Brooklyn, advise me that there has been no noticeable increase in their business during the present week, but that about two hours a day is lost on each team owing to the increased time required to cross the bridge or in using the Grand Street and Houston Street Ferry. They say that only empty trucks or light loads can use the bridge now, and that during the winter season, with snow and ice on the structure, they cannot use it at all. They believe that a restricted service involving fewer lines and longer headway would be of very great value. They place the Roosevelt Street Ferry first in importance and the Twenty-third Street Ferry next.

These statements may be considered typical of the effect of the closing down of the ferries upon the interests which have been using them. They indicate quite clearly that a ferry service of the kind which has been heretofore maintained at a loss is not of as much importance as may have been generally believed. That some ferry service is important and even necessary is doubtless true, but in my judgment if the lines from Broadway, Brooklyn, to Roosevelt street and to Twenty-third street, Manhattan, could be re-established and operated, not on a regular schedule, but as often as might be necessary to accommodate trucks without unreasonable delay—say of twenty minutes or even a half hour—the necessities of the case would be met.

Third—The possibilities of re-establishing the ferry service. It is quite apparent from what has already been stated that the City is in no position to re-establish any of these lines itself, being without Brooklyn terminals and with practically no floating equipment except for the few old boats acquired with the Staten Island and Thirty-ninth Street Ferries. It would seem, therefore, that the City must deal with the New York Terminal Company, which owns the boats and terminal properties. The President of this company has stated that the company:

(a) Will sell its boats and its Broadway terminal property to the City or anyone else.

(b) It will sell all of its boats at approximate cost, and will lease for a short term of years a portion of its terminal property.

(c) It will not lease its boats, nor will it give a long lease of a portion of its Broadway terminal, but will lease all of the Broadway terminal for a long term of years.

(d) In case of the sale of its boats it will agree that payment for the same be extended over as long a term of years as may be desired.

The above are general statements of policy and all that I am distinctly authorized to say on behalf of the company.

As the result of several conferences with the President of the New York Terminal Company I believe that any arrangement which might be made would be predicated upon the purchase by the City of the company's fifteen (15) boats at their cost, which is estimated to be about \$1,700,000. If this were done I believe that the following arrangement might be made:

The City to lease from the company the entire Broadway terminal for a short or a long term of years. In the case of a long lease the annual rental suggested was \$420,000. A portion of the terminal could be leased for a short period, not to extend, however, beyond April 1, 1909, the rental to be the same proportion of \$420,000 per annum as the area to be leased bears to the total area.

Provided the boats were bought the New York Terminal Company might undertake to bring about the organization of an operating company which would run the ferry, giving such service as the City might require, in no case to exceed that rendered before the service was discontinued, guaranteeing the City from loss and paying to the City all excess of receipts over expenses; that is, the operating company would act as the City's agent, receiving its compensation through rental and expecting no profit from operation. In this case the City would make the necessary repairs to the boats as required. This would involve an immediate outlay of about \$1,700,000, interest and sinking fund on which would be about \$85,000 annually. A resumption of the full service with an annual rental of about \$400,000 per year would make the ferries cost the City approximately \$500,000 annually, besides the necessary repairs to the boats, and the City would own all the boats and would have the profit from operation, if there were any. Such an arrangement might be made for a term of years. A restricted service limited to the Roosevelt Street and Twenty-third Street Ferries might be put in operation with half the present Broadway terminal, or with a rental at the rate of \$200,000 per year, which, with interest and sinking fund on the cost of boats, would mean, approximately, \$300,000 annual expense. Such an arrangement, however, could not be made for more than a few months at a time.

In view of the present condition of the City's finances and of the enormous loss on the ferries now operated by the City, I have thought it useless to discuss even the possibility of the purchase of the boats and terminals owned by the New York Terminal Company, and the operation of the ferries by the City. There is one other possible means of immediate relief, namely:

That the Long Island Railroad Company, operating the Thirty-fourth Street Ferry, establish a line between Long Island City and the Manhattan terminal of the Roosevelt Street Ferry, which is owned by the City, stopping at the foot of Grand street, Brooklyn, where the City now claims to own a slip. This would at once give a partial service on the line which it is agreed is the most important. I think this may be worthy of serious consideration.

Owing to the limited time at my disposal since receiving your instructions I have been unable to secure any further information. That which I have been able to obtain would indicate that the only way to secure an immediate resumption of even a restricted ferry service, except through the co-operation of the Long Island Railroad Company, as already suggested, would be by the purchase of the boats owned by the New York Terminal Company, involving the assumption of an indebtedness of about \$1,700,000. The rental of say one-half of the Broadway, Brooklyn, terminal would permit the resumption of service on the Roosevelt Street and Twenty-third Street ferries. This lease, however, could probably be only made to April 1, 1909, but in it could doubtless be included an option for a lease of the entire terminal for a number of years, such option, however, to extend only to the middle of February. The City would be assured of no deficit through operation. This restricted service would mean an annual expense, including fixed charges, of about \$300,000, while if the full service were restored the expense would be \$500,000 a year, with the possibility of a reduction through surplus of receipts over operating expenses.

Respectfully,

NELSON P. LEWIS, Chief Engineer.

The Comptroller submitted the following for the consideration of the Board:

DEPARTMENT OF FINANCE, CITY OF NEW YORK,
December 29, 1908.

To the Commissioners of the Sinking Fund:

GENTLEMEN—I have been giving a good deal of attention to the question of the Brooklyn ferries since the Brooklyn Ferry Company shut down five of the seven lines which it has been operating. That company operated ferries from the foot of Broadway, Brooklyn, to the following points in Manhattan:

Roosevelt street, Grand street, East Twenty-third street, East Forty-second street, and from the foot of Grand street, Brooklyn, to the foot of Grand street, Manhattan, and from Greenpoint, Brooklyn, to Tenth and Twenty-third streets, Manhattan.

The last two are still running. Recently there was a foreclosure of a mortgage and the property and rights, with the exception of the Greenpoint ferries mentioned, which were leased lines, were sold at public auction and purchased by the New York Terminal Company.

That company operated the five Brooklyn ferries under a lessee for a short time but soon decided to cease the operation entirely.

For some time past litigation has been pending in the courts between the City and the company in relation to the ferry question, and when the ferry company finally ceased its operation the entire section of Brooklyn known as Williamsburg, together with the Grand street and Roosevelt street sections of New York, were left without ferry facilities, and the manufacturing interests along the river front have been suffering great hardships thereby.

The Corporation Counsel, the Chief Engineer of the Board of Estimate and Apportionment, the Dock Commissioner and the Comptroller were appointed a Committee of the Board of Estimate and Apportionment and as such started negotiations with the New York Terminal Company. After several conferences with the Committee, and finally after conference with the New York Terminal Company alone the following tentative basis of arrangement under which the service might be continued, was drafted for the purpose of reference to this Commission.

It contemplates the leasing to The City of New York of the land and buildings at the foot of Broadway, extending from South Sixth street to South Ninth street, Brooklyn, including slips, piers, shops and coal sheds owned by the New York Terminal Company, for a period of five years, for the rental sum of \$420,000 a year, plus taxes, assessments and water rates, and gives the City the right to purchase the premises so located at the foot of Broadway, and also the property owned by the company at the foot of Grand street, Brooklyn, and such ferry houses, racks, and other property owned by the ferry company at the foot of Forty-second street, Manhattan, and at the foot of Grand street, Manhattan, at any time during the first two years of the lease, for the sum of \$7,500,000, and if the City elects to purchase, within the first six months of the term of the lease, any money paid as rent shall be deducted from the purchase price. If, however, the City does not avail itself of the privilege to buy within the first two years, it may have the privilege to purchase during the remainder of the term of the lease, the price to increase 5 per cent. annually over the \$7,500,000.

The Terminal Company will lease to the City its fifteen boats, the annual rental of which shall be \$80,000, the period of such rental to run for five years with a cancellation clause as hereinafter provided.

The City after having made the lease with the Terminal Company for the land and boats is to lease the same to the Interborough Ferry Company, and in addition to leasing the boats to the Interborough Ferry Company, is to agree to pay the Interborough Ferry Company up to the sum of \$100,000 annually for the purposes of maintenance and repairs to the boats and dock property leased from the Terminal Company, and in addition thereto 25 per cent. of the net income derived from the operation of the ferries after deducting the cost of actual operation; the City and the Dock Department to maintain its own property, that is, all of its own ferry property, such as racks, houses, etc., and to receive 75 per cent. of the net income after deducting the cost of actual operation of the ferries.

The Interborough Ferry Company agrees to operate ferries from the foot of Broadway, Brooklyn, to the foot of Roosevelt street, Manhattan; from Broadway, Brooklyn, to Grand street, Manhattan; from Broadway, Brooklyn, to East Twenty-third street, Manhattan; and from Broadway, Brooklyn, to East Forty-second street, Manhattan, and will also lease at its own expense the slip and terminal from the Long Island Railroad Company, at Long Island City, for the purpose of operating a ferry from there to the foot of Grand street, Manhattan, thus covering a territory greatly in need of ferry service.

The Long Island Railroad Company has agreed to the lease of one of its slips for this purpose. The company also agrees to lease and maintain the former leased property used for ferry purposes not owned by The City of New York, at the foot of Grand street, Manhattan, and at the foot of Forty-second street, Manhattan, owned or leased by the New York Terminal Company.

This lease of operation between the City and the Interborough Ferry Company is to terminate at any time on six months' notice in writing after the first six months of operation, thus guaranteeing at least one year's services, and in the event of the Interborough Ferry Company giving such notice to terminate such lease, the New York Terminal Company agrees in its lease to terminate the lease for the hiring of the boats, upon which an annual rental of \$80,000 is to be paid by the City, although said lease otherwise runs for a period of five years. In other words, the City has the option upon the cancellation of the Interborough Ferry Company's lease to cancel the lease with the Terminal Company as to the hiring of its boats.

There is an option given with the lease of the boats by the Terminal Company to purchase said boats any time during the operation thereof by the Ferry Company for the sum of \$1,600,000, for the fifteen boats, or at a less sum pro rata for such boats as are then in serviceable condition; or the City, if it so elects, may acquire from the Terminal Company both the boats and the property above mentioned for the total sum of \$9,000,000 during the five years of the lease, subject only to the above stated annual increase of 5 per cent. on the real estate. The rent covering the real estate and the boats, namely, \$500,000, is to be paid to the Terminal Company in advance before the boats are operated. This stipulation is insisted upon for the purpose of insuring the company that there will be no delay in receiving its money owing to contingencies that might arise through litigation, and which would put it in a position of being unable to meet interest charges on its bonds.

This arrangement would practically re-establish all the ferry lines that have ceased, on same schedules and at the old rates, unless by mutual consent the time schedules and rates shall be changed, excepting on the ferry from Grand street, Brooklyn, to Grand street, Manhattan; but in lieu thereof a new ferry will be established from Long Island City to Grand street, Manhattan.

Concretely this would mean that for the sum of \$500,000 annually, as rental for real estate, slips and boats, and a maintenance charge of not exceeding \$100,000, the City would operate five ferry lines, with such possible offset as 75 per cent. of the net profits over the cost of operation would show. Relieved of maintenance charges, taxes and interest, past experience indicates that the company could make a profitable showing and the City would escape the necessity of entering into further municipal operation of ferries.

As it is also stipulated that the Interborough Ferry Company shall operate the ferries leased by the City at rates equivalent to those paid for operation of its own lines from Greenpoint, it insures the saving in operation which a private corporation invariably can show as against municipal operation.

Owing to the financial condition of the City, it is impossible at this time to contemplate the purchase of enough real estate or equipment to enable resumption of all these lines. Their necessity to the manufacturing and commercial interests of the City is unquestioned. Furthermore, real estate values along the lower end of Broadway, from the Williamsburg Bridge to the ferry, will be seriously affected if the ferries from Broadway are discontinued, or if ferries should be located at other points.

I mention this, however, only as one of the contingencies that the authorities ought to consider. As against accepting this proposition for the re-establishing of all the suspended lines, the City could acquire at an annual rental of \$10,000 from the New York Terminal Company its slip at the foot of Grand street, Brooklyn, from which it could operate a greatly reduced service to Roosevelt street, Manhattan; but that slip would hardly accommodate any other ferry such as the Twenty-third and Forty-second street lines, and it is doubtful whether it would even be adequate for Roosevelt street. It could, however, purchase property at the foot of North Second street at from \$250,000 to \$300,000, to which, of course, would have to be added the cost of ferry houses, racks and slips, which would probably approximate from \$250,000 to \$500,000 more, so that two or three more slips could be established.

This would remove the service from the foot of Broadway to about ten blocks farther up the river and would face on narrower streets crossed by car tracks.

Another proposition that could probably be arranged is that the Long Island Railroad Company could run a ferry from Long Island City to Roosevelt street, and possibly arrangements could be made by which two boats could be secured to run from such terminal as may be acquired in Brooklyn, either from Grand street or North Second street to Roosevelt street, but all the other ferries would then be eliminated absolutely.

As the City is not in a financial condition at the present time to acquire either the real estate or the number of boats necessary for adequate service, there is no use going into details as to values of the property in question other than as above suggested by the company and on a rental basis.

All of which is respectfully submitted to the Commissioners of the Sinking Fund for such action as they may deem expedient in looking toward the prompt resumption

of ferry service on the East River, which is so essential to the mercantile interests of both Manhattan and Brooklyn.

Respectfully,
(Signed) H. A. METZ, Comptroller.

Discussion followed.

On motion, the matter was referred to a Select Committee consisting of the President of the Board of Aldermen, the Comptroller and the Chamberlain.

The following communication was received from the Commissioner of Docks relative to the proposed purchase of the old ferryboats "South Brooklyn" and "West Brooklyn," to be used in connection with the ferry service between the Borough of Manhattan, and Stapleton, Borough of Richmond:

October 16, 1908.

Hon. GEORGE B. McCLELLAN, Mayor of The City of New York:

SIR—In connection with the proposed operation of a ferry between the foot of Whitehall street, in the Borough of Manhattan, and Stapleton, in the Borough of Richmond, an order was issued on February 10, 1908, for the preparation of plans and specifications for three new ferryboats to be used in this service. These plans and specifications have been prepared and the architect, Mr. J. W. Millard, estimates the cost of the boats at \$740,000.

This Department, in acquiring the Thirty-ninth street ferry, did not purchase the ferryboats that had been in use in connection with the operation of that ferry by the New York and South Brooklyn Ferry Company, and two of the boats, the "South Brooklyn" and the "West Brooklyn," have not been placed in service upon any other ferry. These boats have been offered to the City through the attorney for the owners, Mr. Edw. V. Farley, of No. 261 Broadway, for the sum of \$35,000. It is estimated that the purchase of these two boats at that figure and the placing of same in proper repair would cost in the neighborhood of \$70,000.

When the City purchased the Staten Island ferry it obtained possession of two boats, the "Garrett" and the "Castleton." These boats have been thoroughly overhauled and repaired and are now in serviceable condition. The name of the ferryboat "Garrett" has been changed to "Stapleton."

Five new boats were built for the Staten Island service and three new boats for the Brooklyn service.

If the two boats, "South Brooklyn" and "West Brooklyn," were purchased they could be used on the Stapleton ferry, the "Castleton" and "Stapleton" being used as spare boats on either the Stapleton or Brooklyn ferries.

I have received a report from the Superintendent of Ferries of this Department relative to the operation of the Stapleton ferry and the saving that would accrue were these two boats to be purchased by the City instead of three new boats being built under the specifications which have been prepared. A copy of this report is transmitted herewith, from which it will be seen that upon a monthly basis of comparison, the estimated annual saving in operating expenses, not including repairs, would be over \$44,000 and the initial expense about \$70,000, as against the outlay of \$740,000 which would be required for the new boats.

If you approve of the purchase of these two boats, please so advise me and I will prepare a recommendation to the Board of Aldermen asking authority to purchase the boats.

Yours respectfully,

ALLEN N. SPOONER, Commissioner of Docks.

November 14, 1908.

If the Commissioners of the Sinking Fund decide to approve at this time the commencement of the ferry service from the Battery to Stapleton, Staten Island, I would recommend the purchase of the two old Thirty-ninth street ferry boats, "South Brooklyn" and "West Brooklyn," in preference to building new boats for the purpose.

CHANDLER WITHINGTON, Chief Engineer, Department of Finance.

Approved:

H. A. METZ, Comptroller.

The Comptroller, to whom this matter was referred at meeting held November 18, 1908, presented the following report:

DEPARTMENT OF FINANCE, CITY OF NEW YORK,
December 15, 1908.

Hon. GEORGE B. McCLELLAN, Mayor, Chairman, Commissioners of the Sinking Fund:

SIR—On October 16, 1908, the Commissioner of Docks and Ferries, in a communication to the Commissioners of the Sinking Fund, suggested, concerning the proposed establishment of a ferry between Whitehall street, Borough of Manhattan, and Canal street, Stapleton, Borough of Richmond, that the City purchase from the New York and South Brooklyn Ferry Company the ferryboats "South Brooklyn" and "West Brooklyn," at a sum not to exceed \$35,000, instead of contracting for three new ferryboats at an estimated cost of \$740,000.

At a meeting of the Commissioners of the Sinking Fund, held November 18, 1908, I submitted a report of the Chief Engineer of this Department concurring in the recommendations of the Commissioner of Docks and Ferries, if the Commissioners of the Sinking Fund decide to commence ferry service at this time. On motion, the matter was resubmitted to me for investigation and report.

I find that the Commissioners of the Sinking Fund, by resolution dated July 2, 1903, committed the City to the operation of municipal ferries between the Boroughs of Manhattan and Richmond; the St. George ferry is in operation; the lands under water and uplands for the terminal at Stapleton had been acquired and paid for after duly authorized condemnation proceedings, and the Dock Department has erected the piers and slips on the premises.

The question as I view it, that the proposition of purchasing two old ferryboats or building three new ones, depends primarily if the City deems it advisable to establish a ferry service between these points at present.

A ferry has been established by the Commissioners of the Sinking Fund, and it is therefore merely a question of policy shall the City at this time put into operation what has already been established by the proper authorities.

At the public hearing that I held it was pointed out to me that business interests had been established at Stapleton after the establishment of the ferry by the Commissioners of the Sinking Fund July 2, 1903, upon the belief that the ferry service would be soon provided; also that the steep grade of the ferry approach at St. George terminal makes it very difficult to bring heavy freight to the east shore of Staten Island by way of the present Municipal Ferry.

Therefore, although the annual expense of operating this ferry is estimated by the Dock Commissioner at \$175,000, I feel that this ferry service is greatly needed to facilitate the transportation of freight to and from the east shore of Staten Island which is now made difficult by the steep ferry approach at St. George terminal.

In connection with the question of ferries to Staten Island, I think a ferry should be established between the Borough of Brooklyn and the Borough of Richmond.

To carry out my suggestions and recommendations, I herewith forward preambles and resolutions for adoption, which give the history of the establishment of the Municipal Ferry, between the Borough of Manhattan and the Borough of Richmond; authority to the Commissioner of Docks and Ferries to apply to the Board of Aldermen to purchase without public letting two of the old ferryboats of the New York and South Brooklyn Ferry Company, at a cost not to exceed \$35,000; also that the Commissioner of Docks and Ferries be directed to consider and report to the Commissioners of the Sinking Fund the feasibility of operating these boats in connection with the Stapleton Ferry, between the Borough of Brooklyn and the Borough of Richmond.

Yours very truly,

HERMAN A. METZ, Comptroller.

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

The Comptroller presented the following report and offered the following resolutions relative to the hiring, by the Board of Education, of the following premises for lecture purposes:

The Arlington Avenue Presbyterian Church, corner of Arlington avenue and Elton street, Borough of Brooklyn.

The Sheepshead Bay Methodist Episcopal Church, at the corner of Ocean and Voorhies avenues, Borough of Brooklyn.

December 5, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—The Board of Education, at a meeting held November 11, 1908, adopted a resolution requesting the Commissioners of the Sinking Fund to authorize the hiring of the Arlington Avenue Presbyterian Church, located at the southeast corner of Arlington avenue and Elton street, Borough of Brooklyn, and of the Sheepshead Bay Methodist Episcopal Church, located at the southeast corner of Ocean and Voorhies avenues, Borough of Brooklyn, for public lecture purposes once weekly, at a rental of \$10 each per night, including light, heat and janitor service, and to authorize the Comptroller to pay the said rental of said churches without the necessity of entering into a lease therefor.

The Arlington Avenue Presbyterian Church is a comparatively new brick church, heated by steam and lighted by gas and electricity. It has a seating capacity of about 400.

For several years past the lectures in this School District were given in the assembly hall on the fourth floor of the large school building, Public School 108, where the attendance averaged from 200 to 300. After the school fire scare of last spring, objection was made to the use of this hall for the public lectures, and since the present lecture season opened the lectures have been given in the church.

The cost of giving the lectures in the church, I am informed, is about the same as was the cost in the assembly hall, and the attendance is larger and of a better character.

The Sheepshead Bay Methodist Episcopal Church, at the southeast corner of Ocean and Voorhies avenues, is a wooden structure with a seating capacity of about three hundred, and is heated by steam and lighted by gas.

Deeming the rents fair and reasonable in both cases, I respectfully recommend that the Commissioners of the Sinking Fund authorize the hiring of the Arlington Avenue Presbyterian Church, located at the southeast corner of Arlington avenue and Elton street, Borough of Brooklyn, and of the Sheepshead Bay Methodist Episcopal Church, located at the southeast corner of Ocean and Voorhies avenues, Borough of Brooklyn, for public lecture purposes, once weekly each, at a rental of \$10 each per night, including light, heat and janitor service, and authorize the Comptroller to pay the rental of said churches without the necessity of entering into leases therefor.

Respectfully submitted for approval,

MORTIMER J. BROWN, Appraiser of Real Estate, Department of Finance.

Approved:

H. A. METZ, Comptroller.

Resolved, That the Commissioners of the Sinking Fund hereby approve of the hiring, by the Board of Education, of the Arlington Avenue Presbyterian Church, located at the southeast corner of Arlington avenue and Elton street, Borough of Brooklyn, for public lecture purposes, once weekly, at a rental of ten dollars (\$10) per night, including light, heat and janitor service, and the Comptroller be and is hereby authorized to pay the said rental without the necessity of entering into a lease therefor.

Resolved, That the Commissioners of the Sinking Fund hereby approve of the hiring by the Board of Education, of the Sheepshead Bay Methodist Episcopal Church, located at the southeast corner of Ocean and Voorhies avenue, Borough of Brooklyn, for public lecture purposes, once weekly, at a rental of ten dollars (\$10) per night, including light, heat and janitor service, and the Comptroller is hereby authorized to pay the rental of said church without the necessity of entering into a lease therefor.

The report was accepted and the resolutions severally unanimously adopted.

The following was received from the Board of Education relative to a renewal of the lease of premises at No. 288 East Broadway, Borough of Manhattan:

To the Board of Education:

The Committee on Buildings respectfully reports that the lease of the premises at No. 288 East Broadway, Borough of Manhattan, occupied as an annex to Public School 147, will expire February 1, 1909; that the City Superintendent of Schools states that further occupancy of said premises will be necessary, and that the Departments of Health and Buildings certify that the sanitary and structural conditions thereat are satisfactory.

The following resolution is submitted for adoption:

Resolved, That the Commissioners of the Sinking Fund be and they are hereby requested to approve of and consent to the execution by the Board of Education of a renewal of the lease to the City of the store floor of the premises No. 288 East Broadway, Borough of Manhattan, occupied as an annex to Public School 147, for a period from February 1, 1909, to July 1, 1911, with the privilege of renewal for one year from said latter date, at an annual rental of \$900, and on the same terms and conditions as contained in the existing lease. Owner, A. E. Isaacs, No. 240 East Broadway, New York City.

A true copy of report and resolution adopted by the Board of Education on December 9, 1908.

A. EMERSON PALMER, Secretary.

In connection therewith the Comptroller presented the following report and offered the following resolution:

December 14, 1908.

The rent being the same as heretofore paid, I would respectfully recommend that the Commissioners of the Sinking Fund authorize a renewal of the lease of the store floor of the premises No. 288 East Broadway, Borough of Manhattan, occupied as an annex to Public School 147, for a period from February 1, 1909, to July 1, 1911, with the privilege of renewal for one year from said latter date, at an annual rental of \$900, payable quarterly, and upon the same terms and conditions as contained in the existing lease. Lessor, A. E. Isaacs.

Respectfully submitted for approval,

MORTIMER J. BROWN, Appraiser of Real Estate, Department of Finance.

Approved:

H. A. METZ, Comptroller.

Resolved, That the Commissioners of the Sinking Fund hereby approve of and consent to the execution, by the Board of Education, of a renewal of the lease to the City of the store floor of premises No. 288 East Broadway, Borough of Manhattan, occupied as an annex to Public School 147, for a period from February 1, 1909, to July 1, 1911, with the privilege of renewal for one year from said latter date, at an annual rental of nine hundred dollars (\$900), payable quarterly, and upon the same terms and conditions as contained in the existing lease; lessor, A. E. Isaacs; the Commissioners of the Sinking Fund deeming the said rent fair and reasonable and that it would be for the interests of the City that such lease be made.

The report was accepted and the resolution unanimously adopted.

The following was received from the Board of Education relative to a renewal of the lease of premises at the northwest corner of First street and Jackson avenue, Woodside, Borough of Queens:

To the Board of Education:

The Committee on Buildings respectfully reports that the lease of the premises at First street and Jackson avenue, Woodside, Borough of Queens, occupied as an annex to Public School 11, expired on August 15, 1908; that the City Superintendent of Schools states that further occupancy of said premises is necessary; and that owing to the necessity of carrying out certain requirements, satisfactory certificates were not received from the Departments of Health and Buildings until November 5 and November 18, 1908, respectively.

The following resolution is submitted for adoption:

Resolved, That the Commissioners of the Sinking Fund be and they are hereby requested to approve of and consent to the execution by the Board of Education of a renewal of the lease to the City of the premises on the northwest corner of First street and Jackson avenue, Woodside, Borough of Queens, occupied as an annex to Public School 11, for a period from August 15, 1908, to July 1, 1910, with the privilege of renewal for an additional year from said latter date at an annual rental of \$480 and water tax, otherwise on the same terms and conditions as contained in the lease heretofore existing. Owners, the Cord Meyer Company.

A true copy of report and resolution adopted by the Board of Education on December 9, 1908.

A. EMERSON PALMER, Secretary, Board of Education.

In connection therewith the Comptroller presented the following report and offered the following resolution:

December 14, 1908.

The rent being the same as heretofore paid, I would respectfully recommend that the Commissioners of the Sinking Fund authorize a renewal of the lease of the premises on the northwest corner of First street and Jackson avenue, Woodside, Borough of Queens, occupied as an annex to Public School 11, for a period from August 15, 1908, to July 1, 1910, with the privilege of renewal for an additional year from said latter date, at an annual rental of \$480 and water tax, payable quarterly, and upon the same terms and conditions as contained in the lease heretofore existing. Lessor, the Cord Meyer Company.

Respectfully submitted for approval,

MORTIMER J. BROWN, Appraiser of Real Estate, Department of Finance.

Approved:

H. A. METZ, Comptroller.

Resolved, That the Commissioners of the Sinking Fund hereby approve of and consent to the execution, by the Board of Education, of a renewal of the lease to the City of premises on the northwest corner of First street and Jackson avenue, Woodside, Borough of Queens, occupied as an annex to Public School 11, for a period from August 15, 1908, to July 1, 1910, with the privilege of renewal for an additional year from said latter date, at an annual rental of four hundred and eighty dollars (\$480) and water taxes, payable quarterly, and upon the same terms and conditions as contained in the existing lease; lessor, the Cord Meyer Company; the Commissioners of the Sinking Fund deeming the said rent fair and reasonable and that it would be for the interests of the City that such lease be made.

The report was accepted and the resolution unanimously adopted.

A communication was received from the President of the Borough of The Bronx, dated December 5, 1908, requesting a renewal of the lease to the City of premises at No. 1161 East One Hundred and Sixty-ninth street, Borough of The Bronx, for a period of one year from January 1, 1909, at an annual rental of \$420, payable quarterly, and upon the same terms and conditions as contained in the existing lease.

Which was referred to the President of the Board of Aldermen.

The Comptroller presented the following report and offered the following resolution relative to the lease of premises at the corner of Westchester and Green avenues, Borough of The Bronx, formerly occupied by the President of the Borough of The Bronx:

December 14, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—The Commissioners of the Sinking Fund at a meeting held January 22, 1908, adopted a resolution authorizing a renewal of the lease of the premises on the southeast corner of Westchester and Green avenues, Borough of The Bronx, at an annual rental of \$100; lessor, Abraham Piser.

Under date of December 8, 1908, the President of the Borough of The Bronx transmits a copy of a communication, dated February 6, 1908, from Messrs. A. C. and F. W. Hottenroth, agents for the present owners of the property, from which it would appear that the present owner does not desire to renew said lease to The City of New York. The President of the Borough states that he is informed by the Property Clerk of his Borough that this property has been vacated and that there will be no charge for rental after January 1, 1908.

I would therefore respectfully recommend that the Commissioners of the Sinking Fund rescind the resolution adopted January 22, 1908, authorizing a renewal of the above mentioned premises.

Respectfully submitted for approval,

MORTIMER J. BROWN, Appraiser of Real Estate, Department of Finance.

Approved:

H. A. METZ, Comptroller.

December 8, 1908.

Commissioners of the Sinking Fund, No. 280 Broadway, New York City:

GENTLEMEN—I inclose herewith copy of a communication received from Messrs. A. C. and F. W. Hottenroth, attorneys for the present owners of the southeast corner of Westchester and Green avenues, Borough of The Bronx, for which property the Commissioners of the Sinking Fund at its meeting held on January 22, 1908, authorized the renewal of the lease at an annual rental of \$100, from which it would appear that the present owner of the property does not desire to renew said lease to The City of New York.

I therefore respectfully request that the Commissioners of the Sinking Fund rescind their resolution authorizing the Comptroller to renew the lease of the above described property at their meeting held January 22, 1908, as I am informed by the Property Clerk of this Borough that this property has been vacated and that there will be no charge for rental after January 1, 1908.

Yours truly,

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

February 6, 1908.

Hon. LOUIS F. HAFFEN, President of the Borough of The Bronx, One Hundred and Seventy-seventh Street and Third Avenue, The Bronx, New York City:

DEAR SIR—We note that at the meeting of the Commissioners of the Sinking Fund of The City of New York held on January 22, 1908, renewal of lease of property situate at the southeast corner of Westchester and Green avenues, Borough of The Bronx, City of New York, at an annual rental of one hundred dollars (\$100), Abraham Piser being named as the lessor, was authorized, and we beg to advise you that our client, the present owner of the property, does not desire to renew the lease thereof to The City of New York.

We will also communicate with the Comptroller, if you desire us to do so, and an early reply will oblige,

Yours respectfully,

A. C. & F. W. HOTTENROTH.

Resolved, That the resolution adopted by this Board at meeting held January 22, 1908, authorizing a renewal of the lease to the City of premises at the southeast corner of Westchester and Green avenues, Borough of The Bronx, for use of the President of the Borough of The Bronx, be and the same is hereby rescinded.

The report was accepted and the resolution unanimously adopted.

The Comptroller presented the following report and offered the following resolution, relative to a renewal of the lease of premises at No. 844 Sixth avenue, Borough of Manhattan, occupied by the Police Department:

December 16, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—The Commissioners of the Sinking Fund at a meeting held September 20, 1907, adopted a resolution authorizing a lease of the premises consisting of Rooms 3 and 4, first floor of No. 844 Sixth avenue, Borough of Manhattan, for a period of one year from September 1, 1907, for the use of the Police Department, at an annual rental of \$1,000.

Under date of July 2, 1908, the Commissioner of the Police Department, in a communication addressed to the Commissioners of the Sinking Fund, stated that this lease would expire on August 31, 1908, and no further renewal was requested.

Under date of December 9, 1908, the Commissioner requests that this lease be renewed for a period of two months, September and October, 1908, upon the same terms and conditions as contained in the heretofore existing lease.

The rent being the same as heretofore paid, I would respectfully recommend that the Commissioners of the Sinking Fund adopt a resolution authorizing the Comptroller to pay the rent of these premises for the months of September and October, 1908, at the rate of \$1,000 per annum, without the necessity of entering into a lease. Owner, Estate of David W. Bishop.

Respectfully submitted for approval,

MORTIMER J. BROWN, Appraiser of Real Estate, Department of Finance.

Approved:

H. A. METZ, Comptroller.

Resolved, That the Comptroller be and is hereby authorized and directed to pay to the Estate of David W. Bishop, the rental of Rooms 3 and 4, on the first floor of No. 844 Sixth avenue, Borough of Manhattan, occupied by the Police Department, for a period of two months, September and October, 1908, at a rental at the rate of one thousand dollars (\$1,000) per annum, without the necessity of entering into a lease.

The report was accepted and the resolution unanimously adopted.

The following communication was received from the Police Department, relative to a lease of premises at No. 989 Fox street, Borough of The Bronx:

November 30, 1908.

To the Honorable Commissioners of the Sinking Fund:

GENTLEMEN—The Police Commissioner this day

Ordered, That the Commissioners of the Sinking Fund be and are hereby respectfully requested to authorize the Comptroller to lease the following described premises for the purposes of the Police Department, and the following information is given in pursuance of the resolution adopted by the Commissioners of the Sinking Fund October 22, 1902:

1. Full name of the owner or lessor? American Real Estate Company, No. 527 Fifth avenue, owners.

2. Full description of the property? Two-story and attic stone house, No. 989 Fox street, Borough of The Bronx, on plot of ground distant 500.05 feet from the intersection of the northwest corner of East One Hundred and Sixty-third street and Fox street, running thence westerly 103.98, thence northerly 75.01, thence easterly 103.18, thence southerly 75.01, to the point and place of beginning. Also, a one-story and attic stone barn and one-story frame shed, on plot of ground distant 400.01 feet from the intersection of the northeast corner of East One Hundred and Sixty-third street and Fox street, running thence easterly 92 feet, thence northerly 75 feet, thence westerly 92 feet, thence southerly 75 feet to the point and place of beginning.

3. Term of proposed lease and if it includes the privilege of renewal? Five years without the privilege of renewal.

4. Rental and how payable? First year, \$2,000; second year, \$2,000; third year, \$2,250; fourth year, \$2,500; fifth year, \$2,500. Payable quarterly.

5. Particulars as to alterations and repairs? City to take premises in present condition and make all necessary repairs.

6. Does the owner pay water rent? No.

7. Does the owner pay for light, heat and janitor service? No.

8. Necessity for lease? To provide station house for the easterly section of the present Sixty-third Precinct.

9. Are the premises recommended the most reasonable that can be secured in the neighborhood for the purposes desired? Yes.

10. Is the appropriation from which the rental is to be paid sufficient to cover it? Rental to be paid from appropriation made to the Finance Department, Real Estate Bureau, for rentals.

Respectfully,

THEO. A. BINGHAM, Police Commissioner.

December 14, 1908.

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

SIR—Replying to yours of December 1, in regard to the offer of Mr. M. J. Hess of a property in The Bronx for a new station house, I have the honor to inform you that his offer is not regarded as to the best interests of the City. If the appropriation to lease the "Fox" house and stable in the Sixty-third Precinct, The Bronx, submitted by the Police Department November 30 to the Commissioners of the Sinking Fund should be favorably acted upon it would be more to the benefit of the City.

Very truly yours,

THEO. A. BINGHAM, Police Commissioner.

In connection therewith the Comptroller presented the following report and offered the following resolution:

December 16, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—Hon. Theodore A. Bingham, Police Commissioner, in a communication addressed to the Commissioners of the Sinking Fund under date of November 30, 1908, requests that a lease be obtained of the premises No. 989 Fox street, Borough of The Bronx, and also of the one-story and attic stone stable and frame shed on the opposite side of the street, for a period of five years, at a rental of \$2,000 a year for the first and second years, \$2,250 for the third year and \$2,500 a year for the fourth and fifth years, payable quarterly, as a station house for the easterly section of the present Sixty-third Precinct; the City to take the premises as they are and pay for all alterations and repairs, water rent, heat, light and janitor service. Owners, the American Real Estate Company, No. 527 Fifth avenue.

This is a two-story attic and basement stone dwelling, known as the Simpson Mansion, located on the west side of Fox street, between Westchester avenue and East One Hundred and Sixty-third street, formerly Dongan street. The building is about 55 feet by 45 feet, contains 19 rooms, 2 baths and 3 toilets, has steam heat, gas and electric light and fixtures in all rooms except the front parlor and dining room. The house was overhauled about six or seven years ago, at considerable expense, at which time new flooring was laid throughout, with parquet flooring in the hall and the main rooms on the lower floor. The house was entirely redecorated, steam heating plant and new mantels put in, and the house was moved so as to directly face the street, and new foundations were laid under it. It is now in good tenantable condition, and has been occupied by one of the officers of the company up to last month, when he vacated it in order to give possession to the City.

The stone stable and shed mentioned are located on the opposite side of Fox street, about 100 feet nearer to East One Hundred and Sixty-third street. The stable is a one-story and attic stone building 50 feet by 30 feet, and has five stalls. The frame shed adjoining is 15 feet by 28 feet. The blueprint herewith shows the location of the house and stable.

The company has positively refused to give a flat rental of \$2,000 or \$2,100 a year for a period of five years, or to give a renewal clause, stating that the locality is building up so rapidly, being within less than two blocks of the Simpson street subway station, that it is impossible to tell at this time what would be a fair rental five years hence.

The owners, however, speak favorably of giving a selling option to the City good for three years, at a stated price, and Mr. George Wack, the local rental and sales manager of the company, has promised to bring the matter before the officers at once, and will then notify this Department as to the option selling price.

The Commissioner in his communication states that the rental is to be paid from appropriation made to the Finance Department, Real Estate Bureau, for rentals. The above lease was not included in the tabulation of the total amount of City leases for Budget purposes for the year 1909, and inasmuch as the amount appropriated for rentals was \$40,000 less than the statement submitted in the Finance Department Budget, the Commissioners of the Sinking Fund before authorizing this lease should consider the proposition of the payment of this rental. The rent account of the City will be at least \$40,000 short. Extra appropriation will have to be made to meet the deficiency, and I assume that the Commissioners will consider the proposition at the time these new rental questions are taken up by the Board.

The property being well adapted for the purpose intended, and the rental reasonable, I would respectfully recommend that the Commissioners of the Sinking Fund authorize a lease of the premises No. 989 Fox street, Borough of The Bronx, on plot of ground distant 500.05 feet from the intersection of the northwest corner of East One Hundred and Sixty-third and Fox streets; running thence westerly 103.98 feet; thence northerly 75 feet; thence easterly 103.18 feet, and thence southerly 75.01 feet to the point or place of beginning; also the one-story and attic stone barn and one-story frame shed on plot of ground distant 400.01 feet from the intersection of the northeast corner of One Hundred and Sixty-third and Fox streets; running thence easterly 92 feet; thence northerly 75 feet; thence westerly 92 feet; thence southerly 75 feet to the point or place of beginning, for a period of five years from the date of occupation, at a rental of \$2,000 a year for the first two years, \$2,250 for the third year and \$2,500 a year for the fourth and fifth years, payable quarterly; the City to take the premises in their present condition and make all necessary alterations and repairs, to pay for water rent, light, heat and janitor service. The premises to be used for a police station for the easterly section of the present Sixty-third Precinct. Lessor, American Real Estate Company.

Respectfully submitted for approval,

MORTIMER J. BROWN, Appraiser of Real Estate, Department of Finance.

Approved:

H. A. METZ, Comptroller.

Resolved, That the Corporation Counsel be and is hereby requested to prepare a lease to the City, from the American Real Estate Company, of premises No. 989 Fox street, Borough of The Bronx, on plot of land distant 500.05 feet from the intersection of the northwest corner of East One Hundred and Sixty-third street and Fox street; running thence westerly 103.98 feet; thence northerly 75 feet; thence easterly 103.18 feet and thence southerly 75.01 feet to the point or place of beginning; also the one-story and attic stone barn and one-story frame shed on plot of ground distant 400.01 feet from the intersection of the northeast corner of One Hundred and Sixty-third and Fox streets; running thence easterly 92 feet; thence northerly 75 feet; thence westerly 92 feet; thence southerly 75 feet to the point or place of beginning, for use of the Police Department as a Police Station for the easterly section of the present Sixty-third Precinct, for a period of five years from the date of occupation, at a rental of two thousand dollars (\$2,000) per annum for the first two years, twenty-two hundred and fifty dollars (\$2,250) per annum for the third year, and twenty-five hundred dollars (\$2,500) per annum for the fourth and fifth years, payable quarterly; the City to take the premises in their present condition and make all necessary repairs and alterations, and to pay for water rent, light, heat and janitor service; and the Commissioners of the Sinking Fund deeming the said rent fair and reasonable and that it would be for the interests of the City that such lease be made, the Comptroller be and is hereby authorized and directed to execute the same when prepared and approved by the Corporation Counsel, as provided by sections 149 and 217 of the Greater New York Charter.

The report was accepted and the resolution unanimously adopted.

The Comptroller presented the following report and offered the following resolution relative to an issue of Corporate Stock to the amount of \$7,000 for alterations, furniture, etc., in the Thirteenth Regiment armory, Borough of Brooklyn:

December 18, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—At meeting of the Armory Board held December 14, 1908, the following was adopted:

"Resolved, That the sum of seven thousand dollars (\$7,000) be and is hereby appropriated for alterations, furniture, etc. (including architects' fees), in the Thirteenth Regiment armory, Borough of Brooklyn, to provide suitable headquarters for the Brigadier-General, Chief of Coast Artillery; and that the Commissioners of the Sinking Fund be requested to concur therein, and to authorize the Comptroller to issue Corporate Stock therefor."

I would report that it is proposed to divide the new lecture room now building over the squad drill floor into two rooms and to use one of these rooms for a gymnasium.

The present gymnasium room to be divided into reserve room, a headquarters room for the Chief of Coast Artillery, Acting Staff and Clerks, a private room for the Chief of Coast Artillery, two bath rooms and a locker room.

Seven thousand dollars (\$7,000) is not an excessive amount to appropriate for these alterations including furniture and architects' fees.

I understand that the Regiment greatly desires to keep General Austen's headquarters in the Thirteenth Regiment armory, and it seems proper for the City to make the necessary appropriation.

The work being necessary, I think the Commissioners of the Sinking Fund, may properly concur in the resolution as requested by the Armory Board, and authorize the Comptroller to issue Corporate Stock to the amount of \$7,000 for alterations, furniture, etc. (including architects' fees), in the Thirteenth Regiment armory, in the Borough of Brooklyn.

Respectfully,

CHANDLER WITHINGTON, Chief Engineer.

The Comptroller called the attention of the Board to the fact that it has been the custom to pay for alterations and repairs to armories out of the proceeds of Corporate Stock, under the provisions of the military code, instead of from Special Revenue Bonds, and the amount thereof included in the departmental estimate for the ensuing year.

Discussion followed.

On motion, the Secretary was directed to request the Corporation Counsel to prepare a bill amending the law in so far as it relates to the issue of Corporate Stock for alterations and repairs to armories, and have it submitted to the next legislature.

The Comptroller then offered the following resolution:

Whereas, The Armory Board at meeting held December 14, 1908, adopted the following resolution:

"Resolved, That the sum of seven thousand dollars (\$7,000) be and is hereby appropriated for alterations, furniture, etc. (including architects' fees), in the Thirteenth Regiment armory, Borough of Brooklyn, to provide suitable headquarters for the Brigadier-General, Chief of Coast Artillery; and that the Commissioners of the Sinking Fund be requested to concur therein, and to authorize the Comptroller to issue Corporate Stock therefor."

Resolved, That the Commissioners of the Sinking Fund hereby concur in said resolution, and that for the purposes of providing means for the payment therefor, the Comptroller be and is hereby authorized and directed, pursuant to the provisions of section 183 of chapter 231 of the Laws of 1908, 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 seven thousand dollars (\$7,000), the proceeds whereof to be applied to the payment of the expenses aforesaid.

The report was accepted and the resolution unanimously adopted.

The Comptroller presented the following report and offered the following resolution relative to an issue of Corporate Stock to the amount of \$5,962.64 for alterations, etc., in the new Second Battery armory, Borough of The Bronx:

December 18, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—At a meeting of the Armory Board, held December 14, 1908, the following was adopted:

"Resolved, That the sum of \$5,962.64 be and is hereby appropriated for alterations, etc., in the new Second Battery Armory, in the Borough of The Bronx (including architect's fees), to provide suitable quarters for Major David Wilson and staff; that the Commissioners of the Sinking Fund be requested to concur, and to authorize the Comptroller to issue Corporate Stock therefor."

I would report that I have examined the plans submitted and specifications, and the estimate, and I find it is proposed to subdivide some large rooms on the second and fourth floors of the armory to provide a room for the Major commanding; an office, board room, staff room, non-commission staff room, lockers, storeroom and necessary toilet facilities.

The estimate submitted seems to be reasonable, and I think the Commissioners of the Sinking Fund may properly authorize the Armory Board to proceed with the work.

The work being necessary, I think the Commissioners of the Sinking Fund may properly concur in the resolution, as requested by the Armory Board, and authorize the Comptroller to issue Corporate Stock to the amount of \$5,962.64 for alterations in the new Second Battery Armory, One Hundred and Sixty-sixth street and Franklin avenue, in the Borough of The Bronx.

Respectfully,

CHANDLER WITHINGTON, Chief Engineer.

Whereas, The Armory Board, at meeting held December 14, 1908, adopted the following resolution:

"Resolved, That the sum of five thousand nine hundred and sixty-two dollars and sixty-four cents (\$5,962.64) be and is hereby appropriated for alterations, etc., in the new Second Battery Armory, in the Borough of The Bronx (including architect's fees), to provide suitable quarters for Major David Wilson and staff; that the Commissioners of the Sinking Fund be requested to concur and to authorize the Comptroller to issue Corporate Stock therefor."

Resolved, That the Commissioners of the Sinking Fund hereby concur in said resolution, and that for the purposes of providing means for the payment therefor the Comptroller be and is hereby authorized and directed, pursuant to the provisions of section 183 of chapter 231 of the Laws of 1908, 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 thousand nine hundred and sixty-two dollars and sixty-four cents (\$5,962.64), the proceeds whereof to be applied to the payment of the expenses aforesaid.

The report was accepted and the resolution unanimously adopted.

The following was received from the Armory Board relative to bill of Robinson & Knust, architects, in the sum of \$112.50 for services rendered in connection with alterations to the Second Company Signal Corps Armory, in the Borough of Brooklyn:

December 15, 1908.

To the Honorable the Commissioners of the Sinking Fund:

DEAR SIRs—At a meeting of the Armory Board, held December 14, 1908, the following was adopted:

Resolved, That the Armory Board does hereby approve the bill and expense of Messrs. Robinson & Knust, architects, in the sum of \$112.50, as per accompanying voucher, for professional services rendered in connection with alterations to Second Company Signal Corps Armory, in the Borough of Brooklyn; that the Commissioners of the Sinking Fund be requested to concur, and the Comptroller authorized to pay.

The voucher is herewith transmitted.

Respectfully,

HARRIE DAVIS, Secretary.

Approved:

CHANDLER WITHINGTON, Chief Engineer, Department of Finance.

Approved:

H. A. METZ, Comptroller.

The bill having been approved by the Chief Engineer of the Department of Finance and by the Comptroller, the following resolution was offered for adoption:

Resolved, That the Commissioners of the Sinking Fund hereby concur in the following resolution adopted by the Armory Board at meeting held December 14, 1908:

"Resolved, That the Armory Board does hereby approve the bill and expense of Messrs. Robinson & Knust, architects, in the sum of \$112.50, as per accompanying voucher, for professional services rendered in connection with alterations to the Second Company Signal Corps Armory, in the Borough of Brooklyn; that the Commissioners of the Sinking Fund be requested to concur, and the Comptroller authorized to pay."

Which resolution was unanimously adopted.

The following was received from the Armory Board relative to bill of Robinson & Knust, architects, in the sum of \$108 for services rendered in connection with Item No. 5 for electric work in the Fourteenth Regiment armory, in the Borough of Brooklyn:

December 15, 1908.

To the Honorable the Commissioners of the Sinking Fund:

DEAR SIRs—At a meeting of the Armory Board held December 14, 1908, the following was adopted:

Resolved, That the Armory Board does hereby approve the bill and expense of Messrs. Robinson & Knust, architects, in the sum of \$108, as per accompanying voucher, for professional services rendered in connection with Item No. 5, electric work in the

Fourteenth Regiment armory, in the Borough of Brooklyn; that the Commissioners of the Sinking Fund be requested to concur and the Comptroller authorized to pay.

The voucher is herewith transmitted.

Respectfully,

HARRIE DAVIS, Secretary.

Approved:

CHANDLER WITHINGTON, Chief Engineer, Department of Finance.

Approved:

H. A. METZ, Comptroller.

The bill having been approved by the Chief Engineer of the Department of Finance and by the Comptroller, the following resolution was offered for adoption:

Resolved, That the Commissioners of the Sinking Fund hereby concur in the following resolution adopted by the Armory Board at meeting held December 14, 1908:

"Resolved, That the Armory Board does hereby approve the bill and expense of Messrs. Robinson & Knust, architects, in the sum of \$108, as per accompanying voucher, for professional services rendered in connection with Item No. 5, electric work in the Fourteenth Regiment armory, in the Borough of Brooklyn; that the Commissioners of the Sinking Fund be requested to concur and the Comptroller authorized to pay.

Which resolution was unanimously adopted.

The following was received from the Armory Board relative to bill of Robinson & Knust, architects, in the sum of \$360, on account of professional services rendered in connection with Item No. 3, masonry, woodwork, etc., in the Fourteenth Regiment armory, Borough of Brooklyn:

December 15, 1908.

To the Honorable the Commissioners of the Sinking Fund:

DEAR SIRs—At a meeting of the Armory Board held December 14, 1908, the following was adopted:

Resolved, That the Armory Board does hereby approve the bill and expense of Messrs. Robinson & Knust, architects, in the sum of \$360, as per accompanying voucher, on account of professional services rendered in connection with Item No. 3, masonry, woodwork, etc., in the Fourteenth Regiment armory, Borough of Brooklyn; that the Commissioners of the Sinking Fund be requested to concur and the Comptroller authorized to pay.

Respectfully,

HARRIE DAVIS, Secretary.

Approved:

CHANDLER WITHINGTON, Chief Engineer, Department of Finance.

Approved:

H. A. METZ, Comptroller.

The bill having been approved by the Chief Engineer of the Department of Finance and by the Comptroller, the following resolution was offered for adoption:

Resolved, That the Commissioners of the Sinking Fund hereby concur in the following resolution adopted by the Armory Board at meeting held December 14, 1908:

"Resolved, That the Armory Board does hereby approve the bill and expense of Messrs. Robinson & Knust, architects, in the sum of \$360, as per accompanying voucher, on account of professional services rendered in connection with Item No. 3, masonry, woodwork, etc., in the Fourteenth Regiment armory, Borough of Brooklyn; that the Commissioners of the Sinking Fund be requested to concur and the Comptroller authorized to pay.

Which resolution was unanimously adopted.

The following was received from the Armory Board relative to bill of Robinson & Knust, architects, in the sum of \$108, on account of professional services rendered in connection with Item No. 4, alterations, etc., Fourteenth Regiment armory:

December 15, 1908.

To the Honorable the Commissioners of the Sinking Fund:

DEAR SIRs—At a meeting of the Armory Board held December 14, 1908, the following was adopted:

Resolved, That the Armory Board does hereby approve the bill and expense of Messrs. Robinson & Knust, architects, in the sum of \$108, as per accompanying voucher, on account of professional services rendered in connection with Item No. 4, alterations, etc., Fourteenth Regiment armory; that the Commissioners of the Sinking Fund be requested to concur and the Comptroller authorized to pay.

The voucher is herewith transmitted.

Respectfully,

HARRIE DAVIS, Secretary.

Approved:

CHANDLER WITHINGTON, Chief Engineer, Department of Finance.

Approved:

H. A. METZ, Comptroller.

The bill having been approved by the Chief Engineer of the Department of Finance and by the Comptroller, the following resolution was offered for adoption:

Resolved, That the Commissioners of the Sinking Fund hereby concur in the following resolution adopted by the Armory Board at meeting held December 14, 1908:

"Resolved, That the Armory Board does hereby approve the bill and expense of Messrs. Robinson & Knust, architects, in the sum of \$108, as per accompanying voucher, on account of professional services rendered in connection with Item No. 4, alterations, etc., Fourteenth Regiment Armory; that the Commissioners of the Sinking Fund be requested to concur and the Comptroller authorized to pay."

Which resolution was unanimously adopted.

The following was received from the Armory Board relative to bill of Charles Werner, architect, in the sum of \$216, on account of professional services rendered in connection with Item No. 1, mason work, carpenter work, etc., in the Thirteenth Regiment Armory, Borough of Brooklyn:

November 28, 1908.

To the Honorable the Commissioners of the Sinking Fund:

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

Resolved, That the Armory Board does hereby approve the bill and expense of Charles Werner, architect, in the sum of \$216, as per accompanying voucher, on account of professional services rendered in connection with Item No. 1, mason work, carpenter work, etc., in the Thirteenth Regiment armory, in the Borough of Brooklyn; that the Commissioners of the Sinking Fund be requested to concur and to authorize the Comptroller to pay.

The voucher is herewith transmitted.

Respectfully,

HARRIE DAVIS, Secretary.

Approved:

CHANDLER WITHINGTON, Chief Engineer, Department of Finance.

Approved:

H. A. METZ, Comptroller.

The bill having been approved by the Chief Engineer of the Department of Finance and by the Comptroller, the following resolution was offered for adoption:

Resolved, That the Commissioners of the Sinking Fund hereby concur in the following resolution adopted by the Armory Board at meeting held November 20, 1908:

"Resolved, That the Armory Board does hereby approve the bill and expense of Charles Werner, architect, in the sum of \$216, as per accompanying voucher, on account of professional services rendered in connection with Item No. 1, mason work, carpenter work, etc., in the Thirteenth Regiment armory, in the Borough of Brooklyn; that the Commissioners of the Sinking Fund be requested to concur and to authorize the Comptroller to pay."

Which resolution was unanimously adopted.

The following was received from the Armory Board relative to bill of Clinton & Russell, architects, in the sum of \$790, in full for professional services rendered in connection with furnishing and installing lockers in the Seventy-first Regiment armory, Borough of Manhattan:

November 28, 1908.

To the Honorable the Commissioners of the Sinking Fund:

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

Resolved, That the Armory Board does hereby approve the bill and expense of Messrs. Clinton & Russell, architects, in the sum of \$790, in full for professional services rendered in connection with furnishing and installing lockers in the Seventy-first Regiment armory, Borough of Manhattan; that the Commissioners of the Sinking Fund be requested to concur and to authorize the Comptroller to pay.

The voucher is herewith transmitted.

Respectfully,

HARRIE DAVIS, Secretary.

Approved:

CHANDLER WITHINGTON, Chief Engineer, Department of Finance.

Approved:

H. A. METZ, Comptroller.

The bill having been approved by the Chief Engineer of the Department of Finance and by the Comptroller, the following resolution was offered for adoption:

Resolved, That the Commissioners of the Sinking Fund hereby concur in the following resolution adopted by the Armory Board at meeting held November 20, 1908:

"Resolved, That the Armory Board does hereby approve the bill and expense of Messrs. Clinton & Russell, architects, in the sum of \$790, in full for professional services rendered in connection with furnishing and installing lockers in the Seventy-first Regiment armory, Borough of Manhattan; that the Commissioners of the Sinking Fund be requested to concur and to authorize the Comptroller to pay."

Which resolution was unanimously adopted.

The Comptroller presented the following report, with opinion of the Corporation Counsel, relative to an application for a sale at public auction of a strip of land on the Harlem River, extending back to exterior street, together with a small triangle at the corner of East One Hundred and Forty-sixth street and the exterior street, Borough of The Bronx:

December 15, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—Under date of June 19, 1908, this office requested the Corporation Counsel for an opinion in relation to an application to purchase a narrow strip of property between One Hundred and Forty-fourth and One Hundred and Forty-sixth streets, Harlem River. The application was made some time ago for a sale at public auction of the strip of land 4.51 feet on the Harlem River, extending back 387 feet to exterior street, where it has a frontage of 17.8 feet, together with a small triangle at the corner of East One Hundred and Forty-sixth street and exterior street, 21.7 feet by 69.2 feet by 61.3 feet, the premises adjoining, as well as these in question, being occupied as a lumber yard, and the owners of the lumber yard desired to obtain the interest of the City in and to this small parcel of land.

This office believed that, in accordance with section 71 of the Charter, this release could not be made, but at the same time, as the matter then stood, it was absolutely of no use to the City; that is, the width of 4.51 feet on the Harlem River.

I have been informed that the occasion for this strip of land, wedge shape, separating the two parcels, came about by two grants of land—one to George Briggs, July 28, 1868, the other to Elizabeth M. Stephens, June 21, 1870—the distance in the separate strips of land being taken from opposite points, and when the State of New York granted to The City of New York all the land under water, as described in the report of the Corporation Counsel dated November 25, 1908, the City became possessed of this strip of land.

The opening of exterior street took from this strip all that part lying in the street, and the opening of One Hundred and Forty-sixth street took the remaining portion up to mean high-water mark at old Grove street, leaving, as I said before, about 4,100 square feet of wedge-shaped property, extending from an exterior street to the water, and a triangle at the corner of an exterior street and One Hundred and Forty-sixth street.

This office wrote to the Dock Department and asked whether the property was required for its use, and received a reply that it was not. We then wrote to the Corporation Counsel's office and asked his opinion thereon, and he returns a full communication, dated November 25, 1908. The opinion of the Corporation Counsel disposes of the proceedings.

I transmit herewith the map of the property, colored in part yellow, and the opinion of the Corporation Counsel, and request that the same, with this report, be printed in full in the minutes of the Sinking Fund for future reference.

Respectfully submitted for approval.

MORTIMER J. BROWN, Appraiser of Real Estate, Department of Finance.

Approved:

H. A. METZ, Comptroller.

LAW DEPARTMENT,
OFFICE OF THE CORPORATION COUNSEL,
November 25, 1908.

Hon. HERMAN A. METZ, Comptroller:

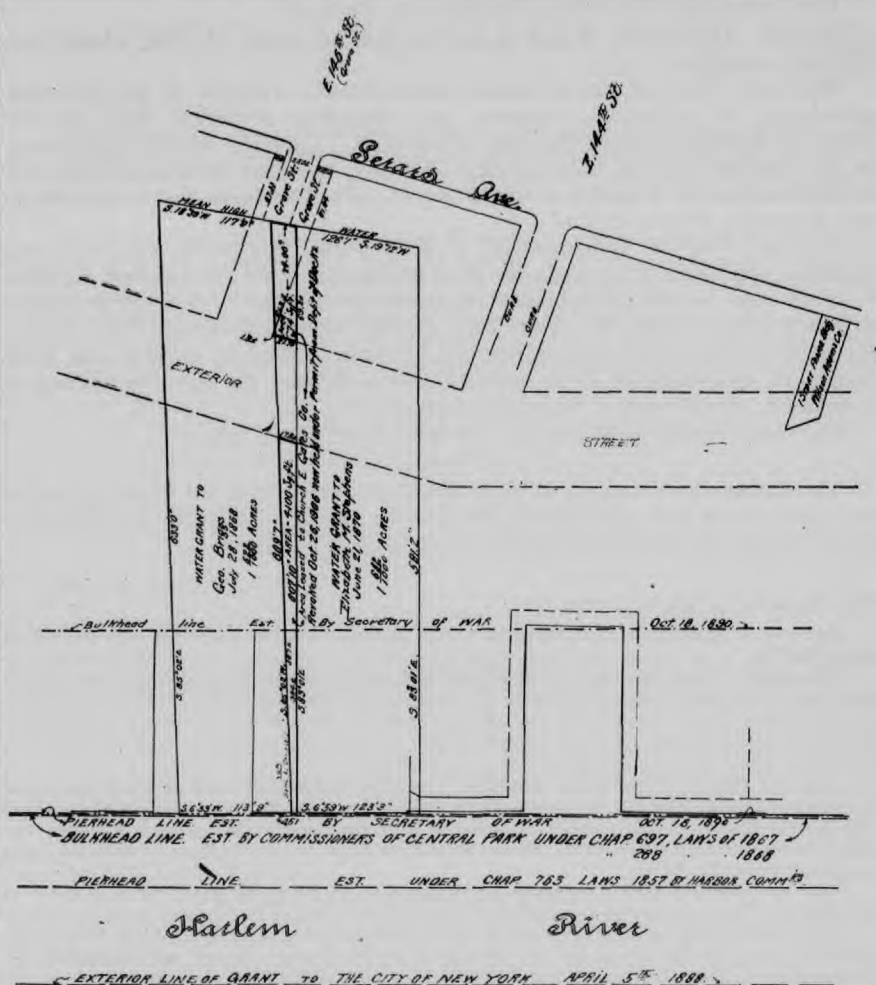
SIR—I am in receipt of your communication under date of June 19, 1908, relative to an application to the Commissioners of the Sinking Fund to purchase certain property owned by the City, such property having been turned over to said Board by the Department of Docks and Ferries as no longer required for the use of the Department. You further state as follows, to wit:

"It has been suggested that in view of the fact that the said property is fronting on the Harlem River, it may come within the prohibition of section 71 of the revised Charter, precluding the City disposing of the property at public auction.

"Will you kindly advise me on this point at an early date, as the last meeting of the Board before the summer vacation will take place on June 30."

On June 24, 1908, in a communication to you, I stated that the information contained in your communication was too meagre to advise you intelligently upon the question submitted, and that I had requested the Department of Docks and Ferries to furnish me with all the information in its possession regarding this strip of land.

The information requested from the Department of Docks and Ferries was as follows, to wit:



Map showing the lines of the two grants, the Harbor Commissioners' pierhead and bulkhead lines, the Central Park Commissioners' pier and bulkhead lines and the United States Government lines.

Whether any "new plan" had been determined upon in that neighborhood, and whether or not this strip had been leased by the Dock Department, and any other information the Department may have with regard thereto.

In October last the map requested was furnished and the Secretary of the Department of Docks and Ferries concluded his communication transmitting such map as follows, to wit:

"No new plan has as yet been determined upon for the area between One Hundred and Forty-fourth and One Hundred and Forty-sixth streets, Harlem River. The area which was leased to Church E. Gates & Co. is shown in yellow. The lease to Gates & Co. was cancelled on October 26, 1906, and the premises are now held by them under a permit from this Department."

The facts as to this strip of land as they appear from the information obtained are as follows, viz.:

Originally said strip of land was land under water of the Harlem River, title to which, as well as to the land under water on both sides thereof, was vested in the People of the State of New York.

In the year 1868 letters patent of certain lands under water of the Harlem River were issued by the Commissioners of the Land Office of the State of New York to George Briggs.

In the year 1870 letters patent of certain other lands under water of the Harlem River were issued to Elizabeth M. Stevens.

The lands under water covered by these two letters patent extended from high-water mark to the bulkhead line established by the Commissioners of Central Park pursuant to the provisions of chapter 697, Laws of 1867, subsequently confirmed by chapter 288, Laws of 1868.

The lines of the premises conveyed are shown upon the map furnished by the Department of Docks and Ferries.

From such map it appears that the strip in question, being 25 feet wide at mean high water and narrowing to 4.51 feet at the bulkhead line, between the two grants before referred to was not conveyed.

The lands under water conveyed by the letters patent above referred to and the lands under water comprised in the strip in question have been filled in for many years out to the Central Park Commissioners' bulkhead line.

Why such strip of land was not included in the letters patent hereinbefore referred to I have been unable to ascertain.

It is claimed, however, by the attorney for the applicant that its omission from such letters patent was caused by an error on the part of the Engineers in making up the descriptions of the lands under water applied for; but he has furnished no proof of such claim.

Whatever the reason was, title to the lands under water within this strip was not conveyed by the State by the letters patent referred to.

Title to lands within this strip therefore remained in the State.

In 1873, Morrisania, West Farms and Kingsbridge were annexed to and became part of the Mayor, Aldermen and Commonalty of The City of New York, and the provisions of the Charter of the City as to water-front improvement became applicable thereto.

Section 713 of the Consolidation Act provided that the Commissioner of Docks should make surveys, soundings and examination of the water-front of all that part of Westchester County recently annexed in order to ascertain the capacities and requirements of said water-front for adaptation to commercial and other uses.

Section 720 authorized the Commissioners of the Land office to convey the title of the State in and to the land under water used and taken for the construction of wharves, docks, piers, bulkheads, basins and slips, when said Commissioners may be required by said Department to make such conveyance to the Mayor, Aldermen and Commonalty of The City of New York.

Thereafter the Department of Docks determined upon an exterior line beyond which no improvements should be made, and on March 10, 1887, made requisition upon the Commissioners of the Land office for a conveyance to the City of the title of the State in and to all the land and land under water bounded as follows, viz.:

"All the land and land under water covered by the waters of the Bronx River, Long Island Sound, Bronx Kills, Harlem River, Cromwells Creek, Spuyten Duyvil Creek and the Hudson River, lying between the line of high water mark in the Twenty-third and Twenty-fourth Wards of New York City, and an exterior line defined as follows, viz.: * * *

Thereafter and on April 5, 1888, letters patent conveying such lands to The City of New York were issued.

The letters patent after reciting provisions of certain laws including section 720 of the Consolidation Act, and that the Board of Commissioners of the Department of Docks of The City of New York had made requisition upon the Commissioners of the Land office for a conveyance, continued as follows, to wit:

"Know ye, that pursuant to a resolution of the Commissioners of our Land office adopted on the 28th day of December, 1887, pursuant to the above recited statutes, we have given and granted and by these presents do give and grant unto the Mayor, Aldermen and Commonalty of The City of New York, for the construction of

wharves, docks, piers, bulkheads, basins, slips and streets, for public use and for no other objects and purposes whatever, all the property, right, title and interest of the people of this State in and to the land under water bounded and described as follows, viz.: that is to say: * * *

The letters patent to the City also contained an exception of all lands under water in the area described which had been granted prior to April 5, 1888, by State, royal or Colonial grant or letters patent or Legislative authority, and also all lands under water adjacent and exterior to lands granted to certain persons therein named.

As the strip of land in question had not prior to April 5, 1888, been conveyed by the State, title thereto became vested in the City by the foregoing letters patent issued to the City.

The title of the City has never been questioned. In fact the applicant in the present case recognized the City's title by accepting a lease from the City, and is now occupying said strip under permit from the Commissioner of Docks.

The applicants do not request a conveyance of the entire strip in question, but only two parcels thereof, viz.: a small triangle thereof which is within the block bounded by East One Hundred and Forty-fourth and East One Hundred and Forty-sixth streets, Gerard avenue and exterior street and the portion thereof between exterior street and the exterior bulkhead line.

The other portions of the strip form part of East One Hundred and Forty-sixth street and exterior street.

It is stated in your communication that the strip in question has been turned over to the Commissioners of the Sinking Fund by the Commissioner of Docks as not being required for the use of that Department.

In the communication from the Commissioner of Docks it is stated that no "new plan" has as yet been determined upon for the area between One Hundred and Forty-fourth and One Hundred and Forty-sixth streets, Harlem River.

From the map furnished by the Department of Docks and Ferries it appears that in the year 1890, the Secretary of War of the United States determined upon a pierhead and bulkhead lines beyond which no improvements can be made. This pierhead line is coincident with the bulkhead line determined upon and established by the Central Park Commissioners in 1867, and confirmed by the Legislature of 1868.

The Charter of The City of New York contemplates the improvement of the water-front of the entire City by the City authorities, and it is evident from the lines established by the Secretary of War that some portion of the strip in question will be required for such improvement.

Whether or not the entire strip would be required for such improvement can only be determined by the adoption of a plan for water-front improvement in that neighborhood in the manner provided for by the Charter, and as no plan has as yet been adopted, it is impossible to determine how much would be required therefor, and it seems to me that said strip should not have been turned over to the Commissioners of the Sinking Fund as not required for the use of the Department of Docks and Ferries.

Furthermore, such action by the Commissioner of Docks cannot, in my judgment, change the terms and considerations contained in the letters patent of 1888 to the City.

The letters patent conveyed and granted the lands under water therein described for the construction of wharves, docks, piers, bulkheads, basins, slips and streets for public use, and for no other objects and purposes whatever.

The use which the City can, therefore, make of the lands under water conveyed by such letters patent is limited to the purposes stated therein, and cannot be disposed of or devoted to other purposes without legislation authorizing such disposal or other use.

That such is the case is borne out by the steps taken by the City and the New York Central and Hudson River Railroad Company in connection with the closing of Cromwells Creek, so as to enable the railroad company to make a solid roadbed across such creek.

The title to the bed of such creek was vested in the City by the letters patent of 1888 and the use of the lands under water was limited as therein provided.

In order to enable the City to close said creek, the Legislature passed chapter 628 of the Laws of 1905, entitled "An Act to authorize and direct the closing of Cromwells Creek and the grant of lands under the waters thereof, between East One Hundred and Sixty-first street and the bulkhead line of the Harlem River, in The City of New York, and the filling in, ownership and use thereof as fast land."

The first section of said act authorized and directed the Commissioners of the Land Office to convey the lands under water of the portion of Cromwells Creek in fee to the City.

The second section authorized the City to sell and convey such lands under water.

The third section authorized the closing and filling in of the creek.

The fourth section provided that the conveyances made shall operate to vest in the grantee the right to fill in, use and occupy said lands under water as of individual ownership as if said lands had never been lands under navigable waters.

The fifth section provides that the sections of the Charters and of other acts inconsistent with this act should have no application to the provisions thereof.

Thereafter the Commissioners of the Land Office issued letters patent to The City of New York, vesting title in fee, and the creek was closed and the lands conveyed as provided in said act.

In my judgment the limitation contained in the letters patent of 1888 precludes the City from making any other use of the lands under water therein described, and from disposing of the same to private individuals.

Such disposition would, in my judgment, furnish a basis for action by the Attorney General to set aside such letters patent.

Furthermore, the strip in question fronts upon the exterior water line and forms a portion of the water-front of the City.

Section 71 of the Greater New York Charter is as follows, to wit:

"The rights of the city in and to its water-front, ferries, wharf property, land under water, public landings, wharves, docks, streets, avenues, parks and all other public places are hereby declared to be inalienable."

As the strip in question forms a portion of the water-front of the City, the provisions of this section are applicable thereto, and I advise you that the City cannot alienate or convey any portion of the same to private individuals.

Even if the Charter did not contain section 71 the City would be precluded from disposing of any of the lands under water conveyed to it by the letters patent of 1888 to private individuals, by reason of the restriction contained therein.

I return herewith diagram and photographs

Respectfully yours,

G. L. STERLING, Acting Corporation Counsel.

Which were ordered printed in the minutes.

The Comptroller presented the following report dealing with the history of Fort Washington Ridge road, Borough of Manhattan:

October 5, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—I have the honor to submit a report relating to the history of Fort Washington Ridge road.

Chapter 565 of the Laws of 1865, entitled "An act to provide for the laying out and improving of certain portions of the City and County of New York" empowered the Commissioners of Central Park to lay out streets, roads, etc., north of the southerly line of One Hundred and Fifty-fifth street. The Commissioners' Map of 1813 laid out streets up to that street. The old Fort Washington Ridge road was one of the streets on that map.

In 1892 the Legislature passed an act known as chapter 114 of the Laws of 1892 entitled "An act to provide for settling and establishing permanently the location and boundaries of the avenue known as Fort Washington Ridge road in The City of New York and in relation to the improvement thereof."

Commissioners acting under authority of this statute laid out Fort Washington Ridge road on lines that did not exactly conform to the old lines. In consequence strips of the old road were left between adjoining property and lines of the new street. These strips have become a subject for consideration by the Commissioners of the Sinking Fund through application for releasing the right, title and interest of the City in them and it, therefore, becomes appropriate to notice the provisions of the act relating to the parts of the old road.

The land therein was owned by the City so it is not necessary to go into detail on that point. Section 205 of the Charter provides that the Commissioners of the

Sinking Fund may sell and convey, on such terms and conditions as may to them seem wise, such parts of old roads, streets, highways, alleys, etc., as have been closed in whole or in part by lawful authority, provided the Commissioners shall first determine that the land in road, street, alley, etc., is not required for any public use.

Section 3 of chapter 114 of the Laws of 1892 provides:

"All parts of said road heretofore laid out and established and of the parcels of land heretofore acquired therefor which shall not be included within the said permanent boundary lines shall from and after the time of the filing of said maps cease to be or remain a public street, avenue or road of said city."

From this it would appear that those parts of the old road not included within the new lines have been discontinued and closed by lawful authority.

The act further provided in section 9 thereof that "they (the commissioners) shall also separately ascertain and determine the compensation which ought justly to be made by the mayor, aldermen and commonalty of the city of New York to the owners or parties interested in the lands and premises now having a frontage upon the said road as originally laid out or which the commissioners of the department of public parks intended should front thereon, but which shall lose or be deprived of such frontage on the road as established by the commissioners under the third section of this act, or otherwise injuriously affected by the action of said commissioners or by any proceedings had under this act. They shall also separately appraise and designate in their report the compensation which should justly be made to the mayor, aldermen and commonalty of the city of New York for any grant or conveyance to the owner of the contiguous property of all the right, title and interest of said City in and to the land theretofore acquired for said road but outside of the lines thereof as established under this act."

In the report of the Commissioners which was confirmed July 7, 1904, the following appears:

"Whereas, The said Commissioners having further reported that they had ascertained and determined that there is no damage suffered by the owners or parties interested in the lands or premises formerly having a frontage on Fort Washington Ridge road as originally laid out or which the Commissioners of the Department of Public Parks intended should front thereon, through any loss or deprivation of such frontage on the road as established by the Commissioners under the third section of chapter 114 of the Laws of 1892, or through other action of said Commissioners or by any proceedings had under said act of the Legislature."

Provision was made in the act for the conveyance by the City of its right, title and interest in and to the old road to the owners of adjoining lands and the terms upon which such conveyances should be made were fixed by the Commissioners in the proceeding. But these terms were subject to certain limitations.

The act provides in section 12:

"In each and every case where any part or parts of said road as heretofore laid out shall be closed under the provisions of this act the owner in fee of any land now fronting on said road abutting on any part so closed may acquire an exclusive right, title and interest of, in and to so much of any part so closed as lies between the present front line of the land owned by him and the line of said road as it may be located and established upon the map filed as provided by the third section of this act, upon paying to the Comptroller of the city of New York within four months after the confirmation of the report of the Commissioners of appraisal, the amount fixed and determined by the said commissioners of appraisal as the compensation to be paid to the said city for any grant or conveyance of the right, title and interest of said city in and to said parcel as provided by the Ninth Section of this Act" * * * "But in case the owner of contiguous land shall refuse or neglect for a year after the confirmation of the report of the commissioners of appraisal to take a conveyance of the right, title and interest of the city as above provided, the same shall not thereafter be conveyed or disposed of except upon such terms and conditions as the commissioners of the sinking fund of said city shall determine. But the time during which an appeal from the order confirming the said commissioners' report may be pending or proceedings thereon stayed by an order of the Court shall not be considered as part of the time limited for an acceptance by such owners of such conveyance."

More than one year has elapsed since the confirmation of the Commissioners' report and the fact that attorneys have filed petitions with the Commissioners of the Sinking Fund would seem to dispose of any question as to whether the privileges for purchasing at the price fixed by the Commissioners of Appraisal have been lost through failure of adjoining owners to act within the periods specified in the statute.

The amount awarded for lands taken in the proceeding was \$53,832.71. The total fixed by Commissioners as the amount to be received by the City for conveyances of sections of the old road was \$38,981.98.

Respectfully,

ROBERT JORDAN, Examiner.

Approved:

H. A. METZ, Comptroller.

Which was ordered printed in the minutes.

The following petition was received from the Hogenauer & Wesslau Company for a release or quit-claim of the City's interest in a section of the old Fort Washington Ridge road:

To the Commissioners of the Sinking Fund of The City of New York:

The application of the Hogenauer & Wesslau Company respectfully shows:

1. That the petitioner is a corporation organized and existing under the laws of the State of New York, having its principal place of business at No. 137 West One Hundred and Thirtieth street, in the Borough of Manhattan, City of New York.

2. That it is the owner of premises in the Borough of Manhattan, City, County and State of New York, more particularly bounded and described as follows:

All that certain plot, piece or parcel of land situate, lying and being in the Borough of Manhattan, City of New York, bounded and described as follows:

Beginning at the corner formed by the intersection of the northerly line of the road known as the road to Fort Washington Depot (otherwise called Depot road or lane) with the easterly line of Fort Washington Ridge road as the same was legally opened prior to the opening of Fort Washington avenue, running thence northerly along said easterly line of Fort Washington Ridge road sixty-five (65) feet more or less to the southerly line of lands conveyed by Imogene Borden to Charles S. Andrews by deed dated January 15, 1887, and recorded in Liber 2010 of Conveyances, page 475, in the office of the Register of New York County; thence easterly along said last mentioned land and at right angles to said Fort Washington Ridge road one hundred (100) feet to a line parallel with and distant one hundred (100) feet easterly from the easterly line of said Fort Washington Ridge road; thence southerly along said line parallel with and distant one hundred (100) feet easterly from said easterly line of Fort Washington Ridge road sixty (60) feet and forty-four one-hundredths (44-100) of a foot more or less to the old northerly line of said road to Fort Washington Depot, and thence westerly along the northerly line of said road one hundred (100) feet and eleven one-hundredths (11-100) of a foot more or less to the easterly line of said Fort Washington Ridge road at the point or place of beginning.

Together with the right, title and interest which the parties of the first part now have or which the said parties of the first part, their heirs, executors or assigns may hereafter acquire in and to any land lying between the westerly line of the above described premises and the easterly line of Fort Washington avenue as now laid out, except, however, that portion lying in the bed of One Hundred and Seventy-seventh street which is taken by The City of New York.

3. That the said property lies in Section 8 in Block 2176 on the land map of The City of New York, and is Lot No. 11 on the tax map.

4. That the said premises are the same shown upon a map filed by the Commissioners appointed under chapter 114 of the Laws of 1892, known as "An Act for Straightening Fort Washington Ridge Road," and that on such map said premises are marked "Phillips Phoenix," as appears by the tracing of such map, hereto annexed.

5. The City of New York is the owner of premises in front of such lot marked "Phillips Phoenix," which premises are marked "area 36.24 square feet," and which premises "area 36.24 square feet" are part of "Parcel D5, 18 x in testimony."

6. That in the report of said Commissioners annexed to said map and filed therewith the amount of compensation to be paid by the abutting owners to The City of New York for Parcel D5 is \$35.78.

7. Your petitioners are now desirous of obtaining a deed from the City of the premises marked "area 36.24 square feet" on said map and are willing to pay as compensation therefor the sum fixed by the said Sinking Fund Commissioners as compensation for the entire Parcel D5.

8. Annexed hereto is a survey of the said premises made by Earle B. Lovell, City Surveyor, the 4th day of September, 1908, showing the property sought to be released and the property of the petitioner and showing also all angles and distances.

9. Annexed hereto is also a certified copy of the deed under which petitioner claims title to the abutting property.

10. Upon the map filed by the Commissioners under chapter 114 of the Laws of 1892, the westerly boundary line of "area 36.24 square feet" is marked as running 50.33 feet north from the northerly line of West One Hundred and Seventy-seventh street, as the same now exists, to a point which marks the northerly boundary of said "area 36.24 square feet" and the southern extremity of "area 39.75 square feet" abutting upon the land marked "Charles Andrews" on said map, adjoining on the north the property of the petitioner, which point is also shown to be 67.36 feet north of the old line of Depot lane on said map.

11. The annexed survey of the strip sought to be released and of the abutting property of the petitioners shows the point in question, that is to say, the northerly boundary of "area 36.24 square feet" to be 48 feet north of the northerly line of West One Hundred and Seventy-seventh street, as now established, and the westerly boundary line of the strip in question to run north 48 feet from the northerly line of West One Hundred and Seventy-seventh street, as now established, along the easterly line of Fort Washington avenue, as the same now exists, instead of 50.33 feet as shown on the aforesaid map.

12. Your petitioners have been advised and are of the opinion that the aforesaid dimension, to wit, 50.33 feet, on said map filed by the Commissioners aforesaid, is inaccurate and that the true dimension of said line is 48 feet and should be so described in a deed from the City to your petitioner.

13. If the map filed by the said Commissioners as aforesaid should be found to be correct, the following is a description of said parcel "area 36.24 square feet," which description is proper to be inserted in a deed from the City to the Hogenauer & Wesslau Company, your petitioner, viz.:

All that certain piece, parcel or strip of land situate, lying and being in the Borough of Manhattan, of the City, County and State of New York, and lying between the old easterly line of Fort Washington Ridge road, as the same was legally opened prior to the opening of Fort Washington avenue, and the present easterly line of Fort Washington avenue, as legally opened July 12, 1904, the said piece, parcel or strip of land being bounded and described as follows:

Beginning at a point on the present easterly line of Fort Washington avenue distant 17.03 feet northerly from the northerly line of the old road to Fort Washington Depot sometimes called Depot lane or road; running thence northerly along the said easterly line of Fort Washington avenue 50.33 feet to a point where a line in continuation of the southerly boundary line of lands now or late of Charles Andrews would intersect said easterly line of Fort Washington avenue; running thence easterly along said continuation of the line of Andrews .75 foot to the easterly line of Fort Washington Ridge road, as the same was legally opened prior to the opening of Fort Washington avenue, running thence southerly along the said last mentioned line to the southerly boundary line of the lands of the party of the second part hereto, being the present northerly line of West One Hundred and Seventy-seventh street, as legally opened, and thence westerly along a line in continuation of the said southerly boundary line .68 foot to the point or place of beginning; containing 36.24 square feet, more or less.

Which strip is shown on a map filed in the office of the Clerk of the County of New York on July 12, 1904, by the Commissioners of Appraisal under chapter 114 of the Laws of 1892, as part of Parcel D5, and which strip or parcel of land immediately adjoins the premises owned by the party of the second part on the westerly side thereof, which premises so owned by the party of the second part hereto are more particularly bounded and described as follows:

Beginning at the corner formed by the intersection of the northerly line of the road known as the road to Fort Washington Depot (otherwise called Depot road or lane) with the easterly line of Fort Washington Ridge road, as the same was legally opened prior to the opening of Fort Washington avenue, running thence northerly along said easterly line of Fort Washington Ridge road 65 feet more or less to the southerly line of lands conveyed by Imogene Borden to Charles S. Andrews by deed dated January 15, 1887, and recorded in Liber 2010 of Conveyances, page 475, in the office of the Register of New York County; thence easterly along last mentioned land and at right angles to said Fort Washington Ridge road one hundred (100) feet to a line parallel with and distant 100 feet easterly from the easterly line of said Fort Washington Ridge road; thence southerly along said line parallel with and distant 100 feet easterly from said easterly line of Fort Washington Ridge road 60.44 feet, more or less, to the old northerly line of said road to Fort Washington Depot, and thence westerly along the northerly line of said road 100.11 feet, more or less, to the easterly line of said Fort Washington Ridge road at the point or place of beginning.

Except, however, that portion lying in the bed of One Hundred and Seventy-seventh street, which is taken by The City of New York.

It being intended to convey hereby a strip of land bounded on the south by the present northerly line of West One Hundred and Seventy-seventh street, as legally opened; on the north by a line drawn westerly at right angles to the said easterly line of Fort Washington Ridge road, along a line in continuation of the northerly boundary line of the premises owned by the party of the second part hereto and last above described, to a point where such line would intersect the easterly line of Fort Washington avenue as now established by law, which point of intersection is distant 67.36 feet north of the northerly line of Depot lane; on the west by the present easterly line of Fort Washington avenue, as now established by law, and on the east by the easterly line of Fort Washington Ridge road, as the same existed prior to the opening of Fort Washington avenue, which said easterly line of Fort Washington Ridge road is the westerly boundary line of the aforesaid premises now owned by the party hereto of the second part.

14. If, however, the dimensions of 50.33 feet shown on the map filed by said Commissioners aforesaid should be deemed to be incorrect, the following is a description of the said parcel, "Area, 36.24 square feet," which description is proper, to be inserted in a deed from the City to the Hogenauer & Wesslau Company, the petitioner, viz.:

All that certain piece, parcel or strip of land situate, lying and being in the Borough of Manhattan of the City, County and State of New York, and lying between the old easterly line of Fort Washington Ridge road, as the same was legally opened prior to the opening of Fort Washington avenue, and the present easterly line of Fort Washington avenue, as legally opened July 12, 1904; the said piece, parcel or strip of land being bounded and described as follows:

Beginning at a point on the easterly side or line of Fort Washington Ridge road, as the same was legally opened prior to the opening of Fort Washington avenue, distant 17.03 feet northerly from the corner formed by the intersection of the northerly line of the road known as the road to Fort Washington Depot, otherwise called Depot road or lane, with the easterly line of Fort Washington Ridge road, as the same was legally opened prior to the opening of Fort Washington avenue; running thence northerly along the said easterly side or line of the old Fort Washington Ridge road, 47.97 feet to the boundary line between the lands now owned by the party hereto of the second part and the lands now or late of Charles Andrews adjoining on the north; running thence westerly along a line drawn in continuation of the said boundary line, and at right angles to the easterly line of the old Fort Washington Ridge road, .75 feet to the easterly line of Fort Washington avenue, as the same now exists; running thence southerly and along the said easterly line of Fort Washington avenue, as the same now exists, 48 feet, to the present northerly line of West One Hundred and Seventy-seventh street, as legally opened; and running thence easterly along said northerly line of West One Hundred and Seventy-seventh street, as legally opened, .68 feet to the point or place of beginning, containing 36.24 square feet, more or less.

Which strip is shown on a map filed in the office of the Clerk of the County of New York on July 12, 1904, by the Commissioners of Appraisal, under chapter 114 of the Laws of 1892, as part of Parcel D5, and which strip or parcel of land immediately adjoins the premises owned by the party hereto of the second part on the westerly side thereof, which premises so owned by the party of the second part hereto are more particularly bounded and described as follows:

Beginning at the corner formed by the intersection of the northerly line of the road known as the road to Fort Washington Depot (otherwise called Depot road

or lane) with the easterly line of Fort Washington Ridge road, as the same was legally opened prior to the opening of Fort Washington avenue; running thence northerly along said easterly line of Fort Washington Ridge road sixty-five (65) feet, more or less, to the southerly line of lands conveyed by Imogene Borden to Charles S. Andrews by deed dated January 15, 1887, and recorded in Liber 2010 of Conveyances, page 475, in the office of the Register of New York County; thence easterly along last mentioned land and at right angles to said Fort Washington Ridge road 100 feet to a line parallel with and distant 100 feet easterly from the easterly line of said Fort Washington Ridge road; thence southerly along said line parallel with and distant 100 feet easterly from said easterly line of Fort Washington Ridge road 60 feet and 44-100 of a foot, more or less, to the old northerly line of said road to Fort Washington Depot, and thence westerly along the northerly line of said road 100 feet and 11-100 of a foot, more or less, to the easterly line of said Fort Washington Ridge road, at the point or place of beginning.

Except, however, that portion lying in the bed of One Hundred and Seventy-seventh street, which is taken by The City of New York.

It being intended to convey hereby a strip of land bounded on the south by the present northerly line of West One Hundred and Seventy-seventh street, as legally opened; on the north by a line drawn westerly from a point on the easterly side of Fort Washington Ridge road distant 65 feet north of the old northerly line of Depot lane, at right angles to the said easterly line of Fort Washington Ridge road, along a line in continuation of the northerly boundary line of the premises owned by the party hereto of the second part and last above described, to a point where such line would intersect the easterly line of Fort Washington avenue, as now established by law, which point of intersection is distant 48 feet north of the present northerly line of West One Hundred and Seventy-seventh street, as legally opened; on the west by the present easterly line of Fort Washington avenue, as now established by law, and on the east by the easterly line of Fort Washington Ridge road as the same existed prior to the opening of Fort Washington avenue, which said easterly line of Fort Washington Ridge road is the westerly boundary line of the aforesaid premises now owned by the party hereto of the second part.

15. It has also been called to the attention of petitioner that the Commissioners in their report described as Parcel D 5 a strip of land which abuts on property owned by Phillips Phoenix, Charles Andrews, J. A. Zimmerman and H. H. Dryer.

16. Your petitioner, however, through its counsel, Davis & Kaufmann, has consulted with Mr. John P. Dunn and Mr. Draper, of the Corporation Counsel's office, and Mr. Draper agreed with Davis & Kaufmann that the provisions of chapter 114 of the Laws of 1892 do not require the Commissioners to describe by metes and bounds, in separate parcels for each owner, the premises for which compensation is named (such compensation to be paid by abutting owners), but by section 12 of such act they are required to make a map of the same only.

17. In section 9 of said act provision is also made for the designation of compensation to be paid by abutting owners to the Mayor.

18. It does not appear either by section 9 or by section 12 that the Commissioners shall report a description of the premises to be inserted in the deed. The Commissioners are required by the act "to divide such lands into parcels as nearly as may be in accordance with the frontage of the abutting lands, so that the frontage thereof upon the road established by them under this act shall, as nearly as possible, agree in length and otherwise correspond with the frontage of the abutting land."

19. As appears by the annexed tracing of the map filed with the report of such Commissioners, they have divided Parcel D 5 into parcels as nearly as may be in accordance with the frontage of the abutting lands, but, as further appears from the annexed survey of said premises hereinbefore referred to, the map filed with the report of such Commissioners appears to be inaccurate, but inasmuch as the premises designated as "area 36.24 square feet" are capable of being exactly described by metes and bounds, and are monumented by the southerly line of the lands known as land of Charles Andrews, and so designated on the map filed with the report of such Commissioners, and inasmuch as the land sought to be acquired by the said petitioner abuts solely upon the adjoining land of petitioner, it follows that there is nothing now to prevent the Sinking Fund Commissioners from declaring what compensation should be paid by the Hogenauer & Wesslau Company for "area 36.24 square feet," and from executing through the Mayor and Comptroller a deed of said premises to the Hogenauer & Wesslau Company upon their paying the City such compensation, in which deed the premises shall be described as may be found to be correct by reference to the map filed with the report of such Commissioners and the survey hereto annexed.

Wherefore your petitioner prays for the execution and delivery of such a deed upon such terms.

Dated New York, September 22, 1908.

THE HOGENAUER & WESSLAU COMPANY,
ALPHONSE HOGENAUER, President,
Petitioner.

City and County of New York, ss.:

Alphonse Hogenauer, being duly sworn, deposes and says: That he is the president of the Hogenauer & Wesslau Company, a domestic corporation, the petitioner named in the foregoing petition; that he has read the foregoing petition and knows the contents thereof; that the same is true of his own knowledge except as to the matters therein stated to be alleged upon information and belief, and as to those matters he verily believes it to be true. That this verification is not made by the petitioner for the reason that the petitioner is a corporation; that the said Alphonse Hogenauer is the president thereof, and as such president the subject matter of the foregoing petition has been under his personal management; that the sources of his knowledge are records in the possession of his attorneys and conversations and consultations had with his attorneys.

ALPHONSE HOGENAUER.

Sworn to before me this 22d day of September, 1908.

EDWARD H. DAVIS, Commissioner of Deeds, New York City.

This indenture, made the first day of April in the year nineteen hundred and eight, between Frank P. Schimpf and Mary J. Schimpf, his wife, of the Borough of The Bronx, City of New York, parties of the first part, and the Hogenauer & Wesslau Company, a corporation organized and existing under the Laws of the State of New York, with its principal office in The City of New York, Borough of Manhattan, party of the second part, witnesseth,

That the said parties of the first part in consideration of one hundred dollars lawful money of the United States and other good and valuable considerations paid by the party of the second part, do hereby grant and release unto the said party of the second part, its successors and assigns forever, all that certain plot, piece or parcel of land situate, lying and being in the Borough of Manhattan, City of New York, bounded and described as follows:

Beginning at the corner formed by the intersection of the northerly line of the road known as the road to Fort Washington Depot (otherwise called Depot road or lane) with the easterly line of Fort Washington Ridge road as the same was legally opened prior to the opening of Fort Washington avenue, running thence northerly along said easterly line of Fort Washington Ridge road sixty-five (65) feet more or less to the southerly line of lands conveyed by Imogene Borden to Charles S. Andrews by deed dated January 15, 1887, and recorded in Liber 2010 of Conveyances, page 475, in the office of the Register of New York County; thence easterly along last mentioned land and at right angles to said Fort Washington Ridge road one hundred (100) feet to a line parallel with and distant one hundred (100) feet easterly from the easterly line of said Fort Washington Ridge road; thence southerly along said line parallel with and distant one hundred (100) feet easterly from said easterly line of Fort Washington Ridge road sixty (60) feet and forty-four one hundredths (44/100) of a foot more or less to the old northerly line of said road to Fort Washington Depot and thence westerly along the northerly line of said road one hundred (100) feet and eleven one hundredths (11/100) of a foot more or less to the easterly line of said Fort Washington Ridge road at the point or place of beginning.

Together with the right, title and interest which the parties of the first part now have or which the said parties of the first part, their heirs, executors or assigns may hereafter acquire, in and to any land lying between the westerly line of the above described premises and the easterly line of Fort Washington avenue as now laid out.

Except, however, that portion lying in the bed of One Hundred and Seventy-seventh street, which is taken by The City of New York.

Together with the appurtenances and all the estate and rights of the said party of the first part in and to said premises.

To have and to hold the above granted premises unto the said party of the second part, its successors and assigns forever.

And the said Frank P. Schimpf and Mary J. Schimpf, his wife, parties of the first part, doth covenant with the party of the second part as follows:

First—That Frank P. Schimpf of the first part is seized of the said premises in fee simple and has good right to convey the same.

Second—That the party of the second part shall quietly enjoy the said premises.

Third—That the said premises are free from encumbrances.

Fourth—That Frank P. Schimpf of the first part will execute or procure any further necessary assurance of the title to said premises.

Fifth—That Frank P. Schimpf of the first part will forever warrant the title to said premises.

In witness whereof the said parties of the first part have hereunto set their hands and seals the day and year first above written.

[L. S.]

FRANK P. SCHIMPF.

[L. S.]

MARY J. SCHIMPF.

In presence of:

DAVID F. OLIVER.

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

On this first day of April in the year of our Lord one thousand nine hundred and eight before me personally came Frank P. Schimpf and Mary J. Schimpf, to me personally known to be one of the individuals described in and who executed the within conveyance and she duly severally acknowledged to me that she executed the same.

[L. S.]

ERNEST E. THOMAS, Notary Public,

No. 21, New York County, Registers No. 527.

Indorsed to be indexed against Block 2176 on the land map of New York County.

Recorded preceding at the request of Sairs & Kaufmann, April 2, 1908, at 10.40 o'clock a. m.

FRANK GASS, Register.

Register's Office, County of New York, State of New York:

I, Frank Gass, Register of the said County, have compared the annexed copy with an instrument recorded in this office on the 2d day of April A. D. 1908, at 10.40 o'clock a. m., in Liber 28, section 8 of Conveyances, page 125, and certify the same to be a correct transcript therefrom and of the whole of said instrument.

In testimony whereof I have hereunto subscribed my name and affixed my official seal this 5th day of September, 1908.

FRANK GASS, Register.

In connection therewith the Comptroller presented the following reports and offered the following resolution:

DEPARTMENT OF FINANCE, }
October 7, 1908. }

Hon. HERMAN A. METZ, Comptroller:

SIR—The Hogenauer & Wesslau Company in a petition addressed to the Commissioners of the Sinking Fund ask for a release of the interest of the City in and to a part of old Fort Washington Ridge road. The property lies just northeast of West One Hundred and Seventy-seventh street, but is not particularly described here because of a difference in the description of the property as it appears on the damage map in the Fort Washington Ridge road proceeding and the survey as filed.

Fort Washington Ridge road was laid out under the provisions of chapter 114 of the Laws of 1892. A special report discussing the road more in detail is submitted herewith. In general, it may be said that the new lines did not exactly conform to the old lines, and strips of the old road were left between the present road and adjoining properties. The property involved here is such a strip.

The Commissioners who laid out the road under the provisions of chapter 114 of the Laws of 1892, acting in accordance with the statute, fixed the price at which the adjoining owner might purchase the interest of the City in and to this strip. In order to take advantage of that price, it was provided that if the owner of contiguous property should refuse or neglect to act within one year after the confirmation of the Commissioners' report the interest of the City should not be sold and conveyed, except upon terms and conditions fixed by the Commissioners of the Sinking Fund.

The property sought to be released is shown on the damage map as extending 50.33 feet northerly of the northerly line of West One Hundred and Seventy-seventh street. On the survey this line is shown as 48 feet. The variation would necessarily affect the description of the property, and I would therefore recommend that the papers be sent to the Corporation Counsel for his opinion as to whether the Commissioners of the Sinking Fund may act on the application, and, if so, upon which description a release should be made.

Respectfully,

ROBERT JORDAN, Examiner.

Approved:

H. A. METZ, Comptroller.

OFFICE OF COMMISSIONER OF PUBLIC WORKS, }
BOROUGH OF MANHATTAN, }
October 15, 1908. }

Hon. N. TAYLOR PHILLIPS, Deputy Comptroller:

DEAR SIR—Referring to your letter of October 6, addressed to President Ahern, inquiring if the property colored green on the accompanying diagram and located at Depot lane and Fort Washington avenue is required for any public use within the meaning of section 205 of the Charter, I wish to say that, this property being off the line of the avenue, the City can have no further use for it.

Yours respectfully,

JOHN CLOUGHEN, Commissioner.

LAW DEPARTMENT, }
OFFICE OF THE CORPORATION COUNSEL, }
NEW YORK, November 19, 1908. }

Hon. HERMAN A. METZ, Comptroller:

SIR—I am in receipt of two letters dated respectively October 16, 1908, and October 19, 1908, addressed to the Corporation Counsel by Deputy Comptroller N. Taylor Phillips, inclosing a letter of John Cloughen, Esq., Commissioner of Public Works, and a report of Robert B. Jordan, Examiner, in the Bureau for the Examination of Claims of the Finance Department in reference to the petition of Hogenauer & Wesslau Company, for a release of the interest of the City in and to a portion of Old Fort Washington Ridge road. Said report, together with the accompanying papers, are transmitted for my examination and opinion as to whether the Commissioners of the Sinking Fund may properly sell and convey the interest of the City in this property, and if they may, the Deputy Comptroller asks me to prepare blank deeds in triplicate and to transmit them to you with my approval.

In reply thereto I beg to advise you that the Commissioners of Sinking Fund under the provisions of section 205 of the Greater New York Charter, as amended, have power to sell and convey the premises in question, because under and by virtue of the report of the Commissioners in the matter of opening Fort Washington Ridge road, pursuant to the authority in them vested by chapter 114 of the Laws of 1892, the land in question has been shown in their report, and the map thereto annexed as closed and discontinued as a street. Said chapter 114 of the Laws of 1892 authorizes the Sinking Fund Commissioners to sell the strips of land lying between the old lines of Fort Washington Ridge road and the new lines thereof to the abutting owners, upon such conditions and terms as they deem just and equitable, provided, however, the abutting owners had failed to pay the Comptroller within one year after the date of confirmation of the Commissioners' report therein the amount found by them to be a reasonable compensation to the City for conveying said land, and the petitioners have failed to pay within one year in this case.

I hereby certify that the City owns the fee in the premises hereinafter described subject to easements of light, air and access in the abutting owner, and the same should be conveyed to the petitioner by the Sinking Fund Commissioners upon such

terms and conditions as they may deem just and equitable, provided, however, the premises are not required for any other public purpose.

I have prepared and herewith transmit with my approval deeds in triplicate conveying to Hogenauer & Wesslau Company the following described premises:

All that certain piece, parcel or strip of land situate, lying and being in the Borough of Manhattan of the City, County and State of New York, and lying between the old easterly line of Fort Washington Ridge road, as the same was legally opened prior to the opening of Fort Washington avenue, and the present easterly line of Fort Washington avenue, as legally opened July 12, 1904; the said piece, parcel or strip of land being bounded and described as follows:

Beginning at a point on the easterly side or line of Fort Washington Ridge road, as the same was legally opened prior to the opening of Fort Washington avenue, distant 17.03 feet northerly from the corner formed by the intersection of the northerly line of the road known as the road to Fort Washington Depot, otherwise called Depot road or lane, with the easterly line of Fort Washington Ridge road, as the same was legally opened prior to the opening of Fort Washington avenue; running thence northerly along the said easterly side or line of the old Fort Washington Ridge road, 47.97 feet to the boundary line between the lands now owned by the party hereto of the second part and the lands now or late of Charles Andrews adjoining on the north; running thence westerly along a line drawn in continuation of the said boundary line, and at right angles to the easterly line of the old Fort Washington Ridge road, .75 foot to the easterly line of Fort Washington avenue, as the same now exists; running thence southerly and along the said easterly line of Fort Washington avenue, as the same now exists, 48 feet, to the present northerly line of West One Hundred and Seventy-seventh street, as legally opened; and running thence easterly along said northerly line of West One Hundred and Seventy-seventh street, as legally opened, .68 foot to the point or place of beginning, containing 36.24 square feet, more or less.

Which strip is shown on a map filed in the office of the Clerk of the County of New York on July 12, 1904, by the Commissioners of Appraisal, under chapter 114 of the Laws of 1892, as part of Parcel D-5, and which strip or parcel of land immediately adjoins the premises owned by the party hereto of the second part on the westerly side thereof.

I inclose herewith all the papers transmitted by the Deputy Comptroller with both letters, including the letter of the Commissioner of Public Works stating that these premises will not be required for any public purpose.

Very respectfully,

G. L. STERLING, Acting Corporation Counsel.

November 25, 1908.

Hon. N. TAYLOR PHILLIPS, Deputy Comptroller:

DEAR SIR—Under date of November 19, 1908, the Corporation Counsel advised the Comptroller that the Commissioners of the Sinking Fund may lawfully sell and convey the interest of the City in the property marked Parcel "A," colored green on the survey attached. I would therefore thank you to request an appraisal of the property as to its value on September 22, 1908, the date the petition was made.

Yours very truly,

ROBERT JORDAN, Examiner.

Approved:

N. TAYLOR PHILLIPS, Deputy Comptroller.

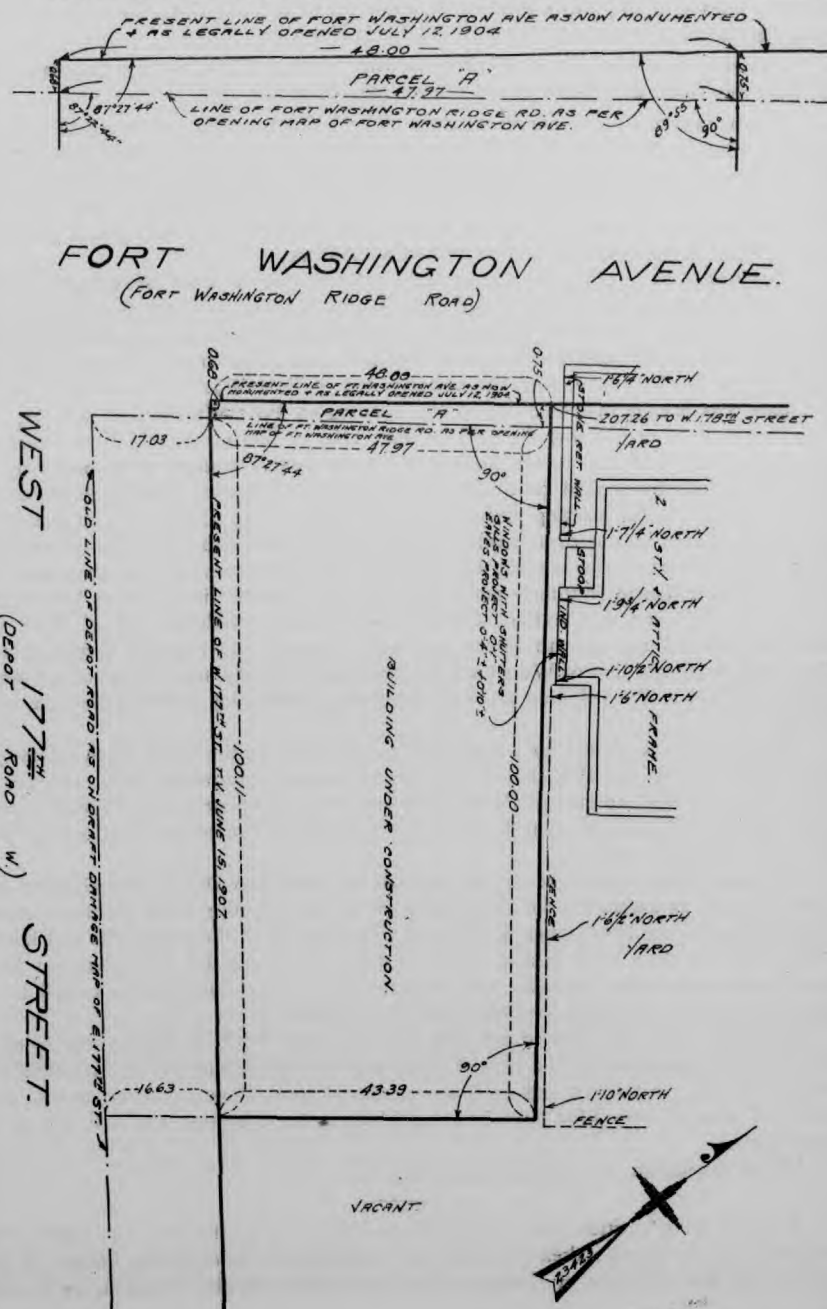
December 1, 1908.

Hon. N. TAYLOR PHILLIPS, Deputy Comptroller:

SIR—Replying to your communication of November 25, 1908, in which you request an appraisal of a strip of land marked green on the survey map herewith, being a strip .68 foot by 48 feet by .75 foot by 48 feet on the Fort Washington avenue front of a plot of land about 48 feet by 100 feet 11 inches at the northeast corner of Fort Washington avenue and West One Hundred and Seventy-seventh street, Borough of Manhattan, known on the tax books as Lot No. 1 in Block 2176, Section 8, I have to report that, taking \$35,000 as the present fair market value of the whole plot, this front strip on Fort Washington avenue is worth 3 per cent. of that amount, or \$1,050.

Respectfully,

MORTIMER J. BROWN, Appraiser of Real Estate, Department of Finance.



DEPARTMENT OF FINANCE,
December 7, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—The Hogenauer & Wesslau Company in a petition addressed to the Commissioners of the Sinking Fund prays for a sale and conveyance of the interest of the City in and to a section of the old Fort Washington Ridge road. The details of the petition are more particularly set forth in the accompanying paper, and it is necessary here only to summarize.

The Corporation Counsel, under date of November 19, 1908, certified that the City owns the fee of the premises subject to easements of light, air and access in the abutting owners, and that the Commissioners of the Sinking Fund may lawfully sell and convey the interest of the City on such terms and conditions as they may deem just. The Commissioners have adopted a rule that an allowance equal to 50 per cent. of all property be made for the easements of light, air and access.

Under date of December 1, 1908, Mr. M. J. Brown, an Appraiser of Real Estate, reported that in his opinion the property sought by this petition is worth \$1,050. Therefore, 50 per cent. of this amount is \$525. Under date of December 5, 1908, Messrs. Davis & Kaufmann, attorneys for the petitioner, agreed in writing to pay this amount.

The road has been closed by lawful authority. The Borough President of Manhattan, under date of October 15, 1908, reported that the property is not required for any public use.

I would therefore recommend a sale and conveyance of the interest of the City to the Hogenauer & Wesslau Company in the sum of \$525, under the provisions of section 205 of the Charter, of the following described property, provided that all taxes, assessments, water rates and liens of every kind be paid by the petitioner before the delivery.

The property is bounded and described as follows:

All that certain piece, parcel or strip of land situate, lying and being in the Borough of Manhattan, of the City, County and State of New York, and lying between the old easterly line of Fort Washington Ridge road, as the same was legally opened prior to the opening of Fort Washington avenue, and the present easterly line of Fort Washington avenue, as legally opened July 12, 1904, the said piece, parcel or strip of land being bounded and described as follows:

Beginning at a point on the easterly side or line of Fort Washington Ridge road, as the same was legally opened prior to the opening of Fort Washington avenue, distant 17.03 feet northerly from the corner formed by the intersection of the northerly line of the road known as the road to Fort Washington Depot, otherwise called Depot road or lane, with the easterly line of Fort Washington Ridge road, as the same was legally opened prior to the opening of Fort Washington avenue; running thence northerly along the said easterly side or line of the old Fort Washington Ridge road 47.97 feet to the boundary line between the lands now owned by the party hereto of the second part and the lands now or late of Charles Andrews adjoining on the north; running thence westerly along a line drawn in continuation of the said boundary line at right angles to the easterly line of the old Fort Washington Ridge road .75 feet to the easterly line of Fort Washington avenue, as the same now exists; running thence southerly and along the said easterly line of Fort Washington avenue, as the same now exists, 48 feet to the present northerly line of West One Hundred and Seventy-seventh street, as legally opened, and running thence easterly along said northerly line of West One Hundred and Seventy-seventh street, as legally opened, .68 feet to the point or place of beginning, containing 36.24 square feet more or less.

Which strip is shown on a map filed in the office of the Clerk of the County of New York on July 12, 1904, by the Commissioners of Appraisal, under chapter 114 of the Laws of 1892, as part of Parcel D-5, and which strip or parcel of land immediately adjoins the premises owned by the party hereto of the second part on the westerly side thereof.

Respectfully submitted,

ROBERT JORDAN, Examiner.

Approved:

H. A. METZ, Comptroller.

Whereas, The Hogenauer & Wesslau Company, in a verified petition under date of September 22, 1908, addressed to the Commissioners of the Sinking Fund, requests a release of the City's interest in a section of the old Fort Washington Ridge road, heretofore discontinued and closed by lawful authority.

Resolved, That the Commissioners of the Sinking Fund hereby determine that the land described as follows is not needed for any public use:

"All that certain piece, parcel or strip of land situate, lying and being in the Borough of Manhattan, of the City, County and State of New York, and lying between the old easterly line of Fort Washington Ridge road, as the same was legally opened prior to the opening of Fort Washington avenue, and the present easterly line of Fort Washington avenue, as legally opened July 12, 1904; the said piece, parcel or strip of land being bounded and described as follows:

"Beginning at a point on the easterly side of line of Fort Washington Ridge road, as the same was legally opened prior to the opening of Fort Washington avenue, distant 17.03 feet northerly from the corner formed by the intersection of the northerly line of the road known as the road to Fort Washington Depot, otherwise called Depot road or lane, with the easterly line of Fort Washington Ridge road, as the same was legally opened prior to the opening of Fort Washington avenue; running thence northerly along the said easterly side or line of the old Fort Washington Ridge road 47.97 feet to the boundary line between the lands now owned by the party hereto of the second part and the lands now or late of Charles Andrews adjoining on the north; running thence westerly along a line drawn in continuation of the said boundary line at right angles to the easterly line of the old Fort Washington Ridge road .75 feet to the easterly line of Fort Washington avenue, as the same now exists; running thence southerly and along the said easterly line of Fort Washington avenue, as the same now exists, 48 feet to the present northerly line of West One Hundred and Seventy-seventh street, as legally opened; and running thence easterly along said northerly line of West One Hundred and Seventy-seventh street, as legally opened, .68 feet to the point or place of beginning, containing 36.24 square feet, more or less.

"Which strip is shown on a map filed in the office of the Clerk of the County of New York on July 12, 1904, by the Commissioners of Appraisal, under chapter 114 of the Laws of 1892, as part of Parcel D-5, and which strip or parcel of land immediately adjoins the premises owned by the party hereto of the second part on the westerly side thereof;" and

Resolved, That, pursuant to the provisions of section 205 of the Greater New York Charter, as amended, the Commissioners of the Sinking Fund hereby authorize a conveyance to the Hogenauer & Wesslau Company of all the right, title and interest of The City of New York in and to that portion of the old Fort Washington Ridge road herein above described, the said conveyance to be in such form as shall be approved by the Corporation Counsel; and be it further

Resolved, That the interest of The City of New York in and to the same be and is hereby appraised at the sum of five hundred and twenty-five dollars (\$525), to be paid by the petitioners and evidence produced that all taxes, assessments, water rates and liens of every kind have been paid before the execution and delivery of said conveyance.

Which resolution was unanimously adopted.

The following petition was received from Mary Pupke for the free right-of-way across the land recently taken from her in condemnation proceedings, known as Parcel 9 a, for the widening of Conduit avenue for water supply purposes, in the Bor-

ough of Brooklyn, also an application of August J. Jager for the free right-of-way through Parcel B:

November 11, 1908.

Hon. N. TAYLOR PHILLIPS, Secretary of Commissioners of Sinking Fund, No. 280 Broadway, New York City:

SIR—We enclose herewith petition by Mary Pupke asking for an easement across lands lately acquired by the Department of Water Supply, Gas and Electricity.

We believe the petitioner has suffered great injury through the fact that the Commissioners did not make her an award for consequential damage suffered by the loss of all access to her remaining property. There is intimation in the case that the Commissioners did make an award for loss of access. We believe we can disprove that on appeal without the slightest question of doubt.

Although petitioner has still thirty days in which to appeal we are instructed by her to stipulate that in case legal access is granted her herein she will not so appeal.

Yours respectfully,

TRUMAN H. & G. E. BALDWIN.

Application of Mary Pupke for the Grant of an Easement Across a Strip of Land Known as Parcel No. 9-A, Taken in the Matter of the Acquisition by The City of New York of Certain Lands in Kings and Queens Counties, Beginning at Hemlock Street, etc., for Water Supply Purposes.

NEW YORK, November 11, 1908.

To the Honorable the Commissioners of the Sinking Fund:

Pursuant to a resolution of the Board of Estimate and Apportionment, The City of New York, through the Department of Water Supply, Gas and Electricity, did, on June 18, 1906, acquire title through Supreme Court proceedings to a strip of land approximately 200 feet in width, running from Hemlock street, in the Borough of Kings, easterly to the Nassau County line, the proceeding known and entitled in brief as above: "In the matter of the application of The City of New York to acquire title to lands in Kings and Queens Counties, beginning at Hemlock street, etc., for Water Supply purposes, confirmed by the Supreme Court July 28, 1908."

On June 18, 1906, Mary Platz was the owner of about seventeen acres of land lying just east of the Kings County line and south of and contiguous to the Old City Conduit. Her only access to this property was by virtue of a right-of-way running from the Old South road across private property and across said Old City Conduit to the northwesterly point of her property.

The City of New York, by acquiring title to this new strip of land, 200 feet in width, adjacent to the Old City Conduit, has deprived the remaining property, comprising about fifteen acres, of any legal access whatsoever.

That Mary Platz died subsequent to June 18, 1906, leaving a last will and testament whereby she devised the remainder of this property to her daughter, the petitioner.

That petitioner is informed that the Commissioners appointed by the Supreme Court herein made no provision in their report to award damages to the remaining fifteen acres by reason of rendering it interior property without access, although the estimate of the City's witness of damage on this account alone was 40 or 50 per cent. of the value of the entire remainder, and the City's witness valued such remainder at \$27,000.

That petitioner, although informed that her time to appeal from the report of said Commissioners has not expired, prefers to acquire legal access to the remainder in place of money damages for this loss of access.

Wherefore your petitioner prays that an easement be granted her from a point at the continuation of her original right-of-way across the Old Conduit; across said 200-foot strip to her remaining property, until such time as a street may be legally opened giving her access from the Old South road.

Respectfully submitted,

MARY PUPKE.

By TRUMAN H. & GEORGE E. BALDWIN, Attorneys for Petitioner, No. 41 Park Row, New York City.

Boundary Line of Kings & Queens Co.

Old City Conduit

New City Conduit

Property of Mary Pupke taken by the City Parcel 9A

Property of Mary Pupke

Remaining about 15 acres more or less

SUPREME COURT.

SECOND DEPARTMENT.

In the matter of acquiring title by The City of New York to certain lands and premises situated in the counties of Kings and Queens in the State of New York, beginning at Hemlock street at its intersection with the south line of the conduit property of The City of New York and which is more particularly hereinafter described, duly selected for the purpose of maintaining, preserving and increasing the supply of pure and wholesome water for the use of The City of New York, according to law.

To the Supreme Court of the State of New York:

We, David F. Manning, William W. Gillen and Montgomery Hare, Commissioners of Appraisal herein, make the following report supplemental to our report herein, dated February 14, 1908:

As to Parcel 9a, we disallowed all claims alleged to have arisen by reason of loss of crops.

As to Parcels 8a, 9a, 3b, 16b, 19b, 21b, 22b, 23b, 25b and 30a, 26b, 27b and 28b, 29b, 30b and 32a, 31b, 43b, 45b, we considered that there was no way of necessity by law over the land taken, remaining to the owners of entireties affected, and we included in our awards such compensation for consequential damage to the remainder of the entireties, by reason of interference with access, as we deemed just.

As to Parcel 34a, the amount of the award made by us, through clerical error set down in our original report at nine thousand five hundred dollars (\$9,500), was eleven thousand seven hundred and fifty dollars (\$11,750) to be paid to Catherine M. Galvin, five thousand eight hundred and seventy-five dollars (\$5,875), Jane E. Vance, two thousand nine hundred and thirty-seven dollars and fifty cents (\$2,937.50) and Alice Mount, an infant, two thousand nine hundred and thirty-seven dollars and fifty cents (\$2,937.50).

Dated July 13, 1908.

DAVID F. MANNING,
WILLIAM W. GILLEN,
MONTGOMERY HARE,
Commissioners.

In the matter of the application of August J. Jaeger, for an easement over City property.

To the Sinking Fund of The City of New York:

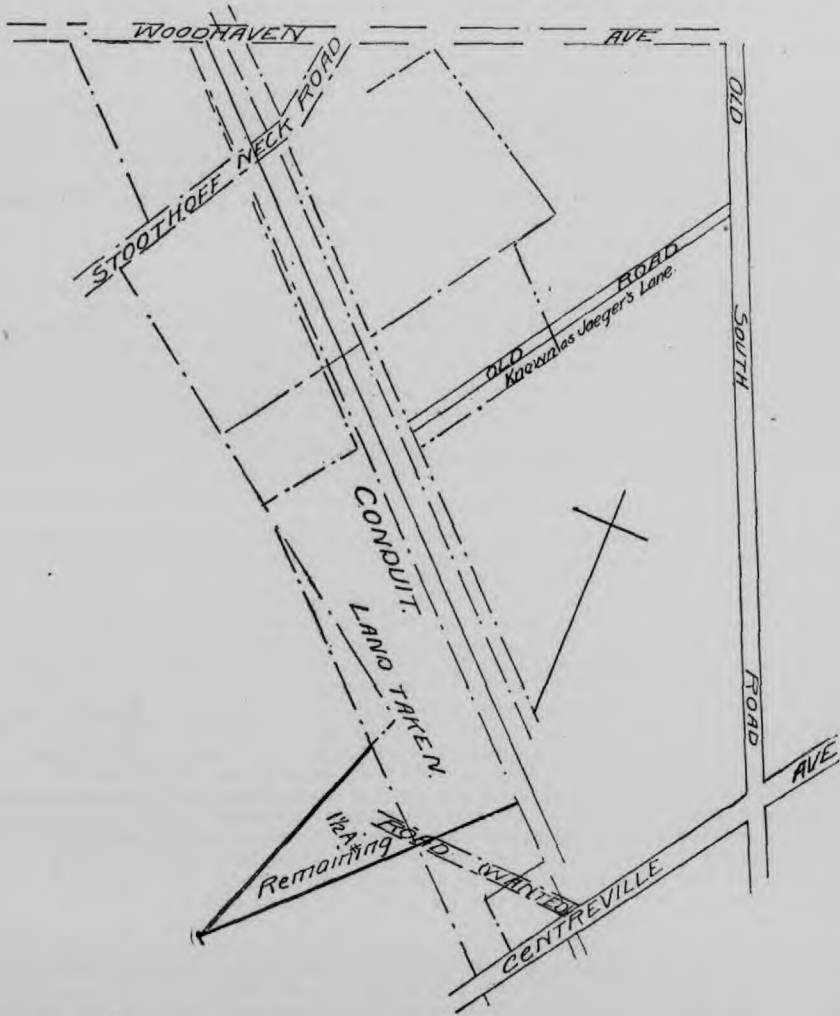
The undersigned hereby makes application to your honorable Board for an easement or right of way over the lands now owned by The City of New York and used as a conduit, from the premises owned by your petitioner to the highway known as Centerville avenue, for the following reasons:

In or about June, 1906, The City of New York took by condemnation proceedings certain lots owned by your petitioner in the Fourth Ward of the Borough of Queens for City purposes, and in so doing left a small part of your petitioner's lands, consisting of one and one-half acres, without any outlet to any public highway, and the nearest public highway to said lands is Centerville avenue, aforesaid.

Your petitioner annexes hereto a diagram showing the land taken by The City of New York in condemnation proceedings as aforesaid, and also the proposed easement or right of way from your petitioner's lands to said Centerville avenue, which is desired by your petitioner, until such time as a public highway is opened through or adjoining said lands.

Dated November 20, 1908.

AUGUST J. JAEGER, Petitioner.



In connection therewith the Comptroller presented the following report and offered the following resolutions:

DEPARTMENT OF FINANCE,
December 5, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—Mary Popke, through her attorneys, Truman H. and George E. Baldwin, No. 41 Park row, Manhattan, has made application to the Commissioners of the Sinking Fund for a free right of way across the land recently taken from her in condemnation proceedings, known as Parcel 9a, by The City of New York, for the widening of Conduit avenue for water supply purposes, in the Borough of Brooklyn, as shown by the map attached to the papers herewith.

A similar application is also made by August J. Jaeger for right of way through Parcel 3b.

As to the legal or moral right of these petitioners to receive from the City such rights of way free of cost, I have to say that I am informed by Assistant Corporation Counsel Wilson of the Borough of Brooklyn, who had charge of the condemnation proceedings, that these and all other parties whose properties were taken for the widening of Conduit avenue, were fully compensated in their awards for the loss of their easements, and have no proper claim against the City for new easements, except upon the payment of a just compensation to the City therefor. Mr. Wilson informs me that after the Condemnation Commissioners had filed their report, Messrs. Baldwin, who represented nearly all the property owners in the proceedings, raised the point that his clients had not been compensated for their loss in the easements and the fact that their remaining holdings became interior property. Thereupon the Court called upon the three Commissioners of Appraisal for a supplemental report upon this point. Such a report was made on July 13, 1908. Copy of said report is herewith. In this report it will be seen that the Commissioners stated:

"We considered that there was no way of necessity by law over the land taken, remaining to the owners of entireties affected, and we included in our awards such compensation for consequential damage to the remainder of the entireties, by reason of interference with access, as we deemed just."

Mr. Wilson stated further that in his opinion the applicants had no just claim for the easements asked for, and that the applications should be denied, unless they were willing to pay a fair compensation to the City.

I therefore recommend that the petitions in their present form be denied.

Respectfully submitted for approval,

MORTIMER J. BROWN, Appraiser of Real Estate, Department of Finance.

Approved:

H. A. METZ, Comptroller.

Resolved, That the application of Mary Pupke for a free right of way across the land recently taken from her in condemnation proceedings, known as Parcel 9a, by The City of New York, for the widening of Conduit avenue, for water supply purposes, in the Borough of Brooklyn, be and the same is hereby denied.

Resolved, That the application of August J. Jaeger for a free right of way across the land recently taken from him in condemnation proceedings, known as Parcel 3b, by The City of New York, for the widening of Conduit avenue, for water supply purposes, in the Borough of Brooklyn, be and the same is hereby denied.

The report was accepted and the resolutions severally unanimously adopted.

The following petition was received from the James Vreeland Company for a release or quit-claim of the City's interest in an old school site at Four Corners road and Richmond road, in the former Town of Southfield, Borough of Richmond.

Since the filing of the petition the property was conveyed to Martin C. Flor, who was substituted as the petitioner.

To the Honorable the Commissioners of the Sinking Fund of The City of New York:

The petition of James Vreeland, of Dongan Hills, in the Borough of Richmond, City of New York, respectfully shows:

1. That your petitioner is in possession as tenant for life of certain real property hereinafter described, and is also the owner of one undivided third part thereof in fee; that your petitioner's son, Agnew B. Vreeland, who resides with your petitioner, is the owner of one undivided sixth part thereof in fee, and that your petitioner's granddaughter, Gertrude E. Weinland, an infant, who resides at Tuscarawas, in the State of Ohio, is the owner of one undivided half part thereof in fee, the said ownership of Agnew B. Vreeland and Gertrude E. Weinland being subject to your petitioner's said life estate.

2. That the said property is unimproved, and is situated, bounded and described as follows:

All that certain lot, piece or parcel of land situate, lying and being in the Borough of Richmond, City of New York, formerly in the Town of Southfield, Richmond County, and bounded and described as follows:

Beginning at a point on the northerly side of the road known as the Four Corners road, said point being marked by a stake and being distant westerly 125 feet 3 inches, more or less, from the corner formed by the intersection of the said northerly side of the Four Corners road and the westerly side of the Richmond road; running thence south 69 degrees 30 minutes east along the said Four Corners road to the said corner of the said Four Corners road and the Richmond road; thence along the westerly side of said Richmond road north 41 degrees 47 minutes east 42 feet 4 inches to a post; thence still along said side of said road north 18 degrees 45 minutes east 37 feet 8 inches to a post; thence north 80 degrees 22 minutes west 145 feet to a post; thence south 17 degrees 1 minute west 50 feet to the point or place of beginning, be the said several courses and distances more or less. Containing about nine hundred and fifty-seven (957) square yards, be the same more or less.

A survey or diagram of the said premises as in possession is hereunto annexed and marked "Exhibit A," the said premises being that parcel designated upon said survey by the letter "B-1."

3. That the said property was conveyed to Mary E. Vreeland, your petitioner's wife (since deceased), by Nathaniel J. Ostrander and others, Trustees of School District No. 5 of the Town of Southfield, County of Richmond, New York, by deed dated September 30, 1891, and recorded in the office of the Clerk of the County of Richmond January 28, 1892, in Liber 214 of Deeds, page 438.

A copy of said deed is hereunto annexed and marked "Exhibit B."

4. That your petitioner and said Agnew B. Vreeland have contracted with one Martin C. Flor to sell and convey to said Flor the said property, and in pursuance of said contract a proceeding has been commenced, under title 7 of chapter 17 of the Code of Civil Procedure, for the purpose of conveying to said Flor the interest therein of the said infant Gertrude E. Weinland; that said proceeding is now pending in the County Court of Richmond County and an order has been duly made and entered therein authorizing the special guardian of said infant to contract for the said sale, and your petitioner and said Agnew B. Vreeland are ready and willing to convey their interests in the said property to said Flor; that the closing of said contract with said Flor has been set down for the third day of October, 1907, and your petitioner is informed by said Flor and believes that he is ready and willing to fulfill said contract and pay the consideration if a good title can be conveyed; that the said Flor has had the title to said property examined by the Title Guarantee and Trust Company of The City of New York, and said company has declined to pass the said title unless a quit-claim deed or similar instrument shall be obtained from The City of New York releasing such interest as it may have in the said property.

5. That the specific objections raised by said title company are as follows: That it appears that the property had been used as the site of a schoolhouse prior to the date of the conveyance to Mrs. Vreeland ("Exhibit B," hereto annexed), and there is no proof that prior to said conveyance the sale of said site had been duly authorized in the manner required by law.

Section 20 of "An act to revise and consolidate the general acts relating to public instruction" provided (as amended by Laws of 1888, chapter 331, section 4) that "So long as a district shall remain unaltered, the site of a schoolhouse owned by it, upon which there is a schoolhouse erected or in process of erection, shall not be changed, nor such schoolhouse be removed, unless by the consent in writing of the school commissioner having jurisdiction; nor with such consent, unless a majority of all the legal voters of said district present and voting, to be ascertained by taking and recording the ayes and noes, at a special meeting called for that purpose, shall be in favor of such new site."

Section 21 of said act provided that "Whenever the site of a schoolhouse shall have been changed, as herein provided, the inhabitants of a district entitled to vote, lawfully assembled at any district meeting, shall have power, by a majority of the votes of those present, to direct the sale of the former site or lot, and the buildings thereon and appurtenances, or any part thereof, at such price and upon such terms as they shall deem proper; and any deed duly executed by the trustees of such district, or a majority of them, in pursuance of such direction, shall be valid and effectual to pass all the estate or interest of such school district in the premises, and when a credit shall be directed to be given upon such sale for the consideration money, or any part thereof, the trustees are hereby authorized to take, in their corporate name, such security, by bond and mortgage or otherwise, for the payment thereof as they shall deem best, and shall hold the same as a corporation and account therefor to their successors in office and to the district, in the manner they are now required by law to account for moneys received by them; and the trustees of any such district for the time being may, in their name of office, sue for and recover the moneys due and unpaid upon any security so taken by them or their predecessors."

6. That the absence of proof of compliance with the foregoing statutory provisions is due to the fact that certain of the minutes of the said school district have apparently been lost and cannot be found, although diligent search for the same has been made, as appears by the affidavit of John H. Van Clief, herewith submitted.

7. That the consideration for said conveyance, to wit, \$1,015, was duly paid by the said Mary E. Vreeland to said Trustees, as follows: \$515 in cash, and \$500 by the execution and delivery of a purchase money mortgage for that amount upon said premises, bearing date September 30, 1891, made by said Mary E. Vreeland to Nathaniel J. Ostrander, John Kadletz and Charles Whitaker, as Trustees of School District No. 5, of the Town of Southfield and Middletown, and recorded in the Richmond County Clerk's office in Liber 163 of Mortgages, page 120. The said mortgage was subsequently assigned by said Trustees to the United Brethren's Church, of New Dorp, Staten Island, by assignment bearing date December 16, 1891, and recorded in said Clerk's office in Liber 164 of Mortgages, page 268. This mortgage is still outstanding and held by said United Brethren's Church.

8. That said consideration was duly received and applied by said Trustees, as appears by the affidavit of Nathaniel J. Ostrander, herewith presented, and was the full and fair market value of said premises at that time.

Wherefore your petitioner prays that a deed be executed and delivered by your Honorable Board, on behalf of The City of New York, conveying and releasing to your petitioner and to the said Agnew B. Vreeland and the said infant Gertrude E. Weinland all the right, title and interest of said City in and to said premises.

Dated September 16, 1907.

JAMES VREELAND, Petitioner.

City and County of New York, ss.:

James Vreeland, being duly sworn, says that he is the petitioner above named, that he has read the foregoing petition and knows the contents thereof, and that the same is true of his own knowledge, except as to those matters therein stated to be alleged on information and belief, and as to those matters he believes them to be true.

JAMES VREELAND.

Sworn to before me this 16th day of September, 1907.

A. D. GREENFIELD, Commissioner of Deeds, City of New York.

EXHIBIT "B."

This indenture, made the thirtieth day of September, in the year eighteen hundred and ninety-one, between Nathaniel J. Ostrander, John Kadletz and Charles Whitaker, as Trustees of School District No. 5 of the Town of Southfield (formerly School District No. 6 of Castleton and later No. 3 of Towns of Southfield and Middletown), County of Richmond, New York, parties of the first part, and Mary E. Vreeland of Town of Middletown, County and State aforesaid, party of the second part, witnesseth:

That the said parties of the first part, in consideration of one thousand and fifteen dollars (\$1,015), lawful money of the United States, paid by the party of the second part, do hereby grant and release unto the said party of the second part, her heirs and assigns forever, all that certain lot of land, with buildings and improvements thereon erected, situate, lying and being in the Town of Middletown, formerly Town of Castleton, County of Richmond, and State of New York, viz.:

Beginning at a point on the northerly side of the road leading up Castleton Hill from John B. Woods, by a stake, and running along said road south, 69 degrees and 30 minutes east, 125 feet to a lot of land which John Burgher, now deceased, conveyed to Richard Tysen by deed, dated February 20, 1850, recorded in Clerk's office in said County in Liber 20 of Conveyances, page 334, etc.; thence running along the line of said land of said Tysen, north 41 degrees, east 42 feet 4 inches; thence continuing along said land north 25 degrees, east 37 feet 8 inches; thence north 79 degrees, west 145 feet; thence south 17 degrees and 30 minutes, west 50 feet to the point or place of beginning, containing 957 square yards of land, be the same more or less, bounded as follows: Southerly by road leading up the hill by John B. Woods, westerly and northerly by land now or late of Stephen Martling and easterly by said land of Richard Tysen, also the right and privilege to use said premises so conveyed by said John Burgher to said Richard Tysen in every respect as they the said party of the second part would be entitled to if the said premises were a common public highway adjoining said hereby granted land to the full extent that the said right and privilege was reserved in the said deed from said John Burgher to said Richard Tysen above referred to. Said premises hereby conveyed being the same as were conveyed by deed dated May 11, 1852, from Stephen Martling and wife to Edward P. Barton, Joseph Egbert and Richard Tysen as Trustees; said deed is recorded in Richmond County Clerk's office in Liber 26 of Deeds, page 81, etc., May 20, 1852, etc. The said parties of the first part being the successors of Edward P. Barton and others as Trustees.

Together with the appurtenances, and all the estate and rights of the parties of the first part in and to said premises.

To have and to hold the above granted premises unto the said party of the second part, her heirs and assigns forever.

And the said trustees, parties of the first part, do covenant with said party of the second part as follows:

First—That the said trustees, parties of the first part, are seized of the said premises in fee simple and have good right to convey the same.

Second—That the party of the second part shall quietly enjoy the said premises.

Third—That the said premises are free from incumbrances.

Fourth—That the parties of the first part will execute or procure any further necessary assurance of the title to said premises.

Fifth—That the said trustees, parties of the first part, will forever warrant the title to said premises.

In witness whereof, the said parties of the first part have hereunto set their hands and seals the day and year first above written.

[L. S.] NATHANIEL J. OSTRANDER,
Chairman, Board of Trustees.

[L. S.] JOHN KADLETZ,
[L. S.] CHARLES WHITAKER.

In presence of:
J. LOUIS GARRETSON.

State of New York, Town of Southfield, County of Richmond, ss.:

On the fifth day of October in the year eighteen hundred and ninety-one, before me personally came Nathaniel J. Ostrander, John Kadletz and Charles Whitaker, to me known and known to me to be the individuals described in and who executed the foregoing instrument and severally acknowledged that they executed the same, and who by me being duly sworn, deposed and said: That they reside in the County of Richmond, New York, are the duly elected trustees of School District No. 5 of the Town of Southfield, that the seals attached to above instrument were so affixed by order of Board of Trustees and that they signed and executed said instrument by order of a meeting of the legal voters of said school district duly held on the eleventh day of August, 1891.

In witness whereof I have hereunto subscribed my name.

J. LOUIS GARRETSON, Notary Public, Richmond County, New York.

City and County of New York, ss.:

John H. Van Clief, being duly sworn, says: That he is fifty-seven years of age and a resident of Dongan Hills, in the Borough of Richmond, City of New York, and has resided in that neighborhood for over forty-five years; that during the period from 1870 to 1873 he was County Clerk of the County of Richmond; that at the request of the petitioner, James Vreeland, he has made, within the last six months, a diligent search for the minutes of School District No. 3 of the towns of Middletown and Southfield, later No. 5 of the towns of Southfield and Middletown, in order to find minutes of meetings bearing upon the sale of the property described in the petition of said James Vreeland and of the proceedings prior to such sale and authorizing the same; that he has searched in the offices of the Board of Education and of the Deputy City Clerk in the Richmond Borough Hall, City of New York, in the office of the Clerk of Richmond County, in the office of the Comptroller of The City of New York and also in the Hall of Records, in the Borough of Manhattan; that he has been unable to find any minutes except of the meetings, extracts from which are given below, which minutes were found in the said Hall of Records, Room 2, Bureau of Municipal Statistics (Charles Hervey, Supervising Statistician):

December 5, 1890, Trustees' meeting.

"On motion of Mr. Hall, Resolved, That the old school site be advertised for sale in accordance to resolutions passed at the last annual meeting of August 5, 1890. Sale to be called for January 7, 1891, 2 p. m., on the premises. Seconded by Mr. Kadletz. Carried. To be advertised in 'Staten Islander' and 'Staten Island Leader' until day of sale. Meeting adjourned."

January 10, 1891, Trustees' meeting. Minutes of last meeting approved.

"Chairman reported that he had attended sale of old schoolhouse and site at Village Hall, Edgewater, Staten Island, on January 7, 1891, and had been purchased by Robert Goggin for \$1,525."

February 18, 1891, Trustees' meeting. Minutes of last meeting approved.

August 4, 1891, annual school meeting, held at Schoolhouse, District No. 3. Minutes of annual meeting of August 5, 1890, read and approved. One Hundred and six persons present. Charles Whitaker elected Trustee for three years.

August 11, 1891. Adjourned annual school meeting held at Schoolhouse.

"Mr. Ostrander reported that the school site and building was offered for sale by Auctioneer D. T. Cornell on January 7, 1891. The following letter was then read by the Clerk:

"CLIFTON, S. I., July 16, 1891.

"N. J. OSTRANDER, Esq., Chairman, Board of Trustees, District No. 3:

"DEAR SIR—Your favor, 13th inst., received. In reply would say that the Schoolhouse of your district was not sold at auction the day it was offered, nor has it been sold since. As you know, Mr. Robert Goggin came in and bid on the property to protect the Board of Trustees. So that it just stands to-day as it did the day we offered it for sale.

"Respectfully yours,

"D. T. CORNELLA.

"Mr. Ostrander reported that the Trustees were ready to do anything the meeting desired in regard to the old school site.

"Mr. W. H. Hasbrook then made the following motion (in writing), seconded by Mr. A. B. Girard:

"MIDDLETOWN, August 11, 1891.

"I move that the Trustees be empowered to sell the old school property at auction for any price above one thousand dollars, and with such reasonable restrictions as they may provide.

"W. H. HASBROOK.

"A. B. GIRARD.

"The motion was then put before the meeting and carried. Only one answered 'No.' Mr. H. Hall then moved to adjourn. Seconded by Mr. W. A. Galloway. Carried.

"GEO. V. VREELAND, Clerk."

August 24, 1891, Trustees' meeting.

Present—Ostrander, Kadletz, Whitaker. Minutes of previous meeting were read and adopted.

District changed from No. 3 to No. 5 by order of School Commissioner.

"Moved and seconded that Mr. Whitaker be authorized to see Mr. D. T. Cornell in regards to sale of old school site and give him copy of resolutions passed at last adjourned annual meeting (August 11) in relation to same.

"No further business, it was moved and seconded to adjourn.

"GEO. V. VREELAND, Clerk."

October 9, 1891, Trustees' meeting.

Present—Ostrander, Kadletz, Whitaker. Minutes of August 24, 1891, read and approved.

"The Chairman reported that the old school property was sold at public auction by D. T. Cornell on September 9, 1891, to Mrs. Mary E. Vreeland, for the sum of one thousand and fifteen dollars, and on October 5, 1891, the papers being ready, the Trustees met at the house of Mrs. Vreeland with a notary and signed the deed to her, and received from Mrs. Vreeland (according to the terms of sale) \$515 and a bond and mortgage for balance, \$500, to Natl. J. Ostrander and others, Trustees.

"Mr. Kadletz reported that he received a receipt from the Collector, W. A. Galloway, for the \$515, October 5, 1891, and the mortgage was recorded in Richmond County, Staten Island, on October 5, 1891.

"On motion, duly seconded, meeting adjourned."

October 17, 1891, Trustees' meeting.

Present—Ostrander, Kadletz and Whitaker.

"In absence of Clerk reading of minutes of last meeting dispensed with.

"These minutes approved, April 28, 1892."

That the minutes of the annual meeting of August 5, 1890, referred to in the foregoing extracts cannot be found, nor the minutes of any prior special meeting authorizing change of site, and deponent is informed and believes that the same have been lost or destroyed, as no minutes prior to October, 1890, can be found.

J. H. VAN CLIEF.

Sworn to before me this 16th day of September 1907.

A. D. GREENFIELD, Commissioner of Deeds, City of New York.

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

Nathaniel J. Ostrander, being duly sworn, says that he has read the petition of James Vreeland, verified the 16th day of September, 1907, and the affidavit of John H. Van Clief, verified the 16th day of September, 1907.

That deponent is 64 years of age and is a resident of Castleton Corners, in the Borough of Richmond, City of New York, and was, during the years 1887 to 1893, Chairman of the Board of Trustees of the school district known as No. 3 of the Towns of Middletown and Southfield, and later No. 5, of the Towns of Southfield and Middletown. That deponent was present at the annual meeting of said school district held on August 5, 1890. That, according to the best recollection and belief of deponent, proceedings were duly taken at that or previous meetings in accordance with sections 20 and 21 of "An Act to revise and consolidate the general acts relating to public instruction" as then in force for the change of site of the schoolhouse of said district, and for the authorization of a sale of the former site or lot and the buildings thereon and appurtenances, which said former site was the property conveyed by the deed, a copy of which is annexed to said petition of James Vreeland and marked Exhibit "B."

According to the best recollection and belief of deponent a special meeting was duly called and held prior to said annual meeting for the purpose of changing the site of said schoolhouse, and a majority of all the legal voters of said district present and voting, ascertained by taking and recording the ayes and noes, voted in favor of such new site, and the consent in writing of the School Commissioner to such change was duly obtained; and, according to the best recollection and belief of deponent at the said annual meeting held August 5, 1890, the inhabitants of said district lawfully assembled at said meeting voted by a majority of the votes of those present to direct a sale of said site and the building thereon and appurtenances, and all proceedings were duly had in accordance with law for the due authorization of said sale.

Deponent is informed and believes that the minutes of said annual meeting, and of said special meeting authorizing the change of site and containing the consent of the said School Commissioner thereto, have been lost or destroyed and cannot be found.

Deponent submits herewith copies of the annual financial accounts of said school district for the period from July 25, 1891, to July 25, 1893, the originals of which were duly filed in each of said years. The annexed copies were made from copies made by deponent at the times of filing said originals. That said accounts show the receipt of \$515 on October 5, 1891, in cash, as a part of the proceeds of the sale of said schoolhouse site and building to Mrs. Vreeland, and the receipt in cash in December, 1891, of \$500 upon the assignment to the United Brethren's Church, known as the Moravian Church, of the mortgage given as a part of said consideration by Mrs. Vreeland. Said accounts also show expenditures of these and other cash receipts during said period.

The sum of \$1,015 paid by said Mary E. Vreeland was in deponent's opinion the full and fair market value at that time of said lot and building and appurtenances, and the largest sum that could then be obtained for the same.

N. J. OSTRANDER.

Sworn to before me this 18th day of September, 1907.

J. H. VAN CLIEF, Notary Public, Richmond County.

School District No. 5, Southfield and Middletown. Receipts and Expenditures for Year Commencing July 25, 1891.

August 5—Balance reported at annual meeting as follows:

Balance of excise money in Supervisor Credo's hands	\$131 86
Balance of money in Collector W. A. Galloway's hands	871 95
Voucher No. 1. For bond due August 15, 1891, drawn on Galloway, Collector	\$600 00
Voucher No. 2. For interest on \$5,400 bonds at 5 per cent., one year, drawn on Galloway, Collector.	270 00
Voucher No. 3. For acknowledging Trustees' annual report, drawn on Galloway, Collector.	25

Voucher No. 4.	For freight on shades for schoolhouse, drawn on Galloway, Collector.....	25
Voucher No. 5.	For Teacher's wages, Dickinson, drawn on Credo, Supervisor	66 67
Voucher No. 6.	For Teacher's wages, Dickinson, drawn on Credo, Supervisor	66 66
Voucher No. 7.	For Teacher's wages, Miss Vernovy, drawn on Galloway, Collector.....	41 67
	October 5, 1891, cash from Eliz. Vreeland for old schoolhouse site and buildings, \$1,015, mortgage \$500, cash.....	515 00
Voucher No. 8.	For Teacher's wages, Miss Vernovy, drawn on Galloway, Collector.....	8 33
Voucher No. 9.	For recording mortgage, County Clerk, drawn on Galloway, Collector.....	1 75
Voucher No. 10.	For freight on books and stationery, drawn on Galloway, Collector.....	1 25
Voucher No. 11.	For auctioneer's fees, deed, etc., of old school site, drawn on Galloway, Collector.....	70 37
Voucher No. 12.	For plans and specifications of closets and porches, drawn on Galloway, Collector....	54 85
Voucher No. 13.	For supervision of construction, new schoolhouse, balance in full, drawn on Galloway, Collector	40 00
Voucher No. 14.	For school furniture, balance bill in full, drawn on Galloway, Collector.....	36 17
Voucher No. 15.	For books and stationery, drawn on Galloway, Collector	23 27
Voucher No. 16.	For supplies, pails, brushes and brooms, drawn on Galloway, Collector.....	23 79
Voucher No. 17.	For lamps, brackets, burners, etc., drawn on Galloway, Collector	20 00
Voucher No. 18.	For shades and fixtures for new schoolhouse, drawn on Galloway, Collector.....	34 50
Voucher No. 19.	For American flag for new schoolhouse, drawn on Galloway, Collector.....	10 00
Voucher No. 20.	For amount overdrawn from Credo, Supervisor, drawn on Galloway, Collector....	1 47
Voucher No. 21.	For bolts, keys, rings and thermometer for schoolhouse, drawn on Galloway, Collector	3 92
Voucher No. 22.	For Janitor's wages to October 1, 1891, drawn on Galloway, Collector.....	30 00
Voucher No. 23.	For books and stationery, drawn on Galloway, Collector	6 74
Voucher No. 24.	For balance in Collector's hands paid successor, drawn on Galloway, \$106.91.....	
Voucher No. 25.	For filing Collector's bond, drawn on Garretson, Collector	25
Voucher No. 26.	For Teacher's wages, Dickinson, drawn on Garretson, Collector	66 66
Voucher No. 27.	For Teacher's wages, Miss Vernovy, drawn on Garretson, Collector.....	50 00
Voucher No. 28.	For books, slates, etc., drawn on Garretson, Collector	65 59
Voucher No. 29.	For Janitor's wages for October, drawn on Garretson, Collector	10 00
Voucher No. 30.	For grading school grounds, drawn on Garretson, Collector	77 25
Voucher No. 31.	For Teacher's wages, Vernovy, drawn on Garretson, Collector	50 00
Voucher No. 32.	For Teacher's wages, Dickinson, drawn on Garretson, Collector	66 66
Voucher No. 33.	For grading school grounds, drawn on Garretson, Collector	4 13
Voucher No. 34.	For six tons of coal, drawn on Garretson, Collector	33 00
Voucher No. 35.	For Janitor's wages, November, drawn on Garretson, Collector	10 00
Voucher No. 36.	For account fencing school lot, drawn on Garretson, Collector	250 00
Voucher No. 37.	For well on the school property, drawn on Garretson, Collector	102 00
Voucher No. 38.	For repairing American flag, drawn on Garretson, Collector	3 36
Voucher No. 39.	For new grates for furnaces, drawn on Garretson, Collector	5 00
Voucher No. 40.	For blackboards for schoolhouse, drawn on Garretson, Collector	14 50
Voucher No. 41.	Expressage on grates, drawn on Garretson, Collector	30
Voucher No. 42.	For grading grounds around schoolhouse, drawn on Garretson, Collector.....	154 50
Voucher No. 43.	For acknowledgment to return of unpaid taxes, drawn on Garretson, Collector....	25
Voucher No. 44.	For acknowledgment to assessment mortgage, drawn on Garretson, Collector.....	25
Voucher No. 45.	For disinfectant for schoolhouse, drawn on Garretson, Collector.....	1 65
Voucher No. 46.	For Beinert's bill, extra work on schoolhouse in full, drawn on Garretson, Collector....	330 95
Voucher No. 47.	For contract in full, painting schoolhouse, drawn on Garretson, Collector.....	100 00
Voucher No. 48.	For Teacher's wages, Dickinson, drawn on Garretson, Collector.....	66 66
Voucher No. 49.	Janitor's wages, December, drawn on Garretson, Collector.....	10 00
Voucher No. 50.	For grading around schoolhouse, drawn on Garretson, Collector.....	18 75
Voucher No. 51.	For grading around schoolhouse, drawn on Garretson, Collector.....	102 75
	December, 1891, cash from Moravian Church upon assignment of mortgage of Mary E. Vreeland	500 00
Voucher No. 52.	For shovel and duster for schoolhouse, drawn on Garretson, Collector.....	1 15
Voucher No. 53.	For Teacher's wages, Vernovy, drawn on Garretson, Collector.....	50 00
Voucher No. 54.	For copying and correcting assessment roll, drawn on Garretson, Collector.....	12 50
Voucher No. 55.	For making tax list, drawn on Garretson, Collector	12 50
Voucher No. 56.	For stove and fixtures for heating water in basement, drawn on Garretson, Collector....	8 80
Voucher No. 57.	For account fencing school lot, drawn on Garretson, Collector.....	150 00
Voucher No. 58.	For Teacher's wages, Dickinson, drawn on Garretson, Collector.....	66 66
Voucher No. 59.	For Teacher's wages, Vernovy, drawn on Garretson, Collector.....	50 00
Voucher No. 60.	For Janitor's wages, drawn on Garretson, Collector	10 00
Voucher No. 61.	For freight on school supplies, drawn on Garretson, Collector.....	40

Voucher No. 62.	For additional insurance drawn on Garretson, Collector	5	81
Voucher No. 63.	For Teacher's wages, Dickinson, drawn on Garretson, Collector	66	66
Voucher No. 64.	For Teacher's wages, Vernovy, drawn on Garretson, Collector	50	00
Voucher No. 65.	For Janitor's wages, drawn on Garretson, Collector	10	00
Voucher No. 66.	For fencing school lot, balance in full, drawn on Garretson, Collector	167	55
	Public money, March 28, 1892, for First District quota	100	00
	For aggregate attendance	\$109	94
	And library	4	63
		114	57
Voucher No. 67.	For Teacher's wages, Dickinson, drawn on Credo, Supervisor	66	66
Voucher No. 68.	For Teacher's wages, Vernovy, drawn on Credo, Supervisor	50	00
Voucher No. 69.	Janitor's wages, drawn on Garretson, Collector	10	00
Voucher No. 70.	For fitting bolts and locks on schoolhouse, drawn on Garretson, Collector	1	25
Voucher No. 71.	For trees for schoolhouse grounds, drawn on Garretson, Collector	34	00
Voucher No. 72.	For Teacher's wages, Dickinson, drawn on Credo, Supervisor	66	66
Voucher No. 73.	For Teacher's wages, Vernovy, drawn on Credo, Supervisor	31	25
Voucher No. 74.	For Janitor's wages drawn on Garretson, Collector	10	00
Voucher No. 75.	For legal services in road matter, drawn on Garretson, Collector	173	10
Voucher No. 76.	For Teacher's wages, Vernovy, drawn on Garretson, Collector	18	75
Voucher No. 77.	For Teacher's wages, Dickinson, drawn on Garretson, Collector	66	66
Voucher No. 78.	Teacher's wages, Vernovy, drawn on Garretson, Collector	50	00
Voucher No. 79.	For Janitor's wages, drawn on Garretson, Collector	10	00
Voucher No. 80.	Teacher's wages, Dickinson, drawn on Garretson, Collector	66	66
Voucher No. 81.	For Teacher's wages, Vernovy, drawn on Garretson, Collector	50	00
Voucher No. 82.	For Janitor's wages, drawn on Garretson, Collector	10	00
Voucher No. 83.	For compensation to District Clerk, drawn on Garretson, Collector	25	00
Voucher No. 84.	For fuel, fourteen tons coal of Eugene O'Reilly, drawn on Garretson, Collector	77	00
Voucher No. 85.	For taking Census, June 30, 1892, drawn on Garretson, Collector	5	00
Voucher No. 86.	For Teacher's wages, Dickinson, drawn on Garretson, Collector	66	73
Voucher No. 87.	For whole amount excise in Nat. Marsh's hands, \$389.11.		
	Apportionment of excise money	389	11
	Amount of taxes assessed to July 25, 1892, in Town of Southfield	1,257	43
	Amount of taxes assessed to July 25, 1892, in Town of Middletown	1,328	39
	Arrears of taxes received from County Treasurer for 1891	291	87
	Amount from sale of old schoolhouse and site, \$1,015.		
	Uncollected taxes for year 1892, July 25, Middletown	\$37	93
	Southfield	189	64
			227 57
	Amount collected, Middletown	\$1,290	46
	Amount collected, Southfield	1,067	79
	Total footing of tax list	2,585	82
	Rate per cent., .00868 mills on a dollar, assessed property in the district as follows:		
	Middletown	\$153,185	
	Southfield	145,151	
		\$298,336	
	Balance, July 25, 1892		715 50
		\$5,500	19
		\$5,500	19
SCHOOL ACCOUNT FOR 1893			
Receipts.			
Balance on hand, July 26, 1892			\$715 50
Taxes collected, Southfield	\$1,359	53	
Taxes collected, Middletown	1,281	54	
			2,641 07
Back taxes received from County Treasurer			194 68
Excise money			891 77
State public money			372 84
Total			\$4,815 86
Expenses Vouchers Drawn.			
No. 1. School Bond No. 2, due August 15, 1892			\$600 00
No. 2. Interest on bonds			240 00
No. 3. Dickinson, Teacher's wages			66 66
No. 4. Excise money drawn from Supervisor	\$342	94	
No. 5. Kuntz, for Janitor's wages			10 00
No. 6. Vermule, for map of Staten Island			7 00
No. 7. Dickinson, Teacher's wages			66 66
No. 8. Vernovy, Teacher's wages			50 00
No. 9. Galloway, for balance in Garretson's hands	\$18	12	
No. 10. J. Whitty, filing Collector's bond			25 00
No. 11. Dickinson, Teacher's wages			66 66
No. 12. Vernovy, Teacher's wages			50 00
No. 13. Kuntz, Janitor's wages			10 00
No. 14. Vreeland, for plank walk			34 35
No. 15. Crabtree, for piano			200 00
No. 16. Agar, Hamblin & Co., books			36 98
No. 17. Agar, Hamblin & Co., books			41 68
No. 18. United States Express Company, expressage on books			65 00
No. 19. Kuntz, Janitor's wages			25 00
No. 20. Dickinson, Teacher's wages			66 66
No. 21. Vernovy, Teacher's wages			50 00
No. 22. Kuntz, Janitor's wages			12 50
No. 23. Hardy, expressage on books			50 00
No. 24. Garretson, acknowledging Trustees' annual report			25 00
No. 25. Julius C. Muller, supplies for school			2 10
No. 26. Mrs. C. Weitzman, stamp for school books			1 00
No. 27. George Menser, supplies for school			4 00
No. 28. Eugene O'Reilly, for coal			60 00
No. 29. Otto Muller, repairing flagstaff, halyards, etc.			1 50

No. 30.	Dickinson, Teacher's wages.....	66 66
No. 31.	Vernovy, Teacher's wages.....	50 00
No. 32.	Kuntz, Janitor's wages.....	12 50
No. 33.	Eve Dickinson, carfare, Pianist for school.....	80
No. 34.	Julius C. Muller, supplies for school.....	3 05
No. 35.	Agar, Hamblin & Co., books.....	6 45
No. 36.	Agar, Hamblin & Co., books.....	68 10
No. 37.	U. W. Becker, disinfectant.....	40
No. 38.	Dickinson, Teacher's wages.....	66 66
No. 39.	Vernovy, Teacher's wages.....	50 00
No. 40.	Kuntz, Janitor's wages.....	12 50
No. 41.	Excise money drawn from Supervisor.....	\$377 23
No. 42.	Eugene O'Reilly, for coal.....	62 50
No. 43.	Seavers, expressage on school books.....	2 00
No. 44.	Dickinson, Teacher's wages.....	66 66
No. 45.	Vernovy, Teacher's wages.....	50 00
No. 46.	Kuntz, Janitor's wages.....	12 50
No. 47.	Munuly & Co., for bell.....	63 50
No. 48.	Public money drawn from Supervisor's hands.....	\$372 84
No. 49.	Dickinson, Teacher's wages.....	66 66
No. 50.	Vernovy, Teacher's wages.....	50 00
No. 51.	Kuntz, Janitor's wages.....	12 50
No. 52.	Julius C. Muller, supplies.....	2 27
No. 53.	Julius C. Muller, supplies.....	2 65
No. 54.	U. W. Becker, turpentine for blackboard.....	25
No. 55.	Dickinson, for slating blackboard.....	2 00
No. 56.	O'Reilly, for coal.....	16 50
No. 57.	Rottman & Schell, coal.....	27 50
No. 58.	Vreeland, work on belfry and hanging bell.....	25 39
No. 59.	Vreeland, repairs to schoolhouse.....	17 61
No. 60.	Hoolihan, for grading.....	45 00
No. 61.	Dickinson, Teacher's wages.....	66 66
No. 62.	Vernovy, Teacher's wages.....	50 00
No. 63.	Kuntz, Janitor's wages.....	12 50
No. 64.	Mrs. A. Verplate, supplies.....	2 03
No. 65.	Hoolihan, grading, balance in full.....	48 58
No. 66.	Evie M. Dickinson, carfare, Pianist.....	2 00
No. 67.	Otto Leinke, repairing shades and flag.....	8 00
No. 68.	Elliott, lawn grass and sheep manure.....	19 00
No. 69.	Dickinson, Teacher's wages.....	66 66
No. 70.	Vernovy, Teacher's wages.....	50 00
No. 71.	Mrs. Kammer, Janitor's wages.....	12 50
No. 72.	Foster, for two hemlock trees.....	1 00
No. 73.	Seaver, expressage on fertilizer and seed.....	1 25
No. 74.	Evie Dickinson, carfare as Pianist.....	1 00
No. 75.	George V. Vreeland, District Clerk.....	25 00
No. 76.	B. Wall, bailing water from cellar.....	3 50
No. 77.	W. Geisser, bailing water from cellar.....	3 50
No. 78.	Excise money drawn from Supervisor.....	\$171 60
No. 79.	Dickinson, Teacher's wages.....	66 66
No. 80.	Vernovy, Teacher's wages.....	50 00
No. 81.	Mrs. Kammer, Janitor's wages.....	12 50
No. 82.	Evie Dickinson, carfare, Pianist.....	1 00
No. 83.	Gleason, cutting grass and cleaning walks.....	3 00
No. 84.	Dickinson, Teacher's wages.....	66 74
No. 85.	W. A. Galloway, taking census.....	10 00
No. 86.	Mrs. Kammer, Janitor's wages.....	12 50
Total.....		\$3,162 59
Cash balance remaining in Collector's hands.....		1,653 27
Total.....		\$4,815 86

In the matter of the application of James Vreeland to the Commissioners of the Sinking Fund of The City of New York for a quit-claim deed of certain property in the Borough of Richmond in said City.

County of Richmond, ss.:

John J. Kenney, being duly sworn, says: I reside in the County of Richmond, and am District Attorney of said County. I was School Commissioner of said County during the period from 1887 to 1893. I remember the circumstances connected with the change of site of the schoolhouse of School District No. 3 of the Town of Middletown and Southfield (later changed to No. 5 of Southfield and Middletown). The former site was on the property now owned by James Vreeland and others, at the corner of Richmond road and Four Corners road, at Dongan Hills in said County.

The schoolhouse became old and dilapidated, and in or about the year 1890 proceedings were taken with a view to changing the site of the schoolhouse and to erecting a new schoolhouse on the new site. I was familiar with the statutes in force at that time governing the change of schoolhouse sites, and the sale of former sites, viz.: Sections 20 and 21 of "An Act to revise and consolidate the general acts relating to public instruction," and throughout my term as School Commissioner I was careful and particular in seeing that the requirements of this and all other statutes relating to the conduct of the affairs of the school district under my jurisdiction were fully complied with. I gave my consent in writing to the change of site above referred to. I am informed that the original consent cannot be found, owing to the loss or destruction of the records of said school district prior to the latter part of the year 1890, and I have been unable to find any copy thereof, as my official letter-books, which probably contained a letter-press copy of this consent, were turned over by me to my successor, Mr. Yetman.

I am satisfied that all proceedings required by law for the change of site of the school house of said school district were duly had, and that a special meeting was called for that purpose, probably some time during the year 1890, at which a majority voted in favor of the new site. I do not now specifically recall the circumstances of such special meeting, but I am satisfied, owing to the care which I know I took in supervising all such matters which came under my jurisdiction, that everything was done in a regular and lawful manner, as regards the said change of site and the proceedings for the sale of the former site.

Sworn to before me this 1st day of October, 1907.

JOHN J. KENNEY.

FRANK McNALLY, Notary Public, Richmond County, N. Y.

In the matter of the application of James Vreeland to the Commissioners of the Sinking Fund of The City of New York for a quit-claim deed of certain property in the Borough of Richmond in said City.

City and County of New York, ss.:

John H. Van Clief, being duly sworn, says that on the 27th day of September, 1907, he visited the Hall of Records and made a copy of the minutes of School District No. 3 of the Towns of Middletown and Southfield there on file in reference to the annual school meeting held on August 4, 1891, and the adjourned annual school meeting held on August 11, 1891, and that the annexed is a true and complete copy of said minutes of said two meetings with the exception of the portions therein indicated as omitted.

J. H. VAN CLIEF.

Sworn to before me this 8th day of October, 1907.

A. D. GREENFIELD, Commissioner of Deeds, City of New York.

August 4, 1891.

Annual school meeting held at the new schoolhouse, District No. 3, Towns of Middletown and Southfield, was called to order by the Clerk, George V. Vreeland, at 7.50 o'clock p. m.

It was then moved and seconded that Mr. Joseph Young be chosen chairman of the meeting. There being no objection, Mr. Young took the chair.

The clerk then read the minutes of the annual meeting held August 5, 1890.

It was moved and seconded that the minutes be approved as read. Carried.

Mr. Ostrander, Chairman of Trustees, then read the financial report for the year ending July 25, 1891.

(Here follows financial report.)

After some discussion in regard to the bill of expenses of special meeting November 12, 1890, \$12.74, Mr. Hall moved that the bill be amended according to law; seconded by Mr. W. A. Cleveland. Carried.

It was then moved and seconded that the Trustees' report be accepted with the above exception. Carried.

Next thing in order is to elect a Trustee for three years in the place of Mr. Henry Hall, whose term of office has expired.

Mr. Tunis E. Butler nominated Mr. C. L. Perine, seconded by Mr. Wilson A. Cleveland.

Mr. A. Giraud nominated Mr. Charles Whitaker, seconded by Mr. Eugene O'Reilly. The chairman ordered a recess for ten minutes to prepare ballots for Trustee.

After recess the chairman appointed Messrs. E. Whalen and Clarence Burgher tellers.

One hundred and six persons voted for Trustee, as follows:

Frank Paynton, A. Schnoof, Tunis E. Butler, G. Truine, William Brown, Charles Whitaker, B. Wall, Otto Muller, A. Giraud, Charles Morgan, Sr., H. L. Cleveland, E. Whalen, J. Castel, J. L. Garretson, George V. Vreeland, M. Giraud, John Pursell, C. L. Perine, A. Quince, A. Schultz, N. J. Ostrander, E. O'Reilly, E. H. E. Barnes, Charles Schultz, Jr., W. J. Cook, C. Foster, James Vreeland, G. Tarter, G. Farolo, J. Kadletz, M. Hecht, A. Tauner, C. Worthermiller, J. Higgins, George Alter, H. E. Clark, Max Drucker, James Kaminer, A. P. Semlar, John Burnes, G. Verplatz, W. A. Batchelor, Thomas Howland, Peter Connors, H. Stoltic, John J. Foley, C. Delmar, H. Beinert, Thomas Luby, A. Werthmuller, W. A. Cleveland, F. C. Dennis, William Sharrot, B. Lagomarsino, J. W. V. Perine, Thomas Sharrot, William Schult, Peter Johnson, L. A. Seaver, John Kuste, George Leston, Charles Schultz, Sr., E. Burbank, Otto Links, B. A. Galloway, James Passmore, Angelo Fritto, H. E. Cleveland, A. Carr, Louis Martin, H. Hall, G. W. Sauer, James Hoolihan, W. H. Hasbrouck, Pierce Purcell, Eugene Bulen, Robert Payton, A. Lacomice, Thomas Tully, M. McCluskey, Jr., A. Barronic, George Symington, W. Butler, Joseph Teril, R. Rogers, James Connelly, Antonio Asonia, James Conway, Joseph Laufter, Joseph Butner, M. Gleason, Joseph H. Egbert, M. McCluskey, James Sharrot, Joseph Dixon, P. Kenney, Mrs. M. Eichmeyer, Mrs. E. Kadletz, Mrs. Whitaker, Mrs. Linke, Mrs. Hallet, Mrs. R. Barnes, Mrs. L. J. Cleveland, Mrs. E. Burbank, Mrs. G. W. Sauer, Miss N. Giraud.

Mr. Charles Whitaker, receiving the majority of votes cast, was declared elected Trustee for three years.

The next business in order was to elect a District Clerk for one year.

Mr. Wilson A. Cleveland nominated George V. Vreeland, seconded by Mr. W. H. Hall. There being no other nominees Mr. Charles Morgan cast one ballot for George V. Vreeland and he was declared elected for one year.

The next business in order was to elect a Collector for one year.

(Then follows the election of Collector.)

Mr. J. L. Garretson receiving the majority of the 106 votes cast for Collector was declared elected Collector for one year.

Mr. Tunis E. Butler then moved that the meeting adjourn for one week from this date (August 4) at 8 o'clock p. m., seconded by Mr. H. E. Cleveland. Carried.

August 11.

Adjourned annual school meeting held at the schoolhouse was called to order by the Chairman, Mr. James J. Young, at 8 o'clock p. m.

The Collector, Mr. Galloway, then read his report for the year ending July 25, 1891. (Then follows the Collector's report.)

On motion of Mr. W. H. Hall, and seconded by Mr. Charles Morgan, the Collector's report was accepted as read.

(Then comes the appropriations estimated to be necessary for carrying on the school for the ensuing year.)

Next in order was a report on old school site. Mr. N. J. Ostrander reported that the school site and building was offered for sale by Auctioneer D. T. Cornell on January 7, 1891. The following letter was then read by the Clerk:

"CLIFTON, S. I., July 16, 1891.

"N. J. OSTRANDER, Esq., Chairman, Board of Trustees, District No. 3:

"DEAR SIR—Your favor 13th inst. received. In reply, would say that the school-house of your district was not sold at auction the day it was offered, nor has it been sold since. As you know, Mr. Robert Goggin came in and bid on the property to protect the Board of Trustees. So that it just stands to-day as it did the day we offered it for sale.

"Respectfully yours,

"D. T. CORNELL."

Mr. Ostrander reported that the Trustees were ready to do anything the meeting desired in regard to the old school site.

Mr. W. H. Hasbrouck then made the following motion (in writing), seconded by A. B. Giraud:

MIDDLETOWN, August 11, 1891.

I move that the Trustees be empowered to sell the old school property at auction for any price above \$1,000, and with such reasonable restrictions as they may provide.

W. H. HASBROUCK,

A. B. GIRAUD.

The motion was then put before the house and carried; only one answered "No."

Mr. Hall then moved to adjourn, seconded by Mr. W. A. Galloway. Carried.

GEO. V. VREELAND, Clerk.

In the matter of the application of James Vreeland to the Commissioners of the Sinking Fund of The City of New York for a quit-claim deed of certain property in the Borough of Richmond in said City.

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

Charles W. Schutzendorf, being duly sworn, says: I reside at Port Richmond, in the Borough of Richmond, City of New York, and am a real estate broker by occupation. I am associated in business with Daniel T. Cornell, auctioneer and real estate broker, who has his office at No. 38 Water street, Stapleton, Borough of Richmond, City of New York, and was associated with him during the year 1891, his office being at that time at No. 8 Amos street, Clifton, Staten Island.

I remember the circumstances of the resolution for the sale of the old school-house site offered by Mr. W. H. Hasbrouck at the meeting of School District No. 3, of the Towns of Middletown and Southfield, on August 11, 1891, and passed at that meeting, said resolution being set forth in the copy of said minutes annexed to the affidavit of John H. Van Clief verified October 8, 1907, which I have read. I made a draft of said resolution prior to the meeting and took it over to the meeting and gave it to some one at the meeting.

I remember the circumstances of the sale of said old school site which was held on September 9, 1891, and have further refreshed my recollection as to the same by examining the books and memoranda in the said Cornell's office. There were a number of persons present at said sale and three bids were made, the first being \$1,000, the next \$1,005, and the next \$1,015, the last bid being made by or on behalf of Mrs. Mary E. Vreeland and the property being struck down to her at that price. At the time of sale Mrs. Vreeland paid \$101.50, being 10 per cent. of the purchase price, in addition to the auctioneer's fee, and the balance was paid to the trustees at the closing of the title.

I have found among the papers on file a copy of the advertisement of such sale which was published in the "Staten Island Leader" and in the "Staten Islander," and the same is annexed hereto.

The road referred to in said advertisement as Toadt Hill road is the same road now known as the Four Corners road, and was known by various names at different times, being formerly known as the road leading up Castleton Hill from John B. Woods.

CHAS. W. SCHUTZENDORF.

Sworn to before me this 29th day of October, 1907.

J. H. VAN CLIEF, Notary Public, Richmond County.

D. T. Cornell, Auctioneer, will sell at public auction Wednesday, September 9, 1891, at 12.30 p. m., on the premises, on Richmond road, corner Toadt Hill road, Garretson Station, the property known as the old school site, consisting of house and three lots of land. This property is well located and only a short distance from station on the main road of the county, and is very desirable in every way. It is adapted for any business. Sale positive.

By order of resolutions passed by the taxpayers of that district.

E. H. OSTRANDER,
J. KADLETZ,
CHAS. WHITTAKER.
Trustees.

For maps and further information apply to D. T. Cornell, auctioneer, No. 8 Amos street, Clifton, Staten Island.

Examine this property at once.

In the matter of the application of James Vreeland to the Commissioners of the Sinking Fund of The City of New York for a quit-claim deed of certain property in the Borough of Richmond in said City.

City and County of New York, ss.:

Irving S. Carmer, being duly sworn, says: I am an attorney-at-law, having an office at No. 56 Wall street, Borough of Manhattan, New York City.

During the year of 1902 I was employed by Hon. George Cromwell to search the title of the Vreeland property, he having made a contract with Mr. Vreeland to purchase the same. In the course of my examination I found that the corner plot had formerly been owned by the school district. In order to ascertain whether the school house site had been sold according to the provisions of the statute, I had occasion to search for the minute books of the old School District No. 3, subsequently, I believe, known as School District No. 5. I succeeded in finding in the Comptroller's office of The City of New York, in the Stewart Building, the minute books of said district, known as "Catalogue of Expert Accountants, Record No. 833," said minutes beginning with the latter part of the year 1890. I was never able to find the minute book of said district which contained the minutes of the meeting of August 5, 1890. I made a most careful search among all the school records in the Comptroller's office in said Stewart Building, and also made a most careful and personal search among the records in the Board of Education, Fourth avenue and Fifty-ninth street. I also went with George Vreeland, now deceased, to the schoolhouse at Stapleton, and searched among various papers in said schoolhouse, but did not find the missing minute book. I then made a search at the City Clerk's office in New Brighton, going through further records, but without success.

In examining the minute books, Catalogue of Expert Accountants, Record No. 833, at about page 32, under date of February, 1891, I found a memorandum substantially as follows:

SUPREME COURT, RICHMOND COUNTY.

Van Hovenberg & Holt, Attorneys for Relator.

People ex rel. Tunis E. Butler against George Vreeland.

A motion dated the 12th day of January, 1891, for a mandamus to compel defendant to make and serve a copy of all minutes of the School Trustees from August, 1888, to date of the motion.

It appears from the minutes that this matter was discontinued by stipulation of January 15, 1890 (evidently intended for 1891). It also appears from the same minutes that copies were made by relator's attorneys at the house of Mr. Kadletz. Subsequently to my finding this memorandum I applied to Mr. Wm. T. Holt, the surviving member of the former firm of Van Hovenberg & Holt, for information, and especially as to whether he had or knew of the existence of copies of the old school minutes, and my recollection now is that Mr. Holt stated that he knew nothing about it, and had no copies of said minutes.

George V. Vreeland, since deceased, who was the Clerk of said School District at the time of the sale of the property and down to the time of consolidation, and whom I had asked to assist me in the search for the old minute books, reported that after diligent searching and inquiry he had been informed that a few days before consolidation the minute books of School District No. 3 had been taken and placed in the safe in the schoolhouse at Stapleton, and that a day or so after that, either just before or just after consolidation, these books had been taken from the safe and placed in an express wagon, with instructions to take them to New York to the Comptroller; but as it was late the expressman had driven his wagon to some shed, either in Stapleton or nearby, leaving the books in the wagon, and that during the night the shed, wagon and contents had been destroyed by fire. At the time Mr. Vreeland made this statement I had every reason to believe, and still believe, that he truthfully stated to me the information that he had obtained as to the destruction of these books. He, as stated to me, did not know whether the missing minute book was a part of the contents of this wagon or not.

During the time I was endeavoring to clear up the title so that I might advise Mr. Cromwell to take it, Mr. James Vreeland and his son, George, were exceedingly anxious that the contract might be closed, and then rendered to me, as I believe, honestly and conscientiously, all the assistance it was possible for them to render in aiding to trace the missing books and to ascertain whether or not the consent of the School Commissioner had been given.

In regard to the books being packed in an express wagon, Mr. George V. Vreeland stated he did not know what express company it was, or the name of the driver, nor could he definitely locate the place where the alleged fire was supposed to have taken place.

My recollection is that Mr. George V. Vreeland had nothing to do with placing the school minute books above referred to in the safe in the schoolhouse at Stapleton, but that it was customary during the time that he was Clerk of the School Board to have the books left in the custody of Mr. Kadletz, one of the Trustees of the School District, who then resided on Seaview avenue, a short distance south of the Richmond road.

I do not think personally that either James Vreeland or his son, George, now dead, had anything to do with the disappearance of the minute books of School District No. 3. George Vreeland and his father, up to the time that I called their attention to the snag in the record title of the schoolhouse site, were of the firm opinion and belief that they had a perfectly good title to the property, and that the same had been sold in a regular way. I do not think, however, that at the time they bought the property they had any counsel to represent or advise them in any way as to whether the sale was valid or not. I never heard either James Vreeland or his son, George, make any mention of counsel being employed at the time.

IRVING S. CARMER.

Sworn to before me this 7th day of October, 1907.

FRANK E. PHILLIPS, Commissioner of Deeds, City of New York.

In the matter of the application of James Vreeland to the Commissioners of the Sinking Fund of The City of New York for a quit-claim deed of certain property in the Borough of Richmond in said city.

City and County of New York, ss.:

John H. Van Clief being duly sworn, says: On September 30, 1907, I went to Albany in company with Mr. James Vreeland, the petitioner herein, and made a careful search of the records and papers on file in the Department of Education of the State of New York, having been informed that there was a possibility that the minutes of School District No. 3 of the Towns of Middletown and Southfield prior to October, 1890, has been transmitted to Albany by Mrs. West, who was the School Commissioner of Richmond County at the time of consolidation with The City of New York. We were unable to find such minutes or any papers relating to said school district at said Department. We were assisted in such search by Mr. Thomas E. Finegan, who, at my request, wrote me a letter, the original of which is hereto annexed.

J. H. VAN CLIEF.

Sworn to before me this 31st day of October, 1907.

A. D. GREENFIELD, Commissioner of Deeds, City of New York.

September 30, 1907.

Mr. JOHN H. VAN CLIEF, Dongan Hills, Richmond County, N. Y.:

DEAR SIR—Replying to your personal request of to-day, I inform you that I am unable to find on file in this Department any records of former School Commissioner

John J. Kenny of Richmond County or of former School Commissioner Julia K. West of that county which were transmitted to this Department at, previous or since the time Richmond County became a part of The City of New York. This Department is not the proper place for filing papers or documents of that character and for this reason I am of the opinion that such documents were never forwarded here. Had such documents been forwarded it is probable that the officer in the Department receiving them would have returned them to Mrs. West or whoever might have sent them here with instruction that such papers be filed at the proper place.

Respectfully yours,

THOS. E. FINEGAN.

In connection therewith the Comptroller presented the following reports and offered the following resolution:

DEPARTMENT OF FINANCE, {
November 4, 1907. }

Hon. HERMAN A. METZ, Comptroller:

SIR—James Vreeland, in a verified petition, addressed to the Commissioners of the Sinking Fund, asks for a release of the City's interest in an old school site at Four Corners road and Richmond road, former Town of Southfield, Richmond County. The necessity for the application is brought about by a peculiar combination of circumstances which involve certain legal points. My recommendation is, therefore, that the matter be referred to the Corporation Counsel for his opinion as to the proper course to pursue in view of the following statement of facts:

It appears from the petition and affidavits attached, that on August 5, 1890, the Trustees of School District No. 3 (later No. 5), of the Towns of Southfield and Middletown, adopted a resolution authorizing the sale of "the old school site" (the one in question) at auction. The minutes of this meeting are evidently lost or destroyed as, according to various affidavits, diligent search for them has ended in failure. It is assumed that the resolution was adopted at a meeting August 5, 1890, because the minutes of the meeting of December 5, 1890, have been found and copied, a transcript being included in the petition, in which reference is made to the meeting. The minutes of December 5, 1890, show that the sale of the plot was called for January 7, 1891, at 2 p. m. It was also directed that the sale be advertised in the "Staten Islander" and "Staten Island Leader" until day of sale.

An examination of the files of the "Staten Islander" shows that up to December 24, 1890, an advertisement appeared referring to the school site for sale. The detailed description of the property is given below.

No minimum price was stated until after December 27, 1890, when the following clause was added to the advertisement: "\$1,500 being the lowest price that it will be sold for." On January 7, 1891, the sale was held and the property knocked down to Robert Goggin, the highest bidder, for \$1,525. Mr. Goggin bought the property to protect the Board of Trustees.

This was officially stated to the Board of Trustees in meeting on August 11, 1891. At the same meeting Mr. W. H. Hasbrouck made a motion in writing to the effect that the Trustees be empowered to sell "the old school property at auction for any price above \$1,000, and with such reasonable restrictions as they may provide." The motion was carried, only one negative vote being recorded.

In September, 1891, the following notice appeared in the "Staten Islander":

"D. T. Cornell, auctioneer, will sell at public auction Wednesday, September 9, 1891, at 12.30 p. m., on the premises, on Richmond road, corner Toadt Hill road, Garretson Station, the property known as the old school site, consisting of house and three lots of land. This property is well located and only a short distance from station on the main road of the county, and is very desirable in every way. It is adapted for any business. Sale positive.

"By order of resolutions passed by the taxpayers of that district.

E. H. OSTRANDER,
J. KADLETZ,
CHAS. WHITTAKER.
Trustees.

"For maps and further information apply to D. T. Cornell, auctioneer, No. 8 Amos street, Clifton, S. I.

"Examine this property at once."

Such is the history of the transaction. Now the difficulty which makes a petition for release necessary is this: Section 20 of "An Act to revise and consolidate the general acts relating to public instruction," as amended by chapter 331, section 4, Laws of 1888, provided that:

"So long as a district shall remain unaltered the site of a schoolhouse owned by it, upon which there is a schoolhouse erected or in process of erection, shall not be changed, nor shall such schoolhouse be removed, unless by the consent in writing of the School Commissioner having jurisdiction, nor with such consent unless a majority of all the legal voters of said district present and voting, to be taken by recording the ayes and noes at a special meeting called for that purpose, shall be in favor of such new site."

Section 21 of the said act provided "Whenever the site of a schoolhouse shall have been changed, as herein provided, the inhabitants of a district entitled to vote, lawfully assembled at any district meeting, shall have power by a majority of the votes of those present, to direct the sale of the former site or lot and the buildings thereon and appurtenances, or any part thereof, at such price and upon such terms as they shall deem proper; and any deed duly executed by the trustees of such district, or a majority of them, in pursuance of such direction, shall be valid and effectual to pass all the estate or interest of such school district in the premises, and when a credit shall be directed to be given upon such sale for the consideration money or any part thereof, the trustees are hereby authorized to take, in their corporate name, such security, by land and mortgage or otherwise, for the payment thereof as they shall deem best, and shall hold the same as a corporation and account therefor to their successors in office and to the district, in the manner they are now required by law to account for moneys received by them, and the trustees of any such district for the time being may, in their name of office, sue for and recover the moneys due and unpaid upon any security so taken by them or their predecessors."

The Title Guarantee and Trust Company, after an examination of the title, raised the objection that there is no proof that, prior to the conveyance to Mrs. Vreeland, the sale of the school site had been duly authorized in the manner required by law. The authorization of the sale was supposed to have been made at the meeting of August 5, 1900, the minutes of which cannot be found. It will be noticed that the public advertisement offering the property announced that the sale was by virtue of a resolution of the annual meeting held August 5, 1900. Resolutions adopted at the meeting of December 5, 1890, refer to the authorization of the sale by meeting of August 5, 1890. These would indicate that there was a meeting and that action regarding the school site was taken on that date, but the question is whether such assumptions are sufficient to replace the lost minutes.

Another objection is that the consent in writing of the School Commissioner to the sale of the site is missing. Attached to the papers is an affidavit of John J. Kenny, present District Attorney of Richmond County, who was School Commissioner from 1887 to 1893. Mr. Kenny says that he gave his consent in writing to the change, but has been unable to find any copy of the instrument. The question here is whether this affidavit is sufficient in the absence of a copy of the original consent.

The law required that a vote on a proposition to change a school site should be taken "at a special meeting called for the purpose," probably some time during the year 1890. Is this sufficient to constitute legal proof that the meeting of August 5, 1900, was a special meeting called for the purpose of voting on the change.

Three descriptions of the property are at hand. The public advertisement described it as follows:

Under and by virtue of a resolution of the annual meeting of the inhabitants of School District No. 3 in the Towns of Middletown and Southfield, Richmond County, N. Y., held in the school house in said district on the evening of the 5th day of August, 1890. The trustees having been authorized by said resolution to sell at public auction the site with the buildings thereon erected, now owned by the said district and occupied as a public school, notice is hereby given that the said Trustees will offer the said property for sale at public auction at the Village Hall in the Village of Edgewater on the 7th day of January, 1891, at 10 o'clock a. m., on that day, being the following described premises, to wit:

All that certain lot of land with the buildings thereon erected, situate, lying and being in the Town of Middletown, County of Richmond and State of New York.

Beginning at a point on the northerly side of the road leading up Castleton Hill, from John B. Woods' corner by a stake, and running along said road south 69 degrees and 30 minutes, east 125 feet to a lot of land which John Burger, now deceased, sold and converted to Richard Tysen by deed dated February 7, 1850, recorded in the Clerk's office in said County in Liber 20 of Conveyances, page 334; thence running along the line of said land of said Tysen north 41 degrees, east 42 feet 4 inches; thence continuing along said land north 25 degrees, east 37 feet and 8 inches; thence north 79 degrees, west 145 feet; thence south 17 degrees and 40 minutes, west 50 feet to the place of beginning, containing 957 square yards of land, be the same more or less bounded as follows: Southerly by the road leading up the hill, by John B. Woods, westerly and northerly by land of said Stephen Marling and easterly by said land of Richard Tysen; also the right and privilege to use the said premises as conveyed by said John Burger to Richard Tysen in every respect as they, the parties of the second part, would be entitled to if the said premises were a common public highway adjoining said hereby granted land to the full extent that the said right and privilege was reserved in the said deed from John Burger to said Richard Tysen above referred to.

The deed to Mrs. Vreeland gives this description:

Beginning at a point on the northerly side of the road leading up Castleton Hill, from John B. Woods by a stake, and running along said road south 69 degrees and 30 minutes east 125 feet to a lot of land which John Burgher, now deceased, conveyed to Richard Tysen by deed dated February 20, 1850, recorded in Clerk's office in said County in Liber 20 of Conveyances, page 334, etc.; thence running along the line of said land of said Tysen north 41 degrees, east 42 feet 4 inches; thence continuing along said land north 25 degrees, east 37 feet 8 inches; thence north 79 degrees, west 145 feet; thence south 17 degrees and 30 minutes, west 50 feet to the point or place of beginning, containing 957 square yards, be the same more or less. Bounded as follows: Southerly by road leading up the hill by John B. Woods, westerly and northerly by land now or late of Stephen Marling and easterly by said land of Richard Tysen, also the right and privilege to use said premises so conveyed by said John Burgher to said Richard Tysen in every respect as they, the said parties of the second part, would be entitled to if the said premises were a common public highway adjoining said hereby granted land to the full extent that the said right and privilege was reserved in the said deed from said John Burgher to said Richard Tysen above referred to.

The petition seeking the release thus describes the property:

Beginning at a point on the northerly side of the road known as the Four Corners road, said point being marked by a stake and being distant westerly 125 feet 3 inches, more or less, from the corner formed by the intersection of the said northerly side of the Four Corners road and the westerly side of the Richmond road; running thence south 69 degrees 30 minutes east along the said Four Corners road to the said corner of the said Four Corners road and the Richmond road; thence along the westerly side of said Richmond road north 41 degrees 47 minutes, east 42 feet 4 inches to a post; thence still along said side of said road north 18 degrees 45 minutes, east 37 feet 8 inches to a post; thence north 80 degrees 22 minutes, west 145 feet to a post; thence south 17 degrees 1 minute west 50 feet to the point or place of beginning, be the said several dimensions more or less. Containing about 957 square yards, be the same more or less.

It will be noticed that no two are precisely alike. A survey which accompanies the petition records the degrees in figures at variance with the written description, a matter of considerable importance as the direction of the lines is a factor.

A schedule purporting to show the receipts and expenditures of School District No. 5, Southfield and Middletown, for the year commencing July 25, 1891, contains an item of \$515 cash received from Mary Vreeland and \$500 cash from the Moravian Church upon assignment of mortgage of Mary E. Vreeland.

If Mrs. Vreeland paid her money in good faith and the deed was given by the trustees in the same spirit, justice would indicate her successors are entitled to the property which was bought and paid for. Whether they can perfect their title in the absence of certain proofs required by law, is a legal question, and I would therefore recommend that the matter be referred to the Corporation Counsel for his opinion on the case generally and the following points specifically:

First—Was the meeting of August 5, 1900, at which the sale of the site is supposed to have been authorized "a special meeting called for that purpose" as required by the act?

Second—Is the affidavit of John T. Kenney, then school commissioner, that he gave his consent in writing, no copy of which can be found, sufficient to meet the requirements of the act?

Third—Was the meeting of August 11, 1891, at which it appears that the trustees were empowered to sell the site, "a special meeting called for that purpose" within the meaning of the act?

Fourth—Did the insertion of a minimum price into the public advertisement a few days before the sale, which price had not appeared before, have any effect on the legality of the sale?

Fifth—Did the omission of a detailed description of the property in the advertisement of the second sale, by its indefinite character, affect the legality of the sale?

Sixth—Counsel for the petitioner states that the difference in the names of bounding roads is due to the fact that the descriptions in the deed and advertisement are old style, while that in the petition is modern. Is it necessary to secure further evidence that the properties are the same?

Seventh—In case all the steps taken by the parties to this proceeding are found to be in accordance with the law, what procedure should be followed in order to perfect the title of the petitioner?

Eighth—Is the interest of the City substantial or nominal in this property and may the Commissioners of the Sinking Fund properly execute a release to the petitioner?

Ninth—The attention of the counsel for the petitioner was called to the difference in the various descriptions. He said that a release describing the property as it is described in the deed to Mrs. Vreeland, or merely referring to it as "the old school site," will be satisfactory. In case a release should be granted, how should the property be described?

Respectfully submitted,

ROBERT JORDAN, Examiner.

Approved:

H. A. Metz, Comptroller.

LAW DEPARTMENT,
OFFICE OF THE CORPORATION COUNSEL,
NEW YORK, May 29, 1908.

Hon. HERMAN A. Metz, Comptroller:

SIR—I have had under consideration in the above entitled matter the following papers transmitted with your communication of November 13, 1907:

1. Petition of James Vreeland, verified September 16, 1907, with its accompanying affidavits, survey and exhibits.

2. Certain affidavits of John J. Kenney, J. H. Van Clief and Irving S. Carmer, verified in October, 1907, together with communication from New York State Education Department of date the 30th of September, 1907.

3. Report of Robert Jordan, Examiner, dated November 4, 1907.

The premises of which the applicant Vreeland is in possession as tenant for life, and as owner of an undivided one-third interest in fee, are located in the Borough of Richmond in the former Town of Southfield, and are shown by the survey (Exhibit A) annexed to the petition, as situated on the northwesterly corner of Richmond road and the Four Corners road, being marked thereon B-1. These premises were the subject of a grant made by "Nathaniel A. Ostrander, John Kadletz and Charles Whitaker, as Trustees of School District No. 5 of the Town of Southfield (formerly School District No. 6 of Castleton, and later No. 3 of Towns of Southfield and Middletown), County of Richmond," under date of September 30, 1891, to Mary E. Vreeland, who was the petitioner's wife, and who has since the date of such conveyance departed this life leaving her surviving her husband (whose present estate has heretofore been stated), and also certain heirs at law named in the petition, who are the owners of the remainder in fee.

It appears that the petitioner and these heirs at law are desirous of completing a contract of sale of the premises; but that objection to the petitioners' title is made because of certain informalities in the procedure had by the school authorities preliminary to the above mentioned conveyance made by Trustees Ostrander, Kadletz and Whitaker.

The sale of real estate held by school districts was at the time of this conveyance, regulated by chapter 555, Laws of 1864, entitled

"An Act to revise and consolidate the general acts relating to Public Instruction,"

As amended by chapter 331 of the Laws of 1888, entitled:

"An Act to amend chapter five hundred and fifty-five of the laws of eighteen hundred and sixty-four, entitled 'An Act to revise and consolidate the general acts relating to Public Instruction.'"

The provisions of these statutes material to the present inquiry are as follows:

"Title VII.—Of school district and neighborhood meetings, and of the choice, duties and powers of school district and neighborhood officers."

* * * * *

Second Article—Of district schoolhouses and sites.

* * * * *

"Section 20. So long as a district shall remain unaltered, the site of a schoolhouse owned by it, upon which there is a schoolhouse erected, * * * shall not be changed, nor such schoolhouse be removed, unless by the consent, in writing, of the school commissioner having jurisdiction; nor with such consent unless a majority of all the legal voters of said district present and voting, to be ascertained by taking and recording the ayes and noes, at a special meeting called for that purpose, shall be in favor of such new site." (Title seven, section 20, ch. 555, L. 1864, as amended by ch. 331, L. 1888, section 4).

"Section 21. Whenever the site of a schoolhouse shall have been changed, as herein provided, the inhabitants of a district entitled to vote, lawfully assembled at any district meeting, shall have power, by a majority of the votes of those present, to direct the sale of the former site or lot and the buildings thereon and appurtenances, or any part thereof, at such price and upon such terms as they shall deem proper; and any deed duly executed by the trustees of such district, or a majority of them, in pursuance of such direction, shall be valid and effectual to pass all the estate or interest of such school district in the premises, and when a credit shall be directed to be given upon such sale for the consideration money or any part thereof, the Trustees are hereby authorized to take in their corporate name such security by bond and mortgage or otherwise for the payment thereof as they shall deem best, and shall hold the same as a corporation, and account therefor, to their successors in office and to the districts, in the manner they are now required by law to account for moneys received by them; * * *." (Ch. 555, L. 1864, title VII., article 2, section 21.)

The specific objections to the title seem to be: (1) The absence of proof that the then School Commissioner for Richmond County gave the consent in writing required for change in site of the school in the district as then constituted; (2) The absence of proof that by a majority aye-and-noe vote taken and recorded at a special meeting of the legal voters called for that purpose, such change of site was authorized; and (3) The absence of proof of due authorization of such sale.

I am of opinion that, regarded from the technical standpoint, these defects constitute valid objections to the title. I am likewise of opinion that the testimony offered by the way of affidavit, made by the then School Commissioner, tending to show due granting of the consent required by the above quoted statute, may not be received or considered by the Commissioners of the Sinking Fund, in view of the lack of any contemporaneous record or reference to such consent in either the School Commissioner's own records or the records of the School District itself.

With respect to the second objection, there is a complete absence of legal evidence, either direct or inferential, tending to establish as matter of fact that any special meeting called for that purpose was ever held authorizing a change of site, as required by section 20 of the Public Instruction Act above cited; and it will be observed that the affidavits attempting to supply the lack of proof under this head refer to this meeting as "called for that purpose probably sometime during the year 1890;" and (in another of the affidavits) "according to the best recollection and belief of deponent a special meeting was duly called and held prior to said annual meeting [i. e., that of August, 1890] for the purpose of changing the site of said schoolhouse, and a majority of all the legal voters of said district present and voting, ascertained by taking and recording the ayes and noes, voted in favor of such new site."

With respect to the third objection, the lack of direct proof of due authorization of the sale at the annual meeting of August 5, 1890, is supplied by the reference to such authorization as having been given at such annual meeting contained in minute of Trustees' meeting of December 5, 1890; and in any event a sufficient authorization was had at the adjourned annual meeting held August 11, 1891, at which, by vote of those present, the Trustees were "empowered to sell the old school property at auction for any price above one thousand dollars, and with such reasonable restrictions as they may provide."

The attitude of the City on the present application must be predicated notwithstanding the serious defects in the plaintiff's title upon the practical position which, as matter of law, it would have to occupy if it were engaged in an action to recover possession. The fact that the proceeds of this sale have been so carefully traced into the custody of the officers then legally charged with their receipt, and that, more than this, the funds seem to have been duly accounted for by the Trustees, would beyond doubt constitute an estoppel binding upon the City; this entirely apart from any other of the points upon which it would be necessary to be well fortified, and in which from the purely legal standpoint the City's case is lacking.

I am of opinion upon all the facts, and I therefore certify that the City's title to these former schoolhouse premises is a mere cloud upon the title of the private owners.

The papers transmitted with your communication are herewith returned.

Respectfully yours,

G. L. STERLING, Acting Corporation Counsel.

June 29, 1908.

Hon. HERMAN A. Metz, Comptroller, No. 280 Broadway, New York City:

DEAR SIR—Your representative called here this morning to see whether the President of the Borough would have any use for the old school site at the corner of Four Corners road and Richmond road.

If I remember correctly, this matter has been before us before, and we reported that we could see no City use for this property at the present time or in the reasonably near future, and that is still our view of the case; so that it would seem perfectly proper, as far as the President of the Borough is concerned, that the City should sell the property for private uses.

Yours respectfully,

GEORGE CROMWELL, President of the Borough.

By LOUIS L. TRIBUS, Commissioner of Public Works.

DEPARTMENT OF FINANCE,
June 29, 1908.

Hon. HERMAN A. Metz, Comptroller:

SIR—Some time ago George C. Greenfield, an attorney, filed a petition on behalf of James Vreeland, asking for a release of the interest of the City in and to an old school site at Four Corners road and Richmond road, in the former Town of Southfield, S. I.

The property was duly sold after public auction in accordance with the direction of the local School Trustees of the district; a deed of conveyance was executed by the School Trustees to Mrs. Mary E. Vreeland, who bought in the property for the sum of one thousand and fifteen dollars, which was paid \$515 in cash and \$500 by mortgage. The details are set forth in the report hereto attached.

One of the title companies raised an objection that the minute books containing a record of the meeting at which the sale was first authorized have been lost, and therefore required a release of the City's interest remaining in the property.

The Corporation Counsel, under date of May 29, 1908, certified that the interest of the City is nominal. I have examined the original minutes of the School Trustees of Southfield, covering a series of meetings immediately succeeding that of August 5, 1890, when the original authorization was made.

There are several references to the sale of the old school site, but the following are particularly pertinent. The minutes are contained in a volume known as 833-A in Room 2-A of the Hall of Records. At an adjourned annual school meeting held August 11, 1891 (see page 81), the minutes show the following record:

"Next in order was a report on old school site. Mr. N. J. Ostrander reported that the school site and building was offered for sale by Auctioneer D. T. Cornell on January 7, 1891. The following letter was then read by the Clerk:

"CLIFTON, S. I., July 16, 1891.

"A. J. OSTRANDER, Esq., Chairman, Board of Trustees, District No. 3:

"DEAR SIR—Your favor of 13th inst. received. In reply, would say that the schoolhouse of your district was not sold at auction the day it was offered, nor has it been sold since. As you know, Mr. Robert Goggin came in and bid on the property to protect the Board of Trustees. So that it just stands to-day as it did the day we offered it for sale.

"Respectfully yours,

"D. T. CORNELL."

"Mr. Ostrander reported that the Trustees were ready to do anything the meeting desired in regard to the old school site.

"Mr. W. H. Hasbrouck then made the following motion (in writing), seconded by A. B. Giraud:

"MIDDLETOWN, August 11, 1891.

"I move that the Trustees be empowered to sell the old school property at auction for any price above \$1,000, and with such reasonable restrictions as they may provide.

"W. H. HASBROUCK.

"A. B. GIRAUD."

"The motion was then put before the house and carried. Only one answered 'No.'"

The minutes of the meeting held October 9, 1891, at page 93, show the following:

"The Chairman reported that the old school property was sold at public auction by D. T. Cornell on September 9, 1891, to Mrs. Mary E. Vreeland for the sum of ten hundred and fifteen dollars (\$1,015), and on October 5, 1891, the papers being ready, the Trustees met at the house of Mrs. Vreeland, with a notary, and signed the deed to her, and received from Mrs. Vreeland (according to terms of sale) five hundred and fifteen dollars (\$515) and bond and mortgage for balance, five hundred dollars (\$500), to Nathaniel J. Ostrander and other Trustees.

"Mr. Kadletz reported that he received a receipt from the Collector, W. A. Galloway, for the five hundred and fifteen dollars (\$515) October 5, 1891, and the mortgage was recorded in Richmond, Staten Island, on October 5, 1891."

Such is the record of the minute book of District No. 5, Town of Southfield, October 17, 1890, to August 22, 1893.

The Corporation Counsel has decided as a matter of law that the interest of the City is nominal.

As a matter of fact, it appears that the premises were sold and conveyed to Mrs. Vreeland, and she paid in good faith the price put upon the land by the Trustees. This being the case, her heirs should certainly not be obliged to pay the purchase price again. That would neither be good sense nor fair dealing.

In view of the opinion of the Corporation Counsel and all the facts of the case, I would respectfully recommend that a release of the interest of the City in and to the old school site described in the deed from the School Trustees to Mary E. Vreeland, dated September 30, 1891, recorded in the office of the Clerk of the County of Richmond in Liber 214 of Deeds, at page 438, be granted for the nominal sum of one dollar, and that a charge of \$101 be made to cover the expense of investigation, drawing of deeds, etc.

Further, that the usual conditions requiring a payment of all taxes, assessments, etc., be complied with before a delivery of the deed.

Respectfully submitted,

ROBERT JORDAN, Examiner.

Approved:

H. A. METZ, Comptroller.

LAW DEPARTMENT,
OFFICE OF THE CORPORATION COUNSEL,
NEW YORK, June 29, 1908.

Hon. GEORGE B. McCLELLAN, Chairman, Commissioners of Sinking Fund:

SIR—Referring to the opinion of this office, dated the 29th May, 1908, relative to the application of James Vreeland for deed of confirmation of certain premises in the Town of Middletown (formerly Town of Castleton), Staten Island, I hereby certify that the interest of the City in the following described real property is a mere cloud upon the title of the private owners, to wit, James Vreeland, Agnew B. Vreeland and Gertrude E. Weinland:

"All that certain lot of land, with buildings and improvements thereon erected, situate, lying and being in the Town of Middletown (formerly Town of Castleton), County of Richmond and State of New York, beginning at a point on the northerly side of the road leading up Castleton Hill from John B. Wood's by a stake, and running along said road south 69 degrees and 30 minutes east 125 feet to a lot of land which John Burgher, now deceased, conveyed to Richard Tysen by deed dated February 20, 1850, recorded in Clerk's office in said County, in Liber 20 of Conveyances, page 334, etc.; thence running along the line of said land of said Tysen north 41 degrees east 42 feet 4 inches, thence continuing along said land north 25 degrees east 37 feet 8 inches, thence north 79 degrees west 145 feet; thence south 17 degrees and 30 minutes west 50 feet to the point or place of beginning; containing 957 square yards, be the same more or less. Bounded as follows: Southerly by road leading up the hill by John B. Wood's, westerly and northerly by land now or late of Stephen Martling, and easterly by said land of Richard Tysen."

"Said premises hereby conveyed being the same as were conveyed by deed dated May 11, 1852, from Stephen Martling and wife to Edward P. Barton, Joseph Egbert and Richard Tysen as trustees; said deed is recorded in Richmond County Clerk's office in Liber 26 of Deeds, page 81, etc., May 20, 1852, etc."

The description above certified is identical with the description contained in the deed of conveyance under which the former Trustees of School District No. 5, Town of Southfield, conveyed the premises to the predecessors in title of the present owners under date of 30th September, 1891.

Respectfully yours,

THEODORE CONNOLLY, Acting Corporation Counsel.

To the Honorable the Commissioners of the Sinking Fund of The City of New York:

The petition of James Vreeland of Dongan Hills, Borough of Richmond, City of New York, respectfully shows:

1. That on or about the 16th day of September, 1907, your petitioner presented to your Honorable Board a petition praying that a deed be executed and delivered by it conveying and releasing to said petitioner, and to Agnew B. Vreeland and to Gertrude E. Weinland, an infant, all the right, title and interest of said City in and to the premises therein described.

2. That in said petition, in paragraph numbered "4," your petitioner sets forth that he, the said James Vreeland, and Agnew B. Vreeland had contracted to sell said premises to Martin C. Flor, and also take such proceedings to the end that a deed would be executed and delivered to said Flor by the said infant of her share in said property.

3. That such proceedings were duly had, and that the said James Vreeland (unmarried), Agnew B. Vreeland and Margaret, his wife, and Frank Swift, as special guardian of the infant, Gertrude E. Weinland, did, on the 1st day of September, 1908, deliver to the said Martin C. Flor deeds conveying all their right, title and interest of, in and to said premises pursuant to said contract.

Wherefore, your petitioner prays that Martin C. Flor be substituted in the place and stead of James Vreeland, Agnew B. Vreeland and Gertrude E. Weinland, an infant, and that a deed be executed and delivered by your Honorable Board on behalf of The City of New York conveying and releasing to said Martin C. Flor, your petitioners grantee, all the right, title and interest of The City of New York in and to said premises.

Dated September 14, 1908.

JAMES VREELAND, Petitioner.

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

James Vreeland, being duly sworn, says that he is the petitioner above named. That he has read the foregoing petition and knows the contents thereof, and that the same is true of his own knowledge, except as to those matters therein stated to be alleged on information and belief, and as to those matters he believes them to be true.

Sworn to before me this 14th day of September, 1908.

J. H. VAN CLIEF, Notary Public, Richmond County.

To the Honorable the Commissioners of the Sinking Fund of The City of New York:

The petition of Martin C. Flor, of Dongan Hills, Borough of Richmond, City of New York, respectfully shows:

1. That on or about the 16th day of September, 1907, James Vreeland presented a petition to your Honorable Board praying that a deed be executed and delivered by it conveying and releasing to said James Vreeland, Agnew B. Vreeland and Gertrude E. Weinland, an infant, all the right, title and interest of said City of New York in and to the following premises, viz.:

All that certain lot, piece or parcel of land situate, lying and being in the Borough of Richmond, City of New York, formerly in the Town of Southfield, Richmond County, and bounded and described as follows:

Beginning at a point on the northerly side of the road known as the Four Corners road, said point being marked by a stake and being distant westerly 125 feet 3 inches, more or less, from the corner formed by the intersection of the said northerly side of the Four Corners road and the westerly side of the Richmond road; running thence south 69 degrees 30 minutes east along the said Four Corners road to the said corner of the said Four Corners road and the Richmond road; thence along the westerly side of said Richmond road north 41 degrees 47 minutes, east 42 feet 4 inches to a post; thence still along said side of said road north 18 degrees 45 minutes, east 37 feet 8 inches to a post; thence north 80 degrees 22 minutes, west 145 feet to a post; thence south 17 degrees 1 minute, west 50 feet to the point or place of beginning, be the said several courses and distances more or less, containing about nine hundred and fifty-seven (957) square yards, be the same more or less, and being the same premises conveyed to Mary E. Vreeland by Nathaniel J. Ostrander and others, Trustees of School District No. 5, of the Town of Southfield, County of Richmond, New York, by deed dated September 30, 1891, and recorded in the office of the Clerk of the County of Richmond, January 29, 1892, in Liber 214, of Deeds, page 438.

2. That in said petition of said James Vreeland, at paragraph numbered "4," it was set forth that the said James Vreeland and Agnew B. Vreeland had contracted to sell the above described premises to your petitioner, and also take such proceedings, to the end that a deed would be executed and delivered to your petitioner, by the said infant, of her share in said premises heretofore described.

3. That on or about the first day of September, 1908, in pursuance to said contract, the said James Vreeland (unmarried), and Agnew B. Vreeland and Margaret his wife, and Gertrude E. Weinland, by her guardian, Frank Swift, delivered to your petitioner, deeds, conveying all their right, title and interest in and to the premises heretofore described, to Martin C. Flor, your petitioner.

4. Hereto annexed are certified copies of the deeds above mentioned. Wherefore your petitioner prays that he be substituted in the place and stead of the said James Vreeland, Agnew B. Vreeland and Gertrude E. Weinland, an infant, and that a deed be executed and delivered by your Honorable Board on behalf of The City of New York, conveying and releasing to your petitioner, all the right, title and interest of The City of New York in and to the above described premises.

Dated New York, September 10, 1908.

MARTIN C. FLOR, Petitioner.

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

Martin C. Flor, being duly sworn, says that he is the petitioner above named. That he has read the foregoing petition and knows the contents thereof, and that the same is true of his own knowledge, except as to those matters therein stated to be alleged on information and belief, and as to those matters he believes them to be true.

MARTIN C. FLOR.

Sworn to before me this 10th day of September, 1908.

G. RIDLER, Commissioner of Deeds, City of New York.

DEPARTMENT OF FINANCE,
September 25, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—James Vreeland made application some time ago for a release of the interest of the City in and to an old school site in the former Town of Southfield, Staten Island. The site had been sold and conveyed by the School Trustees, but one of the original minute books could not be found, so application was made to remedy the defect. The case is set out in detail in the papers attached.

Since filing the application, Vreeland, the petitioner, has conveyed to Martin C. Flor and has asked that Flor be substituted as the petitioner. Vreeland's affidavit of conveyance is attached and likewise the petition of Flor.

Therefore, I recommend that the release be made in the name of Martin C. Flor on the same terms and conditions as recommended in the report on the Vreeland application.

Respectfully,

ROBERT JORDAN, Examiner.

Approved:

H. A. METZ, Comptroller.

Resolved, That, pursuant to the provisions of section 205 of the amended Greater New York Charter, the Commissioners of the Sinking Fund, by unanimous vote, hereby authorize a release or quit-claim to Martin C. Flor of all the right, title and interest of The City of New York in and to the following described property:

"All that certain lot of land, with buildings and improvements thereon erected, situate, lying and being in the Town of Middletown (formerly Town of Castleton), County of Richmond and State of New York, beginning at a point on the northerly side of the road leading up Castleton Hill from John B. Woods by a stake, and running along said road south 69 degrees and 30 minutes east 125 feet to a lot of land which John Burgher, now deceased, conveyed to Richard Tysen by deed dated February 20, 1850, recorded in the Clerk's office in said County, in Liber 20 of Conveyances, page 334, etc.; thence running along the line of said land of said Tysen north 41 degrees east 42 feet 4 inches; thence continuing along said land north 25 degrees east 37 feet 8 inches, thence north 79 degrees west 145 feet; thence south 17 degrees and 30 minutes west 50 feet to the point or place of beginning; containing 957 square yards, be the same more or less. Bounded as follows: Southerly by road leading up the hill by John B. Woods, westerly and northerly by land now or late of Stephen Martling, and easterly by said land of Richard Tysen."

"Said premises hereby conveyed being the same as were conveyed by deed dated May 11, 1852, from Stephen Martling and wife to Edward P. Barton, Joseph Egbert and Richard Tysen as Trustees. Said deed is recorded in Richmond County Clerk's office in Liber 26 of Deeds, page 81, etc., May 20, 1852, etc."

—the Corporation Counsel having certified, under date of June 29, 1908, that whatever interest the City may have in the property is a mere cloud upon the title of the private owners.

Resolved, That the interest of The City of New York in and to the same be and is hereby appraised at the sum of one dollar (\$1), and the expense of such release, examination, etc., be and is hereby fixed at one hundred and one dollars (\$101), to be paid by the petitioner and evidence produced that all taxes, assessments and water rates and sales against the same have been paid before the execution and delivery of said release.

Which resolution was unanimously adopted.

The following petition was received from Simon Wiesenfeld for a release or quitclaim of the City's interest in lots known as Nos. 69 and 70, in Block 2, on the map entitled, "Map of Southfield, Richmond County, New York:"

To the Commissioners of the Sinking Fund of The City of New York:

SIRS—The undersigned herewith files his petition for the redemption of the lots sold to The City of New York as hereinafter more fully set forth, and in support thereof states as follows:

First—That he is the owner in fee of the lots hereinafter mentioned by virtue of a certain deed of conveyance executed by one Solomon Lilienfeld and Hudes, his wife, dated on March 30, 1906, recorded in the office of the County Clerk of Richmond County in Liber 315 of Deeds, page 77, on April 3, 1906.

Second—That said lots are known as Lots Nos. 69 and 70 in Block 2 on a map entitled, "Map of Southfield, Richmond County, N. Y.," filed under No. 517 on October 16, 1889, in the office of the Clerk of said County of Richmond.

Third—Lot No. 69, being more fully described as follows:

All that lot, piece or parcel of land situate, lying and being in the Town of Southfield, adjoining the "Woods of Arden," in the County of Richmond, City and State of New York, bounded and described as follows:

Beginning at a point on the southerly side of Second street distant 175 feet westerly from the intersection of the southerly side of Second street and the westerly side of Arden avenue, and running thence southerly parallel with Arden avenue 100 feet to the middle line of the block between First and Second streets; thence westerly along said line and parallel with said Second street 25 feet; thence northerly parallel with Arden avenue 100 feet to the southerly side of Second street, and thence easterly along the southerly side of Second street 25 feet to the point or place of beginning.

Fourth—Lot No. 70 is more fully described as follows:

All that lot, piece or parcel of land, situate, lying and being in the Town of Southfield, adjoining the "Woods of Arden," in the County of Richmond, City and State of New York, bounded and described as follows:

Beginning at a point on the southerly side of Second street distant 150 feet westerly from the intersection of the southerly side of Second street and the westerly side of Arden avenue, running thence southerly parallel with Arden avenue 100 feet to the middle line of the block between First and Second streets; thence westerly along said line and parallel with said Second street 25 feet; thence northerly parallel with Arden avenue 150 feet to the southerly side of Second street; thence easterly along the southerly side of Second street 25 feet to the point or place of beginning.

Fifth—That your petitioner is informed that said lots have been sold to The City of New York under a certain tax sale made in 1900 for the non-payment of taxes, and, as your petitioner is informed, a deed was obtained by said City of New York on and dated February 10, 1904.

Sixth—That your petitioner paid value for said lots and will be deprived of his rights and vested interests in said lots unless relief is granted by the said Commissioners.

Seventh—That your petitioner is anxious to obtain a full and clear title to said premises by redeeming said lots from the said sale, and is willing to pay all charges that have been incurred in connection with said sale as the law provides.

That no previous application to above named Commissioners has been made.

Wherefore your petitioner prays that relief be granted to him by a resale or release of said lots to him by the said City of New York.

SIMON WIESENFELD, Petitioner.

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

Simon Wiesenfeld, being duly sworn, deposes and says: That he is the petitioner named in the foregoing petition; that he has heard read said petition and knows the contents thereof; that the same is true of his own knowledge except as to those matters therein stated to be alleged upon information and belief, and as to those matters he believes it to be true.

SIMON WIESENFELD.

Sworn to before me this 5th day of March, 1908.

MICHAEL V. ROSENBERG, Commissioner of Deeds, New York City.

In connection therewith the Comptroller presented the following report and offered the following resolution:

August 17, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—Simon Wiesenfeld in a petition addressed to the Commissioners of the Sinking Fund states that he is the owner in fee of Lots Nos. 69 and 70, in Block 2, on a map entitled "Map of Southfield, Richmond County, New York," filed under No. 517 October 16, 1889, in the office of the Clerk of the County of Richmond. These lots were sold for the non-payment of taxes at the State's sale held on or about December 1, 1900, and were included in a deed given to The City of New York in 1904. Said Wiesenfeld derived his title from one Solomon Lilienfeld and Hudes, his wife, by deed dated March 30, 1906, recorded in the office of the City Clerk of Richmond County in Liber 315 of Deeds, page 77, on April 3, 1906.

In his petition he describes the Lots 69 and 70 by metes and bounds, and he states that he is willing to redeem said lots from the operation of said sale and is willing to pay all charges which have been incurred in connection with said sale, as provided by law. He therefore asks that relief be granted in his petition.

Lot No. 69 was sold for \$1.62, Lot No. 70 was sold for \$1.62, making a total of \$3.24. The interest thereon from December, 1900, until the time when the City would deliver the deed would be practically eight years, which, at the rate of 6 per cent. per annum, would be 48 per cent., or \$1.55, making a total of \$3.79. To that should be added the charge of \$12.50 for the drawing of the necessary papers to accomplish the release.

The matter of these releases has been presented to the Corporation Counsel from time to time and has been approved by him, reference being particularly made to an opinion of the Corporation Counsel under date of September 17, 1906.

I would therefore respectfully recommend that the matter be referred to the Corporation Counsel for his opinion as to whether the interest of the City in the property in question is material or nominal and a mere cloud upon the title of a private owner. If he should so certify in writing, pursuant to the provisions of section 205 of the Revised Charter, that the interest of the City is nominal and a mere cloud upon the title of a private owner, upon receipt of the same the Commissioners of the Sinking Fund may properly authorize a release to Simon Wiesenfeld of all the right, title and interest of The City of New York acquired by it from or through the sale for taxes made by the Comptroller of the State of New York in the year 1900, under and by virtue of the Comptroller's deed of conveyance, bearing date February 10, 1904, recorded in the office of the Clerk of the County of Richmond in Liber 304 of Conveyances, page 313, on October 22, 1904, in and to the premises known as Lots 69 and 70 on the map of Southfield Park, Town of Southfield, upon the payment of the sum of \$3.79, and the sum of \$12.50 for the drawing and preparing of papers. Said deed to be a quit-claim deed in form, subject to all taxes, tax sales and incumbrances thereon.

Respectfully submitted for approval,

MORTIMER J. BROWN, Appraiser of Real Estate, Department of Finance.

Approved:

H. A. METZ, Comptroller.

NEW YORK, September 6, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—I am in receipt of your communication, dated August 17, 1908, transmitting report of Mortimer J. Brown, Appraiser of Real Estate, in the matter of the release from the operation of certain tax sales in the Borough of Richmond upon a petition of Simon Wiesenfeld, and requesting me, among other things, to advise you whether the interest of the City is material or nominal.

Herewith I enclose my certificate, pursuant to the provisions of section 205 of the Charter as amended, to the effect that the tax title held by the City is a mere cloud upon the title of the owner of the lots in question; also form of release, in triplicate, for execution by the Sinking Fund Commissioners.

Papers transmitted are herewith returned.

Respectfully yours,

G. L. STERLING, Acting Corporation Counsel.

I hereby certify, pursuant to the provisions of section 205 of the Greater New York Charter as amended, that the interest of The City of New York, in property described on the former tax maps of the County of Richmond as Richmond County, Southfield, Town of, Southfield Park, Map of, Filed October 16, 1889, Lots Nos. 69 and 70, acquired under and by virtue of a certain tax deed, executed and delivered by the Comptroller of the State of New York to The City of New York, dated February 10, 1904, and recorded in the office of the Clerk of Richmond County in Liber 304 of Deeds, page 313, on October 22, 1904, is a mere cloud upon the title of the owner of said lots, and, therefore, recommend that the interest of The City of New York in said real estate be released by the Commissioners of the Sinking Fund upon such terms and conditions as in their judgment shall seem proper.

Dated New York, September 6, 1908.

G. L. STERLING, Acting Corporation Counsel.

Resolved, That, pursuant to the provisions of section 205 of the Greater New York Charter, the Commissioners of the Sinking Fund, by unanimous vote, hereby authorize a release or quitclaim to Simon Wiesenfeld, of all the right, title and interest of The City of New York, acquired by it from or through the sale for taxes made by the Comptroller of the State of New York in the year 1900, under and by virtue of the Comptroller's deed of conveyance, bearing date February 10, 1904, recorded in the office of the Clerk of the County of Richmond in Liber 304 of Conveyances, page 313, on October 22, 1904, in and to the premises known as Lots Nos. 69 and 70 on the map of the Southfield Park, Town of Southfield. Said deed to be a quitclaim deed in form, subject to all taxes, tax sales and incumbrances thereon; the Corporation Counsel having certified, under date of September 6, 1908, that whatever interest the City may have in the property is a mere cloud upon the title of the owner of said lots; and be it further

Resolved, That the interest of The City of New York in and to the same be and is hereby appraised and fixed at the sum of three dollars and seventy-nine cents (\$3.79), to be paid by the petitioner, together with the sum of twelve dollars and fifty cents (\$12.50) for drawing the necessary papers.

Which resolution was unanimously adopted.

The following petition was received from Mrs. Emily A. Beatty for a release or quitclaim of the City's interest in property known as "Town of Southfield, Ocean View, Map of, at Great Kills, Gifford Station, 1888, Lot No. 30."

September 15, 1908.

Mr. METZ:

DEAR SIR—Inclosed you will find application for deed of Lot No. 30 at Great Kills, Ocean View, Giffords, Staten Island, which was sold for taxes to the City in the year 1900.

Kindly let me know when I can get the deed for same and how much it will be, as I have paid all taxes for Lot No. 30 up to 1908.

Having lost all I possess, including my house, through fire, I wish you would make it is reasonable as possible.

Hoping to receive an agreeable reply, I remain,

MRS. EMILY A. BEATTY,

Great Kills, Richmond County, Staten Island.

To the Commissioners of the Sinking Fund:

I hereby make application for a release of the interest of The City of New York in certain tax sale lots mentioned in a deed from the State of New York to The City of New York, recorded October 22, 1904, in sale made for the non-payment of taxes in the year 1900, for taxes of 1897 and prior, in the Borough of Richmond.

The property desired to be released is known in said deed as "Town of Southfield, Ocean View, Map of, at Great Kills, Gifford Station, 1888, Lot No. 30," and I hereby agree to pay, on the authorization of the release, the sum of money charged by the Commissioners of the Sinking Fund for said release. My interest in the property is that of owner.

Dated September 16, 1908.

MRS. EMILY A. BEATTY.

Post Office address, Amboy road, Great Kills Post Office, Staten Island, N. Y.

In connection therewith the Comptroller presented the following report and offered the following resolution:

DEPARTMENT OF FINANCE, }
September 21, 1908. }

Hon. HERMAN A. METZ, Comptroller:

SIR—Mrs. Emily A. Beatty of Amboy road, Great Kills, Staten Island, in a petition dated September 16, 1908, addressed to the Commissioners of the Sinking Fund, makes application for a release of the interest of The City of New York in certain tax sale lands mentioned in a deed from the State of New York to The City of New York, which deed is recorded October 22, 1904, for which sale was made for the non-payment of taxes in the year 1900 for the taxes of 1897 and prior, in the Borough of Richmond.

The property desired to be released is known in said deed as "Town of Southfield, Ocean View Map of, at Great Kills, Gifford Station, 1888, Lot 30." She states that the interest in the property is that of owner.

I find on examination of the deed that Lot 30 on the Map of Ocean View, Great Kills, Gifford Station, 1888, was sold in 1900, and bought in by the State for the benefit of the County for the sum of \$3.74.

The custom has heretofore been to release to petitioners the right, title and interest of The City of New York in and to the lands described in said deeds of the Comptroller upon the payment of the amount which the City paid, namely, \$3.74, together with interest thereon at 6 per cent. per annum from the date of said sale in 1900, and a further charge of \$12.50 for the preparation of the necessary papers.

It has been the custom of this office to pass upon the same, presenting the report to the Corporation Counsel for his opinion as to whether the interest of the City is nominal or merely a cloud upon the title of a private owner. This was the case in the petition of Clarence H. Wandell, printed in full in the minutes of January 30, 1907, pages 74 and 75.

The Corporation Counsel has in each case rendered his certificate that the interest of the City was merely nominal and a cloud upon the title of a private owner. I therefore respectfully recommend that the matter take this course and be referred to the Corporation Counsel for his opinion as to whether the interest of the City in the property hereinbefore described is material or nominal and a cloud upon the title of a private owner, and if he should certify, pursuant to the provisions of section 205 of the revised Charter, that the interest of the City is nominal, the Commissioners of the Sinking Fund may properly authorize a release to Emily A. Beatty of all the right, title and interest of The City of New York acquired by it from or through the sale for taxes made by the Comptroller of the State of New York in the year 1900, and under and by virtue of the Comptroller's deed of conveyance bearing date February 10, 1904, recorded in the office of the Clerk of the County of Richmond in Liber 304 of Conveyances, page 313, on October 22, 1904, in and to the premises described as follows:

"Town of Southfield, Ocean View Map of, at Great Kills, Gifford Station, 1888, Lot 30," subject to all taxes and assessments and sales for the same which may now be due and unpaid, and the deeds so given shall not operate as a warranty of title. That the interest of The City of New York be appraised in the sum of \$18.04, which amount is made up as follows:

The sum paid by The City of New York..... \$3 74
Interest thereon at 6 per cent. per annum from the year 1900..... 1 80
Fee for the preparation of papers..... 12 50

\$18 04

Respectfully submitted for approval,

MORTIMER J. BROWN, Appraiser of Real Estate, Department of Finance.

Approved:

H. A. METZ, Comptroller.

LAW DEPARTMENT,
OFFICE OF THE CORPORATION COUNSEL,
NEW YORK, October 1, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—I am in receipt of your communication dated September 21, 1908, transmitting report in the matter of a release of the interest of the City to tax sale property located in the Borough of Richmond.

Assuming that the petition and papers submitted therewith satisfy you that Mrs. Emily A. Beatty is in fact the record owner of the property in question, I inclose herewith my certificate that the deed referred to in said report as to her, is a mere cloud upon her title, also a form of release, in triplicate, for execution by the Sinking Fund Commissioners.

Papers transmitted are herewith returned.

Yours respectfully,

G. L. STERLING, Acting Corporation Counsel.

I hereby certify, pursuant to the provisions of section 205 of the Greater New York Charter, as amended, that the interest of The City of New York in property described on the former tax maps of the County of Richmond as Richmond County, Southfield, Town of Ocean View, map of, at Great Kills, Gifford Station, 1888, Lot No. 30, acquired under and by virtue of a certain tax deed, executed and delivered by the Comptroller of the State of New York to The City of New York, dated February 10, 1904, and recorded in the office of the Clerk of Richmond County in Liber 304 of Deeds, page 313, on October 22, 1904, is a mere cloud upon the title of the owner of said lot, and therefore recommend that the interest of The City of New York in said real estate be released by the Commissioners of the Sinking Fund upon such terms and conditions as in their judgment shall seem proper.

Dated New York, 1908.

G. L. STERLING, Acting Corporation Counsel.

Resolved, That, pursuant to the provisions of section 205 of the amended Greater New York Charter, the Commissioners of the Sinking Fund, by unanimous vote, hereby authorize a release or quit-claim to Mrs. Emily A. Beatty, of all the right, title and interest of The City of New York in property described on former tax maps of the County of Richmond as Richmond County, Southfield, Town of Ocean View, map of, at Great Kills, Gifford Station, 1888, Lot No. 30, acquired under and by virtue of a certain tax deed executed and delivered by the Comptroller of the State of New York to The City of New York, dated February 10, 1904, and recorded in the office of the Clerk of Richmond County in Liber 304 of Deeds, page 313, on October 22, 1904, subject to all taxes and assessments and sales for the same which may now be due and unpaid, and the deed so given shall not operate as a warranty of title,

—the Corporation Counsel having certified under date of October 1, 1908, that whatever interest the City may have in the property is a mere cloud upon the title of the owner of said lot; and be it further

Resolved, That the interest of The City of New York in and to the same be and is hereby appraised at the sum of eighteen dollars and four cents (\$18.04), to be paid by the petitioner before the execution and delivery of said release.

Which resolution was unanimously adopted.

The following petition was received from Ervine B. York for a release or quit-claim of the City's interest in Lots Nos. 16 and 17, in Plot A, Ward 4, of the tax maps, City of New York, formerly known as Lots Nos. 16 and 17 on maps 21 and 21A, Town of Southfield, County of Richmond:

To the Honorable Commissioners of the Sinking Fund of The City of New York:

In the matter of the application of E. D. York to purchase certain lands in the late Town of Southfield, County of Richmond, State of New York, now the Fourth Ward of the Borough of Richmond.

The petition of E. D. York respectfully shows:

1. That he resides in the Borough of Queens, City of New York.
2. That he is the owner of lots described as Nos. 16 and 17 in Plot A, Ward 4, of the tax maps, City of New York, and formerly known as Lots Nos. 16 and 17 on Maps 21 and 21A, of the Town of Southfield, County of Richmond.
3. That according to the old map it shows that plot now described as Ward 4, Volume 1, Plot 4, Lot No. 646, was included in lots numbered 16 and 17.
4. That the said land described as Southfield, Town of, map or page 4, Lot No. 646, was sold in the City of Albany in the year 1900, and that said land was purchased by the State in the name of Richmond County and conveyed February 10, 1904, to The City of New York, and that the title to said land so purchased is still in the City.

Wherefore, your petitioner being desirous of regaining said land, prays this Honorable Board to take the usual procedure provided in such cases, and that your petitioner will pay the amount of taxes for which it was sold, together with interest.

ERVINE D. YORK.

Sworn and subscribed to before me this 3d day of September, 1908.

CHARLES F. EVANS, Notary Public, New York County.

Certificate filed in Register's office and in Kings County Clerk's office.

And I, Charles F. Evans, a notary public in and for the County of New York, State of New York, duly appointed and qualified, do certify that E. D. York, the affiant, is well known to me and I know him to be a credible person, and that I hereby certify to the credibility of the affiant, and that he personally appeared before me and made the above affidavit, and that he signed and executed the affidavit in my presence.

CHARLES F. EVANS, Notary Public, New York County.

Certificate filed in Register's office and in Kings County Clerk's office.

In connection therewith the Comptroller presented the following report and offered the following resolution:

DEPARTMENT OF FINANCE,
September 14, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—Ervine B. York, in a petition addressed to the Commissioners of the Sinking Fund, states that he resides in the Borough of Queens; that he is the owner of lots described as Nos. 16 and 17 in Plot A, Ward 4, of the tax maps, City of New York, formerly known as Lots Nos. 16 and 17 on maps 21 and 21A, Town of Southfield, County of Richmond; that according to the old map it shows that plot now described as Ward 4, Volume 1, Plot 4, Lot No. 646, was included in lots numbered 16 and 17; that this lot was sold in the City of Albany in the year 1900, was purchased by the State of New York in the name of Richmond County, conveyed February 10, 1904, to The City of New York, and that the land so purchased is still in the City. He requests that the Commissioners of the Sinking Fund release to him such interest as the City may have in and to said lots.

The tax deed given by the Comptroller of the State of New York to the City shows that in 1900 this lot was sold and bought in on behalf of the County of Richmond for the sum of \$81.08, being for the taxes of 1897 and prior, in accordance with section 1033 of chapter 378 of the Laws of 1897, and the acts amendatory thereof and subsequent thereto.

The custom has heretofore been to release to petitioners the right, title and interest of The City of New York in and to the lands described in said deeds of the Comptroller upon the payment of the amount which the City paid, namely \$81.08, together with interest thereon at 6 per cent. per annum from the date of said sale in 1900, and a further charge of \$12.50 for the preparation of the necessary papers.

It has been the custom of this office to pass upon the same, presenting the report to the Corporation Counsel for his opinion as to whether the interest of the City is

nominal or merely a cloud upon the title of a private owner. This was the case in the petition of Clarence H. Wandell, printed in full in the minutes of January 30, 1907, pages 74-75.

The Corporation Counsel has in each case rendered his certificate that the interest of the City was merely nominal and a cloud upon the title of a private owner. I therefore respectfully recommend that the matter take this course and be referred to the Corporation Counsel for his opinion as to whether the interest of the City in the property hereinbefore described is material or nominal and a cloud upon the title of a private owner, and if he should certify, pursuant to the provisions of section 205 of the revised Charter, that the interest of the City is nominal, the Commissioners of the Sinking Fund may properly authorize a release to Ervine D. York of all the right, title and interest of The City of New York acquired by it from or through the sale for taxes made by the Comptroller of the State of New York in the year 1900, and under and by virtue of the Comptroller's deed of conveyance bearing date February 10, 1904, recorded in office of the Clerk of the County of Richmond in Liber 304 of Conveyances, page 313, on October 22, 1904, in and to the premises described as follows:

Town of Southfield, map or page 4, Lot No. 646, subject to all taxes and assessments and sales for the same which may now be due and unpaid, and the deeds so given shall not operate as a warranty of title. That the interest of The City of New York be appraised in the sum of \$132.50, which amount is made up as follows:

The sum paid by The City of New York.....	\$81.08
Interest thereon at 6 per cent. per annum, from the year 1900.....	38.92
Fee for the preparation of papers	12.50
	<hr/> \$132.50

Respectfully submitted for approval,

MORTIMER J. BROWN, Appraiser of Real Estate, Department of Finance.

Approved:

H. A. METZ, Comptroller.

LAW DEPARTMENT,
OFFICE OF THE CORPORATION COUNSEL,
NEW YORK, September 24, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—I am in receipt of your communication, dated September 14, 1908, transmitting report of Mortimer J. Brown, Appraiser of Real Estate, in the matter of a release of the interest of the City to tax sale property located in the Borough of Richmond.

Complying with your request, I beg to advise you that the tax deed referred to is a mere cloud upon the title of the owner of the land in question.

I, therefore, transmit my certificate, pursuant to the provisions of section 205 of the Charter, together with form of release, in triplicate.

Papers transmitted are herewith returned.

Respectfully,

G. L. STERLING, Acting Corporation Counsel.

I hereby certify, pursuant to the provisions of section 205 of the Greater New York Charter, as amended, that the interest of The City of New York in property described on the former tax maps of the County of Richmond as Richmond County, Southfield, Town of, map or page 4, Lot No. 646, acquired under and by virtue of a certain tax deed, executed and delivered by the Comptroller of the State of New York to The City of New York, dated February 10, 1904, and recorded in the office of the Clerk of Richmond County in Liber 304 of Deeds, page 313, on October 22, 1904, is a mere cloud upon the title of the owner of said lots, and therefore recommend that the interest of The City of New York in said real estate be released by the Commissioners of the Sinking Fund upon such terms and conditions as in their judgment shall seem proper.

G. L. STERLING, Acting Corporation Counsel.

Resolved, That, pursuant to the provisions of section 205 of the amended Greater New York Charter, the Commissioners of the Sinking Fund, by unanimous vote, hereby authorize a release or quit-claim to Ervine D. York, of all the right, title and interest of The City of New York in property described on former tax maps of the County of Richmond as Richmond County, Southfield, Town of, map or page 4, Lot No. 646, acquired under and by virtue of a certain tax deed executed and delivered by the Comptroller of the State of New York to The City of New York, dated February 10, 1904, and recorded in the office of the Clerk of Richmond County in Liber 304 of Deeds, page 313, on October 22, 1904; subject to all taxes and assessments and sales for the same which may now be due and unpaid, and the deed so given shall not operate as a warranty of title.

—the Corporation Counsel having certified under date of September 24, 1908, that the interest of The City of New York in the property is a mere cloud upon the title of the owner of said lots; and be it further

Resolved, That the interest of The City of New York in and to the same be and is hereby appraised and fixed at the sum of one hundred and thirty-two dollars and fifty cents (\$132.50), to be paid by the petitioner before the execution and delivery of said release.

Which resolution was unanimously adopted.

The following petition was received from Mrs. Minnie Maehr for a release or quit-claim of the City's interest in a portion of the old Newtown turnpike:

To the Honorable Commissioners of the Sinking Fund of The City of New York:

The petition of Minnie Maehr of the Borough of Brooklyn, of The City of New York, respectfully shows, that your petitioner is in possession under claim of ownership of all that tract of land shown on the diagram hereto annexed. The property is located in the Eighteenth Ward of the Borough (late City) of Brooklyn, City of New York, County of Kings and State of New York, and is designated as in Section 10, Block 3123, on the land map of the County of Kings.

That a portion of said tract on said diagram lies in the bed of the old Brooklyn and Newtown turnpike, which was formerly a public highway. That many years ago the said Brooklyn and Newtown turnpike was closed and ceased to be a public highway and the land which lay within the boundaries of said road was fenced in and occupied by the adjoining owners and buildings were erected thereon.

That when said road was discontinued as your petitioner is informed and believes, the adjoining owners went into possession of such piece of said road as lay in front of their respective lots.

Your petitioner further alleges that she has a perfect record title to the balance of said tract so located on the annexed diagram and has also deeds of conveyance to her of all the land lying in this portion of the old Brooklyn and Newtown turnpike.

That this portion of the old Brooklyn and Newtown turnpike has been included in the annual assessment and taxes have been levied thereon and your petitioner and her predecessors in title have paid taxes on this portion of the old road ever since the same was abandoned as a highway.

For the purpose of perfecting her title beyond question to this old road, your petitioner desires a quit-claim deed from The City of New York. The interest therein, if any, of The City of New York, is not of substantial value and your petitioner is informed and believes that in an application similar to this, relating to property in other parts of this same road, the City has appraised its like interest at a nominal sum.

That the portion of said road for which your petitioner prays for the release from the City is included in the tract which is bounded and described as follows:

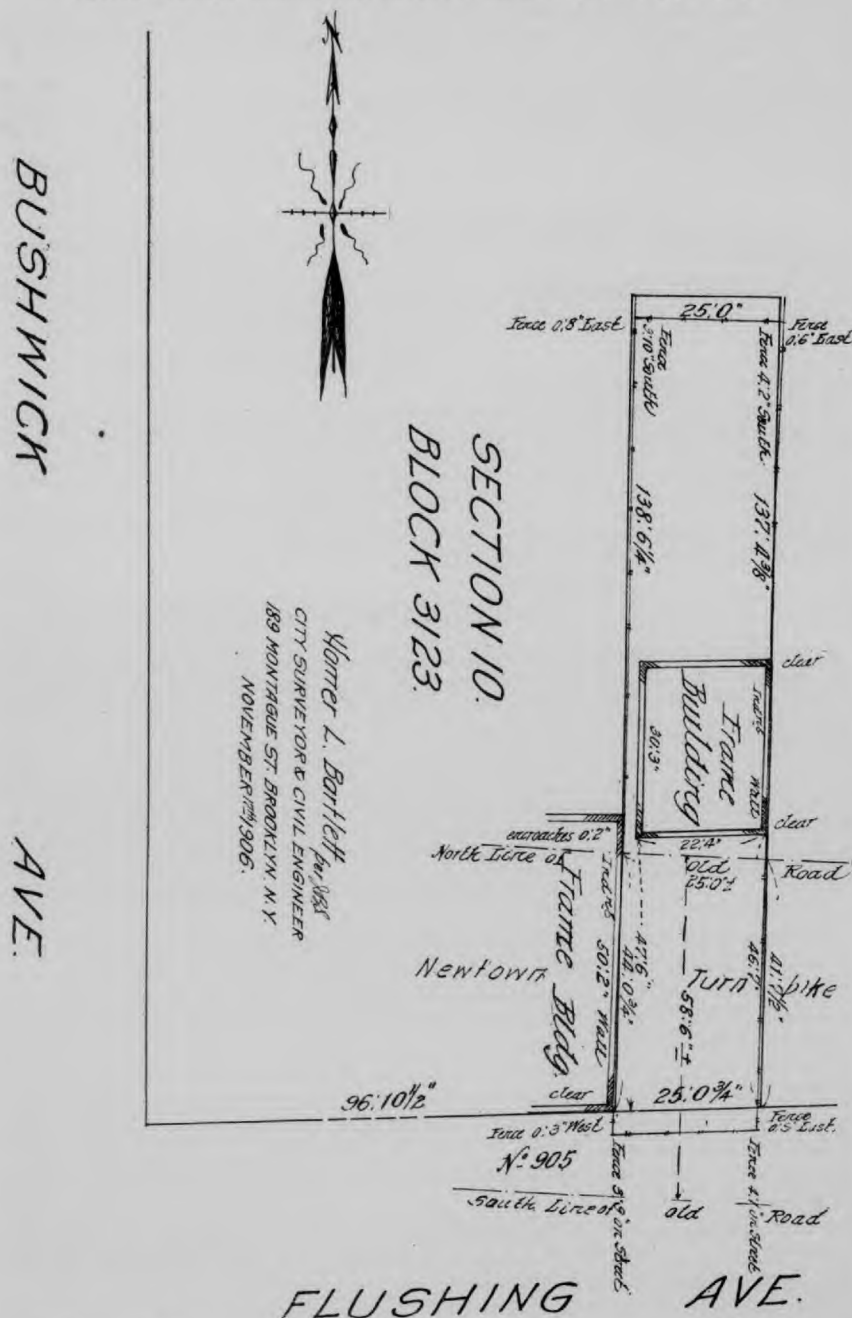
Beginning at a point on the northerly side of Flushing avenue distant easterly 95 feet 10½ inches from the corner formed by the intersection of the northerly side of Flushing avenue with the easterly side of Bushwick avenue; running thence northerly on a line at right angles or nearly so with Flushing avenue 137 feet 10½ inches;

thence easterly on a line parallel or nearly so with Flushing avenue 25 feet; thence southerly on a line at right angles or nearly so with Flushing avenue and parallel with said first line 135 feet 11 inches to the northerly side of Flushing avenue, and thence westerly along the northerly side of Flushing avenue 25 feet $\frac{3}{4}$ of an inch to the point or place of beginning.

Wherefore your petitioner prays that all the right, title and interest of The City of New York in and to that part of said Brooklyn and Newtown turnpike included within the boundary of the part above described may be released to your petitioner and that the interest of the City therein and the expenses of said release and so forth be appraised and fixed. That a sale at auction be dispensed with and your petitioner be allowed to purchase said interest in said manner and upon such terms as in the judgment of the Commissioners of the Sinking Fund of The City of New York shall seem proper, pursuant to the provisions of section 205, chapter 446, of the Laws of 1901.

MRS. MINNIE MAEHR.

Subscribed and sworn to before me this 27th day of November, 1906.
ALFRED SYBEL, Commissioner of Deeds for The City of New York.



I, James Moffett, an attorney and counsellor at law, and the attorney for Minnie Maehr, in a certain proceeding, to clear title by her of land formerly in the Brooklyn and Newtown turnpike, certify that Minnie Maehr has the record title to said premises, the said portion of the Brooklyn and Newtown turnpike, which is now included in her property, No. 907 Flushing avenue, Brooklyn, which is more particularly described by the survey of Homer L. Bartlett, City Surveyor; and that to the best of my knowledge and belief she has been in possession of the said premises for the last twenty-one years prior to the date of this certificate.

Dated June 12, 1907.

JAMES MOFFETT, Attorney at Law, No. 894 Broadway, Brooklyn.

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

Minnie Maehr, being duly sworn, deposes and says: That she resides at No. 907 Flushing avenue, Borough of Brooklyn, City of New York. That she is the owner of record of the premises No. 907 Flushing avenue, in which she has filed the petition praying that The City of New York grant her a deed for such portions of the Brooklyn and Newtown turnpike which lie within the boundaries of her premises.

That this deponent has been in possession of said premises for over twenty-one years; that title to herself and her husband, Frank Maehr, was originally conveyed on the 29th day of August, 1885, by a deed, a copy of which is filed with these papers, in which Henry Stubing and Elizabeth, his wife, were grantors, and Frank Maehr, and Minnie Maehr were grantees as joint tenants.

That on the 27th day of May, in the year one thousand eight hundred and ninety-five, the said Frank Maehr and Minnie Maehr, as joint tenants, conveyed the premises to themselves as tenants by the entirety.

That the husband of your deponent, the said Frank Maehr, died in the Borough of Brooklyn, City of New York, on the 30th day of October, 1903, as appears by the certificate of the Board of Health record, filed herein, and that by reason of said death, and the fact that the said Minnie Maehr was the surviving wife, she became vested with the entire fee of said premises.

That to the knowledge of your deponent, her possession of said premises has at no time been questioned, and that the house on said premises has been erected over twenty-one years.

Sworn to before me this 12th day of June, 1907.

NATHAN BALLIN, Notary Public, Kings County.

MINNIE MAEHR.

A transcript from the records of the deaths reported to the Department of Health of The City of New York.
No. of Certificate, 18,477.

The City of New York, State of New York—Certificate and record of death of Frank Maehr.

Sex, male; color, white; age, 51 years 5 months 23 days; married; occupation, electrotypist; birthplace, Germany; how long in United States, if foreign born, 49 years; how long resident in City of New York, 49 years; place of death, No. 907 Flushing avenue; character of premises, whether tenement, private, etc. If hotel, hospital or other institution, state full title, private; father's name, Rudolph Maehr; father's birthplace, Germany; mother's maiden name, Caroline Maehr; mother's birthplace, Germany. I hereby certify that I attended deceased from October 11, 1903, to October 29, 1903; that I last saw him alive on the 29th day of October, 1903; that he died on the 30th day of October, 1903, about 10 o'clock p. m., and that to the best of my knowledge and belief the cause of his death was as follows: cirrhosis of liver, asthenia.

Witness my hand this 31st day of October, 1903.

CARL MUELLER, M. D.; Residence, No. 9 Lewis Avenue;

Special information required in deaths in hospitals and institutions and in deaths of non-residents and recent residents.

Place of burial, Lutheran; date of burial, November 2, 1903; undertaker, A. Wunder; residence, No. 817 Flushing avenue; date of record, November 1, 1903.

A true copy,

ALFRED T. METCALFE, Assistant Chief Clerk.

[SEAL]

Notice—In issuing this transcript of record, the Department of Health of The City of New York, does not certify to the truth of the record transcribed. The seal of the Department of Health attests only the correctness of the transcript, and no inquiry as to the facts reported has been provided for by law.

This indenture, made the 29th day of August, in the year of our Lord one thousand eight hundred and eighty-five, between Henry Stubing and Elizabeth his wife, of the City of Brooklyn, County of Kings and State of New York, parties of the first part, and Frank Maehr and Minnie Maehr his wife (as joint tenants and not tenants in common), of the same place, parties of the second part, witnesseth:

That the said parties of the first part, for and in consideration of the sum of two thousand and three hundred dollars, lawful money of the United States of America, to them in hand paid by the said parties of the second part at or before the enrolling and delivery of these presents, the receipt whereof is hereby acknowledged, and the said parties of the second part, their heirs, executors and administrators, forever released and discharged from the same, by these presents, have granted, bargained, sold, aliened, remised, released, conveyed and confirmed, and by these presents do grant, bargain, sell, alien, remise, release, convey and confirm unto the said parties of the second part, and to their heirs and assigns forever, all that certain lot, piece or parcel of land situate, lying and being in the Eighteenth Ward of the City of Brooklyn, County of Kings and State of New York, bounded and described as follows, to wit:

Beginning at a point on the northerly side of Flushing avenue, distant easterly 96 feet 10 $\frac{1}{2}$ inches from the corner formed by the intersection of the northerly side of Flushing avenue with the easterly side of Bushwick avenue; running thence northerly on a line at right angles, or nearly so, with Flushing avenue 137 feet 10 $\frac{1}{2}$ inches; thence easterly on a line parallel, or nearly so, with Flushing avenue 25 feet; thence southerly on a line at right angles, or nearly so, with Flushing avenue and parallel with said first line 135 feet 11 inches, to the northerly side of Flushing avenue; thence westerly along the northerly side of Flushing avenue 25 feet $\frac{3}{4}$ inch to the point or place of beginning.

Being the same premises conveyed to Henry Stubing, one of the parties of the first part hereto, by deed of Isaac Kohn and Tette Kohn his wife, dated April 14, 1884, and recorded in the Register's Office of Kings County in Liber 1551 of Conveyances, page 317, April 16, 1884.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging, or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

And also all the estate, right, title, interest, dower, right of dower property, possession, claim and demand whatsoever, as well in law as in equity, of the said parties of the first part of, in and to the same and every part and parcel thereof, with the appurtenances.

To have and to hold the above granted, bargained and described premises, with the appurtenances, unto the said parties of the second part, their heirs and assigns, to their own proper use, benefit and behoof forever.

And the said parties of the first part for themselves, their heirs, executors and administrators, do hereby covenant, grant and agree to and with the said parties of the second part, their heirs and assigns, that the said parties of the first part, at the time of the sealing and delivery of these presents, are lawfully seized in their own right of a good, absolute and indefeasible estate of inheritance, in fee simple, of and in all and singular the above granted, bargained and described premises with the appurtenances, and have good right, full power and lawful authority to grant, bargain, sell and convey the same, in manner and form aforesaid.

And that the said parties of the second part, their heirs and assigns shall and may at all times hereafter, peaceably and quietly have, hold, use, occupy, possess and enjoy the above granted premises, and every part and parcel thereof, with the appurtenances, without any let, suit, trouble, molestation, eviction or disturbance of the said parties of the first part, their heirs or assigns, or of any other person or persons, lawfully claiming, or to claim the same.

And that the same now are free, clear, discharged and unencumbered, of and from all former and other grants, titles, charges, estates, judgments, taxes, assessments and encumbrances, of what nature or kind soever.

And also, that the said parties of the first part, and their heirs, and all and every other person or persons whomsoever, lawfully or equitably, deriving any estate, right, title or interest, of, in or to the hereinbefore granted premises, by, from, under or in trust for them or either of them, shall and will, at any time or times hereafter, upon the reasonable request, and at the proper costs and charges in the law, of the said parties of the second part, their heirs and assigns, make, do and execute, or cause or procure to be made, done and executed, all and every such further and other lawful and reasonable acts, conveyances and assurances in the law for the better and more effectually vesting and confirming the premises hereby granted, or so intended to be, in and to the said parties of the second part their heirs and assigns forever, as by the said parties of the second part, their heirs or assigns, or their counsel learned in the law, shall be reasonably devised, advised or required.

And the said parties of the first part and their heirs, the above described and hereby granted and released premises, and every part and parcel thereof, with the appurtenances, unto the said parties of the second part, and their heirs and assigns, against the said parties of the first part, and their heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

In witness whereof, the said parties of the first part have hereunto set their hands and seals the day and year first above written.

[L. S.]

HENRY STUBING.

[L. S.]

ELIZABETH STUBING.

Sealed and delivered in the presence of
ERNEST J. EISMANN.

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

On this 29th day of August in the year of our Lord one thousand eight hundred and eighty-five before me personally came Henry Stubing and Elizabeth his wife to me personally known, and known to me to be the individuals described in and who executed the foregoing conveyance, and they severally acknowledged to me that they executed the same.

ERNEST J. EISMANN, Commissioner of Deeds.

Recorded in Register's office, Kings County, in Liber 1624, Conveyances, page 335, August 31, 1885, at fifty minutes past 9 a. m.

Witness my hand and official seal.
SAMUEL RICHARDS, Register.

I hereby certify that the foregoing is a correct and exact copy of the original deed held by Minnie Maehr to the premises No. 907 Flushing avenue, Brooklyn, N. Y., being the premises described in the within deed.

Dated June 10, 1907.

JAMES C. MOFFETT, Attorney at Law.

This indenture, made the 27th day of May, in the year 1885, between Frank Maehr and Minnie Maehr, his wife (as joint tenants), of the City of Brooklyn, County of Kings and State of New York, parties of the first part, and the said Frank Maehr and Minnie Maehr, his wife (as tenants by the entirety), of the same place, parties of the second part, witnesseth:

That the said party of the first part, in consideration of the sum of one dollar, lawful money of the United States, paid by the parties of the second part, do hereby grant and release unto the said parties of the second part, their heirs and assigns, forever,

All that certain lot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the Eighteenth Ward, of the City of Brooklyn, County of Kings and State of New York, bounded and described as follows, to wit:

Beginning at a point on the northerly side of Flushing avenue, distant easterly ninety-six (96) feet and ten and one-half (10½) inches from the corner formed by the intersection of the northerly side of Flushing avenue with the easterly side of Bushwick avenue, running thence northerly on a line at right angles, or nearly so, with Flushing avenue one hundred and thirty-seven (137) feet ten and one-half (10½) inches; thence easterly on a line parallel or nearly so with Flushing avenue twenty-five (25) feet; thence southerly on a line at right angles or nearly so with Flushing avenue and parallel with said first line one hundred and thirty-five (135) feet and eleven (11) inches to the northerly side of Flushing avenue; thence westerly along the northerly side of Flushing avenue twenty-five (25) feet and three-quarters of an inch to the point or place of beginning.

Being the same premises conveyed to the said Frank Maehr and Minnie Maehr, his wife, by Henry Stubing and wife, by deed dated August 29, 1885, and recorded in the Kings County Register's Office in Liber 1624 of Conveyances, page 335, August 31, 1885.

The land affected by this instrument lies in Section 10, in Block 3123, on the land map of the County of Kings.

Together with the appurtenances, and all the estate and rights of the said parties of the first part in and to said premises.

To have and to hold the above granted premises unto the said parties of the second part, their heirs and assigns forever, as tenants by the entirety.

And the said parties of the first part do covenant with the said parties of the second part, as follows:

First—That the said parties of the first part are seized of the said premises in fee simple, and have good right to convey the same.

Second—That the parties of the second part shall quietly enjoy the said premises.

Third—That the said premises are free from incumbrances.

Fourth—That the parties of the first part will execute or procure any further necessary assurance of the title to said premises.

Fifth—That the said parties of the first part will forever warrant the title to said premises.

In witness whereof, the said parties of the first part have hereunto set their hands and seals the day and year first above written.

[L. S.]

FRANK MAEHR.

[L. S.]

MINNIE MAEHR.

In the presence of:

GEO. M. SCHINZEL.

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

On this 27th day of May, in the year 1885, before me personally came Frank Maehr and Minnie Maehr, his wife, to me known, and known to me to be the individuals described in and who executed the foregoing instrument, and they thereupon severally acknowledged to me that they executed the same.

GEO. M. SCHINZEL, Commissioner of Deeds, City of Brooklyn.

Recorded in the Register's office, Kings County, in Liber (1), page 381 of Conveyances, in Section 10, Block 3123, May 28, 1895, at 20 minutes past 11 a. m.

Witness my hand and official seal.

GRANVILLE W. HARMAN, Register.

I hereby certify that the foregoing is a correct and exact copy of the original deed held by Minnie Maehr to the premises No. 907 Flushing avenue, Brooklyn, N. Y., being the premises described in the within deed.

Dated June 10, 1907.

JAMES MOFFETT, Attorney at Law.

In connection therewith the Comptroller presented the following reports, etc., and offered the following resolution:

LAW DEPARTMENT,
OFFICE OF THE CORPORATION COUNSEL,
NEW YORK, March 11, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—I have received, under date January 13, 1908, a communication signed N. Taylor Phillips, Deputy Comptroller, transmitting the report of Robert Jordan, Examiner, Division of Law and Adjustment, of the Finance Department, in the matter of the petition filed in said department by Minnie Maehr for the release of the interests of The City of New York in a portion of the old Brooklyn and Newtown turnpike. The said Examiner states that "Said report, with the accompanying papers, is transmitted to you for appropriate action in the premises in accordance with the recommendations thereof."

This report contains the following statement:

"In view of the facts of the case, I would respectfully recommend that the matter be submitted to the Corporation Counsel for his opinion:

"First—As to whether the City may properly release more than one-half the road to an abutting owner.

"Second—Whether there is any reason why a substantial amount should not be charged for a release of the City's interest in the following described property."

Here follows a description of the property.

It appears by the petition presented by the applicant that she is in possession under claim of ownership of the land, a release of the City's interest in which is now asked, and this statement is supplemented by an affidavit made by her to the effect that she has been in possession for over twenty-one years. The petition further states that a portion of the lot, ownership of which is claimed by her, lies in the bed of the old Brooklyn and Newtown turnpike, but that many years ago the said road was closed and ceased to be a public highway, and the lands which are within the boundaries of said road were fenced in and occupied by the adjoining owners, and houses and buildings were erected thereon; that when the said road was discontinued the adjoining owners went into possession of such piece of said road as lay in front of their respective lots; that she has a record title of all the lands in that portion of the old Brooklyn and Newtown turnpike lying within her property as aforesaid; that that portion of said old road has been included in the annual assessments and taxes have been levied thereon, and that the petitioner and her predecessors in title have paid taxes thereon ever since the same was abandoned as a highway.

The Examiner in your Department, in his report referring to the allegation in the petition that adjoining owners went into possession of such piece of said old road as lay in front of their respective lots, says: "Of course, they did nothing of the kind, for, under any conditions, each abutting owner would be entitled to no more than half the road, not to such piece as lay in front of their premises."

And he claims that as a part of the road lies along the site of Flushing avenue The City of New York is an abutting owner and entitled to the reversion of one-half thereof.

I do not think there is any force in this contention. The interest acquired by the former City of Brooklyn in the land contained in its public streets was that of an easement only and not the fee; consequently, no estate was vested in the City sufficient to entitle it to such a reversion of a closed old road.

If the facts are true as stated in the petition in this case, and there is nothing in the papers to controvert them, I am clear that the petitioner has acquired a good title therein and that the City's interest in the property is merely nominal. The fact that this was an old Dutch road does not alter this conclusion.

Property owned by the City in its private capacity and not used for governmental purposes, and which it may part with to private owners, may be acquired by adverse

possession, and the present case, according to the undenied allegations of fact, clearly comes within this description.

In this connection I would refer you to my communication to you, under date of March 10, 1908, relative to the application of Arthur W. and Olive L. Rippingdale for a release of property in the bed of old Division street.

In answer to your first question then, I would say that the City may properly release more than one-half of the road to an abutting owner, and in answer to your second question, I certify, in pursuance of the provisions of section 205 of the Greater New York Charter, that the interest of the City in the following described property is a mere cloud upon the title of a private owner, to wit:

"Beginning at a point on the northerly side of Flushing avenue, distant 96 feet 10½ inches easterly from the corner formed by the intersection of the northerly side of Flushing avenue with the easterly side of Bushwick avenue; running thence northerly at right angles or nearly so to Flushing avenue 44 feet ¾ inch to the northerly line of the old road; thence along said old road 25 feet, more or less; thence southerly again at right angles or nearly so with Flushing avenue 41 feet 7½ inches to the northerly side of Flushing avenue, and thence westerly along the northerly side of Flushing avenue 25 feet ¾ of an inch to the point or place of beginning."

I have prepared a proper release of the City's interest in the property involved, which I enclose herewith, duly approved by me as to form, together with two copies thereof.

Yours respectfully,

G. L. STERLING, Acting Corporation Counsel.

DEPARTMENT OF FINANCE,
June 29, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—Some months ago a petition was filed in the name of Minnie Maehr asking for a release of the interest of the City in and to a portion of the Newtown turnpike. The property is more particularly described in the first report and opinion which are submitted herewith.

Under date of March 11, 1908, the Corporation Counsel advised this office that the interest of the City is nominal, on the ground that the petitioner could establish an adverse title against the City.

The Newtown turnpike was originally a Dutch road, and according to judicial opinion Dutch roads were owned in fee by the government. It does not appear from the papers by what lawful authority the property passed under private control, so it is a question whether the Commissioners of the Sinking Fund desire to complete a title against the City for a nominal or for a substantial sum.

This subject is discussed in a separate communication requesting the Commissioners of the Sinking Fund to fix some percentage of the value of the property, to be charged in cases of this character. In that report it is suggested that 50 per cent. of the value would be a fair figure. It is, however, a matter for the Commissioners to determine, and in advance of a decision by them on the general question, it would be inappropriate for me to make any recommendation except to say that if the Commissioners decide to charge 50 per cent. of the value of the property I see no reason why this application should not be granted on those terms.

In a report dated June 23, 1908, Mr. Mortimer J. Brown, an Appraiser of Real Estate of this Department, places a value of \$4,200 on the property in the road. Fifty per cent. of this would be \$2,100, the amount which would be charged for a release should the Commissioners adopt a 50 per cent. rule.

Respectfully submitted,

ROBERT JORDAN, Examiner.

Approved:

H. A. METZ, Comptroller.

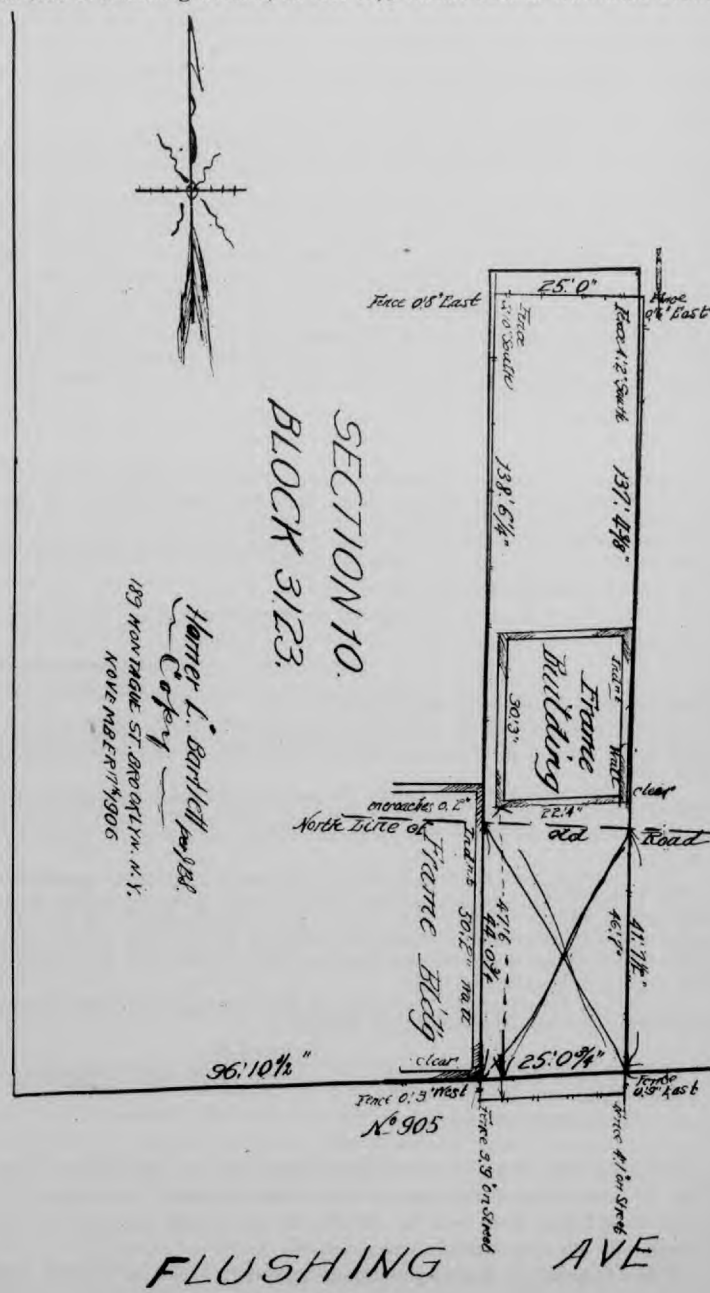
DEPARTMENT OF FINANCE,
June 23, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—Mr. Frank J. Prial, Chief Examiner of the Bureau for the Examination of Claims, in a communication to this Bureau under date of June 18, 1908, requests that two appraisals be made, the first as of January, 1907, of the plot 25 feet ¾ inch by 41 feet 7½ inches by 25 by 44 feet ¾ inch, being the front portion of the 25-foot lot on the north side of Flushing avenue, 96 feet 10½ inches east of Bushwick avenue,

BUSHWICK

AVE.



Borough of Brooklyn, being part of the old Brooklyn and Newtown turnpike; the other being a plot 20 feet 7 inches by 84 feet 11 3/4 inches by 20 by about 81 feet, being the southerly 20 feet of a lot fronting 35 feet 9 1/2 inches on the easterly side of Kingsland avenue, 66 feet 11 inches north of Parker street, also in the Borough of Brooklyn, said plot being a part of the old Woodpoint road, both plots being shown by the crossed green lines on the diagrams herewith.

As to the fair market values of these plots, the first plot in Flushing avenue is the front portion of a lot in the locality where, in January, 1907, a lot 25 by 100 feet was fairly worth \$7,000. Figured upon this basis under the Hoffman rule, this front plot, 25 feet 3/4 inch by 41 feet 7 1/2 inches by 25 by 44 feet 3/4 inch, was fairly worth 60 per cent. of \$7,000, or \$4,200.

The second, the property in Kingsland avenue, is in a locality where a lot 20 by 100 feet was in December, 1906, fairly worth \$2,400. Figured under the Hoffman rule the plot 20 feet 7 inches by 84 feet 11 3/4 inches by 20 by about 81 feet, as shown on the diagram, was at that time fairly worth 92 per cent. of \$2,400, or \$2,208.

Respectfully submitted,

MORTIMER J. BROWN, Appraiser of Real Estate, Department of Finance.

January 9, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—Minnie Maehr in a petition addressed to the Commissioners of the Sinking Fund asks for a release of the interest of The City of New York in a portion of the old Brooklyn and Newtown turnpike. The property is more particularly described below.

The petitioner states that she is informed and believes that when the road was discontinued "the adjoining owners went into possession of such piece of said road as lay in front of their respective lots." Of course they did nothing of the kind, for under any conditions each abutting owner would be entitled to no more than half the road, not to such piece as lay in front of their premises. In the present case, more than one-half the road is included within the lines of property claimed by the petitioner. The south line of the road is in the bed of Flushing avenue, so The City of New York is abutting owner on the other side. Applying the theory of petitioner's claim to title, there does not appear to be any good reason why the City, as an abutting owner, is not entitled to such piece of the road as lies in front of its lots, which would embrace part of the property sought to be released here.

If the abutting owners had a reversionary interest in the bed of this road, the City would have a material interest in the southerly half of the road anyhow. But the road was Dutch, so held by the unanimous Bench of the Appellate Division, Second Department (as may be seen by reference to special report dealing with the history of the road, Sinking Fund Minutes, December 18, 1907), and, according to other legal opinion, there was no reversionary interest in a Dutch road.

The Collector of Assessments and Arrears reports that no arrears appear against Lot No. 69, in Block 3123, Section 10 of Brooklyn.

In view of the facts of the case, I would respectfully recommend that the matter be submitted to the Corporation Counsel for his opinion.

First—As to whether the City may properly release more than one-half the road to an abutting owner.

Second—Whether there is any reason why a substantial amount should not be charged for a release of the City's interest in the following described property:

Beginning at a point on the northerly side of Flushing avenue, distant 96 feet 10 1/2 inches easterly from the corner formed by the intersection of the northerly side of Flushing avenue with the easterly side of Bushwick avenue; running thence northerly at right angles or nearly so to Flushing avenue 44 feet 3/4 inch to the northerly line of the old road; thence along said old road 25 feet more or less; thence southerly again at right angles or nearly so with Flushing avenue 41 feet 7 1/2 inches to the northerly side of Flushing avenue; and thence westerly along the northerly side of Flushing avenue 25 feet 3/4 of an inch to the point or place of beginning.

Respectfully submitted for approval.

ROBERT JORDAN, Examiner.

Approved:

H. A. METZ, Comptroller.

LAW DEPARTMENT,
OFFICE OF THE CORPORATION COUNSEL,
NEW YORK, December 8, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—I have a communication, dated November 30, 1908, signed N. Taylor Phillips, Deputy Comptroller, transmitting copy of summons and complaint in an action by Minnie Maehr against The City of New York.

This is an action in the Supreme Court, Kings County, to bar any and all claim of the City in that portion of the old Brooklyn and Newtown turnpike described as follows:

Beginning at a point on the northerly side of Flushing avenue distant ninety-six (96) feet ten and one-half (10 1/2) inches easterly from the corner formed by the intersection of the northerly side of Flushing avenue with the easterly side of Bushwick avenue; running thence northerly at right angles or nearly so to Flushing avenue forty-four (44) feet three-quarters inch to the northerly line of the old road; thence along said old road twenty-five (25) feet more or less; thence southerly again at right angles or nearly so with Flushing avenue forty-one (41) feet seven and one-half (7 1/2) inches to the northerly side of Flushing avenue, and thence westerly along the northerly side of Flushing avenue twenty-five (25) feet three-quarters of an inch to the point or place of beginning.

Under date March 10, 1908, upon the application of the plaintiff for a release of the City's interest in that portion of the old road, I advised you that the interest of the City was a mere cloud upon the title of a private owner, and I transmitted to you a proper form of release of the City's interest in the premises.

The bringing of this action shows that the Commissioners of the Sinking Fund have not granted the application for the release.

Will you please to inform me what defense there is to the action and send me the names of all witnesses for use upon the trial?

Respectfully yours,

G. L. STERLING, Acting Corporation Counsel.

DEPARTMENT OF FINANCE,
December 10, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—Minnie Maehr, in a petition addressed to the Commissioners of the Sinking Fund, prays for a release of the interest of the City in and to a section of the old Newtown turnpike.

The matter was referred to the Corporation Counsel, and under date of March 11, 1908, he advised that the interest of the City was a mere cloud on the title of a private owner, on the ground that the petitioner might establish an adverse title against the City.

The property was appraised by Mr. Mortimer J. Brown, Appraiser of Real Estate of this Department, and his opinion was that the property sought to be released was fairly worth \$4,200. Under the rule of the Commissioners of the Sinking Fund the charge for a release of this character would be 50 per cent. of the appraised value, or \$2,100. This figure was communicated to the attorney for the petitioner, and he was given a reasonable time to reply.

In view of the fact that the terms of the City have not been accepted in writing, I recommend that the application be denied.

Respectfully,

ROBERT JORDAN, Examiner.

Approved:

H. A. METZ, Comptroller.

Resolved, That the petition of Mrs. Minnie Maehr addressed to the Commissioners of the Sinking Fund, under date of November 27, 1906, for a release or quit-claim of the City's interest in a portion of the old Newtown turnpike, in the Borough of Brooklyn, be and the same is hereby denied.

Which resolution was unanimously adopted.

The following communication was received from the Commissioner of Bridges turning over a parcel of land not needed for bridge purposes at One Hundred and Twenty-ninth street and Third avenue, Borough of Manhattan.

February 19, 1908.

To the Honorable the Commissioners of the Sinking Fund of The City of New York:

GENTLEMEN—I herewith transfer to your Board the property colored red on the attached map, acquired by the City for bridge purposes, authorized under chapters 413, Laws of 1892; 540, Laws of 1894; 716, Laws of 1895, and 660, Laws of 1897.

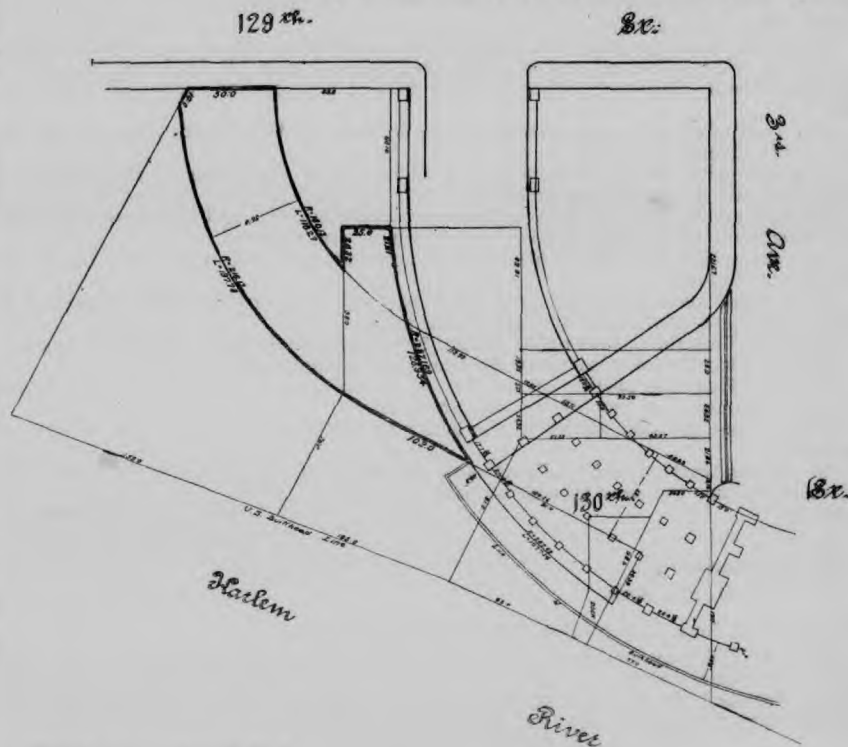
The property was originally intended to be used for a bridge approach, but on changing the plans it was not needed as such.

It was rented, later, to a contractor by the Collector of City Revenue and has remained so for the past eight years.

A recent communication from the Department of Finance requested that this Department make some arrangements as regards this property and as it is not needed for bridge purposes. I respectfully request your Board to make some disposition of same.

Yours truly,

J. W. STEVENSON, Commissioner of Bridges.



Which was ordered filed.

The Comptroller presented the following report relative to the sale of buildings on land acquired for purposes of a 72-inch pipe between Clear Stream and Amityville, Long Island.

December 24, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—Pursuant to section 1553 of the Revised Charter, the authority to sell buildings situated upon land owned by The City of New York is vested in the Commissioners of the Sinking Fund.

This office is in receipt of a communication from the Commissioner of Water Supply, Gas and Electricity to sell all the buildings located upon the land acquired for the purposes of a 72-inch pipe line between Clear Stream and Amityville, in the Boroughs of Queens and Nassau.

I would respectfully request that a resolution for the sale of these buildings be adopted by the Commissioners of the Sinking Fund, and a resolution is herewith respectfully transmitted.

Respectfully submitted for approval.

JOHN M. GRAY, Collector of City Revenue.

Approved:

H. A. METZ, Comptroller.

Whereas, The Commissioner of the Department of Water Supply, Gas and Electricity has requested the sale of all buildings, parts of buildings, etc., now standing upon property owned by the City of New York, located in the counties of Queens and Nassau, acquired by it for pipe line purposes, said buildings being more particularly described as follows:

Being all those buildings, parts of buildings, etc., situate on land acquired by The City of New York December 15, 1908, for the purposes of a 72-inch pipe line from Clear Stream to Amityville, Long Island, and which is more particularly described on a certain map on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 280 Broadway, Borough of Manhattan.

Resolved, That the Commissioners of the Sinking Fund, by virtue of the powers vested in them by law, hereby authorize and order the sale at public auction, for the highest marketable prices, of all the buildings, parts of buildings, etc., upon the following terms and conditions:

The buildings and appurtenances thereto will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of The City of New York, and must also at the time of sale give a certified check or cash in half the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale. Where the amount of the purchase price does not equal or exceed the sum of fifty dollars, the sum of fifty dollars shall be the amount of the security to be deposited. This security may at any time after the expiration of the contract period be applied by the City to the cost of completing any of the work required under the contract, but unfinished at the expiration of the contract period.

The purchaser shall not lease, occupy, cause or permit the building or buildings, etc., purchased by him to be used or occupied for any purpose other than that of their speedy removal, nor shall he collect any rental or other revenue for the use of either the land or the buildings, etc., situated thereon. The breach of either or any of these conditions shall forthwith void the sale and cause immediate forfeiture of the purchase money and the security deposited for the faithful performance of the conditions of the sale. The placing therein or permitting the occupancy of any such building by any tenant free, for rent or otherwise, excepting the necessary watchmen or the workmen engaged in the actual demolition thereof, shall of itself be a breach of the above conditions of sale.

All the material of the buildings, sheds, walks, structures and cellars of whatsoever nature, with their exterior and interior fixtures, appurtenances and foundations of all kinds, except the sidewalk and curb in front of said buildings, extending within the described area and down to the level of the cellar bottom, shall be torn down and removed from the premises. None of the dirt, debris or waste resulting from demolition shall be allowed to remain on the premises, except old mortar or plaster only, which may be left, but not higher at any point than two feet below the curb opposite that point; also the foundation walls of all classes shall be taken down only to a plane whose elevation shall be the level of the curb in front of the building.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

The purchaser at the sale shall also remove all house sewer connections to the main sewer in the street, and the opening of the main sewer in street shall be properly closed in compliance with the directions of the Bureau of Sewers, Boroughs of Queens and Nassau, and furnish the Department of Finance with a certificate from the Bureau of Sewers that the work has been properly performed.

The permit for all opening in the street to be obtained by and at the expense of the purchaser of the building.

Failure to remove said buildings, appurtenances, or any part thereof within sixty days from the day of possession will work forfeiture of ownership of such buildings, appurtenances, or portion as shall then be left standing, together with all moneys paid by said purchaser on account thereof at the time of the sale, and the bidder's assent to the above conditions being understood to be implied by the act of bidding, and The City of New York will, without notice to the purchaser, cause the same to be removed, and the costs and expense thereof charged against the security above mentioned.

The work of removal must be carried on in every respect in a thorough and workmanlike manner, and must be completed within sixty days from the day of possession, and the successful bidder will provide and furnish all materials of labor and machinery necessary thereto, and will place proper and sufficient guards and fences and warning signs by day and night for the prevention of accidents, and will indemnify and save harmless The City of New York, its officers, agents and servants, and each of them, against any and all suits and actions, claims and demands of every name and description brought against it, them or any of them, and against and from all damage and costs to which it, they or any of them be put by reason of injury to the person or property of another, resulting from negligence or carelessness in the performance of the work, or in guarding the same, or from any improper or defective materials or machinery, implements or appliances used in the removal of said buildings.

Party walls and fences, when existing against adjacent property not sold, shall not be taken down. All 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 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.

The report was accepted and the resolution unanimously adopted.

The Comptroller presented the following report and offered the following resolutions, relative to the sale of buildings upon property acquired for public purposes:

Hon. HERMAN A. METZ, Comptroller:

December 24, 1908.

SIR—Pursuant to section 1553 of the revised Charter, the authority to sell buildings situated upon land owned by The City of New York is vested in the Commissioners of the Sinking Fund.

This office is in receipt of several communications requesting the sale of buildings situated on City property, to wit:

First—Request from the Commissioner of Parks for the Borough of The Bronx to sell the Schrader House, situate in Pelham Bay Park, Borough of The Bronx.

Second—Request from the Commissioner of Parks for the Borough of The Bronx to sell the house situated in the northerly end of Poe Park, Borough of The Bronx.

Third—Request from the Commissioner of Docks and Ferries to sell buildings situate on Richmond avenue and Ferry street, Borough of Richmond.

Fourth—Request from the President of the Borough of Queens to sell buildings located along the lines of Seventeenth avenue, from Wilson avenue to Flushing avenue, Borough of Queens.

I would respectfully recommend that four resolutions for the sale of said buildings be adopted by the Commissioners of the Sinking Fund, and said resolutions are herewith respectfully transmitted.

Respectfully submitted for approval.

JOHN M. GRAY, Collector of City Revenue.

Approved:

H. A. METZ, Comptroller.

Whereas, The Commissioner of Parks for the Borough of The Bronx, has requested the sale of the building now standing upon property owned by The City of New York, located in the Borough of The Bronx, acquired by it for park purposes, said building being more particularly described as follows:

Being the building known as the Schrader House, situated east of the Eastern boulevard, and being the second house north of Pelham Bay Bridge, in Pelham Bay Park, and which is more particularly described in a letter of request on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 280 Broadway, Borough of Manhattan.

Resolved, That the Commissioners of the Sinking Fund, by virtue of the powers vested in them by law, hereby authorize and order the sale at public auction, at the highest marketable price, of the above described building upon the following terms and conditions:

The buildings and appurtenances thereto will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of The City of New York, and must also at the time of sale give a certified check or cash in half the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale. Where the amount of the purchase price does not equal or exceed the sum of fifty dollars, the sum of fifty dollars shall be the amount of the security to be deposited. This security may at any time after the expiration of the contract period be applied by the City to the cost

of completing any of the work required under the contract, but unfinished at the expiration of the contract period.

The purchaser shall not lease, occupy, cause or permit the building or buildings, etc., purchased by him to be used or occupied for any purpose other than that of their speedy removal, nor shall he collect any rental or other revenue for the use of either the land or the buildings, etc., situated thereon. The breach of either or any of these conditions shall forthwith void the sale and cause immediate forfeiture of the purchase money and the security deposited for the faithful performance of the conditions of the sale. The placing therein or permitting the occupancy of any such building by any tenant free, for rent or otherwise, excepting the necessary watchmen or the workmen engaged in the actual demolition thereof, shall of itself be a breach of the above conditions of sale.

All the material of the buildings, sheds, walks, structures and cellars of whatsoever nature, with their exterior and interior fixtures, appurtenances and foundations of all kinds, except the sidewalk and curb in front of said buildings, extending within the described area and down to the level of the cellar bottom, shall be torn down and removed from the premises. None of the dirt, debris or waste resulting from demolition shall be allowed to remain on the premises, except old mortar or plaster only, which may be left, but not higher at any point than two feet below the curb opposite that point; also the foundation walls of all classes shall be taken down only to a plane whose elevation shall be the level of the curb in front of the building.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

The purchaser at the sale shall also remove all house sewer connections to the main sewer in the street, and the opening of the main sewer in street shall be properly closed in compliance with the directions of the Bureau of Sewers, Borough of 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 sixty days from the day of the possession will work forfeiture of ownership of such buildings, appurtenances or portion as shall then be left standing, together with all moneys paid by said purchaser on account thereof at the time of the sale, and the bidder's assent to the above conditions being understood to be implied by the act of bidding, and The City of New York will, without notice to the purchaser, cause the same to be removed, and the costs and expense thereof charged against the security above mentioned.

The work of removal must be carried on in every respect in a thorough and workmanlike manner, and must be completed within sixty days from the day of possession, and the successful bidder will provide and furnish all materials of labor and machinery necessary thereto, and will place proper and sufficient guards and fences and warning signs by day and night for the prevention of accidents, and will indemnify and save harmless The City of New York, its officers, agents and servants, and each of them, against any and all suits and actions, claims and demands of every name and description brought against it, them or any of them, and against and from all damage and costs to which it, they or any of them be put by reason of injury to the person or property of another, resulting from negligence or carelessness in the performance of the work, or in guarding the same, or from any improper or defective materials or machinery, implements or appliances used in the removal of said buildings.

Party walls and fences, when existing against adjacent property not sold, shall not be taken down. All furrings, plaster, chimneys, projecting brick, etc., on the faces of such party walls, are to be taken down and removed. The walls shall be made permanently self-supporting, beam-holes, etc., bricked up, and the wall painted and made to exclude wind and rain and present a clean exterior. The roofs of adjacent buildings shall be properly flashed and painted and made watertight where they have been disturbed by the operations of the contractor.

The Comptroller of The City of New York reserves the right on the day of sale to withdraw from sale any of the buildings, parts of buildings and machinery included therein, or to reject any and all bids; and it is further

Resolved, That, while the said sale is held under the supervision of the Commissioners of the Sinking Fund, the Comptroller is authorized to cause the sale to be advertised and to direct the sale thereof as financial officer of the City.

Whereas, The Commissioner of Parks for the Borough of The Bronx has requested the sale of the building now standing upon property owned by The City of New York, located in the Borough of The Bronx, acquired by it for park purposes, said building being more particularly described as follows:

Being the two-story frame structure, 32 feet by 44 feet in size, situate on the northerly end of Poe Park, and which is more particularly described in a letter of request on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 280 Broadway, Borough of Manhattan.

Resolved, That the Commissioners of the Sinking Fund, by virtue of the powers vested in them by law, hereby authorize and order the sale at public auction, at the highest marketable price, of the above described building upon the following terms and conditions:

The buildings and appurtenances thereto will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of The City of New York, and must also at the time of sale give a certified check or cash in half the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale. Where the amount of the purchase price does not equal or exceed the sum of fifty dollars, the sum of fifty dollars shall be the amount of the security to be deposited. This security may at any time after the expiration of the contract period be applied by the City to the cost of completing any of the work required under the contract, but unfinished at the expiration of the contract period.

The purchaser shall not lease, occupy, cause or permit the building or buildings, etc., purchased by him to be used or occupied for any purpose other than that of their speedy removal, nor shall he collect any rental or other revenue for the use of either the land or the buildings, etc., situated thereon. The breach of either or any of these conditions shall forthwith void the sale and cause immediate forfeiture of the purchase money and the security deposited for the faithful performance of the conditions of the sale. The placing therein or permitting the occupancy of any such building by any tenant free, for rent or otherwise, excepting the necessary watchmen or the workmen engaged in the actual demolition thereof, shall of itself be a breach of the above conditions of sale.

All the material of the buildings, sheds, walks, structures and cellars of whatsoever nature, with their exterior and interior fixtures, appurtenances and foundations of all kinds, except the sidewalk and curb in front of said buildings, extending within the described area and down to the level of the cellar bottom, shall be torn down and removed from the premises. None of the dirt, debris or waste resulting from demolition shall be allowed to remain on the premises, except old mortar or plaster only, which may be left, but not higher at any point than two feet below the curb opposite that point; also the foundation walls of all classes shall be taken down only to a plane whose elevation shall be the level of the curb in front of the building.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

The purchaser at the sale shall also remove all house sewer connections to the main sewer in the street, and the opening of the main sewer in street shall be properly closed in compliance with the directions of the Bureau of Sewers, Borough of 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 sixty days from the day of possession will work forfeiture of ownership of such buildings, appurtenances or portion as shall then be left standing, together with all moneys paid by said purchaser on account thereof at the time of the sale, and the bidder's assent to the above conditions being understood to be implied by the act of bidding, and The City of New York will, without notice to the purchaser, cause the same to be removed, and the costs and expense thereof charged against the security above mentioned.

The work of removal must be carried on in every respect in a thorough and workmanlike manner, and must be completed within sixty days from the day of possession, and the successful bidder will provide and furnish all materials of labor and machinery necessary thereto, and will place proper and sufficient guards and fences and warning signs by day and night for the prevention of accidents, and will indemnify and save harmless The City of New York, its officers, agents and servants, and each of them, against any and all suits and actions, claims and demands of every name and description brought against it, them or any of them, and against and from all damage and costs to which it, they or any of them be put by reason of injury to the person or property of another, resulting from negligence or carelessness in the performance of the work, or in guarding the same, or from any improper or defective materials or machinery, implements or appliances used in the removal of said buildings.

Party walls and fences, when existing against adjacent property not sold, shall not be taken down. All furrings, plaster, chimneys, projecting brick, etc., on the faces of such party walls, are to be taken down and removed. The walls shall be made permanently self-supporting, beam holes, etc., bricked up and the wall painted and made to exclude wind and rain and present a clean exterior. The roofs of adjacent buildings shall be properly flashed and painted and made watertight where they have been disturbed by the operations of the contractor.

The Comptroller of The City of New York reserves the right on the day of sale to withdraw from sale any of the buildings, parts of buildings and machinery included therein, or to reject any and all bids; and it is further

Resolved, That, while the said sale is held under the supervision of the Commissioners of the Sinking Fund, the Comptroller is authorized to cause the sale to be advertised and to direct the sale thereof as financial officer of the City.

Whereas, The Commissioner of the Department of Docks and Ferries has requested the sale of all buildings, parts of buildings, etc., now standing upon property owned by The City of New York, located in the Borough of Richmond, acquired by it for dock purposes, said buildings being situated upon land more particularly described as follows:

Being all those buildings, parts of buildings, etc., situated on land described as follows:

Beginning at a point on Richmond avenue 130.69 feet northerly from the northwest corner of Richmond terrace and Richmond avenue; running thence westerly 124.62 feet to Ferry street; thence northerly 100.03 feet along Ferry street; thence easterly 122.27 feet to a point on Richmond avenue; thence southerly along Richmond avenue 100 feet to the point or place of beginning, and which are more particularly described on a certain map on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 280 Broadway, Borough of Manhattan.

Resolved, That the Commissioners of the Sinking Fund, by virtue of the powers vested in them by law, hereby authorize and order the sale at public auction at the highest marketable prices of all the buildings, parts of buildings, etc., upon the following terms and conditions:

The buildings and appurtenances thereto will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of The City of New York, and must also at the time of sale give a certified check or cash in half the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale. Where the amount of the purchase price does not equal or exceed the sum of fifty dollars, the sum of fifty dollars shall be the amount of the security to be deposited. This security may at any time after the expiration of the contract period be applied by the City to the cost of completing any of the work required under the contract, but unfinished at the expiration of the contract period.

The purchaser shall not lease, occupy, cause or permit the building or buildings, etc., purchased by him to be used or occupied for any purpose other than that of their speedy removal, nor shall he collect any rental or other revenue for the use of either the land or the buildings, etc., situated thereon. The breach of either or any of these conditions shall forthwith void the sale and cause immediate forfeiture of the purchase money and the security deposited for the faithful performance of the conditions of the sale. The placing therein or permitting the occupancy of any such building by any tenant free, for rent or otherwise, excepting the necessary watchmen or the workmen engaged in the actual demolition thereof, shall of itself be a breach of the above conditions of sale.

All the material of the buildings, sheds, walks, structures and cellars of whatsoever nature, with their exterior and interior fixtures, appurtenances and foundations of all kinds, except the sidewalk and curb in front of said buildings, extending within the described area and down to the level of the cellar bottom, shall be torn down and removed from the premises. None of the dirt, debris or waste resulting from demolition shall be allowed to remain on the premises, except old mortar or plaster only, which may be left, but not higher at any point than two feet below the

curb opposite that point; also the foundation walls of all classes shall be taken down only to a plane whose elevation shall be the level of the curb in front of the building.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

The purchaser at the sale shall also remove all house sewer connections to the main sewer in the street, and the opening of the main sewer in street shall be properly closed in compliance with the directions of the Bureau of Sewers, Borough of Richmond, and furnish the Department of Finance with a certificate from the Bureau of Sewers that the work has been properly performed.

The permit for all opening in the street to be obtained by and at the expense of the purchaser of the building.

Failure to remove said buildings, appurtenances, or any part thereof, within sixty days from the day of the possession, will work forfeiture of ownership of such buildings, appurtenances, or portion, as shall then be left standing, together with all moneys paid by said purchaser on account thereof at the time of the sale, and the bidder's assent to the above conditions being understood to be implied by the act of bidding, and The City of New York will, without notice to the purchaser, cause the same to be removed, and the costs and expense thereof charged against the security above mentioned.

The work of removal must be carried on in every respect in a thorough and workmanlike manner, and must be completed within sixty days from the day of possession, and the successful bidder will provide and furnish all materials of labor and machinery necessary thereto, and will place proper and sufficient guards and fences and warning signs by day and night for the prevention of accidents, and will indemnify and save harmless The City of New York, its officers, agents and servants, and each of them, against any and all suits and actions, claims and demands of every name and description brought against it, them or any of them, and against and from all damage and costs to which it, they or any of them, be put by reason of injury to the person or property of another, resulting from negligence or carelessness in the performance of the work, or in guarding the same, or from any improper or defective materials or machinery, implements or appliances used in the removal of said buildings.

Party walls and fences, when existing against adjacent property not sold, shall not be taken down. All furrings, plaster, chimneys, projecting brick, etc., on the faces of such party walls, are to be taken down and removed. The walls shall be made permanently self-supporting, beam-holes, etc., bricked up, and the wall painted and made to exclude wind and rain and present a clear exterior. The roofs of adjacent buildings shall be properly flashed and painted and made water-tight 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.

Whereas, The President of the Borough of Queens has requested the sale of all buildings, parts of buildings, etc., now standing upon property owned by The City of New York, located in the Borough of Queens, acquired by it for street purposes, said buildings being situated upon land more particularly described as follows:

Being all those buildings, parts of buildings, etc., lying within the lines of Seventeenth avenue (otherwise known as Oakley street), from Wilson avenue to Flushing avenue, in the Borough of Queens, being more particularly known as Nos. 496 and 498 Flushing avenue, and which are 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.

Resolved, That the Commissioners of the Sinking Fund, by virtue of the powers vested in them by law, hereby authorize and order the sale at public auction, at the highest marketable price, of all the buildings, parts of buildings, etc., upon the following terms and conditions:

The buildings and appurtenances thereto will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of The City of New York, and must also at the time of sale give a certified check or cash in half the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale. Where the amount of the purchase price does not equal or exceed the sum of fifty dollars, the sum of fifty dollars shall be the amount of the security to be deposited. This security may at any time after the expiration of the contract period be applied by the City to the cost of completing any of the work required under the contract, but unfinished at the expiration of the contract period.

The purchaser shall not lease, occupy, cause or permit the building or buildings, etc., purchased by him to be used or occupied for any purpose other than that of their speedy removal, nor shall he collect any rental or other revenue for the use of either the land or the buildings, etc., situated thereon. The breach of either or any of these conditions shall forthwith void the sale and cause immediate forfeiture of the purchase money and the security deposited for the faithful performance of the conditions of the sale. The placing therein or permitting the occupancy of any such building by any tenant free, for rent or otherwise, excepting the necessary watchmen or the workmen engaged in the actual demolition thereof, shall of itself be a breach of the above conditions of sale.

All the material of the buildings, sheds, walks, structures and cellars, of whatsoever nature, with their exterior and interior fixtures, appurtenances and foundations of all kinds, except the sidewalk and curb in front of said buildings, extending within the described area and down to the level of the cellar bottom, shall be torn down and removed from the premises. None of the dirt, debris or waste resulting from demolition shall be allowed to remain on the premises, except old mortar or plaster only, which may be left, but not higher at any point than two feet below the curb opposite that point; also the foundation walls of all classes shall be taken down only to a plane whose elevation shall be the level of the curb in front of the building.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

The purchaser at the sale shall also remove all house sewer connections to the main sewer in the street, and the opening of the main sewer in street shall be properly closed in compliance with the directions of the Bureau of Sewers, Borough of 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 sixty days from the day of the possession will work forfeiture of ownership of such buildings, appurtenances, or portion, as shall then be left standing, together with all moneys paid by said purchaser on account thereof at the time of the sale, and the bidder's assent to the above conditions being understood to be implied by the act of bidding, and The City of New York will, without notice to the purchaser, cause the same to be removed, and the costs and expense thereof charged against the security above mentioned.

The work of removal must be carried on in every respect in a thorough and workmanlike manner, and must be completed within sixty days from the day of possession, and the successful bidder will provide and furnish all materials of labor and machinery necessary thereto, and will place proper and sufficient guards and fences and warning signs by day and night for the prevention of accidents, and will indemnify and save harmless The City of New York, its officers, agents and servants, and each of them, against any and all suits and actions, claims and demands of every name and description brought against it, them, or any of them, and against and from all damage and costs to which it, they, or any of them, be put by reason of injury to the person or property of another, resulting from negligence or carelessness in the performance of the work, or in guarding the same, or from any improper or defective materials or machinery, implements or appliances used in the removal of said buildings.

Party walls and fences, when existing against adjacent property not sold, shall not be taken down. All furrings, plaster, chimneys, projecting brick, etc., on the faces of such party walls, are to be taken down and removed. The walls shall be made permanently self-supporting, beam-holes, etc., bricked up, and the wall painted and made to exclude wind and rain and present a clean exterior. The roofs of adjacent buildings shall be properly flashed and painted and made watertight where they have been disturbed by the operations of the contractor.

The Comptroller of The City of New York reserves the right on the day of sale to withdraw from sale any of the buildings, parts of buildings and machinery included therein, or to reject any and all bids; and it is further

Resolved, That, while the said sale is held under the supervision of the Commissioners of the Sinking Fund, the Comptroller is authorized to cause the sale to be advertised and to direct the sale thereof as financial officer of the City.

The report was accepted and the resolutions severally unanimously adopted.

The Comptroller presented the following report and offered the following resolution, relative to the refunding of amounts overpaid on permits to build street vaults:

December 23, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—The following applications for the refund of amounts overpaid for street vault permits, are herewith submitted, viz.:

Permit Number.	Applicant.	Location.	Amount.
1292	Broadway Cortlandt Company.	Cortlandt street and Nos. 165 and 167 Broadway	\$1,243 88
1773	Carl Franck.....	Northeast corner of East Houston street and First avenue.....	33 50
		The Bronx.	
128	Pasquale A. Riche.....	Southeast corner of Morris avenue and One Hundred and Fiftieth street.....	28 22
			\$1,305 60

With each application is filed an affidavit of the owner and the certificate of a City Surveyor. The amount to be refunded is certified by the Superintendent of Highways, approved by the Commissioner of Public Works, and the President of the Borough.

The amount paid was deposited to the credit of the Sinking Fund for the Redemption of the City Debt No. 1.

Respectfully,

F. W. SMITH, Chief Accountant and Bookkeeper.

Approved:

H. A. METZ, Comptroller.

Resolved, That warrants payable from the Sinking Fund for the Redemption of the City Debt No. 1, be drawn in favor of the following parties, refunding them the amount overpaid in error for street vault permits, as per statement submitted:

Broadway-Cortlandt Company	\$1,243 88
Carl Franck	33 50
Pasquale A. Riche.....	28 22

The report was accepted and the resolution unanimously adopted.

The Comptroller presented the following report and offered the following resolution, relative to the refunding of Croton water rents paid in error:

December 23, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—Applications have been made, as per statement herewith, for the Refund of Croton Water Rents Paid in Error.

The applications are severally approved by the Commissioner of Water Supply, Gas and Electricity, or the Collector of Assessments and Arrears and the amount so paid, six hundred and thirty-six dollars and eighty-six cents (\$636.86) has been deposited in the City Treasury to the credit of the Sinking Fund for the Payment of the Interest on the City Debt.

Respectfully,

F. W. SMITH, Chief Accountant and Bookkeeper.

Approved:

H. A. METZ, Comptroller.

Water Register.			
Cecilia Poznansky	\$4 15	Charlotte Purtell	15 75
Fifth Avenue Presbyterian Church.	64 00	George Doutney	10 00
Morris Singer	57 00	Greek Catholic Church.....	25 20
William Douglas	28 75	Christ Church	18 00
Joseph Gans	4 00	West Presbyterian Church.....	24 00
Lena Michelson	7 50	Bloomigdale Reformed Church...	36 00
John C. Ruff, executor.....	6 00	Ottinger & Brother.....	10 00
Patrick Byrne	6 00	Henry Schmorrr	15 00
		Estate of Frederick Heimsoth.....	68 00
		Emma F. McNall.....	94 90

Emma F. McNall.....	43 50	Collector of Assessments and Arrears.	
George G. Moore.....	56 00		
Kate I. Chatillon.....	11 00	Henry Phipps Estate.....	2 56
Leone Frieri	29 55		
			\$636 86
	\$634 30		

Resolved, That a warrant payable from the Sinking Fund for the Payment of the Interest on the City Debt be drawn in favor of the Chamberlain, for the sum of six hundred and thirty-six dollars and eighty-six cents (\$636.86), for deposit in the City Treasury to the credit of Croton Water Rent Refunding Account, for refunding erroneous and overpayments of Croton water rents, as per statement submitted herewith.

The report was accepted and the resolution unanimously adopted.

The Comptroller presented the following report and offered the following resolution relative to refunding of Water Rents, Borough of Brooklyn, paid in error:

December 23, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—Applications have been made as per statement herewith, for the refund of water rents, Borough of Brooklyn, paid in error.

The applications are severally approved by the Commissioner of Water Supply, Gas and Electricity or the Collector of Assessments and Arrears, and the amount so paid, one hundred and ninety-four dollars and thirty-six cents (\$194.36), is a proper charge against the Water Sinking Fund, City of Brooklyn.

Respectfully,

F. W. SMITH, Chief Accountant and Bookkeeper.

Approved:

H. A. METZ, Comptroller.

Water Register.			
Hannah M. Corrigan.....	\$21 00	Henry Kocune, agent.....	9 45
Hannah M. Corrigan.....	21 00	Benjamin C. Klingmann.....	8 00
Martha E. Ronk.....	8 74		\$99 08
Otto G. Kiehn.....	1 00	Collector of Assessments and Ar-	
De Hart Bergen, agent.....	3 75	rears.	
Frederick F. Stevens.....	2 30	Henry J. Franklin.....	42
The Kings and Westchester Land		Michael Cavanagh	58 57
Company	8 00	William L. Seabrooke.....	36 29
Michael P. O'Connor, agent.....	10 09		\$194 36
Caroline Kaufmann	5 75		

Resolved, That a warrant payable from the Water Sinking Fund, City of Brooklyn, be drawn in favor of the Chamberlain for the sum of one hundred and ninety-four dollars and thirty-six cents (\$194.36), for deposit in the City treasury to the credit of the Water Rents, Borough of Brooklyn Refunding Account, for the refunding of crroneous and overpayments of Water Rents as per statement submitted herewith.

The report was accepted and the resolution unanimously adopted.

The Comptroller presented the following report and offered the following resolution relative to the refunding of \$10 to Tobias Lapan, being amount of fine imposed and collected and refunded by order of court:

December 23, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—By order Court of General Sessions, entered December 1, 1908, the judgment of City Magistrates' Court, Third District, First Division, September 21, 1907, imposing fine of \$10 on one Tobias Lapan was reversed and the fine ordered to be refunded.

The fine was deposited in Sinking Fund for the Payment of the Interest on the City Debt.

Respectfully,

F. W. SMITH, Chief Accountant and Bookkeeper.

Approved:

H. A. METZ, Comptroller.

Resolved, That a warrant payable from the Sinking Fund for the Payment of the Interest on the City Debt be drawn in favor of Tobias Lapan, for the sum of ten dollars (\$10), amount of fine imposed on and collected from him by City Magistrates' Court, First Division, Third District, September 21, 1907, refunded by order of Court of General Sessions, entered December 1, 1908.

The report was accepted and the resolution unanimously adopted.

The Comptroller presented the following report and offered the following resolution relative to a refund of \$6 to Charles S. Rosenthal, being amnuot of fees paid in error:

December , 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—Charles S. Rosenthal respectfully asks for the refund of two amounts, three dollars each, paid in error for notes of issue, viz.:

March 23, 1908, in re Cohen vs. Sturman, \$3 paid in error in City Court. Case entered and fee paid in Supreme Court.

August 3, 1908, in re De Macio vs. Shubert Piano Company, \$3, paid in error in Supreme Court. Case entered and fee paid in City Court.

The amount (\$6) so paid was deposited in the Sinking Fund for the Payment of the Interest on the City Debt.

Respectfully,

F. W. SMITH, Chief Accountant and Bookkeeper.

Approved:

H. A. METZ, Comptroller.

Resolved, That a warrant payable from the Sinking Fund for the Payment of the Interest on the City Debt be drawn in favor of Charles S. Rosenthal, for the sum of six dollars (\$6), refunding him this amount of fees paid in error for notes of issue, viz.:

Mar. 23, 1908. Cohen vs. Sturman, in City Court.....	\$3 00
Aug. 3, 1908. De Maico vs. Shubert Piano Company, in Supreme Court.....	3 00

Total..... \$6 00

The report was accepted and the resolution unanimously adopted.

The Comptroller presented the following report and offered the following resolution relative to the refunding of assessments for Prospect Park Improvement paid in error:

December 22, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—On October 17, 1908, the Title Guarantee and Trust Company paid in error the installment assessments for Prospect Park Improvement on property described as follows, viz.:

Year.	Section.	Block.	Lot.	Assessment.	Interest.	Total.
1905.....	4	1077	48	\$3 03	\$0 79	\$3 82
1906.....	4	1077	48	3 03	51	3 54
1907.....	4	1077	48	3 03	23	3 26
				\$9 09	\$1 53	\$10 62

The amount so erroneously paid was deposited in the Sinking Fund of the City of Brooklyn; the refund will be made through Refunding Assessments Paid in Error, Borough of Brooklyn.

The resolution herewith is necessary to reimburse such account for amount of assessment so to be refunded.

Respectfully,

F. W. SMITH, Chief Accountant and Bookkeeper.

Approved:

H. A. METZ, Comptroller.

Resolved, That a warrant payable from the Sinking Fund, City of Brooklyn, be drawn in favor of the Chamberlain for the sum of ten dollars and sixty-two cents (\$10.62), to be deposited in the City Treasury to the credit of Refunding Assessments Paid in Error, Borough of Brooklyn, to refund Title Guarantee and Trust Company, through this account, this amount of assessment for Prospect Park Improvement, paid in error.

The report was accepted and the resolution unanimously adopted.

The Comptroller presented the following report relative to the method in vogue of conducting the business of the Commissioners of the Sinking Fund:

December 21, 1908.

To the Commissioners of the Sinking Fund:

GENTLEMEN—In connection with the method in vogue of handling the business of the Commissioners of the Sinking Fund, it has always been the custom to have all matters received by the Secretary first investigated and reported on by the Comptroller, and then presented to the Board for action, instead of being first presented to the Board and subsequently referred. This procedure has evidently been followed in order to avoid unnecessary delay, and it seems to me that the City's interests have been and will be best served in continuing this method of procedure.

However, as some of the members may have different views on the subject, the matter is brought to the attention of the Board for such instructions as they may wish to give.

Respectfully,

H. A. METZ, Comptroller.

The report was accepted and the present method of procedure approved and directed to be continued.

The Dock Commissioner, who was present, submitted for consideration the following correspondence relative to a proposition of the Nassau Ferry Company:

December 29, 1908.

Hon. ALLEN N. SPOONER, Commissioner, Department of Docks and Ferries, Pier "A," North River, Battery Place:

DEAR SIR—Referring to the communication from the Nassau Ferry Company, I understand a meeting of the Sinking Fund is to be held to-morrow, and I think the propositions made by that company should be submitted to the Sinking Fund. Unless some action is taken the Nassau Company may discontinue the operation of its ferry after the first of January. In case you are authorized by the Sinking Fund to make some agreement, I think you should consult with me before taking any actual steps in order that the interests of the City in the Grand Street Terminal in Brooklyn may be safeguarded in any arrangement that is made.

Yours very truly,

F. K. PENDLETON, Corporation Counsel.

NEW YORK, December 16, 1908.

Hon. A. N. SPOONER, Commissioner of Docks and Ferries, Pier "A," North River, New York City:

DEAR SIR—Referring to our conversation to-day, Mr. Howard has asked me to state briefly the attitude of the Nassau Ferry Company. It is, I understand, as follows:

1. If the City, prior to the end of the current month, shall enter into any contract for the purchase or other acquisition of the properties of the Brooklyn Ferry Company, the Nassau Ferry Company desires to have an opportunity to dispose of its property to the City upon similar terms. The Nassau Ferry Company does not desire to enter into a lease if other ferry properties are purchased by the City, and the subjoined suggestions are made subject to the above condition.

2. The Nassau Ferry Company is willing, subject to the condition above mentioned, to operate the ferry upon the basis of receiving a subsidy sufficient to insure to it a reasonable return upon the capital invested after providing for expenses; or

3. Subject to the condition above mentioned, the Nassau Ferry Company is willing to take a lease of the ferry in question for a term of ten (10) years at a rental of one dollar (\$1) per annum; providing, however, that the ferry from Grand street, Brooklyn, to Grand street, New York, be discontinued, and no other new ferry opened which would come in competition with the ferry from Grand street, Brooklyn, to Houston street, New York, and further providing that suitable provision be made as to changing the rates of ferriage if desired by the company, and further, that the rights of the company to the bulkhead and other property to which it claims title, be recognized.

Will you kindly let Mr. Howard and myself know what action is recommended by the Commissioner, and oblige

Yours very truly,

(Signed) HERBERT BARRY.

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

Ex-Mayor Frederick Wurster and Senator Nathaniel Elsberg appeared before the Board and were heard at length in regard to the proposed purchase and operation by the City of the ferries plying between the Boroughs of Manhattan and Brooklyn.

The Comptroller presented a report of the Appraiser of Real Estate of the Department of Finance, in the matter of the proposed exchange of properties situated

in the Borough of Richmond, between The City of New York and the Staten Island Rapid Transit Railway Company.

President Cromwell, of the Borough of Richmond, appeared before the Board and was heard in regard to the same.

On motion, the matter was laid over.

The Chamberlain, to whom was referred, at meeting held December 8, 1908, the matter of the appointment of three appraisers to appraise certain lands at Sunnyside Yard, Borough of Queens, owned by The City of New York, and certain other adjoining land owned by the Pennsylvania Tunnel and Terminal Railroad Company, submitted the following names: George J. Ryan, real estate, Long Island City; John R. Thompson, real estate, Long Island City; Peter A. Leininger, real estate, Long Island City.

(For the Comptroller's report see page 1446.)

The Comptroller then offered the following resolution:

Whereas, The Commissioner of the Department of Water Supply, Gas and Electricity has transferred to the Commissioners of the Sinking Fund, in a communication dated November 27, 1908, all the land hereinafter described, in the Borough of Queens:

"All that certain triangular shaped lot or piece of land situated in the Borough of Queens, City and State of New York, bounded and described as follows, viz.:

"Beginning at a point in the middle of Gosman avenue (80 feet wide) where it would intersect the southerly line of Dreyer avenue (60 feet wide) if extended across Gosman avenue as the said avenues are shown on a certain map marked 'Location of streets as approved by The City of New York August 6, 1907, map filed in the office of the County Clerk, Jamaica, Long Island, August 9, 1907,' and extending along the middle of said Gosman avenue south 16 degrees 54 minutes west 252.9 feet; thence north 73 degrees 6 minutes west 607.9 feet to a point in the southerly line of Dreyer avenue aforesaid; thence along the southerly line of said Dreyer avenue, partly across Gosman avenue, north 84 degrees 19 minutes, east 660.7 feet to the middle of Gosman avenue, the place of beginning, containing 76,869 square feet, more or less,"

—and makes application that the following described property be acquired by the City from the Pennsylvania Tunnel and Terminal Railroad Company, in exchange for the lands transferred to the Commissioners of the Sinking Fund:

All those certain tracts or pieces of land situate in the Borough of Queens, City and State of New York, bounded and described as follows, viz.:

No. 1. Beginning at a point in the middle of Locust street (60 feet wide) at the distance of 499.1 feet measured southwardly along the middle of said street from its intersection with the southerly line of Jackson avenue (100 feet wide), as the said street and avenue are shown on a certain map marked "Location of streets as approved by The City of New York, August 6, 1907, map filed in the office of the County Clerk at Jamaica, Long Island, August 9, 1907," and extending thence crossing a portion of Locust street and Grove, Bliss and Carolin streets (60 feet wide, respectively), Gosman avenue (80 feet wide) and part of Heiser street (60 feet wide), south 72 degrees 27 minutes east, 1,300 feet to a point in the middle of said Heiser street as shown on said map; said point being distant 612.4 feet measured southwardly along the middle of said street from its intersection with the southerly line of Jackson avenue aforesaid; thence along the middle of said Heiser street south 16 degrees 54 minutes west 115.1 feet to a point within the lines of Dreyer avenue (60 feet wide), as shown on said map, in the northerly line of the land of the Long Island Railroad Company; thence by said land crossing a portion of Dreyer avenue north 72 degrees 27 minutes west 114.5 feet to a point in the southeasterly line of land of The City of New York; thence by said land of The City of New York the following eight courses and distances, viz.: (1) North 34 degrees 41 minutes east 53.2 feet to a point, (2) westwardly along the centre of brook 157.5 feet to a point within the lines of Gosman avenue, (3) crossing Gosman avenue and Carolin street north 79 degrees 15 minutes west 390.9 feet to a point, (4) crossing Bliss street north 72 degrees 19 minutes west 164.9 feet to a point at or near the westerly line of said Bliss street, (5) north 73 degrees 23 minutes west 81.3 feet to a point, (6) north 68 degrees 10 minutes west 138 feet to a point within the lines of Grove street, (7) crossing said Grove street north 70 degrees 29 minutes west 229.7 feet to a point, and (8) south 21 degrees 5 minutes west 39 feet to a point in the northwesterly corner of land of the Long Island Railroad Company; thence by land of the Pennsylvania Tunnel and Terminal Railroad Company north 72 degrees 27 minutes west 42.5 feet to a point in the middle of Locust street aforesaid, and thence along the middle of said street north 16 degrees 54 minutes east 115.1 feet to the place of beginning, containing 114,261 square feet, more or less.

No. 2. Beginning at a point in the middle of the said Locust street (60 feet wide) at the distance of 114.8 feet measured northwardly along the middle of said street from its intersection with the northerly line of Dreyer avenue (60 feet wide), if extended across said Locust street, and extending thence along the middle of said Locust street north 16 degrees 54 minutes east 294.2 feet to a point in the southerly line of land of the Long Island Railroad Company; thence eastwardly by said land on a line curving toward the south with a radius of 2,944.6 feet, partly crossing Locust street a distance of 35.6 feet to a point in the northwesterly line of land of The City of New York; thence by said land south 21 degrees 5 minutes west 297.1 feet to a point within the lines of said Locust street; thence south 73 degrees 6 minutes west 13.4 feet to the place of beginning, containing 7,208 square feet, more or less; therefore be it

Resolved, That, in accordance with the provisions of section 205A of the Greater New York Charter, as amended, the Commissioners of the Sinking Fund determine that the land turned over by the Commissioner of the Department of Water Supply, Gas and Electricity, and hereinbefore described, is no longer needed for departmental purposes; and they further determine that the lands of private owners herein in this resolution described are needed for public purposes; it is therefore

Resolved, That to determine the value of the land of the City hereinbefore described, and the land of the Pennsylvania Tunnel and Terminal Railroad Company, to be exchanged therefor, the Commissioners of the Sinking Fund hereby appoint George J. Ryan, John R. Thompson and Peter A. Leininger, three discreet and disinterested appraisers, residing in the Borough of Queens, who are hereby authorized and directed to appraise the value of the lands owned by the City which it is proposed to exchange for the lands owned by the Pennsylvania Tunnel and Terminal Railroad Company hereinabove described.

Which resolution was unanimously adopted.

Adjourned.

N. TAYLOR PHILLIPS, Secretary.

BELLEVUE AND ALLIED HOSPITALS.

A regular meeting of the Board of Trustees of Bellevue and Allied Hospitals was held in the staff room of Bellevue Hospital on Tuesday, December 22, 1908, at 3 o'clock.

Present—Dr. Brannan, the President, in the chair; Messrs. Barry, Sachs, Stern, O'Keeffe, Robbins and Paulding, Trustees, and Mr. Heberd, the Commissioner of Public Charities.

On motion, duly seconded, it was

Resolved, To amend the minutes of December 8 as follows: (last page) Mr. Barry, of the Building Committee, reported receipt of a letter from Sargent & Co., under date of December 5, offering an allowance of \$1,100.67 on the change of the transom butts in the Nurses' Training School Building and recommended that the offer be accepted. On motion, duly seconded, it was

Resolved, To approve this recommendation.

The list of changes in the help at Bellevue Hospital for the week ending December 5 was referred to the Committee on Officers and Employees for examination and report.

The following bills were presented for payment and, on motion, duly seconded, it was

Resolved, That they, having been duly audited by the Finance Committee, be approved for payment:

George W. Benham.....	\$162 00	Whitall-Tatum Company	5 67
Department of Correction.....	5 04	Joseph Weil	41 75
National Elevator Company.....	3 00	Western Union Telegraph Com- pany	8 59
George W. Benham.....	371 25	G. A. Nyden	52 50
John W. Buckley.....	21 00	Miss B. M. Coombs.....	42 50
Bloomington Brothers	14 96	Miss Sara Allen.....	3 00
H. J. Bool Company.....	69 50	Miss L. Argabrite.....	84 00
P. J. Dunn.....	11 00	Miss Susan Drew.....	3 00
Eimer & Amend.....	2 45	Miss A. Griswold.....	3 00
R. F. Ferguson.....	47 10	Miss A. Hanley.....	3 00
Jesse D. Frost.....	647 25	John Henry	21 00
Goodyear Rubber Company.....	6 29	Miss M. McConnell.....	6 00
Charles Grafrath	41 68	J. F. Gylsen.....	186 63
Hospital Supply Company.....	110 00	Burton & Davis Company.....	314 28
Kny-Scheerer Company	27 84	Charles F. Matlage.....	60 14
William Langbein & Brothers....	48 25	Sheffield Farms, Slawson-Decker Company	4,499 01
Ernst Leitz	53 75	Samuel E. Hunter.....	266 08
Manhattan Supply Company.....	33 00	R. P. Lawless.....	496 00
Crown Surgical Instrument Com- pany	2 33	Manhattan Supply Company.....	8 91
Adolph Martin	18 90	Abraham & Straus.....	9 49
O. G. Mason.....	544 00	Siegel-Cooper Company	9 84
E. B. Meyrowitz.....	14 10	Thomas C. Dunham.....	43 60
Clinton Skillman	1 50	Thomas C. Dunham.....	99 00
R. Stein	14 25	John Wanamaker	1,901 15
W. P. Siler.....	1 80	F. H. Cabot & Co.....	3,105 90
Tower Manufacturing and Novel- ty Company	12 00		
Voightlander & Son.....	3 83		

Mr. M. J. Rickard, the Acting Superintendent, reported as follows:

From December 6 to December 19, inclusive, 55 operations were performed at Bellevue Hospital, 18 at Gouverneur Hospital, 31 at Harlem Hospital and 17 at Fordham Hospital, at all of which the attending surgeons or their assistants were present.

A fire drill was held at Bellevue Hospital on December 12 and December 19, at Gouverneur Hospital on December 13, at Harlem Hospital on December 11 and at Fordham Hospital on December 11 and on December 19.

Three of the four large portable buildings in the grounds of Bellevue Hospital have been removed by the Department of Public Charities and the other will be ready in a few days.

There are 67 tubercular patients in the wards of Bellevue Hospital at the present time and 60 on the boat, a total of 127. In the hospital proper the average number of days such patients remain is 14.

As the stable at Gouverneur Hospital is overcrowded, it is not possible to place a carriage there.

Mr. White, Bookkeeper, makes a requisition for a book-typewriter and adding machine, combined, at a cost of \$530, and states that such a machine is necessary to properly fill out certain new forms required by the Department of Finance. It is recommended that this be not allowed. A communication from the Finance Committee on the subject is submitted herewith.

Permission is requested to supply the usual special dinner on Christmas Day for Bellevue and Allied Hospitals.

A letter from the Rev. Nicholas J. Hughes applying for a salary of \$450 as Chaplain to Gouverneur Hospital is herewith submitted.

A complaint from John Gregg, of No. 78 Broad street, regarding the loss of two empty anhydrous ammonia tanks is herewith submitted.

A second communication from Miss Stowers in reference to the detail of a policeman at Gouverneur Hospital has been received, in which attention is called to the fact that an officer is detailed to Beth Israel Hospital, where there are not so many out patients as at Gouverneur.

A communication has been received from the Union Railway Company asking that bills be sent for the repairs to the ambulance recently damaged in a collision. The bill of \$41 will be held until the veterinary surgeon's bill has been received.

At the request of Dr. Gregory and Dr. Nammack, the services of a special nurse were obtained for patient Sherman S. Mack, suffering from pneumonia. The patient was in too serious a condition to be removed to the general wards of the hospital.

Letters from Dr. Gregory and Dr. Fleming regarding a patient named Minnie Marcus, who committed suicide in the psychopathic ward on December 20, are herewith submitted.

Three estimates on door checks, door stops and vertical screw floor stops are herewith submitted, the lowest being \$563.15.

On December 16 Bellevue ambulance No. 6 collided with a Third avenue car. The adjuster of the company states that the company will probably pay for the repairs to the ambulance, which it is estimated will be about \$300.

It is suggested that the furniture removed from the portable buildings be offered to the Department of Public Charities. It is no longer required at this institution and may be of use to that Department.

Eight estimates on blankets and feather pillows for Pavilions A and B are herewith submitted, the lowest bid amounting to \$572.70.

It is recommended that the bid of the Welsbach Gas Light Company, \$580, be accepted, so that there may be an improvement in the light of the Mills' Training School, about which there has been so much complaint.

Wells & Newton submit a bid on a blanket warmer for Harlem Hospital amounting to \$440. Five firms were asked to bid but only this one responded. It is recommended that this bid be accepted.

It is recommended that a communication from F. W. Gast, formerly a Nurse at Bellevue Hospital, requesting the payment of salary due him, be referred to the Committee on Officers and Employees.

A letter from the Supervising Nurse of Harlem Hospital and a pamphlet called the "Mission News," containing a photograph of a ward at Harlem Hospital, are herewith submitted. The Supervising Nurse asks if this is permissible.

On motion, duly seconded, it was

Resolved, To direct the Acting Superintendent to make further inquiries concerning accommodation for a carriage at Gouverneur Hospital.

On motion, duly seconded, it was

Resolved, To refuse the request of the Bookkeeper for a book typewriter and adding machine.

On motion, duly seconded, it was

Resolved, To furnish the usual Christmas dinner to the patients and inmates of Bellevue and Allied Hospitals.

On motion, duly seconded, it was

Resolved, To refer to Messrs. Barry and Heberd as a Special Committee the application of the Catholic Chaplain at Gouverneur Hospital for a salary.

On motion, duly seconded, it was

Resolved, To refer to the Committee on Supplies the loss of two empty ammonia tanks.

On motion, duly seconded, it was

Resolved, To refer to the Committee on Officers and Employees the second request of Miss Stowers that an officer be detailed to Gouverneur Hospital.

Resolved, further, That the Committee consider the appointment of a special officer with a shield to meet the difficulty complained of by the Supervising Nurse.

On motion, duly seconded, it was

Resolved, To approve the appointments of a Nurse for three days to care for a patient in the psychopathic ward suffering from pneumonia.

On motion, duly second, it was

Resolved, To refer to the Committee on Buildings with power the estimates on door checks for Pavilions A and B.

On motion, duly second, it was

Resolved, To offer to the Department of Public Charities the furniture and other articles removed from the portable buildings.

On motion, duly second, it was

Resolved, To refer to the Committee on Supplies the estimates on blankets and feather pillows for Pavilions A and B.

On motion, duly second, it was

Resolved, To accept the bid of the Welsbach Gas Light Company, \$580, for the Mills' Training School Building.

On motion, duly second, it was

Resolved, To accept the bid of Wells & Newton, \$440, on a blanket warmer for Harlem Hospital.

On motion, duly second, it was

Resolved, To refer to the Committee on Officers and Employees the application of Mr. F. W. Gast for salary due him as Nurse at Bellevue Hospital.

On motion, duly seconded, it was

Resolved, Not to allow the publication of photographs of patients, wards of the hospitals, etc., in periodicals or other pamphlets without permission from the Board of Trustees.

Upon the recommendation of the Committee on Supplies, it was on motion, duly seconded,

Resolved, To accept the lowest bid in each case on the following repairs and supplies:

Repairing Galvanic Batteries (three bids asked, one received)—	
E. B. Meyrowitz	\$15 75
Engineers' Supplies (one bid asked)—	
Crandall Packing Company	33 00
Water Filters (one bid asked)—	
Kny-Scheerer Company, manufacturers.....	94 00
Varnish (five bids asked, two received)—	
Lowest—George W. Grote & Co.....	4 60
Second—T. C. Dunham	5 30
Repairing Metal Case (one bid asked)—	
Art Metal Construction Company.....	20 00
Glass (three bids asked, two received)—	
Lowest—Pittsburg Plate Glass Company.....	16 00
Second—Theo. W. Morris.....	16 20
Splint Board (three bids asked, three received)—	
Lowest—Charles H. Heinsohn	16 75
Second—Wm. P. Young & Bros.....	17 50
Lumber (three bids asked, three received)—	
Lowest—Charles H. Heinsohn	77 30
Second—W. F. Young & Bros.....	79 67
Engineering Supplies, Harlem Hospital (seven bids asked, two received)—	
Lowest—W. R. Bellows.....	59 97
Second—Hemphill Manufacturing Company.....	74 64
Buttons and Blanket Binding (four bids asked, two received)—	
Lowest—O'Neil-Adams Company	43 40
Second—John Wanamaker	62 75
Stretcher Wheels (three bids asked, two received)—	
Lowest—The Kny-Scheerer Company.....	38 00
Second—The Hospital Supply Company.....	Incomplete
Coal (seven bids asked, two received)—	
Lowest—O. J. Stephens, per ton.....	4 04
Second—S. T. Trimmer & Son, per ton.....	4 14
Butter Plates and Oiled Paper (four bids asked, two received, both for same amount)—	
Bloomington Bros. received order	22 25
Kitchen Utensils (six bids asked, two received)—	
Lowest—Charles A. Foersch.....	81 55
Second—John Wanamaker	99 03
Repairing Food Truck (only one bid asked for)—	
The Kny-Scheerer Company, manufacturers.....	10 00
Surgical Supplies (only one bid asked)—	
E. B. Meyrowitz, at request of Surgeon in Fordham Hospital.....	19 70
Surgical Instruments (only one bid asked)—	
The Kny-Scheerer Company, requested by Surgeon in Fordham Hospital	20 45
Fancy Groceries, Fordham Hospital (four bids asked, three received)—	
Lowest—Richard Webber	24 13
Second—S. E. Hunter	25 05
Fancy Groceries, Harlem Hospital (three bids asked, three received)—	
Lowest—Richard Webber	13 40
Second—S. E. Hunter	14 68
Fancy Groceries, Gouverneur Hospital (four bids asked, four received)—	
Lowest—Richard Webber	28 70
Second—S. E. Hunter	29 98
Ice Cream, Gouverneur, Harlem and Fordham Hospitals (only one bid asked)—	
J. M. Horton Company:	
Gouverneur Hospital	8 40
Fordham Hospital	7 35
Harlem Hospital	17 50
Fancy Groceries, Bellevue Hospital (seven bids asked, six received)—	
Lowest—Austin, Nichols & Co.....	54 82
Second—Burton & Davis	64 77
Ice Cream (two bids asked, two received)—	
Lowest—Reid Ice Cream Company.....	61 50
Second—J. M. Horton	71 75
Making Over Hair Mattresses Into Pillows (three bids asked, two received)—	
Lowest—John Rademaker	23 00
Second—John Wanamaker	49 50
Enameled Mugs (five bids asked, three received)—	
Lowest—Hospital Supply Company.....	15 50
Second—Kny-Scheerer Company	17 28
Furnishing Two-Wheel Stretchers (five bids asked for, only one received)—	
The Hospital Supply Company	76 90
Engineers' Supplies (eight bids asked, three received)—	
Lowest—W. R. Bellows.....	81 80
Second—Sanders & Wright	109 60
Repairs to Roof, Fordham Hospital (five bids asked, three received)—	
Lowest—James H. Evans	8 00
Harlem Roofing Company	9 50

Lemons (four bids asked, four received)—	
Lowest—Kahn & Clark.....	16 50
Second—Samuel E. Hunter.....	19 50
Pearline (three bids asked, three received)—	
Lowest—John S. Silz.....	2 75
Second—Burton & Davis.....	2 85
Fancy Groceries (four bids asked, three received)—	
Lowest—Burton & Davis.....	38 33
John S. Silz & Sons.....	44 84
Glass (five bids asked, five received)—	
Lowest—I. C. Dunham.....	27 48
Second—Theo. W. Morris.....	34 95
Laundry Supplies (three bids asked, three received)—	
Lowest—John F. Stanley.....	26 15
Second—Frank Richards.....	36 64
Plumbing Alterations (four bids asked, four received)—	
Lowest—Wm. J. McDermott.....	40 00
Second—Joseph Miller.....	58 00
Plumbing Alterations, Dental Room (four bids asked, four received)—	
Lowest—Edward McCabe.....	40 00
Second—Wm. J. McDermott.....	50 00
Repairing Wheel Stretcher (only one bid asked)—	
Kny-Scheerer Company, manufacturers.....	15 00
Composition Water Relief Valve (only one bid asked)—	
Star Brass Manufacturing Company, manufacturers.....	12 00
Sputum Cups (only one bid asked)—	
Seabury & Johnson Manufacturing Company.....	40 00
Surgical Supplies (four bids asked, four received)—	
Lowest—The Kny-Scheerer Company.....	36 00
Second—Stohlmann Manufacturing Company.....	48 00

Reports of Committees.

Dr. Brannan reported upon the application of Dr. Byron C. Darling for appointment as X-ray Operator, and on motion, duly seconded, it was

Resolved, To appoint Dr. Byron C. Darling, of No. 200 Manhattan avenue, as Photographer and X-ray Operator at Bellevue Hospital from the 1st of January at a salary of \$750 a year, under the provisions of paragraph 6 of Rule 12 of the Civil Service Rules.

On motion, duly seconded, it was further

Resolved, To inform Mr. O. G. Mason that his services will not be required after the 1st of January, 1909. The question of the appointment of Dr. Stewart as X-ray Photographer at Harlem Hospital and Fordham Hospital, and the further question of the regulation of the number of X-ray photographs was referred to the Committee of the Month at Harlem Hospital to be taken up by it in conjunction with the Executive Committee of the Medical Board.

The Building Committee reported that the Department of Water Supply, Gas and Electricity had been asked to provide for two lights near the Lenox avenue entrance to Harlem Hospital. The Building Committee further reported that it approved of placing a partition in Ward 28 and that the work had already been begun. The Building Committee further reported progress in the following matters: Lighting in Mills Training School, sinks in Pavilions A and B, report on Pathological Building and Male Dormitory, and the twin fire connections on fire lines in Pavilions A and B.

Mr. Robbins reported in the matter of instruments for Harlem Hospital that a requisition for new instruments was now in the course of preparation and would soon be presented to the Board.

Dr. Brannan reported an interview with Mr. Mortimer Brown, of the Real Estate Bureau of the Department of Finance, regarding several vacant lots near Gouverneur Hospital.

The Committee on Officers and Employees reported in favor of the appointment of Frederick E. Price at \$35 as assistant to Mr. Lennon, the Acting Storekeeper. In the matter of transferring Miss Leber's name to the Gouverneur Hospital payroll the Committee recommended that action be deferred until a new payroll is definitely decided upon at the beginning of the year. On motion, duly seconded, it was

Resolved, To approve these recommendations.

The following list of changes in the help at Bellevue Hospital for the week ending November 28 was, upon the recommendation of the Committee on Officers and Employees, to which it had been referred, approved by the Board of Trustees:

Appointments.

November 23, 1908—John H. Vance, Hospital Helper, \$240, vice Henry Wischet, \$240; Annie Dixon, Hospital Helper, \$180, vice Alice Campbell, \$180; Michael Heaton, Hospital Helper, \$240, vice John Mahon, \$240; Austin Wall, Hospital Helper, \$300, vice Thomas Fitzgerald, \$300; Lewis Wittels, Hospital Helper, \$300, additional (pavilions A and B); Fanny McCollough, Hospital Helper, \$180, vice Kate Higgins, \$180.

November 24, 1908—Jennie Robinson, Trained Nurse, \$600, additional (Observation Ward, pavilions A and B); Kate Franklin, Hospital Helper, \$180, vice Mary Bolger, \$180; Mary Wall, Hospital Helper, \$180, additional (temporary).

November 25, 1908—Anna Reed, Hospital Helper, \$180, vice Mary Wall, \$180; Constantine Regan, Hospital Helper, \$240, vice Harry Lee, \$240.

November 26, 1908—Marv Murphy (No. 2), Hospital Helper, \$180, additional (Ward 17 reopened).

November 27, 1908—Sarah Dugan, Hospital Helper, \$180, vice Margaret Healy, \$180; J. P. Conroy, Hospital Helper, \$240, additional (Ward 6 reopened); Annie Martin, Hospital Helper, \$240, vice Mary Roberts, \$240; Mary Quinn, Hospital Helper, \$180, additional (Ward 28 reopened); Thomas Fogarty, Hospital Helper, \$240, vice Daniel Green, \$240.

November 28, 1908—Reginald Claris, Trained Nurse, \$600, additional (Ward 6); Iber Mervine, Trained Nurse, \$600, additional (Ward 6); Oscar Swenson, Trained Nurse, \$600, additional (Ward 6); James Connelly, Hospital Helper, \$240, additional (Ward 6); Carrie Armstrong, Hospital Helper, \$180, vice Mary Sullivan (No. 2), \$180; Winnie Cullen, Hospital Helper, \$180, vice Margaret Sheehan, \$180.

November 17, 1908—Ellen Sohm, Hospital Helper, \$180, reduced from \$240.

November 21, 1908—James Parsons, Hospital Helper, \$240, vice Michael Collins, \$240.

Dismissals, Resignations, etc.

November 22, 1908—Kate Higgins, Hospital Helper, \$180, resigned.

November 23, 1908—Mary Wall, Hospital Helper, \$180, resigned; Mary Bolger, Hospital Helper, \$180, resigned; Daniel Green, Hospital Helper, \$240, resigned.

November 24, 1908—Harry Lee, Hospital Helper, \$240, dishonesty; Mary Roberts, Hospital Helper, \$240, incapable.

November 26, 1908—Annie McMullen, Hospital Helper, \$180, absence; Maggie Beagin, Hospital Helper, \$240, illness; Margaret Healy, Hospital Helper, \$180, resigned.

November 27, 1908—Mary Sullivan (No. 2), Hospital Helper, \$180, unsatisfactory;

Margaret Sheehan, Hospital Helper, \$180, resigned; Helen Stewart, Hospital Helper, \$180, resigned.

November 28, 1908—Lillian Fillinger, Trained Nurse, \$600, resigned; Mary Wall, Hospital Helper, \$180, no longer needed.

November 5, 1908—Paul Loos, Hospital Helper, \$240, absence.

November 19, 1908—Michael Collins, Hospital Helper, \$240, unsatisfactory.

November 21, 1908—Alice Campbell, Hospital Helper, \$180, resigned; John Mahon, Hospital Helper, \$240, resigned; Thomas Fitzgerald, Hospital Helper, \$300, resigned.

The Committee on Supplies reported that (1) an effort was being made to have the company exchange the portable tubs in the new pavilions; that (2) it inclines to the opinion that if the Kny-Scheerer table be kept, some reduction in price should be obtained from the firm, and has requested the Acting Superintendent to see the representatives of the Kny-Scheerer and Hospital Supply Company at the same time with a view to adjusting the matter; that (3) the sputum cups furnished by John Early's Sons do not correspond to the sample furnished and that they be rejected on that account and left at the firm's establishment should it refuse to remove them; and that (4) two stretcher beds with adjustable back rests be bought and tried before purchasing the six called for on requisition.

On motion, duly seconded, it was

Resolved, To approve and adopt the report of the Committee on Supplies, and to refer the matter of the operating stand at Harlem Hospital back to the Committee with power to settle the matter, and the door checks in the new pavilions to the

Committee on Buildings. Action in the matter of toilet quilts was deferred awaiting the reply of the contractor as to whether or not he can supply any more nearly equal to the specifications.

The Committee on Supplies presented the following report relating to the furnishings for the new training school, and, on motion, duly seconded, it was

Resolved, To approve and adopt the same:

Special Report of Committee on Supplies in Regard to Furnishings for New Training School.

Where not already acted upon, it is recommended that the lowest bid on each line be accepted with the following exceptions: Forty-nine separate items of crockery were provided in the specifications. Eighteen of these have been rejected and ordered to be readvertised by the Board at last meeting when Higgins & Seiter were permitted to withdraw their bid. The samples of crockery selected by the Board of Managers of the Training School were of a particular pattern and shade. It now seems that various china merchants manufacture this pattern and quality of earthenware, but of different shades of color and lustre and to avoid an assortment of shades it is recommended that all the line numbers on the crockery be rejected and that bids be readvertised for as a class instead of by separate items.

Eight out of the thirteen line numbers of cutlery have been rejected and ordered to be readvertised through the same cause, and it is recommended as in the case of the crockery that all the line numbers on cutlery be rejected and bids readvertised for as a class.

Samples have been obtained from all the lowest bidders of the articles which they would supply if awarded contracts and in several instances the sample obtained is so much inferior to the standard sample that it is recommended that advantage be taken of the opportunity to include these articles when readvertising for crockery and cutlery, and that all these line numbers be rejected and the specifications be made more explicit where necessary.

These line numbers are 191, 192, 195, 197, 200, 204, 206, 210, 213, 214, 215, 216 and 288.

Mr. Stern, for the Committee on the Care of Persons Alleged to be Insane, reported in favor of the proposed appointment of two Pupil Nurses from the Mills' Training School in place of the third Attendant on night duty in the Psychopathic Ward for men, under the supervision of a woman Graduate Nurse, and the substitution of Pupil Nurses for two Attendants on day duty, this arrangement being in accordance with Dr. Gregory's views. On motion, duly seconded, it was

Resolved, To approve the recommendation of the Committee and to authorize the appointment of the Nurses.

Mr. O'Keeffe reported that the Commissioners of Accounts desired a complete inventory of all the possessions of the Department, and, on motion, duly seconded, it was

Resolved, To refer the matter to the Acting Superintendent with instructions to have the same taken with all convenient speed.

Communications.

A communication was received from the Contract Clerk reporting that Messrs. Van Name & Co. refuse to sign the contract for the work at Gouverneur Hospital on account of a clause permitting the Trustees to terminate the contract at any time. On motion, duly seconded, it was

Resolved, To refer this matter to Mr. Barry, Chairman of the Building Committee, for further report.

A communication dated December 14 was received from Messrs. Parish & Schroeder with suggestions regarding the layout of the grounds about the training school building. On motion, duly seconded, it was

Resolved, To refer this matter to the Building Committee for recommendation and report.

Communications dated December 10 and December 18 were received from Messrs. Parish & Schroeder informing the Board that the additional work in the training school (roster, bulletin board, office counter, mail boxes, key cabinets, etc.) can be done in six weeks. On motion, duly seconded, it was

Resolved, To accept the lowest bid on this work, that of the William Young Company (\$600), and to authorize a total expenditure of \$717.80 for these additional articles, electric work in connection with the same, etc.

A communication dated December 12 was received from Messrs. Parish & Schroeder in reply to the letter of the Board of Trustees referring to them the suggestion of Inspector William E. Barton that electric lights be provided in the space between the hung ceiling and the roof of the training school building. On motion, duly seconded, it was

Resolved, To refer this matter to the Department of Water Supply, Gas and Electricity for recommendation.

A communication dated December 12 was received from Messrs. McKim, Mead & White suggesting that the Board of Trustees apply to the Commissioner of Docks and Ferries in the matter of filling the portion between the bulkhead wall on the north side of Twenty-ninth street and a line about 77 feet south of the bulkhead wall for the use of Bellevue and Allied Hospitals. On motion, duly seconded and carried, this communication was placed on file.

A communication dated December 16 was received from Messrs. McKim, Mead & White, with a letter from T. Cockerill & Son, offering an allowance of \$300 on iron grilles omitted from the basement windows of the Pathological Department. On motion, duly seconded, it was

Resolved, To refer this matter to the Building Committee for recommendation.

A communication dated December 21 was received from T. Cockerill & Son with forms of assignments on their contract for the erection of the Pathological Department and male dormitory. On motion, duly seconded, it was

Resolved, To approve this assignment to the West Side Bank.

A communication dated December 21 was received from William E. Barton, Inspector of Construction, asking for assignment to duty at the power house. On motion, duly seconded, it was

Resolved, To inform Mr. Barton that this lies within the sphere of Mr. Frees' work.

A communication dated December 18 was received from the State Board of Charities with a report on the Gouverneur Dispensary. On motion, duly seconded, it was

Resolved, To send a copy of this report to the members of the Board of Trustees.

A communication dated December 17 was received from Dr. J. H. Huddleston with a letter from Dr. Taves asking if an eclectic physician may be appointed to the Gouverneur Out Patient Department. On motion, duly seconded, it was

Resolved, To refer this matter to the President for reply.

A communication dated December 11 was received from the New York City Visiting Committee in reply to a letter from the Board of Trustees regarding Gouverneur Hospital. On motion, duly seconded, it was

Resolved, To refer this matter to the Committee of the Month at Gouverneur Hospital.

A communication dated December 5 was received from Dr. Le Roy Broun endorsing Dr. E. M. Hawks for appointment as Anaesthetist to Bellevue Hospital. On motion, duly seconded, it was

Resolved, To refer this matter to the Conference Committee.

A communication dated December 17 was received from Dr. Wendell C. Phillips applying for appointment as Consulting Otolgologist to the Fourth Division of Bellevue Hospital. On motion, duly seconded, it was

Resolved, To refer this matter to the Conference Committee.

A communication dated December 15 was received from Dr. Frank W. Jackson presenting his resignation as Visiting Physician to the First Medical Division of Bellevue Hospital. On motion, duly seconded and carried, this resignation was accepted with regret, and it was resolved to appoint Dr. Jackson Consulting Physician to Bellevue Hospital.

A report of the work in the dental clinic from November 13 to December 1 was received and placed on file.

A communication dated December 17 was received from Dr. William P. Healy, Secretary of the Medical Board of Fordham Hospital, containing names of physicians for reappointment to the assistant staff of Fordham Hospital and to the Out Patient Department. Upon the recommendation of the Medical Board and the Conference Committee, Dr. Clarence A. Holmes, No. 1051 Boston road, was appointed Assistant Surgeon to Out Patients at Fordham Hospital, and the following were reappointed for the year 1909:

E. R. Cumiffe, Surgeon to Out Patients and Assistant Surgeon to Fordham Hospital; Frederic Coerr, Surgeon to Out Patients and Assistant Surgeon to Fordham Hospital; John J. McGowan, Physician to Out Patients and Assistant Physician to Fordham Hospital; A. M. Bell, Pathologist; Charles Graef, Ophthalmologist and Aurist; E. L. Cocks, Dermatologist; T. D. Brown, Physician to Out Patients (Gynaecological); J. C. Harkins, Assistant Physician to Out Patients (Children); C. R. Keppler, Assistant Surgeon to Out Patients (Orthopaedic); F. D. Gulliver, Physician to Out Patients (Nose and Throat); K. S. Kennard, Clinical Assistant, Medical.

Applications for leaves of absence were received from the following, and, on motion, duly seconded, it was

Resolved, To grant the same for the period stated.

Dr. Philip Prioleau, from December 24 to January 5, 1909; Dr. F. Tweddell, from December 13 to December 17; Dr. Herman F. Nordeman, December 15 to January 3, 1909.

A communication dated December 18th was received from the Acting Corporation Counsel informing the Board of Trustees that no payment can legally be made to Dr. Stewart for services as X-ray operator at Harlem Hospital. On motion, duly seconded and carried, this communication was placed on file.

A communication dated December 17 was received from the Civil Service Commission reporting that the Commission is about to hold an open competitive examination for the position of Dietitian. On motion, duly seconded and carried, this communication was placed on file.

A communication dated December 14 was received from the Board of Estimate and Apportionment reporting that the requests of the Board of Trustees for an appropriation for the erection of a temporary reception office and a transfer room had been referred to the Comptroller for consideration and report. On motion, duly seconded and carried, this communication was placed on file.

A communication dated December 10 was received from the Police Department informing the Board that on account of the demands on the police force it is not possible to detail an officer to Gouverneur Hospital. On motion, duly seconded and carried, this communication was placed on file.

A communication dated December 16 was received from the Department of Finance regarding the request of the Hospital Supply Company in the matter of original orders and invoices accompanying shipments. On motion, duly seconded and carried, this communication was placed on file.

Two communications, dated December 5 and December 17, were received from the Department of Finance regarding the exact standing of the account of the John R. Sheehan Company on the Gouverneur Hospital contract. On motion, duly seconded and carried, these communications were placed on file.

A communication dated December 12 was received from B. Altman & Co. asking that permission be given them to withdraw their bid on account of the delay in acting upon it. On motion, duly seconded, it was

Resolved, To refer this matter to Mr. Stern for adjustment, the understanding being that the Board will accept the bid if they agree to leave it.

A communication dated December 21 was received from Frank A. Hall asking that an order be sent him for the remainder of the beds on his contract. On motion, duly seconded, it was

Resolved, To inform Mr. Hall that no money is now available from which to pay for the beds, but that he may expect to receive the order as soon after the first day of next year as the funds are available.

A communication dated December 7 was received from John Elsey asking permission to see the record of contracts for fish. On motion, duly seconded, it was

Resolved, To refer this matter to the Committee on Supplies with power.

A communication dated December 22 was received from John Leonard & Co. regarding the work of destroying the old foundations on the block north of Bellevue Hospital. On motion, duly seconded, it was

Resolved, To refer this matter to Mr. Barry for investigation and report.

Unfinished Business.

The report of the special committee to consider the rules of the Board of Trustees was made a special order for the next meeting.

On motion, the Board adjourned.

J. K. PAULDING, Secretary.

BOROUGH OF MANHATTAN.

BUREAU OF BUILDINGS.

Operations for the Week Ending January 2, 1909.

Plans filed for new buildings (estimated cost, \$3,255,500).....	9
Plans filed for alterations (estimated cost, \$153,400).....	38
Buildings reported unsafe.....	25
Buildings reported for additional means of escape.....	3
Other violations of law reported.....	63
Unsafe building notices issued.....	47
Fire escape notices issued.....	12
Violation notices issued.....	126
Unsafe building cases forwarded for prosecution.....	2
Fire escape cases forwarded for prosecution.....	10
Violation cases forwarded for prosecution.....	68
Iron and steel inspections made.....	2,821

William Sauer, Assistant Chief Clerk.

EDW. S. MURPHY, Superintendent.

DEPARTMENT OF PUBLIC CHARITIES.

List of Changes in the Department of Public Charities During the Week Ending January 2, 1909.

December 7—Bennett, E. B., appointed, Hospital Helper (temporary), to end when services are no longer required, Municipal Lodging House, \$600 per annum; certified December 7, 1908.

January 1—Bilks, Samuel, dropped, Painter, Metropolitan Hospital, \$4 per diem; lack of appropriations.

December 23—Boylan, Joseph, appointed, Licensed Fireman, New York City Children's Hospitals and Schools, Randalls Island, \$3 per diem; certified by Civil Service December 18, 1908.

January 2—Brennan, Belinda T., dismissed, Hospital Helper, Metropolitan Training School, Blackwells Island, \$300 per annum; improper conduct.

December 31—Breen, Mary E., leave granted four days without pay, beginning December 31, 1908, and ending January 3, 1909, Hospital Helper, Metropolitan Training School, Blackwells Island, \$300 per annum.

January 1—Burnes, James, salary increased and title changed to Baker, formerly Hospital Helper, Storehouse, \$480 to \$750 per annum.

January 1—Clarke, John F., dropped, Carpenter, Storehouse, \$5 per diem; lack of appropriations.

December 17—Corcoran, James, promoted, Hospital Helper, New York City Children's Hospitals and Schools, Randalls Island, from \$120 to \$240 per annum; certified December 17, 1908.

December 21—Dalton, Elizabeth A., dropped, Hospital Helper, Kings County Hospital, \$300 per annum; own request.

December 28—Dermoddy, Henry, dismissed, overstaying pass, Hospital Helper, Metropolitan Training School, Blackwells Island, \$180 per annum.

December 24—Duffy, Kate, reappointed, Cook, New York City Children's Hospitals and Schools, Randalls Island, \$180 per annum.

December 19—Flynn, Thomas, dropped, Hospital Helper, Kings County Hospital, \$240 per annum; intoxication.

January 1—Glassey, Joseph, dropped, Carpenter, Storehouse, \$5 per diem; lack of appropriations.

December 1—Grogan, Anna, salary increased, Hospital Helper, Kings County Hospital, from \$192 to \$216 per annum.

December 19—Harris, William A., dropped, Hospital Helper, Kings County Hospital, \$300 per annum; intoxication.

December 17—Hart, John L., resigned, Hospital Helper, Kings County Hospital, \$240 per annum.

December 16—Hawthorne, Jessie L., transferred from Kings County Hospital as Trained Nurse to Bradford Street Hospital, \$600 per annum.

January 1—Herger, Charles A., salary increased, Baker, Storehouse, from \$700 to \$750 per annum.

January 1—Hildebrand, Joe, salary increased from \$240 per annum to \$750 per annum and title changed from Hospital Helper to Baker, Storehouse.

December 20—Holahan, James, dismissed, Hospital Helper, New York City Children's Hospitals and Schools, Randalls Island, \$240 per annum; disorderly conduct.

December 7—Houlihan, Katherine, reappointed, Hospital Helper, New York City Children's Hospitals and Schools, Randalls Island, \$300 per annum.

December 22—Jones, Charles, dismissed, absence without leave, Hospital Helper, New York City Children's Hospitals and Schools, Randalls Island, \$240 per annum.

December 18—Kennedy, Frank J., dismissed, absence without leave, Hospital Helper, New York City Home, Brooklyn, \$300 per annum.

December 10—Lamprecht, Joseph, dropped, Fireman, New York City Children's Hospitals and Schools, Randalls Island, \$3 per diem; own request.

December 14—Lamprecht, Joseph, reappointed, for five days beginning December 14 and ending December 21, New York City Children's Hospitals and Schools, Randalls Island, \$3 per diem (emergency employment); Fireman.

December 21—Lamprecht, Joseph, dropped, Fireman, New York City Children's Hospitals and Schools, Randalls Island, \$3 per diem; own request.

December 5—Lawler, John, dropped, Janitor, Central Office, Brooklyn, office of Deputy Commissioner, Administration, \$750 per annum; lack of funds.

January 1—Haslin, Bernard, dropped, Carpenter, Storehouse, \$5 per diem; lack of appropriations.

January 1—Karnal, Morris, dropped, Painter, Randalls Island, New York City Children's Hospitals and Schools, \$4 per diem; lack of appropriations.

January 1—Larkin, Thomas, dropped, Painter, City Hospital, Blackwells Island, \$4 per diem; lack of appropriations.

January 1—Meyer, Anton, salary increased from \$120 to \$750 per annum and title changed from Hospital Helper to Baker, Storehouse.

December 22—Murphy, Thomas J., resigned, Fireman (temporary emergency), Metropolitan Hospital, \$3 per diem.

December 30—Turner, Lillian, dropped, Cook, overstaying pass, Metropolitan Hospital Training School, Blackwells Island, \$480 per annum.

December 1—Utz, Caroline, salary increased, Hospital Helper, Kings County Hospital, from \$144 to \$216.

January 1—Reilly, Patrick, salary increased, Baker, Storehouse, from \$700 to \$750 per annum.

December 24—Roddy, Geo., dismissed, Hospital Helper, Storehouse, intoxication, \$240 per annum.

November 30—Ryan, Frank, dropped, Driver, New York City Home, Brooklyn, \$720 per annum; on account of continued illness.

December 14—Shanley, Thos. P., resigned, Hospital Helper, Cumberland Street Hospital, \$300 per annum.

December 18—Soule, William H., dismissed, Hospital Helper, Cumberland Street Hospital, neglect of duty; \$240 per annum.

December 17—Spencer, Thomas, promoted, New York City Children's Hospitals and Schools, Randalls Island, \$120 to \$240 per annum; certified December 17, 1908.

January 1—Thorne, John, promoted, from \$240 to \$750 per annum and title changed from Hospital Helper to Baker, Storehouse.

December 19—Wilson, James, dismissed, absence without leave, Kings County Hospital, Hospital Helper, \$180 per annum.

January 1—Waterbury, Norman, dropped, Painter, New York City Children's Hospitals and Schools, Randalls Island, \$4 per diem; lack of appropriations.

January 1—Voigt, Adolph, dropped, Painter, Metropolitan Hospital, Blackwells Island, \$4 per diem; lack of appropriations.

January 1—Schneider, Charles, dropped, Painter, City Hospital, Blackwells Island, \$4 per diem; lack of appropriations.

J. McKEE BORDEN, Secretary.

Department of Public Charities of The City of New York, foot of East Twenty-sixth street, New York, December 28, 1908.

Manhattan Fire Alarm Company, No. 19 Barclay Street, New York City. Dear Sir—Your proposition of December 21 to provide and maintain a fire alarm service in the Municipal Lodging House, No. 393 First avenue, during the year 1909, inspecting and maintaining the service in thorough working order, and providing all necessary repairs and materials required therefor for the sum of sixty dollars (\$60), no other bids received, is accepted, as above specified, and you are hereby directed to proceed with the work.

By direction of the Commissioner.

Respectfully yours,

J. McKEE BORDEN, Secretary.

Department of Public Charities of The City of New York, foot of East Twenty-sixth street, New York, December 28, 1908.

Richardson & Brynlen Company, Nos. 232, 234 and 236 Water Street, New York City. Dear Sir—Your proposition of December 26 to furnish and set in each fireplace of houses A, B and C, at the New York Farm Colony, Staten Island: Heaters—One of your No. 5 Perfect Fireplace Heaters, making the fireplace smaller so as to receive the heater, with necessary mason material and iron bar; furnishing all necessary smoke pipe, tin boxes, throat pieces, set ready for lighting the fire, for the sum of fifty-five dollars (\$55) each. You to deliver the goods and mason material at the foot of East Twenty-sixth street, New York City; we to have same delivered at the buildings in Staten Island (we have received two other estimates, one from John Pfuhrer, plumber and gas fitter, Castleton Corners, \$150, and one from Frederick Rivers, plumber, gas and steam fitter, New Brighton, \$162); is accepted, as above specified, and you are hereby directed to proceed with the work.

By direction of the Commissioner.

Respectfully yours,

J. McKEE BORDEN, Secretary.

Department of Public Charities of The City of New York, foot of East Twenty-sixth street, New York, December 31, 1908.

Jas. Curran Manufacturing Company, No. 512 West Thirty-sixth Street, New York City. Dear Sir—Your proposition of December 28, 1908, to furnish extra heavy 5-inch pipe and fittings necessary to repair section of steam pipe under floor in basement at Metropolitan Hospital, Blackwells Island, fitted with necessary pipe clamp and do all the work in complete manner, to our entire satisfaction, for the sum of fifty-one dollars (\$51) (this is the only proposition received), is accepted, as above specified, and you are hereby directed to proceed with the work.

By direction of the Commissioner.

Respectfully yours,

J. McKEE BORDEN, Secretary.

Department of Public Charities of The City of New York, foot of East Twenty-sixth street, New York, January 2, 1909.

Mr. George V. Cooper, No. 1570 Broadway, New York, N. Y. Dear Sir—Your proposition of December 29, 1908, to furnish all the labor and material required to install the additional lighting and reflectors in the Superintendent's residence, Randalls Island, as required by the Department of Water Supply, Gas and Electricity. All of the above to be of the best grade of material and labor, and installed in accordance with the rules and requirements of the Department of Water Supply, Gas and Electricity, for the sum of forty-three dollars (\$43), no other bids received, is accepted, as above specified, and you are hereby directed to proceed with the work.

By direction of the Commissioner.

Respectfully yours,

J. McKEE BORDEN, Secretary.

MORGUE.

Foot of East Twenty-sixth Street.

New York, December 31, 1908. Description of Unknown Man from No. 160 Bleeker Street—Age, 35 years; height, 5 feet 2½ inches; weight, 130 pounds; color, white; eyes, blue; hair, shaved off; good teeth. Clothing: Blue serge sack coat, brown and black check vest, dark gray pants, black stripes; an extra brown vest, light stripes; purple suspenders, black and white small check shirt, red four-in-hand tie with green stripes, black socks, black lace shoes. Condition of body, good. Remarks: Registered at Mills' Hotel as Mr. Cohen, is a Hebrew. No. 7900. Coroner Dooley. Geo. W. Meeks, Superintendent.

New York, December 27, 1908. Description of Unknown Man from North River and West Forty-eighth Street—Age, 40 years; height, 5 feet 9½ inches; weight, 160 pounds; color, white; eyes, can't tell; hair, dark brown; moustache, dark brown; good teeth. Clothing: Brown and gray mixed goods sack coat, blue serge vest, dark striped pants, blue flannel shirt, white fleece lined underwear, brown cotton socks, white tips, black lace shoes, gray suspenders, two white handkerchiefs. Condition of body, decomposed. No. 7897. Coroner Dooley. Geo. W. Meeks, Superintendent.

POLICE DEPARTMENT.

January 9, 1909.

Herewith is transmitted for publication in the CITY RECORD the following list of deaths, retirements, etc., from December 28, 1908, to January 2, 1909:

December 28.

Dismissed—Patrolman George H. J. McCabe, Fifteenth Precinct. Charges: Neglect of duty; intoxication; conduct unbecoming an officer.

December 29.

Dismissed—Patrolman James J. Mannix, One Hundred and Forty-eighth Precinct, convicted of felony.

Resigned—Patrolman Clarence Wilson, Eighteenth Precinct.

Deaths Reported—Patrolman William D. Mott, Sixty-first Precinct, at 4 p. m., December 28, 1908; Hostler James Cornell, Fortieth Precinct, at 3.30 a. m., December 24, 1908.

December 30.

Employed as Fireman—James Eriksen, steam vessel "Patrol."

December 31.

Employed as Patrolman on Probation—Joseph V. O'Rourke, William S. Clark, John H. Larkin, James H. Parker, Edward M. Leavey, Frank J. Neidhamer, Edwin C. Schmidt, LeRoy Langdon, Joseph Schlipf, August Poppinger, James Kelly.

Resigned—Deputy Clerk John F. Struse.

Dismissed—Hostler Melsin Palmer.

Retired—Sergeant John J. Bowe, Sixty-ninth Precinct, at \$750 per annum; Patrolman Peter Maidhoff, Traffic Precinct A, \$700 per annum; Patrolman Charles E. Shane, Twenty-sixth Precinct, at \$700 per annum; Patrolman James M. Armstrong, Fortieth Precinct, at \$631 per annum.

January 1.

Employed as Patrolman—James E. Robichaud, John T. Conroy, Peter Boertlein.

Dismissed from Employment as Probationary Patrolmen—Joseph Kahn, Timothy Daly, William L. Worth.

January 2.

Death Reported—Patrolman William J. Roache, Second Precinct, at 3 a. m., December 31, 1908.

Employed as Patrolmen, the following Probationary Patrolmen, to take effect as of January 1—James E. Connelly, Daniel A. Carroll, William Crowley, John F. L. Dennin, Martin Downey, Charles J. Hoffmann, Peter Hoffman, Michael J. Hurley, George P. Lang, Joseph A. Metzler, John J. O'Brien, Valentine O'Toole, George G. Ossmann, George H. Plate, John J. Thorpe, Frederick W. Wolfschlag.

Dismissed from Employment—Probationary Patrolman Michael J. Burns, Jr.

Employment as Patrolman on Probation Revoked—Peter Boertlein.

Employed as Patrolmen on Probation—Jacob Schifferdecker, Jr., Joseph P. Murtagh.

THEO. A. BINGHAM, Police Commissioner.

CITY OFFICES.

MAYOR'S OFFICE.

No. 5 City Hall, 9 a. m. to 4 p. m.; Saturdays 9 a. m. to 12 m.
Telephone, 8020 Cortlandt.
GEORGE B. MCCLELLAN, Mayor.
Frank M. O'Brien, Secretary.
William A. Willis, Executive Secretary.
James A. Rierdon, Chief Clerk and Bond and Warrant Clerk.

BUREAU OF WEIGHTS AND MEASURES.

Room 7, City Hall, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.
Telephone, 8020 Cortlandt.
Patrick Derry, Chief of Bureau.

BUREAU OF LICENSES.

9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.
Telephone, 8020 Cortlandt.
Francis V. S. Oliver, Jr., Chief of Bureau.
Principal Office, Room 1, City Hall.
Branch Office, Room 12, Borough Hall, Brooklyn.
Branch Office, Richmond Borough Hall, Room 23, New Brighton, S. I.
Branch Office, Hackett Building, Long Island City, Borough of Queens.

AQUEDUCT COMMISSIONERS.

Room 207, No. 280 Broadway, 5th floor, 9 a. m. to 4 p. m.
Telephone, 1942 Worth.
The Mayor, the Comptroller, ex-officio, Commissioners John F. Cowan (President), William H. Ten Eyck, John J. Ryan and John P. Windolph; Harry W. Walker, Secretary; Walter H. Sears, Chief Engineer.

ARMORY BOARD.

Mayor George B. McClellan, the Comptroller, Herman A. Metz, the President of the Board of Aldermen, Patrick F. McGowan, Brigadier-General George Moore Smith, Brigadier-General John G. Eddy, Captain J. W. Miller, the President of the Department of Taxes and Assessments, Lawson Purdy.
Harrie Davis, Secretary, Room 6, Basement, Hall of Records, Chambers and Centre streets.
Office hours, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.
Telephone, 3900 Worth.

ART COMMISSION.

City Hall, Room 21.
Telephone call, 1197 Cortlandt.
Robert W. de Forest, Trustee Metropolitan Museum of Art, President; Frank D. Millet, Painter, Vice-President; Howard Mansfield, Secretary; A. Augustus Healy, President of the Brooklyn Institute of Arts and Sciences; George B. McClellan, Mayor of the City of New York; John Bigelow, President of New York Public Library; Arnold W. Brunner, Architect; John B. Pine, Charles Howland Russell, Fred B. Pratt, Herbert Adams.
John Quincy Adams, Assistant Secretary.

BELLEVUE AND ALLIED HOSPITALS.

Office, Bellevue Hospital, Twenty-sixth street and First avenue.
Telephone, 4400 Madison Square.

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. Daley, Chief Clerk.
Telephone, 2946 Bryant.

BOROUGH OFFICES.

Manhattan.
No. 112 West Forty-second street.
William C. Baxter, Chief Clerk.
The Bronx.
One Hundred and Thirty-eighth street and Mott avenue (Solingen Building).
Cornelius A. Bunner, Chief Clerk.

Brooklyn.
No. 42 Court street (Temple Bar Building).
George Russell, Chief Clerk.

Queens.
No. 46 Jackson avenue, Long Island City.
Carl Voegel, Chief Clerk.

Richmond.
Borough Hall, New Brighton, S. I.
Charles M. Schwalbe, Chief Clerk.
All offices open from 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

BOARD OF ESTIMATE AND APPORTIONMENT.

The Mayor, Chairman; the Comptroller, President of the Board of Aldermen, President of the Borough of Manhattan, President of the Borough of Brooklyn, President of the Borough of The Bronx, President of the Borough of Queens, President of the Borough of Richmond.
OFFICE OF THE SECRETARY.
No. 277 Broadway, Room 1406. Telephone, 2280 Worth.
Joseph Haag, Secretary; William M. Lawrence, Assistant Secretary. Charles V. Ade, Clerk to Board.

OFFICE OF THE CHIEF ENGINEER.

Nelson P. Lewis, Chief Engineer, No. 277 Broadway, Room 1408. Telephone, 2281 Worth.
Arthur S. Tuttle, Engineer in charge Division of Public Improvements, No. 277 Broadway, Room 1408. Telephone, 2281 Worth.
Harry P. Nichols, Engineer in charge Division of Franchises, No. 277 Broadway, Room 801. Telephone, 2282 Worth.

BOARD OF EXAMINERS.

Rooms 6027 and 6028 Metropolitan Building, No. 1 Madison avenue, Borough of Manhattan, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.
Telephone, 5840 Gramercy.
Warren A. Conover, Charles Buek, Lewis Harding, 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 OF 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.
Samuel B. Hamburger, John C. Heintz, Dominick Di Dario, James F. Boyle.
Thomas R. Minnick, Secretary.

BOARD OF REVISION OF ASSESSMENTS.

Herman A. Metz, Comptroller.
Francis K. Pendleton, Corporation Counsel.
Lawson Purdy, President of the Department of Taxes and Assessments.
Henry J. Storrs, Chief Clerk, Finance Department, No. 280 Broadway.
Telephone, 1200 Worth.

BOARD OF WATER SUPPLY.

Office, No. 209 Broadway.
John A. Bensel, Charles N. Chadwick, Charles A. Shaw, Commissioners.
Thomas Hassett, Secretary.
J. Waldo Smith, Chief Engineer.

COMMISSIONERS OF ACCOUNTS.

Rooms 114 and 115 Stewart Building, No. 280 Broadway, 9 a. m. to 4 p. m.
Telephone, 4315 Worth.
John Purroy Mitchel, Ernest V. Gallaher, Commissioners.

CHANGE OF GRADE DAMAGE COMMISSION.

TWENTY-THIRD AND TWENTY-FOURTH WARDS.
Office of the Commission, Room 138, No. 280 Broadway (Stewart Building), Borough of Manhattan, New York City.
Commissioners—William E. Stillings, George C. Norton, Lewis A. Abrams.
Lamont McLoughlin, Clerk.
Regular advertised meetings on Monday, Wednesday and Friday of each week at 2 o'clock p. m.

CITY CLERK AND CLERK OF THE BOARD OF ALDERMEN.

City Hall, Rooms 11, 12; 10 a. m. to 4 p. m.; Saturdays, 10 a. m. to 12 m.
Telephone, 7560 Cortlandt.
P. J. Scully, City Clerk and Clerk of the Board of Aldermen.
Joseph F. Prendergast, First Deputy City Clerk.
John T. Oakley, Chief Clerk of the Board of Aldermen.
Joseph V. Sculley, Clerk, Borough of Brooklyn.
Thomas J. McCabe, Deputy City Clerk, Borough of The Bronx.
William R. Zimmerman, Deputy City Clerk, Borough of Queens.
Joseph F. O'Grady, Deputy City Clerk, Borough of Richmond.

CITY RECORD OFFICE.

BUREAU OF PRINTING, STATIONERY AND BLANK BOOKS.
Supervisor's Office, Park Row Building, No. 21 Park Row. Entrance, Room 807, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.
Telephone, 1505 and 1506 Cortlandt. Supply Room, No. 2, City Hall.
Patrick J. Tracy, Supervisor; Henry McMillen, Deputy Supervisor; C. McKemie, Secretary.

COMMISSIONER OF LICENSES.

Office, No. 277 Broadway.
John N. Bogart, Commissioner.
James P. Archibald, Deputy Commissioner.
John J. Caldwell, Secretary.
Office hours, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.
Telephone, 2828 Worth.

COMMISSIONERS OF SINKING FUND.

George B. McClellan, Mayor, Chairman; Herman A. Metz, Comptroller; James J. Martin, Chamberlain; Patrick F. McGowan, President of the Board of Aldermen, and Timothy P. Sullivan, Chairman Finance Committee, Board of Aldermen, Members.
N. Taylor Phillips, Deputy Comptroller, Secretary; Office of Secretary, Room 12, Stewart Building.
Telephone, 1200 Worth.

DEPARTMENT OF BRIDGES.

Nos. 13-21 Park Row.
James W. Stevenson, Commissioner.
John H. Little, Deputy Commissioner.
Edgar E. Schiff, Secretary.
Office hours, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.
Telephone, 6080 Cortlandt.

DEPARTMENT OF CORRECTION.

CENTRAL OFFICE.
No. 148 East Twentieth street. Office hours from 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.
Telephone, 1047 Gramercy.
John J. Barry, Commissioner.
George W. Meyer, Deputy Commissioner.
John B. Fitzgerald, Secretary.

DEPARTMENT OF DOCKS AND FERRIES.

Pier "A," N. R., Battery place.
Telephone, 300 Rector.
Allen N. Spooner, Commissioner.
Denis A. Judge, Deputy Commissioner.
Joseph W. Savage, Secretary.
Office hours, 9 a. m. to 4 p. m.; Saturdays, 12 m.

DEPARTMENT OF EDUCATION.

BOARD OF EDUCATION.
Park avenue and Fifty-ninth street, Borough of Manhattan, 9 a. m. to 5 p. m. (in the month of August, 9 a. m. to 4 p. m.); Saturdays, 9 a. m. to 12 m.
Telephone, 5580 Plaza.
Richard B. Aldcroft, Jr.; Walter Alexander, Nicholas J. Barrett, Charles E. Bruce, M. D.; Joseph E. Cosgrove, Frederic R. Coudert, Francis



CHANGES IN DEPARTMENTS, ETC.

BOARD OF ELECTIONS.

January 7—At a meeting of the Board of Commissioners of Elections of The City of New York, held on December 29, 1908, the following resolution was adopted, viz.:

Resolved, That Michael T. Daly, residing at No. 188 Lexington avenue, Borough of Manhattan, City of New York, be and he is hereby appointed to the position of Chief Clerk in the service of the Board of Elections of The City of New York at a compensation at the rate of \$3,000 per annum until otherwise ordered, said appointment to take effect January 1, 1909.

DEPARTMENT OF DOCKS AND FERRIES.

January 9—Josephine E. Stuart, formerly employed as an Attendant, was transferred to the position of Police Matron in the Police Department, taking effect January 1, 1909. In view of the transfer she has this day been dropped from the list of employees of this Department.

The Commissioner has fixed the pay of Edward J. Finn, Dock Laborer, at the rate of 31¼ cents per hour while employed, to take effect January 11, 1909.

PRESIDENT OF THE BOROUGH OF THE BRONX.

January 11—Death of Arthur F. Mayer, of No. 2780 Pond place, Assistant Foreman in the Bureau of Highways, on the 3d inst.

BOARD OF WATER SUPPLY.

January 11—At the meeting of the Board of Water Supply, held January 5, 1909, the salary of Lewis Brown, Foreman, was reduced from \$4.50 per day to \$3.50 per day, to take effect January 1, 1909.

January 12—The Board of Water Supply has made the following appointments: Raymond LeFevre, High Falls, N. Y., Clerk, \$25 per month, December 19.

Robert MacLachlan, No. 941 Park place, Brooklyn, Axeman, \$840 per annum, December 28.

William V. Gould, No. 106 West One Hundred and Fifth street, Photographer's Assistant (15-day emergency appointment), \$75 per month, December 28.

DEPARTMENT OF PARKS.

Borough of The Bronx.

January 11—The title of Bernard Kennedy, No. 297 East One Hundred and Thirty-sixth street, has been changed from Pipe Fitter's Helper to Park Laborer, to take effect January 9, 1909.

Reassignment of William J. Totten, Jr., Riverdale, Park Laborer, to take effect January 11, 1909.

January 9—The title of Patrick Mack has been changed from Stoker to Park Laborer, to take effect January 9, 1909.

CITY COURT.

January 11—Transferred Charles Burns, Messenger and Clerk in the Coroner's Court, to the position of Attendant in the City Court, salary \$1,500.

FIRE DEPARTMENT.

January 11—Dropped from the rolls: Boroughs of Manhattan, The Bronx and Richmond.

Edward L. Middleton, Assistant Superintendent of Buildings, has been dropped from the rolls, to take effect at the close of business on January 9, 1909, position having been abolished.

OFFICIAL DIRECTORY.

STATEMENT OF THE HOURS DURING which the Public Offices in the City are open for business and at which the Courts regularly open and adjourn as well as the places where such offices are kept and such Courts are held, together with the heads of Departments and Courts

W. Crowninshield, Francis P. Cunnion, Thomas M. De Laney, Horace E. Dresser, Alexander Ferris, Joseph Nicola Francolini, George Freifeld, George J. Gillespie, John Greene, Lewis Haase, Robert L. Harrison, Louis Haupt, M. D.; Thomas J. Higgins, James P. Holland, Arthur Hollick, Hugo Kanzler, Max Katzenberg, Edward Lazansky, Alrick H. Man, Clement March, Mitchell May, Robert E. McCafferty, Dennis J. McDonald, M. D.; Ralph McKee, Frank W. Meyer, Thomas J. O'Donohue, Henry H. Sherman, Arthur S. Somers, Abraham Stern, M. Samuel Stern, Cornelius J. Sullivan, James E. Sullivan, Michael J. Sullivan, Bernard Suydam, Rupert B. Thomas, John R. Thompson, George A. Vandenhoff, Frank D. Wilsey, George W. Wingate, Egerton L. Winthrop, Jr., members of the Board.
Egerton L. Winthrop, Jr., President.
John Greene, Vice-President.
A. Emerson Palmer, Secretary.
Fred H. Johnson, Assistant Secretary.
C. B. J. Snyder, Superintendent of School Buildings.
Patrick Jones, Superintendent of School Supplies.
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. Shallow, Edward L. Stevens, Gustave Straubmüller, John H. Walsh, Associate City Superintendents.

DISTRICT SUPERINTENDENTS.

Darwin L. Bardwell, William A. Campbell, John J. Chickering, John W. Davis, John Dwyer, James M. Edsall, Matthew J. Elgas, Edward D. Farrell, Cornelius D. Franklin, John Griffin, M. D.; John L. N. Hunt, Henry W. Jameson, James Lee, Charles W. Lyon, James J. McCabe, William J. O'Shea, Julia Richman, Alfred T. Schaeffer, Albert Shiels, Edgar Dubs Shimer, Seth T. Stewart, Edward W. Stitt, Grace C. Strachan, Joseph S. Taylor, Joseph H. Wade, Evangeline E. Whitney.

BOARD OF EXAMINERS.

William H. Maxwell, City Superintendent of Schools, and James C. Byrnes, Walter L. Hervey, Jerome A. O'Connell, George J. Smith, Examiners.

DEPARTMENT OF FINANCE.

Stewart Building, Chambers street and Broadway, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m. Telephone, 1200 Worth.
Herman A. Metz, Comptroller.
H. M. McCoey and N. Taylor Phillips, Deputy Comptrollers.
Hubert L. Smith, Assistant Deputy Comptroller.
Paul Loeser, Secretary to Comptroller.

MAIN DIVISION.

H. J. Storrs, Chief Clerk, Room 11.

BOOKKEEPING AND AWARDS DIVISION.

Frank W. Smith, Chief Accountant and Bookkeeper, Room 8.

STOCK AND BOND DIVISION.

James J. Sullivan, Chief Stock and Bond Clerk, Room 85.

BUREAU OF AUDIT—MAIN DIVISION.

P. H. Quinn, Chief Auditor of Accounts, Room 27.

LAW AND ADJUSTMENT DIVISION.

Jeremiah T. Mahoney, Auditor of Accounts, Room 185.

BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS.

Charles S. Hervey, Supervising Statistician and Examiner, Room 180.

CHARITABLE INSTITUTIONS DIVISION.

Daniel C. Potter, Chief Examiner of Accounts of Institutions, Room 38.

OFFICE OF THE CITY PAYMASTER.

No. 83 Chambers street and No. 65 Reade street. John H. Timmerman, City Paymaster.

ENGINEERING DIVISION.

Stewart Building, Chambers street and Broadway, Chandler Withington, Chief Engineer, Room 55.

DIVISION OF REAL ESTATE.

Mortimer J. Brown, Appraiser of Real Estate, Rooms 101, 103 and 105.

BUREAU FOR THE COLLECTION OF TAXES.

Borough of Manhattan—Stewart Building, Room O.

David E. Austen, Receiver of Taxes.
John J. McDonough and William H. Loughran, Deputy Receivers of Taxes.

Borough of the Bronx—Municipal Building, Third and Tremont avenues.
John B. Underhill and Stephen A. Nugent, Deputy Receivers of Taxes.

Borough of Brooklyn—Municipal Building, Rooms 2-8.
James B. Bouck and William Gallagher, Deputy Receivers of Taxes.

Borough of Queens—Hackett Building, Jackson avenue and Fifth street, Long Island City.
George H. Creed and Mason O. Smedley, Deputy Receivers of Taxes.

Borough of Richmond—Borough Hall, St. George, New Brighton.
John De Morgan and F. Wilsey Owen, Deputy Receivers of Taxes.

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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 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, 4000 Columbus.
Thomas Darlington, M. D., Commissioner of Health and President.

Alvah H. Doty, M. D.; Theodore A. Bingham, Commissioners.

Eugene W. Scheffer, Secretary.
Herman M. Biggs, M. D., General Medical Officer.

Walter Bensch, M. D., Sanitary Superintendent.
William H. Guilfoyle, M. D., Registrar of Records.

Borough of Manhattan.

Alonzo Blauvelt, M. D., Assistant Sanitary Superintendent; George A. Roberts, Assistant Chief Clerk.

Charles J. Burke, M. D., Assistant Registrar of Records.

Borough of The Bronx, No. 3731 Third avenue.
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 Brooklyn, Nos. 38 and 40 Clinton street.
Traverse R. Maxfield, M. D., Assistant Sanitary Superintendent; Alfred T. Metcalfe, Assistant Chief Clerk; S. J. Byrne, M. D., Assistant Registrar of Records.

Borough of Queens, Nos. 372 and 374 Fulton street, Jamaica.

John H. Barry, M. D., Assistant Sanitary Superintendent; George R. Crowley, Assistant Chief Clerk; Robert Campbell, M. D., Assistant Registrar of Records.

Borough of Richmond, Nos. 54 and 56 Water street, Stapleton, Staten Island.

John T. Sprague, M. D., Assistant Sanitary Superintendent; Charles E. Hoyer, Assistant Chief Clerk; J. Walter Wood, M. D., Assistant Registrar of Records.

DEPARTMENT OF PARKS.

Henry Smith, Commissioner of Parks for the Boroughs of Manhattan and Richmond, and President Park Board.

William J. Fransioli, Secretary.
Offices, Arsenal, Central Park.

Telephone, 201 Plaza.
Michael J. Kennedy, Commissioner of Parks for the Boroughs of Brooklyn and Queens.

Offices, Litchfield Mansion, Prospect Park, Brooklyn.
Telephone, 2300 South.

Joseph I. Berry, Commissioner of Parks for the Borough of The Bronx.
Office, Zbrowski Mansion, Claremont Park.

Office hours, 9 a. m. to 4 p. m.; Saturdays, 12 m. Telephone, 2640 Tremont.

DEPARTMENT OF PUBLIC CHARITIES.

PRINCIPAL OFFICE.

Foot of East Twenty-sixth street, 9 a. m. to 4 p. m. Saturdays, 12 m.

Telephone, 3350 Madison Square.
Robert W. Hebbler, Commissioner.

Richard C. Baker, First Deputy Commissioner.
Thomas W. Hynes, Second Deputy Commissioner for Brooklyn and Queens, Nos. 327 to 331 Schermerhorn street, Brooklyn. Telephone, 2977 Main.

J. McKee Borden, Secretary.
Plans and Specifications, Contracts, Proposals and Estimates for Work and Materials for Building, Repairs and Supplies, Bills and Accounts, 9 a. m. to 4 p. m.; Saturdays, 12 m.

Bureau of Dependent Adults, foot of East Twenty-sixth street. Office hours, 8.30 a. m. to 4 p. m.

The Children's Bureau, No. 66 Third avenue, Office hours, 8.30 a. m. to 4 p. m.

Jeremiah Connelly, Superintendent for Richmond Borough, Borough Hall, St. George, Staten Island. Telephone, 1000 Tompkinsville.

DEPARTMENT OF STREET CLEANING.

Nos. 13 to 21 Park row, 9 a. m. to 4 p. m. Telephone, 3863 Cortlandt.

William H. Edwards, Commissioner.
James D. Hogan, Deputy Commissioner, Borough of Manhattan.

Owen J. Murphy, Deputy Commissioner, Borough of Brooklyn.

Jerome F. Reilly, Deputy Commissioner, Borough of The Bronx.

John J. O'Brien, Chief Clerk.

DEPARTMENT OF TAXES AND ASSESSMENTS.

Hall of Records, corner of Chambers and Centre streets. Office hours, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Commissioners—Lawson Purdy, President; Frank Raymond, James H. Tully, Charles Putzel, Hugh Hastings, Charles J. McCormack, John J. Halleran.

Owen J. Murphy, Deputy Commissioner, Borough of Brooklyn.

Jerome F. Reilly, Deputy Commissioner, Borough of The Bronx.

John J. O'Brien, Chief Clerk.

DEPARTMENT OF TAXES AND ASSESSMENTS.

Hall of Records, corner of Chambers and Centre streets. Office hours, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Commissioners—Lawson Purdy, President; Frank Raymond, James H. Tully, Charles Putzel, Hugh Hastings, Charles J. McCormack, John J. Halleran.

Owen J. Murphy, Deputy Commissioner, Borough of Brooklyn.

Jerome F. Reilly, Deputy Commissioner, Borough of The Bronx.

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Owen J. Murphy, Deputy Commissioner, Borough of Brooklyn.

Jerome F. Reilly, Deputy Commissioner, Borough of The Bronx.

John J. O'Brien, Chief Clerk.

Rooms Nos. 14, 15 and 16 Aldrich Building, Nos. 149 and 151 Church street.

Office open during business hours every day in the year (except legal holidays). Examinations are held on Monday, Wednesday and Friday after 1 p. m.

FIRE DEPARTMENT.

Office hours for all, except where otherwise noted from 9 a. m. to 4 p. m.; Saturdays 12 m.

HEADQUARTERS.

Nos. 157 and 159 East Sixty-seventh street, Manhattan. Telephone, 640 Plaza, Manhattan; 2653 Main, Brooklyn.

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.

Franz S. Wolf, Inspector of Combustibles, Boroughs of Brooklyn and Queens, Nos. 365 and 367 Jay street, Brooklyn. Telephone, 3520 Main.

Peter Seery, Fire Marshal, Boroughs of Manhattan, Brooklyn and Richmond.

William L. Beers, Fire Marshal, Boroughs of Brooklyn and Queens.

Andrew P. Martin, Chief Inspector in Fire Alarm Telegraph Bureau.

William T. Beggin, Chief of Battalion in charge Bureau of Violations and Auxiliary Fire Appliances, Boroughs of Manhattan, The Bronx and Richmond.

Nos. 157 and 159 East Sixty-seventh street, Manhattan, Brooklyn and Queens, Nos. 365 and 367 Jay street, Brooklyn.

Central office open at all hours.

LAW DEPARTMENT.

OFFICE OF CORPORATION COUNSEL.

Hall of Records, Chambers and Centre streets, 6th, 7th and 8th floors, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone 3900 Worth.
Francis K. Pendleton, Corporation Counsel.

Assistants—Theodore Connolly, George L. Sterling, Charles D. Olendorf, William P. Burr, R. Percy Chittenden, David Rumsey, William Beers Crowell, John L. O'Brien, Terence Farley, Cornelius F. Collins, John F. O'Brien, Edward S. Malone, Edwin J. Freedman, Louis H. Hahlo, Frank B. Pierce, Stephen O'Brien, Charles A. O'Neil, Richard H. Mitchell, John Widdcombe, Edward J. McGoldrick, Curtis A. Peters, Arthur Sweeney, Joel J. Squier, Harford P. Walker, George P. Nicholson, George H. Folwell, William H. King, Alfred W. Booraem, Josiah A. Stover, Thomas F. Noonan, J. Gabriel Britt, Royal E. T. Riggs, Charles McIntyre, Solon Berrick, Francis J. Byrne, James P. O'Connor, William H. Jackson, Edward Maxson, Elliot S. Benedict, Clarence L. Barber, Isaac Phillips, Edward A. McShane, Eugene Fay.

Secretary to the Corporation Counsel—Edmund Kirby.

Chief Clerk—Andrew T. Campbell

BROOKLYN OFFICE.

Borough Hall, 2d floor, 9 a. m. to 4 p. m. Saturdays, 9 a. m. to 12 m.

Telephone, 2948 Main.
James D. Bell, Assistant in charge.

BUREAU OF STREET OPENINGS.

No. 90 West Broadway, 9 a. m. to 4 p. m. Saturdays, 9 a. m. to 12 m.

Telephone, 8190 Cortlandt.
John P. Dunn, Assistant in charge.

BUREAU FOR THE RECOVERY OF PENALTIES.

No. 110 Nassau street, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone, 4526 Cortlandt.
Herman Stiefel, Assistant in charge.

BUREAU FOR THE COLLECTION OF ARREARS OF PERSONAL TAXES.

No. 280 Broadway, 5th floor. Office hours for public, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m. Telephone, 4585 Worth.

Geo. O'Reilly, Assistant in charge.

TENEMENT HOUSE BUREAU AND BUREAU OF BUILDINGS.

No. 44 East Twenty-third street, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone, 1061 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 Scoysmith, Linsly R. Williams, M. D.

Telephone, 1694 Rector.

MUNICIPAL CIVIL SERVICE COMMISSION.

No. 299 Broadway, 9 a. m. to 4 p. m.

Frank L. Polk, R. Ross Appleton, Arthur J. O'Keefe.

Frank A. Spencer, Secretary.
John F. Skelly, Assistant Secretary.

Labor Bureau.

Nos. 54-60 Lafayette street.

Telephone, 2140 Worth.

MUNICIPAL EXPLOSIVES COMMISSION.

Nos. 157 and 159 East Sixty-seventh street, Headquarters Fire Department.

Patrick A. Whitney, Deputy Fire Commissioner and Chairman; William Montgomery, John Sherry, C. Andrade, Jr., Abram A. Breneman.

Telephone, 640 Plaza.

Franz S. Wolf, Secretary, Nos. 365-367 Jay street, Brooklyn.

Stated meeting, Friday of each week, at 3 p. m. Telephone, 3520 Main.

POLICE DEPARTMENT.

CENTRAL OFFICE.

No. 300 Mulberry street, 9 a. m. to 4 p. m. Telephone, 3100 Spring.

Theodore A. Bingham, Commissioner.

William F. Baker, First Deputy Commissioner.

Frederick H. Bugher, Second Deputy Commissioner.

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 McCarrall, Edward M. Bassett, Milo R. Maltbie, John E. Eustis, Counsel, George S. Coleman, Secretary, Travis H. Whitney.

Telephone, 4150 Beekman.

TENEMENT HOUSE DEPARTMENT.

Manhattan Office, No. 44 East Twenty-third street. Telephone, 5331 Gramercy.

Edmond J. Butler, Commissioner.

Wm. H. Abbott, Jr., First Deputy Commissioner.

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. 299 Broadway, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.
Thomas F. Foley, Sheriff.
John F. Gilchrist, Under Sheriff.
Telephone, 4984 Worth.

SURROGATES.

Hall of Records. Court open from 9 a. m. to 4 p. m., except Saturday, when it closes at 12 m. During the months of July and August the hours are from 9 a. m. to 2 p. m.
Abner C. Thomas and John P. Cohalan, Surrogates; William V. Leary, Chief Clerk.

KINGS COUNTY.**COMMISSIONER OF JURORS.**

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.; Saturdays 9 a. m. to 12 m.
Lewis M. Swasey, Commissioner.
D. H. Ralston, Deputy Commissioner.
Telephone, 1114 Main.
Thomas D. Mossrop, 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—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. Hobbey, 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.
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, except 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, when no court is held, and the court sits every day thereafter until all contested cases have been disposed of.
Telephone, 397 Jamaica.

RICHMOND COUNTY.**COMMISSIONER OF JURORS.**

Village Hall, Stapleton.
Charles J. Kullman, Commissioner.
John J. McCaughy, Assistant Commissioner.
Office open from 9 a. m. until 4 p. m.; Saturdays, from 9 a. m. to 12 m.
Telephone, 81 Tompkinsville.

COUNTY CLERK.

County Office Building, Richmond, S. I., 9 a. m. to 4 p. m.
C. L. Bostwick, County Clerk.
County Court-house, Richmond, S. I., 9 a. m. to 4 p. m.
Telephone, 28 New Dorp.

COUNTY JUDGE AND SURROGATE.

Terms of Court, Richmond County, 1909.
County Courts—Stephen D. Stephens, County Judge.
First Monday of June, Grand and Trial Jury.
Second Monday of November, Grand and Trial Jury.
Fourth Wednesday of January, without a Jury.
Fourth Wednesday of February, without a Jury.
Fourth Wednesday of March, without a Jury.
Fourth Wednesday of April, without a Jury.
Fourth Wednesday of July, without a Jury.
Fourth Wednesday of September, without a Jury.
Fourth Wednesday of October, without a Jury.
Fourth Wednesday of December, without a Jury.
Surrogate's Court—Stephen D. Stephens, Surrogate.
Mondays, at the Borough Hall, St. George, at 10.30 o'clock a. m.
Tuesdays, at the Borough Hall, St. George, at 10.30 o'clock a. m.
Wednesdays, at the Surrogate's Office, Richmond at 10.30 o'clock a. m.

DISTRICT ATTORNEY.

Borough Hall, St. George, S. I.
Samuel H. Evans.
Telephone, 50 Tompkinsville.

SHERIFF.

County Court-house, Richmond, S. I.
Office hours, 9 a. m. to 4 p. m.
Joseph J. Barth.

THE COURTS.**APPELLATE DIVISION OF THE SUPREME COURT.****FIRST JUDICIAL DEPARTMENT.**

Court-house, Madison avenue, corner Twenty-fifth street. Court opens at 1 p. m.
Edward Patterson, Presiding Justice; George L. Ingraham, Chester B. McLaughlin, Frank C. Laughlin, John Proctor Clarke, James W. Houghton, Francis M. Scott, Justices; Alfred Wagstaff, Clerk; William Lamb, Deputy Clerk.
Clerk's Office opens at 9 a. m.
Telephone, 3840 Madison Square.

SUPREME COURT—FIRST DEPARTMENT.

County Court-house, Chambers street. Court open from 10.15 a. m. to 4 p. m.
Special Term, Part I. (motions), Room No. 16.
Special Term, Part II. (ex-parte business), Room No. 13.
Special Term, Part III., Room No. 19.
Special Term, Part IV., Room No. 20.
Special Term, Part V., Room No. 6.
Special Term, Part VI. (Elevated Railroad cases), Room No. 31.
Trial Term, Part II., Room No. 34.
Trial Term, Part III., Room No. 22.
Trial Term, Part IV., Room No. 21.
Trial Term, Part V., Room No. 24.
Trial Term, Part VI., Room No. 18.
Trial Term, Part VII., Room No. —.
Trial Term, Part VIII., Room No. 23.
Trial Term, Part IX., Room No. 35.
Trial Term, Part X., Room No. 26.
Trial Term, Part XI., Room No. 27.
Trial Term, Part XII., Room No. —.
Trial Term, Part XIII., and Special Term, Part VII., Room No. 36.
Trial Term, Part XIV., Room No. 28.
Trial Term, Part XV., Room No. 37.
Trial Term, Part XVI., Room No. —.
Trial Term, Part XVII., Room No. 20.
Trial Term, Part XVIII., Room No. 29.
Appellate Term, Room No. 29.
Naturalization Bureau, Room No. 38, third floor.

Assignment Bureau, room on mezzanine floor, northeast.

Clerks in attendance from 10 a. m. to 4 p. m.
Clerk's Office, Special Term, Part I. (motions), Room No. 15.

Clerk's Office, Special Term, Part II. (ex-parte business), ground floor, southeast corner.

Clerk's Office, Special Term, Calendar, ground floor, south.

Clerk's Office, Trial Term, Calendar, room northeast corner, second floor, east.

Clerk's Office, Appellate Term, room southwest corner, third floor.

Trial Term, Part I. (criminal business).

Criminal Court-house, Centre street.

Justices—Charles H. Truax, Charles F. MacLean, Henry Bischoff, Leonard A. Giegerich, P. Henry Dugro, Henry A. Gildersleeve, James Fitzgerald, James A. O'Gorman, James A. Blanchard, Samuel Greenbaum, Edward E. McCall, Edward B. Amend, Vernon M. Davis, Victor J. Dowling, Joseph E. Newburger, John W. Goff, Samuel Seabury, M. Warley Platzek, Peter A. Hendrick, John Ford, Charles W. Dayton, John J. Brady, Mitchell L. Erlanger, Charles L. Guy, James W. Gerard, Irving Lehman.

Peter J. Dooling, Clerk, Supreme Court.

Telephone, 4580 Cortlandt.

SUPREME COURT—SECOND DEPARTMENT.

Kings County Court-house, Borough of Brooklyn, N. Y.

Court open daily from 10 o'clock a. m. to 5 o'clock p. m. Seven jury trial parts. Special Term for Trials. Special Term for Motions.

James F. McGee, General Clerk.

Telephone, 5460 Main.

CRIMINAL DIVISION—SUPREME COURT.

Building for Criminal Courts, Centre, Elm, White and Franklin streets.

Court opens at 10.30 a. m.

Peter J. Dooling, Clerk; Edward R. Carroll, Special Deputy to the Clerk.

Clerk's Office open from 9 a. m. to 4 p. m.

Telephone, 6064 Franklin.

COURT OF GENERAL SESSIONS.

Held in the Building for Criminal Courts, Centre, Elm, White and Franklin streets.

Court opens at 10.30 a. m.

Thomas C. T. Crain, Otto A. Rosalsky, Warren W. Foster, Thomas C. O'Sullivan, Edward Swann, Joseph E. Mulqueen, James T. Malone, Judges of the Court of General Sessions. Edward R. Carroll, Clerk.

Telephone, 1201 Franklin.

Clerk's Office open from 9 a. m. to 4 p. m.

During July and August Clerk's Office will close at 2 p. m., and on Saturdays at 12 m.

CITY COURT OF THE CITY OF NEW YORK.

No. 32 Chambers street, Brownstone Building, City Hall Park, from 10 a. m. to 4 p. m.

Part I.

Part II.

Part III.

Part IV.

Part V.

Part VI.

Part VII.

Part VIII.

Special Term Chambers will be held from 10 a. m. to 4 p. m.

Clerk's Office open from 9 a. m. to 4 p. m.

Edward F. O'Dwyer, Chief Justice; Lewis J. Conlan, Francis B. Delehanty, Joseph I. Green, Alexander Finelite, Thomas F. Donnelly, John V. McAvoy, Peter Schmuck, Richard T. Lynch, Edward B. La Petra, Justices. Thomas F. Smith, Clerk.

Telephone, 6142 Cortlandt.

COURT OF SPECIAL SESSIONS.

Building for Criminal Courts, Centre street between Franklin and White streets, Borough of Manhattan.

Court opens at 10 a. m.

Justices—First Division—William E. Wyatt, Willard H. Olmsted, Joseph M. Deuel, Lorenz Zeller, John B. Mayo, Franklin Chase Hoyt, Charles W. Calkin, Clerk; William M. Fuller, Deputy Clerk.

Clerk's Office open from 9 a. m. to 4 p. m.

Telephone, 2092 Franklin, Clerk's office.

Telephone, 601 Franklin, Justices' chambers.

Second Division—Trial Days—No. 171 Atlantic avenue, Brooklyn, Mondays, Thursdays and Fridays at 10 o'clock; Town Hall, Jamaica, Borough of Queens, Tuesday at 10 o'clock; Town Hall, New Brighton, Borough of Richmond, Wednesdays at 10 o'clock.

Justices—Howard J. Forker, John Fleming, Morgan M. L. Ryan, Robert J. Wilkin, George J. O'Keefe, James J. McInerney, Joseph L. Kerrigan, Clerk; John J. Dorman, Deputy Clerk.

Clerk's Office, No. 171 Atlantic avenue, Borough of Brooklyn, open from 9 a. m. to 4 p. m.

CHILDREN'S COURT.

First Division—No. 66 Third avenue, Manhattan

rnest K. Coulter, Clerk.

Telephone, 5353 Stuyvesant.

Second Division—No. 102 Court street, Brooklyn.

William F. Delaney, Clerk.

Telephone, 627 Main.

CITY MAGISTRATES' COURT.**First Division.**

Court opens from 9 a. m. to 4 p. m.

City Magistrates—Robert C. Cornell, Leroy B. Crane, Peter T. Barlow, Matthew P. Breen, Joseph F. Moss, James J. Walsh, Henry Steiner, Daniel E. Finn, Frederick B. House, Charles N. Harris, Frederic Kernochan, Arthur C. Butts, Joseph E. Corrigan, Moses Herman, Paul Krotel.

Philip Bloch, Secretary, One Hundred and Twenty-first street and Sylvan place.

First District—Criminal Court Building.

Second District—Jefferson Market.

Third District—No. 69 Essex street.

Fourth District—No. 151 East Fifty-seventh street.

Fifth District—One Hundred and Twenty-first street, southeastern corner of Sylvan place.

Sixth District—One Hundred and Sixty-first street and Brook avenue.

Seventh District—No. 314 West Fifty-fourth street.

Eighth District—Main street, Westchester.

Second Division.**Borough of Brooklyn.**

City Magistrates—Edward J. Dooley, James G. Tighe, John Naumer, E. G. Higginbotham, Frank E. O'Reilly, Henry J. Furlong, Alfred E. Steers, A. V. B. Voorhees, Jr., Alexander H. Geismar, John F. Hyland.

President of the Board, Edward J. Dooley, No. 318 Adams street.

Secretary to the Board, Charles J. Flanagan, Myrtle and Vanderbilt avenues, and No. 648 Halsey street.

Courts.

First District—No. 318 Adams street.

Second District—Court and Butler streets.

Third District—Myrtle and Vanderbilt avenues.

Fourth District—No. 186 Bedford avenue.

Fifth District—No. 249 Manhattan avenue.

Sixth District—No. 495 Gates avenue.

Seventh District—No. 31 Snider avenue (Flatbush).

Eighth District—West Eighth street (Coney Island).

Ninth District—Fifth avenue and Twenty-third street.

Tenth District—No. 133 New Jersey avenue.

Borough of Queens.

City Magistrates—Matthew J. Smith, Joseph Fitch, Maurice E. Connolly, Eugene C. Gilroy.

Courts.

First District—St. Mary's Lyceum, Long Island City.

Second District—Town Hall, Flushing, L. I.

Third District—Central avenue, Far Rockaway, L. I.

Borough of Richmond.

City Magistrates—Joseph B. Handy, Nathaniel Marsh.

Courts.

First District—Lafayette place, New Brighton, Staten Island.

Second District—Village Hall, Stapleton, Staten Island.

MUNICIPAL COURTS.**Borough of Manhattan.**

First District—The First District embraces the territory bounded on the south and west by the southerly and westerly boundaries of the said borough, on the north by the centre line of Fourteenth street and the centre line of Fifth street from the Bowery to Second avenue, on the east by the centre lines of Fourth avenue from Fourteenth street to Fifth street, Second avenue, Chrystie street, Division street and Catharine street.

Wauhope Lynn, William F. Moore, John Hoyer, Justices.

Thomas O'Connell, Clerk; Francis Mangin, Deputy Clerk.

Location of Court—Merchants' Association Building, Nos. 54-60 Lafayette street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.

Additional Parts are held at southwest corner of Sixth avenue and Tenth street and at No. 128 Prince street.

Telephone, 6030 Franklin.

Second District—The Second District embraces the territory bounded on the south by the centre line of Fifth street from the Bowery to Second avenue and on the south and east by the southerly and easterly boundaries of the said borough, on the north by the centre line of East Fourteenth street, on the west by the centre lines of Fourth avenue from Fourteenth street to Fifth street, Second avenue, Chrystie street, Division street and Catharine street.

George F. Roesch, Benjamin Hoffman, Leon Sanders, Thomas P. Dinnean, Justices.

James J. Devlin, Clerk; Michael H. Looney, Deputy Clerk.

Location of Court—Nos. 264 and 266 Madison street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.

Telephone, 2596 Orchard.

Third District—The Third District embraces the territory bounded on the south by the centre line of Fourteenth street, on the east by the centre line of Seventh avenue from Fourteenth street to Fifty-ninth street and by the centre line of Central Park West from Fifty-ninth street to Sixty-fifth street on the north by the centre line of Sixty-fifth street and the centre line of Fifty-ninth street from Seventh to Eighth avenue, on the west by the westerly boundary of the said borough.

Thomas E. Murray, James W. McLaughlin, Justices.

Michael Skelly, Clerk; Henry Merzbach, Deputy Clerk.

Location of Court—No. 314 West Fifty-fourth street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.

Telephone number, 5450 Columbus.

Fourth District—The Fourth District embraces the territory bounded on the south by the centre line of East Fourteenth street, on the west by the centre line of Lexington avenue and by the centre line of Irving place, including its projection through Gramercy Park, on the north by the centre line of Fifty-ninth street, on the east by the easterly line of said borough; excluding, however, any portion of Blackwell's Island.

Michael F. Blake, William J. Boyhan, Justices.

Abram Bernard, Clerk; James Foley, Deputy Clerk.

Location of Court—Part I., and Part II., No. 151 East Fifty-seventh street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.

Telephone, 4

the centre line of Fifth avenue, on the north and east by the northerly and easterly boundaries of said borough, including Randall's Island and the whole of Ward's Island.

Joseph P. Fallon, Leopold Prince, Justices.
William J. Kennedy, Clerk; Patrick J. Ryan, Deputy Clerk.

Location of Court—Sylvan place and One Hundred and Twenty-first street, near Third avenue. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.
Telephone, 3950 Harlem.

Ninth District—The Ninth District embraces the territory bounded on the south by the centre line of Fourteenth street and by the centre line of Fifty-ninth street from the centre line of Seventh avenue to the centre line of Central Park West, on the east by the centre line of Lexington avenue and by the centre line of Irving place, including its projection through Gramercy Park, and by the centre line of Fifth avenue from the centre line of Ninety-sixth street to the centre line of One Hundred and Tenth street, on the north by the centre line of Ninety-sixth street from the centre line of Lexington avenue to the centre line of Fifth avenue and by One Hundred and Tenth street from Fifth avenue to Central Park West, on the west by the centre line of Seventh avenue and Central Park West.

Edgar J. Lauer, Frederick De Witt Wells, Frank D. Sturges, William C. Wilson, Justices.

William J. Chamberlain, Clerk; Charles Healy, Deputy Clerk.

Location of Court—Southwest corner of Madison avenue and Fifty-ninth street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.
Telephone, 3873 Plaza.

Borough of The Bronx.

First District—All that part of the Twenty-fourth Ward which was lately annexed to the City and County of New York by chapter 934 of the Laws of 1895, comprising all of the late Town of Westchester and part of the Towns of Eastchester and Pelham, including the Villages of Wakefield and Williamsbridge. Court-room, Town Hall, No. 1400 Williamsbridge road, Westchester Village. Court open daily (Sundays and legal holidays excepted), from 9 a. m. to 4 p. m. Trial of causes, Tuesday and Friday of each week.

Peter A. Sheil, Justice.

Stephen Collins, Clerk.

Office hours from 9 a. m. to 4 p. m.; Saturdays closing at 12 m.
Telephone, 457 Westchester.

Second District—Twenty-third and Twenty-fourth Wards, except the territory described in chapter 934 of the Laws of 1895. Court-room, southeast corner of Washington avenue and One Hundred and Sixty-second street. Office hours, from 9 a. m. to 4 p. m. Court opens at 9 a. m.

John M. Tierney, Justice. Thomas A. Maher, Clerk.

Telephone, 3043 Melrose.

Borough of Brooklyn.

First District—Comprising First, Second, Third, Fourth, Fifth, Sixth, Tenth and Twelfth Wards and that portion of the Eleventh Ward beginning at the intersection of the centre lines of Hudson and Myrtle avenues, thence along the centre line of Myrtle avenue to North Portland avenue, thence along the centre line of North Portland avenue to Flushing avenue, thence along the centre line of Flushing avenue to Navy street, thence along the centre line of Navy street to Johnson street, thence along the centre line of Johnson street to Hudson avenue, and thence along the centre line of Hudson avenue to the point of beginning, of the Borough of Brooklyn. Court-house, northwest corner State and Court streets. Parts I. and II.

John J. Walsh, Justice. Edward Moran, Clerk.

Clerk's Office open from 9 a. m. to 4 p. m.

Second District—Seventh Ward and that portion of the Twenty-first and Twenty-third Wards west of the centre line of Stuyvesant avenue and the centre line of Schenectady avenue, also that portion of the Twentieth Ward beginning at the intersection of the centre lines of North Portland and Myrtle avenues, thence along the centre line of Myrtle avenue to Waverly avenue, thence along the centre line of Waverly avenue to Park avenue, thence along the centre line of Park avenue to Washington avenue, thence along the centre line of Washington avenue to Flushing avenue, thence along the centre line of Flushing avenue to North Portland avenue, and thence along the centre line of North Portland avenue to the point of beginning.

Court-room, No. 495 Gates avenue.

Gerard B. Van Wart and Charles J. Dodd, Justices.

Franklin B. Van Wart, Clerk.

Clerk's Office open from 9 a. m. to 4 p. m.

Third District—Embraces the Thirteenth, Fourteenth, Fifteenth, Sixteenth, Seventeenth, Eighteenth and Nineteenth Wards, and that portion of the Twenty-seventh Ward lying northwest of the centre line of Starr street between the boundary line of Queens County and the centre line of Central 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. Bogenschutz, Justices.

John W. Carpenter, Clerk.

Clerk's Office open from 9 a. m. to 4 p. m.
Court opens at 9 a. m.

Fourth District—Embraces the Twenty-fourth and Twenty-fifth Wards, that portion of the Twenty-first and Twenty-third Wards lying east of the centre line of Stuyvesant avenue and east of the centre line of Schenectady avenue, and that portion of the Twenty-seventh Ward lying southeast of the centre line of Starr street between the boundary line of Queens and the centre line of Central avenue, and southeast of the centre line of Suydam street between the centre lines of Central and Bushwick avenues, and southeast of the centre line of Willoughby avenue between the centre lines of Bushwick avenue and Broadway.

Court-room, No. 14 Howard avenue.

Thomas H. Williams, Justice. G. J. Wiederhold, Clerk.

Milton I. Williams, Assistant Clerk.

Clerk's Office open from 9 a. m. to 4 p. m.

Fifth District—Contains the Eighth, Thirtieth and Thirty-first Wards, and so much of the Twenty-second Ward as lies south of Prospect avenue. Court-house, northwest corner of Fifty-third street and Third avenue.

Cornelius Furgueson, Justice. Jeremiah J. O'Leary, Clerk.

Clerk's Office open from 9 a. m. to 4 p. m.
Telephone, 407 Bay Ridge.

Sixth District—The Sixth District embraces the Ninth and Twenty-ninth Wards and that portion of the Twenty-second Ward north of the centre line of Prospect avenue; also that portion of the Eleventh and Twentieth Wards beginning at the intersection of the centre lines of Bridge and Fulton streets; thence along the centre line of Fulton street to Flatbush avenue; thence along the centre line of Flatbush avenue to Atlantic avenue; thence along the centre line of Atlantic avenue to Washington avenue; thence along the centre line of Washington avenue to Park avenue; thence along the centre line of Park avenue to Waverly avenue; thence along the centre line of Waverly avenue to Myrtle avenue; thence along the centre line of Myrtle avenue to Hudson avenue; thence along the centre line of Hudson avenue to Johnson street; thence along the centre line

of Johnson street to Bridge street, and thence along the centre line of Bridge street to the point of beginning.

Lucien S. Bayliss and George Fielder, Justices, Charles P. Bible, Clerk.

Court-house, No. 611 Fulton street.

Seventh District—The Seventh District embraces the Twenty-sixth, Twenty-eighth and Thirty-second Wards.

Alexander S. Rosenthal and Edward A. Richards, Justices. Samuel F. Brothers, Clerk.

Court-house, corner Pennsylvania avenue and Fulton street (No. 31 Pennsylvania avenue).

Clerk's Office open from 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m. Trial days, Tuesdays, Wednesdays, Thursdays and Fridays.

Jury days, Wednesdays and Thursdays.

Telephone, 904 East New York.

Borough of Queens.

First District—First Ward (all of Long Island City formerly composing five wards). Court-room, St. Mary's Lyceum, Nos. 115 and 117 Fifth street, Long Island City.

Clerk's Office open from 9 a. m. to 4 p. m. each day, excepting Saturdays, closing at 12 m. Trial days, Mondays, Wednesdays and Fridays. All other business transacted on Tuesdays and Thursdays.

Thomas C. 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. William Repper, Assistant Clerk.

James B. Sneider, Stenographer.

Trial days, Tuesdays and Thursdays.

Clerk's Office open from 9 a. m. to 4 p. m.

Telephone, 87 Newtown.

Third District—Fourth and Fifth Wards, comprising the territory of the former Towns and Villages of Jamaica, Far Rockaway and Rockaway Beach.

James F. McLaughlin, Justice. George W. Damon, Clerk.

Court-house, Town Hall, Jamaica.

Telephone, 189 Jamaica.

Clerk's Office open from 9 a. m. to 4 p. m.

Court held on Mondays, Wednesdays and Fridays at 9 a. m.

Borough of Richmond.

First District—First and Third Wards (Towns of Castleton and Northfield). Court-room, former Village Hall, Lafayette avenue and Second street, New Brighton.

Thomas C. Brown, Justice. Anning S. Prall, Clerk.

Clerk's Office open from 8.45 a. m. to 4 p. m.

Telephone, 503 Tompkinsville.

Second District—Second, Fourth and Fifth Wards (Towns of Middletown, Southfield and Westfield). Court-room, former Edgewater Village Hall, Stapleton.

George W. Stake, Justice. Peter Tiernan, Clerk.

Clerk's Office open from 9 a. m. to 4 p. m.

Court opens at 9 a. m. Calendar called at 10 a. m.

Court continued until close of business. Trial days, Mondays, Wednesdays and Fridays.

Telephone, 313 Tompkinsville.

OFFICIAL BOROUGH PAPERS.

BOROUGH OF THE BRONX.
"The Bronx Star," "North Side News," "Bronx Independent."

BOROUGH OF RICHMOND.
"Staten Island World," "Richmond County Herald."

BOROUGH OF QUEENS.
"Long Island Star" (First and Second Wards), "Flushing Evening Journal" (Third Ward), "Long Island Farmer" (Fourth Ward), "Rockaway News" (Fifth Ward).

BOROUGH OF BROOKLYN.
"Brooklyn Eagle," "Brooklyn Times," "Brooklyn Citizen," "Brooklyn Standard-Union," "Brooklyn Free Press."

BOROUGH OF MANHATTAN.
"Real Estate Record and Guide" (Harlem District), "Manhattan and Bronx Advocate" (Washington Heights, Morningside Heights and Harlem Districts).

Designated by Board of City Record June 19, 1906. Amended June 20, 1906; September 30, 1907; February 24, 1908, and March 5 and 16, 1908.

BOARD MEETINGS.

The Board of Estimate and Apportionment meets in the Old Council Chamber (Room 16), City Hall, every Friday, at 10.30 o'clock a. m.

JOSEPH HAAG, Secretary.

The Commissioners of the Sinking Fund meet in the Old Council Chamber (Room 16), City Hall, at call of the Mayor.

N. TAYLOR PHILLIPS, Deputy Comptroller, Secretary.

The Board of Revision of Assessments meets in the Old Council Chamber (Room 16), City Hall, every Thursday at 11 a. m., upon notice of the Chief Clerk.

HENRY J. STORRS, Chief Clerk.

The Board of City Record meets in the Old Council Chamber (Room 16), City Hall, at call of the Mayor.

PATRICK J. TRACY, Supervisor, Secretary.

DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY.

DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY, ROOM 1536, NOS. 13 TO 21 PARK ROW, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Commissioner of Water Supply, Gas and Electricity at the above office until 2 o'clock p. m. on

THURSDAY, JANUARY 21, 1909.

Boroughs of Manhattan and The Bronx.

FOR FURNISHING, REPAIRING, PLACING AND EMPTYING VAULT PANS, ETC., AT MOUNT KISCO, WESTCHESTER COUNTY, N. Y.

Time allowed to prosecute the whole work will be until December 31, 1909.

The amount of security will be Five Hundred Dollars (\$500).

The bidder will state the price, per unit, of each item of work or supplies contained in the specifications or schedule, by which the bids will be tested.

The bids will be compared and the contract awarded for all the work, articles, materials and supplies contained in the specifications or schedule attached thereto.

Bidders are requested to make their bids or estimates upon the blank form prepared by the Department, a copy of which, with the proper envelope in which to enclose the bid, together with a copy of the contract, including the specifications, in the form approved by the Corporation Counsel, and any further information may be obtained upon application therefor to the Chief Engineer, Room 922, Nos. 13 to 21 Park row, Borough of Manhattan.

JOHN H. O'BRIEN, Commissioner of Water Supply, Gas and Electricity.

The City of New York, January 9, 1909.

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See General Instructions to Bidders on the last page, last column, of the "City Record."

OFFICIAL PAPERS.

Morning—"The Sun," "The New York Times."

Evening—"The Globe," "The Evening Mail."

Weekly—"Democracy," "Tammany Times."

German—"Staats-Zeitung."

Designated by the Board of City Record, January 22, 1906. Amended March 1, 1906; November 20, 1906; February 20, 1907, and March 5, 1908.

BOROUGH OF BROOKLYN.

NOTICE IS HEREBY GIVEN THAT, IN accordance with the provisions of section 432 of the Charter of The City of New York, the following matter will be considered by the Local Board of the HEIGHTS, BEDFORD, PROSPECT HEIGHTS, FLATBUSH, WILLAMSBURG, BUSHWICK and NEW LOTS Districts, at a joint meeting to be held in Room 8, Borough Hall, on

MONDAY, JANUARY 25, 1909,

at 3 p. m.

RELIEF SEWERS—To initiate proceedings to construct Relief Sewers, Division 1, Sections 1, 2 and 3, described as follows: Beginning at the head of Wallabout Canal, at Hewes street; thence crossing Hewes street; thence in private property from Hewes street to a point in Classon avenue about 220 feet south of Hewes street; in Classon avenue, from the point about 220 feet south of Hewes street to Park avenue; in Park avenue, from Classon avenue to Skillman street; in Skillman street, from Park avenue to Myrtle avenue; in Myrtle avenue, from Skillman street to Nostrand avenue; in Nostrand avenue, from Myrtle avenue to Vernon avenue; in Vernon avenue, from Nostrand avenue to Tompkins avenue, and in Tompkins avenue, from Vernon avenue to Greene avenue, with connection at Greene avenue and Tompkins avenue with the Greene avenue sewer.

BIRD S. COLER, President.

CHARLES FREDERICK ADAMS, Secretary.

NOTICE IS HEREBY GIVEN THAT, IN accordance with the provisions of section 432 of the Charter of The City of New York, the following petitions, on file and ready for inspection, will be considered by the Local Board of the FLATBUSH DISTRICT, at a meeting to be held in the office of the President of the Borough, Room 8, Borough Hall, on

MONDAY, JANUARY 25, 1909,

at 2.30 p. m.

To alter the map or plan of The City of New York by locating and laying out Roberge place, from West Third street to West Fifth street.

To open East Twenty-fifth street, from Voorhies avenue to Emmons avenue.

To amend resolution of June 27, 1907, initiating proceedings to open East Twenty-second street, between Clarendon and Beverley roads, by excluding from the provisions thereof the portion of said East Twenty-second street lying between Clarendon road and a point 320 feet north thereof.

To alter the map or plan of The City of New York by changing the lines of Beverley road, between East Second street and Gravesend avenue, to conform with the lines indicated on map entitled: "Map of 442 lots, Kensington Junction, formerly property of Old Reformed Dutch Church, Flatbush, Borough of Brooklyn, City of New York, surveyed by Fred. L. Bartlett, C. E. and C. S.," and to acquire title thereto.

To open East Twenty-fourth street (Mansfield place), from Avenue G to a point about 460 feet north of Avenue K, and from a point about 640 feet south of Avenue L to the northern property line of the Coney Island Jockey Club.

To open Avenue O, from Coney Island avenue to Flatlands avenue.

To alter the map or plan of The City of New York by striking therefrom and closing East Twenty-third street, from its beginning at the south side of Tilden avenue (late Vernon avenue) to the southerly line of the land of the Brooklyn Heights Railroad Company.

To construct a sewer in West Twentieth street, from Surf avenue to Neptune avenue, and storm sewers in Neptune avenue, between West Twentieth and West Twenty-first streets, and in Surf avenue, between West Twentieth and West Twenty-third streets.

To construct a sewer in Forty-eighth street, between Fifteenth and Sixteenth avenues, and outlet sewers in Forty-eighth street, between Sixteenth and Seventeenth avenues, and in Seventeenth avenue, between Forty-eighth and Fifty-fifth streets.

To construct a sewer in Rutland road, between Rogers and Nostrand avenues, and sewer basins at the northeast and southeast corners of Rutland road and Rogers avenue.

To construct a sewer in West Seventeenth street, from Surf avenue to Mermaid avenue, and outlet sewers in Mermaid avenue, from West Seventeenth street to West Nineteenth street, and in West Nineteenth street, from Mermaid avenue to Neptune avenue.

To construct a sewer in Sixteenth avenue, from Sixty-sixth street to New Utrecht avenue, with outlet sewer in Seventy-second street, between Sixteenth and Seventeenth avenues; in Seventeenth avenue, between Seventy-second and Seventy-ninth streets; in Seventy-ninth street, south side, from New Utrecht avenue, east side, from Sixteenth avenue to Seventy-seventh street, and in Seventy-seventh street, from New Utrecht avenue to Seventeenth avenue, and a tributary sewer in Seventy-ninth street, from a point about 200 feet east of Seventeenth avenue to Seventeenth avenue.

To construct sewers in Sixty-second, Sixty-third, Sixty-fourth, Sixty-fifth and Sixty-sixth streets,

between Fifteenth and Sixteenth avenues; in Sixty-seventh street, between New Utrecht and Sixteenth avenues, together with sewers tributary to the Sixty-seventh street sewer in Fifteenth avenue, between Sixty-sixth street and New Utrecht avenue, and in New Utrecht avenue, east side, between Fifteenth avenue and Sixty-seventh street, and an outlet sewer in Sixteenth avenue, from Sixty-fifth street to Sixtieth street.

To amend resolution of October 31, 1906, initiating proceedings to regulate, grade, set curb on concrete, pave with asphalt on concrete foundation and lay cement sidewalks on West Fifth street, between Surf avenue and the Atlantic Ocean, so as to read as follows: "To regulate, grade, set curb on concrete, pave with asphalt on concrete foundation and lay cement sidewalks on West Fifth street, from Surf avenue to a point 540 feet southerly."

To amend resolution of May 21, 1908, initiating proceedings to regulate, grade, set cement curb and lay cement sidewalks where not already done on Benson avenue, between Fifteenth and Eighteenth avenues, and between Twentieth and Twenty-fifth avenues, so as to read as follows: "To regulate, grade, lay cement curb and cement sidewalks on Benson avenue, between Fifteenth and Eighteenth avenues and between Twentieth and Twenty-third avenues."

To amend resolution of May 21, 1908, initiating proceedings to pave Benson avenue with asphalt on concrete foundation, between Fifteenth and Eighteenth avenues and Twentieth and Twenty-fifth avenues, so as to read as follows: "To pave Benson avenue with asphalt on concrete foundation between Fifteenth and Eighteenth and Twentieth and Twenty-third avenues."

To regulate, grade, set cement curb and lay cement sidewalks on Montgomery street, between Nostrand and New York avenues.

To regulate, grade, set curb on concrete and pave with asphalt Fairview place, from Church avenue to Martense street.

To pave West Twenty-third street with asphalt on concrete foundation, between Mermaid and Neptune avenues.

To construct sewer in Avenue II, from Flatbush avenue to New York avenue.

To lay cement sidewalks on the east side of Kingston avenue, between St. Johns and Sterling places, where not already done.

BIRD S. COLER, President.

CHARLES FREDERICK ADAMS, Secretary.

DEPARTMENT OF HEALTH.

DEPARTMENT OF HEALTH, CORNER OF FIFTY-FIFTH STREET AND SIXTH AVENUE, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

AT A MEETING OF THE BOARD OF Health of the Department of Health, held January 6, 1909, the following resolution was adopted:

Resolved, That section 79 of the Sanitary Code be and the same is hereby amended so as to read as follows:

Section 79. No live chickens, geese, ducks, or other fowls shall be brought into, or kept, or held, or offered for sale, or killed, in any yard, area, cellar, coop, building, premises, or part thereof, or in any public market, or on any sidewalk, except upon premises used for farming in unimproved sections of the city, without a permit from the Board of Health and subject to the conditions thereof, and obtained in accordance with the rules and regulations adopted by the Board of Health.

A true copy.

EUGENE W. SCHIEFFER, Secretary.

Dated January 7, 1909.

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DEPARTMENT OF HEALTH, CORNER OF FIFTY-FIFTH STREET AND SIXTH AVENUE, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

AT A MEETING OF THE BOARD OF Health of the Department of Health, held January 6, 1909, the following resolution was adopted:

Resolved, That in future all applicants for permits to keep and slaughter poultry in The City of New York shall observe the following rules and regulations of this Department, which are hereby prescribed:

1. Application for approval of site for a poultry slaughter house must be made to the Board of Health, and shall give in detail the exact locality, surroundings, buildings, together with a map.

2. After the site has been approved, plans and specifications for a poultry slaughter house must be submitted.

3. After the plans and specifications have been approved and the building has been erected in absolute conformity with the plans and specifications filed, application may be made for a permit to keep and slaughter poultry.

4. No poultry slaughter house shall be established, nor shall the business of slaughtering poultry be carried on in The City of New York, except in accordance with the requirements hereof.

EUGENE W. SCHIEFFER, Secretary.

Dated January 9, 1909.

j12,19

BOARD OF ASSESSORS.

PUBLIC NOTICE IS HEREBY GIVEN TO all persons claiming to have been injured by a change of grade in the regulating and grading of the following named streets to present their claims, in writing, to the Secretary of the Board of Assessors, No. 320 Broadway, on or before January 26, 1909, at 11 o'clock a. m., at which place and time the said Board of Assessors will receive evidence and testimony of the nature and extent of such injury. Claimants are requested to make their claims for damages upon the blank form prepared by the Board of Assessors, copies of which may be obtained upon application at the above office.

Borough of Manhattan.
No. 361. One Hundred and Seventy-seventh street, west, from Amsterdam avenue to St. Nicholas avenue.

No. 362. Two Hundred and Twelfth street, from Broadway to Harlem River.

No. 382. One Hundred and Forty-eighth street, west, from Broadway to Riverside drive.

No. 383. Vermilyea avenue, Dyckman street to Two Hundred and Eleventh street.

No. 409. One Hundred and Ninety-second street, west, from Broadway to Bennett avenue.

Borough of The Bronx.
No. 294. Andrews avenue, from Burnside to West One Hundred and Eightieth street.

No. 297. Belmont street, from Featherbed lane to approach to the Grand Boulevard and Concourse.

No. 303. Bush street, from Anthony avenue to Grand Boulevard and Concourse.

No. 316. Kingsbridge terrace, from Kingsbridge road to Boston avenue.

No. 323. One Hundred and Sixty-sixth street, between Morris avenue and the Concourse.

No. 326. One Hundred and Seventy-fourth street, from Topping avenue to New York and Harlem Railroad.

No. 327. One Hundred and Seventy-fourth street, from Southern boulevard to Bronx River.

No. 330. One Hundred and Ninety-second street, west, between Davidson and Jerome avenues.

No. 331. One Hundred and Ninety-third street, from Jerome avenue to the Concourse.

No. 333. Park View place, from West One Hundred and Ninetieth street to Teetaw avenue.

No. 334. Shakespeare avenue, between One Hundred and Sixty-eighth and One Hundred and Sixty-ninth streets.

No. 346. Teller avenue, between One Hundred and Sixty-fourth and One Hundred and Seventieth streets.

No. 354. Webb avenue (Teetaw avenue), from One Hundred and Eighty-eighth street to Kingsbridge road.

No. 391. One Hundred and Ninety-second street, from Croton Aqueduct to Aqueduct avenue.

No. 392. One Hundred and Ninety-ninth street, east, from Webster avenue to Marion avenue.

No. 393. Moshulu parkway, north, from Jerome avenue to Gun Hill road.

No. 398. Morris Park avenue, from West Farms road to Bear Swamp road.

No. 399. Morris street, from White Plains road to Boston road.

No. 401. One Hundred and Seventy-eighth street, east, from Creston avenue to Ryer avenue.

No. 402. Summit place, from Heath avenue to Boston road.

No. 403. Two Hundred and Thirty-third street, from Bronx boulevard to Baychester avenue.

No. 404. Taylor street, from Morris Park avenue to West Farms road.

Borough of Brooklyn.

No. 285. Butler street, from Flatbush to Nostrand avenue.

No. 286. Denton place, between Carroll and First streets.

No. 287. East Third street, between Vanderbilt street and Fort Hamilton avenue.

No. 289. Eightieth street, between Twenty-second and Twenty-third avenues.

No. 291. Kenilworth place, between Avenues F and G.

No. 292. Main street, between Eighteenth and Fifteenth avenues.

No. 293. Vanderbilt street, between Eighteenth street and Gravesend avenue.

No. 337. East Thirty-second street, between Tilden avenue and Clarendon road.

No. 338. East Thirty-second street, from Glenwood road to Avenue H.

No. 339. East Thirty-fourth street, between Church avenue and Clarkson avenue.

No. 340. Mansfield place, from Farragut road to Avenue G.

No. 341. Thirty-ninth street, between Fort Hamilton and Thirteenth avenues.

No. 342. Ninety-third street, from Third to Fourth avenue.

No. 384. Grant avenue, from Liberty to Pitkin avenue.

No. 385. Huron street, from Oakland street to Provost street.

No. 387. Starr street, from Wyckoff avenue to St. Nicholas avenue.

No. 417. Beverley road, from Bedford to Rogers avenue.

No. 418. Eighty-first street, between First and Second avenues.

No. 419. Fifth street, between Eighth and Fort Hamilton avenues.

No. 420. Fifty-fourth street, between First and Second avenues.

No. 423. Lynch street, between Bedford avenue and Wallabout street.

No. 424. President street, between Schenectady and Utica avenues.

No. 425. Seventy-first street, between Sixth and Seventh avenues.

No. 426. Starr street, from St. Nicholas avenue to City line.

No. 427. East Thirty-fourth street, between Clarendon road and Newkirk avenue.

No. 428. Walcott street, from Dwight street to Otsego street.

No. 9777. Elton street, between Atlantic and Blake avenues.

Borough of Queens.

No. 372. Boulevard, from Nott avenue to Bodine street, First Ward.

No. 373. Fourteenth avenue, from Vanderventer avenue to Flushing avenue, First Ward.

No. 374. Greenpoint avenue, from Thomson avenue to Fourth street, Second Ward.

No. 375. Himrod street, from Grandview avenue to Kings County line, Second Ward.

No. 376. Sixth avenue, from Vanderventer avenue to Grand avenue, First Ward.

No. 377. Twelfth avenue, from Broadway to Graham avenue, First Ward.

No. 379. Lawrence street, from Flushing avenue to Walcott avenue, First Ward.

No. 380. Webster avenue, from William street to Jackson avenue, First Ward.

No. 429. Graham avenue, from Steinway avenue to Second avenue, First Ward.

No. 431. William street, from Paynter avenue to Wilbur avenue, First Ward.

No. 436. Prospect street, from Jane street to Paynter avenue, First Ward.

ANTONIO ZUCCA,
PAUL WEIMANN,
JAMES H. KENNEDY,
Board of Assessors.

WILLIAM H. JASPER, Secretary.
No. 320 Broadway, City of New York, Borough of Manhattan, January 8, 1909.

j8,19

Borough of Brooklyn.

List 76. No. 1. Grading lot on the northwest corner of Forty-fifth street and Seventh avenue.

List 100. No. 2. Paving with asphalt Hart street, from Wyckoff avenue to St. Nicholas avenue.

List 101. No. 3. Paving with asphalt and laying cement sidewalks on Jefferson avenue, between Knickerbocker and Irving avenues.

List 133. No. 4. Paving with asphalt Beverley road, from Ocean parkway to East Second street.

List 145. No. 5. Laying cement sidewalks on both sides of Lincoln place, between Kingston and Brooklyn avenues; east side of Kingston avenue, between Park and Sterling places; both sides of Lenox road, between New York and Nostrand avenues, and on the north side of Clarkson avenue, between New York and Nostrand avenues.

List 193. No. 6. Grading lots on the south side of Forty-seventh street, between Second and Third avenues.

List 197. No. 7. Fencing lots on the east side of Fleeman street, between Flushing avenue and

Lemon street, and on the south side of Livingston street, between Bond and Nevins streets.

List 199. No. 8. Laying cement sidewalks on both sides of Fifty-second street, from Second avenue to the high-water line, and on the west side of First avenue, between Fifty-first and Fifty-second streets.

List 227. No. 9. Fencing lots on the south side of Dean street, between Nevins street and Third avenue; north side of Marion street, between Reid and Patchen avenues; north side of Fulton street, between Sackman street and Van Sinderen avenue; southeast side of Lombardy street, between Kingsland and Morgan avenues; west side of Junius street, between Pitkin and Glenmore avenues; northeast corner of Knickerbocker avenue and Hart street; west side of Pennsylvania avenue, between Jamaica avenue and Fulton street; west side of Seventh avenue, between Twenty-second and Twenty-third streets; south side of Fifteenth street, between Seventh and Eighth avenues.

List 228. No. 10. Paving with asphalt East Fifth street, between Albemarle road and Church avenue.

List 229. No. 11. Paving with asphalt East Eighteenth street, between Cortelyou and Dorchester roads.

List 230. No. 12. Paving with asphalt and recuring East Nineteenth street, between Cortelyou road and Dorchester road.

List 232. No. 13. Paving with asphalt Martense street, between Rogers and Nostrand avenues.

List 233. No. 14. Paving with asphalt Newkirk avenue, between East Twenty-sixth street and Nostrand avenue.

List 235. No. 15. Paving with asphalt and relaying brick gutters on Sterling place, between Troy and Schenectady avenues.

List 238. No. 16. Laying cement sidewalks on the northeast corner of Eleventh avenue and Sixteenth street; east side of Eleventh avenue, from Prospect avenue to Sherman street; northeast corner of Tenth avenue and Sherman street; north side of Prospect avenue, between Seventh and Eighth avenues; west side of Washington avenue, between Bergen street and St. Marks avenue; west side of Franklin street, between Eastern parkway and Crown street, and between Washington place and Montgomery street.

List 239. No. 17. Laying cement sidewalks on the east side of Lorimer street, between McKibbin street and Broadway; on both sides of Dean street, between Howard and Saratoga avenues; north side of Somers street, between Stone avenue and Eastern parkway; north side of St. Marks avenue, between Buffalo and Rochester avenues; southwest side of Broadway, between Sumpter and Hull streets, and between Eastern parkway and Conway street; south side of St. Marks avenue, between Utica and Rochester avenues, and on the south side of Sumpter street, between Hopkinson and Rockaway avenues.

List 9819. No. 18. Regulating, grading, curbing Forty-first street, between New Utrecht avenue and the old city line.

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. Northwest corner of Forty-fifth street and Seventh avenue.

No. 2. Both sides of Hart street, from Wyckoff avenue to St. Nicholas avenue, and to the extent of half the block at the intersecting avenues.

No. 3. Both sides of Jefferson avenue, from Knickerbocker avenue to Irving avenue, and to the extent of half the block at the intersecting avenues.

No. 4. Both sides of Beverley road, from Ocean parkway to East Second street, and to the extent of half the block at the intersecting streets.

No. 5. Both sides of Lincoln place, between Kingston and Brooklyn avenues; east side of Kingston avenue, from Sterling place to Park place; both sides of Lenox road, between Nostrand and New York avenues; north side of Clarkson avenue, between Nostrand and New York avenues.

No. 6. Lots Nos. 22 and 23 of Block 763, on the south side of Forty-seventh street, between Second and Third avenues.

No. 7. East side of Fleeman street (avenue), between Flushing avenue and Lemon street; south side of Livingston street, between Nevins and Bond streets, being Lots Nos. 157, 158, 159, 160 and 161 of Block 8598, and Lots Nos. 23, 24, 25, 26 and 27 of Block 166.

No. 8. Both sides of Fifty-second street, between Second avenue and the high-water line, and west side of First avenue, from Fifty-first to Fifty-second street.

No. 9. North side of Marion street, between Reid and Patchen avenues; south side of Dean street, between Nevins street and Third avenue; north side of Fulton street, between Sackman street and Van Sinderen avenue; south side of Lombardy street, between Morgan and Kingsland avenues; west side of Junius street, between Glenmore and Pitkin avenues; northeast corner of Hart street and Knickerbocker avenue; west side of Pennsylvania avenue, between Jamaica avenue and Fulton street; west side of Seventh avenue, between Twenty-second and Twenty-third streets; south side of Fifteenth street, between Seventh and Eighth avenues.

No. 10. Both sides of East Fifth street, from Church avenue to Albemarle road, and to the extent of half the block at the intersecting streets and avenues.

No. 11. Both sides of East Eighteenth street, from Cortelyou road to Dorchester road, and to the extent of half the block at the intersecting streets and avenues.

No. 12. Both sides of East Nineteenth street, from Cortelyou road to Dorchester road, and to the extent of half the block at the intersecting streets and avenues.

No. 13. Both sides of Martense street, from Rogers avenue to Nostrand avenue, and to the extent of half the block at the intersecting streets and avenues.

No. 14. Both sides of Newkirk avenue, from East Twenty-sixth street to Nostrand avenue, and to the extent of half the block at the intersecting streets and avenues.

No. 15. Both sides of Sterling place, from Troy avenue to Schenectady avenue, and to the extent of half the block at the intersecting streets and avenues.

No. 16. Southeast corner of Eleventh avenue and Sixteenth street; east side of Eleventh avenue, from Prospect avenue to Sherman street; Lot No. 80 of Block 1112, on the northeast side of Prospect avenue, between Seventh and Eighth avenues; west side of Washington avenue, between St. Marks avenue and Bergen street; west side of Franklin avenue, between Eastern parkway and Crown street, and between Washington place and Montgomery street.

No. 17. East side of Lorimer street, between McKibbin street and Broadway; both sides of Dean street, between Howard and Saratoga avenues; north side of Somers street, between Stone avenue and Eastern parkway, Lot No. 56 of Block 1540; north side of St. Marks avenue, between Buffalo and Rochester avenues; southwest side of Broadway, between Sumpter and Hull streets, and between Eastern parkway and Conway street; Lot No. 27 of Block 1361, on the south side of St. Marks avenue, between Rochester and

Utica avenues, and on the south side of Sumpter street, between Rockaway and Hopkinson avenues.

No. 18. Both sides of Forty-first street, from New Utrecht avenue to the old City line and to the extent of half the block at the intersecting streets and avenues.

All persons whose interests are affected by the above named proposed assessments, and who are opposed to the same, or either of them, are requested to present their objections, in writing, to the Secretary of the Board of Assessors, No. 320 Broadway, New York, on or before February 9, 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, January 7, 1909.

j7,18

FIRE DEPARTMENT.

HEADQUARTERS OF THE FIRE DEPARTMENT OF THE CITY OF NEW YORK, NOS. 157 AND 159 EAST SIXTY-SEVENTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Fire Commissioner at the above office until 10.30 o'clock a. m. on

FRIDAY, JANUARY 22, 1909,

Borough of Manhattan.

No. 1. FOR FURNISHING AND DELIVERING FIFTY-FIVE HUNDRED NET TONS OF EGG, STOVE OR NUT SIZE WHITE ASH ANTHRACITE COAL FOR COMPANIES, ETC., SOUTH OF FIFTY-NINTH STREET, MANHATTAN.

The time for the delivery of the articles, materials and supplies and the performance of the contract is by or before January 15, 1910.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

No. 2. FOR FURNISHING AND DELIVERING TWENTY-SEVEN HUNDRED NET TONS OF EGG, STOVE OR NUT SIZE WHITE ASH ANTHRACITE COAL FOR COMPANIES, ETC., NORTH OF FIFTIETH STREET, MANHATTAN.

The time for the delivery of the articles, materials and supplies and the performance of the contract is by or before January 15, 1910.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

Payments shall be subject, however, to the following cash discounts: Five per cent. for payment within ten days; 3 per cent. for payment within thirty days, and 2 per cent. for payment within sixty days after goods are delivered, or, in case of regular deliveries under contract, similar discounts for payment within similar intervals after the last day of the month in which such deliveries of goods are made.

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, per pound, ton, dozen, gallon, yard or other unit of measure, by which the bids will be tested. The extensions must be made and footed up, as the bids will be read from the total. The bids will be compared and the contract awarded at a lump or aggregate sum 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 Fire Department, Nos. 157 and 159 East Sixty-seventh street, Manhattan.

NICHOLAS J. HAYES, Fire Commissioner.
Dated January 11, 1909.

j12,22

See General Instructions to Bidders on the last page, last column, of the "City Record."

AQUEDUCT COMMISSIONERS.

PUBLIC AUCTION.

SALE TO BEGIN ON

FRIDAY, JANUARY 22, 1909,

at 11 o'clock a. m., and to continue until the property is all sold.

The Aqueduct Commissioners of The City of New York will sell at public auction, under the direction of Charles A. Berrian, Auctioneer, on the premises, the following described buildings now standing within the purchase line of the New Croton and Cross River Reservoirs:

LIST OF BUILDINGS.

New Croton Reservoir, Croton River Division.

Buildings and outhouses, Parcel No. 354, Town of Lewisboro. Former owner, D. W. C. McCloskey (Engineer's Office); minimum price, \$100.

Buildings and outhouses, Parcel No. 360, Town of Lewisboro. Former owner, Estate of Joseph Benedict; minimum price, \$100.

Buildings and outhouses, Parcel No. 222, Town of Bedford. Former owner, J. M. Lyons; minimum price, \$100.

Cross River Division.

Buildings and outhouses, Parcel No. 15, Town of Bedford. Former owner, Estate of George Green; minimum price, \$100.

TERMS OF SALE.

First—The purchase money must be paid at the time of sale.

Second—The buildings will be sold to the stone foundations.

Third—The buildings and outhouses must positively be moved off the City's property within four months of the day of sale, and the purchaser shall refill the cellars to the surface of the ground with wholesome material within said time, under the directions of the Engineer.

Fourth—No building and outhouses will be sold for less than the minimum price given in this advertisement.

Fifth—The buildings and outhouses must be moved to new sites which are at least two hundred and fifty feet from the Croton River, or any of its affluents, or any drain emptying therein.

Sixth—If any building or outhouse or part of the same is left on the property of The City of New York on or after the limit of time above mentioned, the purchaser shall forfeit all right and title to the buildings or outhouses or parts of same so left, and also to the money part of the consideration paid at the time of sale, and the Aqueduct Commissioners may at any time on or after the above time limit resell such buildings or outhouses or parts of same, or remove or destroy the same.

The Aqueduct Commissioners reserve the right to exclude from such sale any building or buildings that may be designated by the Engineer.

By order of the Aqueduct Commissioners of The City of New York.

JOHN F. COWAN, President.

HARRY W. WALKER, Secretary.

j8,22

DEPARTMENT OF STREET CLEANING.

MAIN OFFICE OF THE DEPARTMENT OF STREET CLEANING, ROOM 1403, NOS. 13 TO 21 PARK ROW, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Commissioner of Street Cleaning at the above office until 12 o'clock m. on

MONDAY, JANUARY 25, 1909.

Borough of Brooklyn.

CONTRACT FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR HORSESHOEING IN THE STABLES OF THE DEPARTMENT.

The time for the completion of the work and the full performance of the contract is by or before December 31, 1909.

The amount of security required is Three Thousand Dollars (\$3,000).

Bids will be compared and the contract awarded at a lump or aggregate sum.

Boroughs of Manhattan and The Bronx.

CONTRACT FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR HORSESHOEING IN THE STABLES OF THE DEPARTMENT.

The time for the completion of the work and the full performance of the contract is by or before December 31, 1909.

The amount of security required is Five Thousand Dollars (\$5,000).

Bids will be compared and the contract awarded at a lump or aggregate sum.

The prices are to be at agreed rates per month for draft horses and driving horses, respectively, and the contractor is to be paid at these rates each month for each and every horse of the Department that is in the stable of the Department during the month under the contractor's care for the purpose of this work, whether said horse shall be in such care for the whole or a fraction of a month. These prices must be the sum or amount per month for each draft horse, and the sum or amount per month for each driving horse, and these prices must be written out and must be given also in figures.

For the purpose of testing and comparing bids, the number of horses in the seven (7) stables of the Department in the Borough of Brooklyn is estimated at seven hundred and fifty (750) draft horses and thirty-three (33) driving horses, and in the fourteen (14) stables of the Department in the Boroughs of Manhattan and The Bronx is estimated at twelve hundred (1,200) draft horses and fifty-five (55) driving horses.

Blank forms and further information may be obtained at the office of the Department of Street Cleaning, the Borough of Manhattan, Nos. 13 to 21 Park row.

WM. H. EDWARDS, Commissioner.

Dated January 12, 1909.

j13,25

See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF STREET CLEANING OF THE CITY OF NEW YORK, NOS. 13 TO 21 PARK ROW, NEW YORK, DECEMBER 30, 1908.

PUBLIC NOTICE.

SALE OF UNUSED PROPERTY, BOROUGH OF MANHATTAN AND THE BRONX.

NOTICE IS HEREBY GIVEN THAT,

pursuant to section 541 of the Greater New York Charter, I will, on

THURSDAY, JANUARY 14, 1909,

at 10 o'clock a. m., at Stable A of the Department of Street Cleaning, Seventeenth street and Avenue C, Borough of Manhattan, sell at public auction the following unused property of the Department of Street Cleaning:

100 horses (more or less).

1 lot old harness, consisting of 4 sets double truck harness, 8 sets single truck harness, 1 set hill horse harness and 6 sets light driving harness, all more or less.

1 lot old harness, consisting of 218 cart bridles, 193 cart saddles, 153 cart breechings and 153 cart hames, all more or less.

453 old horse collars (more or less).

1 lot, consisting of 575 canvas cart covers, 370 canvas quarter blankets, 250 canvas feed bags, 6 canvas hill horse blankets, 5 rubber horse covers and 10 rubber storm aprons, all more or less.

200 pounds (more or less) old electric light wire.

500 pounds (more or less) old manila rope.

400 pounds (more or less) old brass (couplings, nozzles, etc.).

150 pounds (more or less) old iron oilers.

1 old blacksmith's bellows (more or less).

1 old placton (more or less).

4 old sprinkling trucks (more or less).

1 old double ash truck (more or

POLICE DEPARTMENT.

POLICE DEPARTMENT OF THE CITY OF NEW YORK, No. 300 MULBERRY STREET, NEW YORK, January 8, 1909.

PUBLIC NOTICE IS HEREBY GIVEN that the one hundred and second public auction sale, consisting of condemned Police Department property, will be held at No. 300 Mulberry street, on

TUESDAY, JANUARY 26, 1909,
at 10 a. m.

Lot No. 1, one Wolf-American bicycle, No. 91941; one Wolf-American bicycle, No. 91333.
Lot No. 2, one Wolf-American bicycle, No. 93058; one Wolf-American bicycle, No. 92542.
Lot No. 3, one Eagle bicycle, No. 92166 (no front tire); one Eagle bicycle, No. 92170.
Lot No. 4, one Eagle bicycle, No. 92121; one Eagle bicycle, No. 92188.
Lot No. 5, one Columbia bicycle, No. 17011.
Lot No. 6, one Eagle bicycle, No. 90941.
Lot No. 7, one Wolf-American bicycle, No. 93149.
Lot No. 8, one motorcycle, Indian, No. 1702.
Lot No. 9, one Eagle bicycle, No. 92192; one Eagle bicycle, No. 92117 (less two (2) tires).
Lot No. 10, one Columbia bicycle, No. 19312.
Lot No. 11, one lot of harness, etc.
Lot No. 12, lot of automobile sundries.
Lot No. 13, one letter press and stand.
Lot No. 14, one Smith Premier typewriter.
Lot No. 15, one couch and one rug.
Lot No. 16, lot of old rubber, consisting of auto shoes, bicycle tires, rubber hose and mats.
Lot No. 17, one neostyle and one letter copyer.
Lot No. 18, lot of old iron bedsteads, etc.
Lot No. 19, lot of junk.
Lot No. 20, lot of old telephone and telegraph supplies.
Lot No. 21, lot of cable, zines, coppers, iron wire, etc.
Lot No. 22, lot of lead cable, copper and iron wire.
Lot No. 23, two copper tanks.
Lot No. 24, one Wells engine, 75 horse-power.
Lot No. 25, one Roberts boiler.
Lots Nos. 23, 24 and 25 may be seen at Harbor Station "B," at the foot of East One Hundred and Twentieth street.
Terms of sale, strictly cash.
THEO. A. BINGHAM, Police Commissioner.
j11,26

POLICE DEPARTMENT—CITY OF NEW YORK.
OWNERS WANTED BY THE PROPERTY Clerk of the Police Department of The City of New York, No. 300 Mulberry street, Room No. 9, for the following property, now in his custody, without claimants: Boats, rope, iron, lead, male and female clothing, boots, shoes, wine, blankets, diamonds, canned goods, liquors, etc.; also small amount of money taken from prisoners and found by Patrolmen of this Department.
THEODORE A. BINGHAM, Police Commissioner.

POLICE DEPARTMENT—CITY OF NEW YORK, BOROUGH OF BROOKLYN.
OWNERS WANTED BY THE PROPERTY Clerk of the Police Department of The City of New York—Office, No. 209 State street, Borough of Brooklyn—for the following property, now in his custody, without claimants: Boats, rope, iron, lead, male and female clothing, boots, shoes, wine, blankets, diamonds, canned goods, liquors, etc.; also small amount of money taken from prisoners and found by Patrolmen of this Department.
THEODORE A. BINGHAM, Police Commissioner.

BELLEVUE AND ALLIED HOSPITALS.

BELLEVUE AND ALLIED HOSPITALS DEPARTMENT OF NEW YORK CITY, TWENTY-SIXTH STREET AND FIRST AVENUE, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the President of the Board of Trustees at the above office until 11 a. m. on

SATURDAY, JANUARY 23, 1909,

FOR ENGINEER'S SUPPLIES, LUMBER, PAINTS, GLASS AND OILS, MEDICAL SUPPLIES, HORSES.

All bids and quotations shall be subject to the following cash discounts: Five per cent. for payment within ten days; 3 per cent. for payment within thirty days, and 2 per cent. for payment within sixty days after goods are delivered; or, in case of regular deliveries under contract, similar discounts for payment within similar intervals after the last day of the month in which such deliveries of goods are made.

The surety required will be not less than fifty per cent. (50%) of the amount of the bid. The time for the delivery of the supplies and the full performance of the contract is on or before December 31, 1909.

The bids will be read from the total, and will be compared and awarded to the lowest bidder as soon thereafter as practicable, according to law.

Blank forms may be obtained at the office of the Contract Clerk, No. 419 East Twenty-sixth street, Borough of Manhattan, where the bids and deposits are also delivered.

JOHN W. BRANNAN, President of the Board of Trustees, Bellevue and Allied Hospitals.
Dated January 4, 1909. j5,23

See General Instructions to Bidders on the last page, last column, of the "City Record."

BELLEVUE AND ALLIED HOSPITALS DEPARTMENT OF NEW YORK CITY, TWENTY-SIXTH STREET AND FIRST AVENUE, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the President of the Board of Trustees at the above office until 11 a. m. on

SATURDAY, JANUARY 23, 1909,

FOR CANNED GOODS, BREAD, ICE, BUTTER, EGGS, GROCERIES, PROVISIONS, HAY, OATS, CROCKERY, GLASSWARE, HARDWARE, PLATED WARE, GRANITE WARE, MUSLIN, RUBBER GOODS, UNIFORMS, HARNESS, MISCELLANEOUS, ETC.

All bids and quotations shall be subject to the following cash discounts: Five per cent. for payment within ten days; 3 per cent. for payment within thirty days, and 2 per cent. for payment within sixty days after goods are delivered; or, in case of regular deliveries under contract similar discounts for payment within similar intervals after the last day of the month in which such deliveries of goods are made.

The surety required will be not less than fifty per cent. (50%) of the amount of the bid. The time for the delivery of the supplies and the full performance of the contract is on or before December 31, 1909.

The bids will be read from the total, and will be compared and awarded to the lowest bidder

as soon thereafter as practicable, according to law.

Blank forms may be obtained at the office of the Contract Clerk, No. 419 East Twenty-sixth street, Borough of Manhattan, where the bids and deposits are also delivered.

JOHN W. BRANNAN, President of the Board of Trustees, Bellevue and Allied Hospitals.
Dated January 4, 1909. j5,23

See General Instructions to Bidders on the last page, last column, of the "City Record."

BELLEVUE AND ALLIED HOSPITALS DEPARTMENT OF NEW YORK CITY, TWENTY-SIXTH STREET AND FIRST AVENUE, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the President of the Board of Trustees at the above office until 11 a. m. on

SATURDAY, JANUARY 23, 1909,

FOR MEATS, FISH, MILK AND POULTRY.

All bids and quotations shall be subject to the following cash discounts: Five per cent. for payment within ten days; 3 per cent. for payment within thirty days, and 2 per cent. for payment within sixty days after goods are delivered; or, in case of regular deliveries under contract similar discounts for payment within similar intervals after the last day of the month in which such deliveries of goods are made.

The surety required will be not less than fifty per cent. (50%) of the amount of the bid. The time for the delivery of the supplies and the full performance of the contract is on or before December 31, 1909.

The bids will be compared and the contract awarded at a lump or aggregate sum to the lowest bidder as soon thereafter as practicable, according to law.

Blank forms may be obtained at the office of the Contract Clerk, No. 419 East Twenty-sixth street, Borough of Manhattan, where bids and deposits are also delivered.

JOHN W. BRANNAN, President of the Board of Trustees, Bellevue and Allied Hospitals.
Dated January 4, 1909. j5,23

See General Instructions to Bidders on the last page, last column, of the "City Record."

MUNICIPAL CIVIL SERVICE COMMISSION.

MUNICIPAL CIVIL SERVICE COMMISSION, No. 299 BROADWAY, NEW YORK, December 22, 1908. (AMENDED NOTICE.)

PUBLIC NOTICE IS HEREBY GIVEN that the time for receiving applications for the position of

NURSE (FEMALE)

has been extended to 4 p. m., Tuesday, January 19, 1909.

(NO APPLICATION RECEIVED BY THE COMMISSION, BY MAIL OR OTHERWISE, AFTER 4 P. M. ON JANUARY 19 WILL BE ACCEPTED.)

The examination will be held on Monday, February 15, 1909, at 10 a. m.

The subjects and weights of the examination are as follows:

Duties 6
Experience 4

The percentage required is 70.

Candidates must be registered nurses (University of the State of New York) or have received diplomas from recognized training schools for nurses. These credentials must be shown at the time of filing applications.

The requirement of citizenship is waived for this examination.

Vacancies, none at present.

Salary, \$900 per annum.

Minimum age, 21 years.

F. A. SPENCER, Secretary. d22j15

MUNICIPAL CIVIL SERVICE COMMISSION, No. 299 BROADWAY, NEW YORK, December 21, 1908. (AMENDED NOTICE.)

PUBLIC NOTICE IS HEREBY GIVEN that the time for receiving applications for the position of

DIETITIAN (MALE AND FEMALE)

has been extended to 4 p. m., Monday, January 18, 1909.

(NO APPLICATION RECEIVED BY THE COMMISSION, BY MAIL OR OTHERWISE, AFTER 4 P. M. ON JANUARY 18 WILL BE ACCEPTED.)

The examination will be held on Friday, February 5, 1909, at 10 a. m.

The subjects and weights of the examination are as follows:

Special paper 6
Experience 4

A percentage of 70 will be required.

Candidates must have had a two years' course in an approved school of domestic science, or its equivalent, and should also have had some experience in the administration of the dietary department of an institution.

The examination is not limited to residents of the State of New York, and the rule requiring that every application shall bear the certificates of four residents of The City of New York is waived for this examination.

About ten vacancies exist in the Department of Public Charities and Bellevue and Allied Hospitals.

The requirement of citizenship is waived for this examination.

Salary, from \$720 to \$1,500 per annum.

Minimum age, 21 years.

F. A. SPENCER, Secretary. d21,j18

MUNICIPAL CIVIL SERVICE COMMISSION, No. 299 BROADWAY, CITY OF NEW YORK.

PUBLIC NOTICE WILL BE GIVEN OF all competitive examinations two weeks in advance of the date upon which the receipt of applications for any scheduled examination will close. Applications will be received for only such examinations as are scheduled. No application will be accepted at the office of the Commission, by mail or otherwise, after the closing hour for the receipt of same set forth in the advertisement.

When an examination is advertised, a person desiring to compete in the same may obtain an application blank upon request made in writing or by personal application at the office of the Commission, 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, but for more general information application should be made at the office of the Commission.

Specimen questions of previous examinations may be obtained at Room 1108. Unless otherwise specifically stated, the minimum age requirement for all positions is 21.

FRANK L. POLK, President;

R. ROSS APPLETON, ARTHUR J. O'KEEFE, Commissioners.

FRANK A. SPENCER, Secretary.

DEPARTMENT OF EDUCATION.

DEPARTMENT OF EDUCATION, CORNER OF PARK AVENUE AND FIFTY-NINTH STREET, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Superintendent of School Buildings at the above office of the Department of Education until 3 o'clock p. m. on

MONDAY, JANUARY 18, 1909.

Borough of Brooklyn.

No. 1. **FOR THE SALE OF DISCARDED PIANOS.**

The pianos to be sold are now on storage on the fourth floor of storehouse at No. 131 Livingston street, Borough of Brooklyn, where they may be seen, and are marked as intended for sale.

The removal of the said pianos from the premises where they are now stored must be made within ten days from the opening of bids.

The amount of security required is Twenty-five Dollars (\$25).

No bid will be considered which does not include all of the articles mentioned in the following list:

Eleven (11) pianos.

Cash payment must be made at the time and the place of sale by the successful bidder, in addition to submitting the bond heretofore set forth in the sum of \$25.

Should the successful bidder fail to remove the goods or articles within ten days, the said bidder will be considered as having forfeited ownership of said articles and the money paid therefor, and the articles will be resold for the benefit of the City.

In the event of the successful bidder failing to remove the articles within the time limited, the security above mentioned will be considered as forfeited, and will be retained by The City of New York.

C. B. J. SNYDER, Superintendent of School Buildings.
Dated January 7, 1909. j7,18

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 3 o'clock p. m.

MONDAY, JANUARY 18, 1909.

Borough of Brooklyn.

No. 2. **HEATING WORK FOR ALTERATIONS, ETC., IN MECHANICAL LABORATORY OF MANUAL TRAINING HIGH SCHOOL, ON SEVENTH AVENUE, BETWEEN FOURTH AND FIFTH STREETS, BOROUGH OF BROOKLYN.**

All bids and quotations shall be subject to the following cash discounts: Five per cent. for payment within ten days; 3 per cent. for payment within thirty days, and 2 per cent. for payment within sixty days after goods are delivered; or, in case of regular deliveries under contract, similar discounts for payment within similar intervals after the last day of the month in which such deliveries of goods are made.

The time allowed to complete the whole work will be thirty working days, as provided in the contract.

The amount of security required is Five Hundred Dollars.

On No. 2 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 January 7, 1909. j7,18

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 3 o'clock p. m.

MONDAY, JANUARY 18, 1909.

Borough of Manhattan.

No. 3. **FOR GLASS TO BE FURNISHED TO THE VARIOUS SCHOOLS IN THE BOROUGH OF MANHATTAN.**

All bids and quotations shall be subject to the following cash discounts: Five per cent. for payment within ten days; 3 per cent. for payment within thirty days, and 2 per cent. for payment within sixty days after goods are delivered; or, in case of regular deliveries under contract similar discounts for payments within similar intervals after the last day of the month in which such deliveries of goods are made.

The time allowed to complete the whole work will be thirty working days, as provided in the contract.

The amount of security required is Two Thousand Dollars.

The bid to be submitted must include the entire work on all schools, and award will be made thereon.

No. 4. **FOR FURNITURE FOR UNGRADED CLASSES IN VARIOUS PUBLIC SCHOOLS IN THE BOROUGH OF MANHATTAN.**

The time allowed to complete the whole work will be forty-five working days, as provided in the contract.

The amount of security required is Eight Hundred Dollars.

The proposal to be submitted must include the entire work on all schools, and award will be made thereon.

On Nos. 3 and 4 the bids will be compared and the contract will be awarded in a lump sum to the lowest bidder on each contract.

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.

C. B. J. SNYDER, Superintendent of School Buildings.
Dated January 7, 1909. j7,18

See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF DOCKS AND FERRIES.

DEPARTMENT OF DOCKS AND FERRIES, PIER "A," FOOT OF BATTERY PLACE, NORTH RIVER, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Commissioner of Docks at the above office until 12 o'clock m. on

THURSDAY, JANUARY 21, 1909.

CONTRACT NO. 1165.

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR FURNISHING AND DELIVERING ABOUT 10,000 TONS OF ANTHRACITE COAL.

The time for the completion of the work and the full performance of the contract is on or before the expiration of 120 calendar days.

The amount of security required is Ten Thousand Dollars (\$10,000).

The bidders will state a price per ton for furnishing and delivering the coal, as called for in the section of the specifications designated as Class 2, by which price the bids will be tested and according to which price any award of the contract will be made.

Delivery will be required to be made at the time and in the manner and in such quantities as may be directed.

Blank forms and further information may be obtained at the office of the said Department.

ALLEN N. SPOONER, Commissioner.
Dated January 8, 1909. j9,21

See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF PARKS.

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, FIFTH AVENUE AND SIXTY-FOURTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS WILL BE RECEIVED BY the Park Commissioner at the above office of the Department of Parks until 12 o'clock m. on

MONDAY, JANUARY 18, 1909.

FOR THE PRIVILEGE OF MAINTAINING A STAND FOR THE SALE OF FRUIT AND FLOWERS UNDER THE STAIRWAY OF THE ELEVATED RAILROAD AT THE SOUTHEAST CORNER OF FORTY-SECOND STREET AND SIXTH AVENUE, DURING THE YEAR 1909.

No bids will be considered unless accompanied by a certified check or money to the amount of one-quarter of the sum bid for the rent and privilege.

The bids will be compared and the privilege will be awarded to the highest responsible bidder. The Commissioner reserves the right to reject any or all bids.

Form of proposal and full information as to bidding can be obtained at the office of the Department of Parks, the Arsenal, Central Park, New York City.

HENRY SMITH, Commissioner of Parks, Boroughs of Manhattan and Richmond.
January 9, 1909. j9,18

See General Instructions to Bidders on the last page, last column, of the "City Record."

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, FIFTH AVENUE AND SIXTY-FOURTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS WILL BE RECEIVED BY the Park Commissioner at the above office of the Department of Parks until 12 o'clock m. on

MONDAY, JANUARY 18, 1909.

FOR THE PRIVILEGE OF MAINTAINING AND OPERATING THE SWINGS WITHIN THE INCLOSURE NEAR THE CAROUSEL, IN CENTRAL PARK, DURING THE YEAR 1909.

No bids will be considered unless accompanied by a certified check or money to the amount of one-quarter of the sum bid for the rent and privilege.

The bids will be compared and the privilege will be awarded to the highest responsible bidder. The Commissioner reserves the right to reject any or all bids.

Form of proposal and full information as to bidding can be obtained at the office of the Department of Parks, the Arsenal, Central Park, New York City.

HENRY SMITH, Commissioner of Parks, Boroughs of Manhattan and Richmond.
January 9, 1909. j9,18

See General Instructions to Bidders on the last page, last column, of the "City Record."

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, FIFTH AVENUE AND SIXTY-FOURTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS WILL BE RECEIVED BY the Park Commissioner at the above office of the Department of Parks until 12 o'clock m. on

MONDAY, JANUARY 18, 1909.

FOR THE PRIVILEGE OF MAINTAINING A BOOTH UNDER THE MUSIC STAND IN MOUNT MORRIS PARK, FOR THE SALE OF REFRESHMENTS, ETC., DURING THE YEAR 1909.

No bids will be considered unless accompanied by a certified check or money to the amount of one-quarter of the sum bid for the rent and privilege.

The bids will be compared and the privilege will be awarded to the highest responsible bidder. The Commissioner reserves the right to reject any or all bids.

Form of proposal and full information as to bidding can be obtained at the office of the Department of Parks, the Arsenal, Central Park, New York City.

HENRY SMITH, Commissioner of Parks, Boroughs of Manhattan and Richmond.
January 9, 1909.

See General Instructions to Bidders on the last page, last column, of the "City Record."

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, FIFTH AVENUE AND SIXTY-FOURTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS WILL BE RECEIVED BY the Park Commissioner at the above office of the Department of Parks until 12 o'clock m.

MONDAY, JANUARY 18, 1909.

FOR THE PRIVILEGE OF OCCUPYING THE BUILDING IN CENTRAL PARK KNOWN AS "MCGOWN'S PASS TAVERN," AND FOR SELLING REFRESHMENTS, DURING THE YEAR 1909.

No bids will be considered unless accompanied by a certified check or money to the amount of one-quarter of the sum bid for the rent and privilege.

The bids will be compared and the privilege will be awarded to the highest responsible bidder. The Commissioner reserves the right to reject any or all bids.

Form of proposal and full information as to bidding can be obtained at the office of the Department of Parks, the Arsenal, Central Park, New York City.

HENRY SMITH, Commissioner of Parks, Boroughs of Manhattan and Richmond.
January 9, 1909.

See General Instructions to Bidders on the last page, last column, of the "City Record."

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, FIFTH AVENUE AND SIXTY-FOURTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Park Board at the above office of the Department of Parks until 3 o'clock p. m. on

THURSDAY, JANUARY 21, 1909.

Borough of Manhattan.

FOR FURNISHING AND DELIVERING TOILET PAPER FOR PARKS, BOROUGH OF MANHATTAN.

The time allowed for the delivery will be as required before December 1, 1909.

The amount of security required is Five Hundred Dollars (\$500).

The bids will be compared and the contract awarded at a lump or aggregate sum.

Blank forms may be obtained at the office of the Department of Parks, Borough of Manhattan, Arsenal, Central Park.

HENRY SMITH, President;
JOSEPH I. BERRY,
MICHAEL J. KENNEDY,
Commissioners of Parks.
Dated January 5, 1909.

See General Instructions to Bidders on the last page, last column, of the "City Record."

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, FIFTH AVENUE AND SIXTY-FOURTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Park Board at the above office of the Department of Parks until 3 o'clock p. m. on

THURSDAY, JANUARY 14, 1909.

Boroughs of Brooklyn and Queens.
No. 1. FOR FURNISHING AND DELIVERING TOOLS AND IMPLEMENTS AT PROSPECT PARK, BOROUGH OF BROOKLYN.

The time for the completion of the contract will be on or before December 31, 1909.

The amount of security required is One Thousand Dollars (\$1,000).

No. 2. FOR FURNISHING AND DELIVERING WHEELWRIGHTS' SUPPLIES AT PROSPECT PARK, BOROUGH OF BROOKLYN.

The time for the completion of the contract will be on or before December 31, 1909.

The amount of security required is Four Thousand Dollars (\$4,000).

No. 3. FOR FURNISHING AND DELIVERING LUMBER IN PARKS AND PARKWAYS, BOROUGH OF BROOKLYN AND QUEENS.

The time for the completion of the contract will be on or before December 31, 1909.

The amount of security required is Four Thousand Dollars (\$4,000).

No. 4. FOR FURNISHING AND DELIVERING PAINTS AT PROSPECT PARK, BOROUGH OF BROOKLYN.

The time for the completion of the contract will be on or before December 31, 1909.

The amount of security required is One Thousand Dollars (\$1,000).

No. 5. FOR FURNISHING AND DELIVERING HARDWARE AT PROSPECT PARK, BOROUGH OF BROOKLYN.

The time for the completion of the contract will be on or before December 31, 1909.

The amount of security required is One Thousand Dollars (\$1,000).

No. 6. FOR FURNISHING AND DELIVERING RUBBER GOODS AT PROSPECT PARK, BOROUGH OF BROOKLYN.

The time for the completion of the contract will be on or before December 31, 1909.

The amount of security required is One Thousand Dollars (\$1,000).

No. 7. FOR FURNISHING AND DELIVERING PLUMBING MATERIALS AT PROSPECT PARK, BOROUGH OF BROOKLYN.

The time for the completion of the contract will be on or before December 31, 1909.

The amount of security required is One Thousand Dollars (\$1,000).

No. 8. FOR FURNISHING AND DELIVERING MASON'S SUPPLIES AT PROSPECT PARK, BOROUGH OF BROOKLYN.

The time for the completion of the contract will be on or before December 31, 1909.

The amount of security required is Fifteen Hundred Dollars (\$1,500).

No. 9. FOR FURNISHING AND DELIVERING OILS, ETC., AT PROSPECT PARK, BOROUGH OF BROOKLYN.

The time for the completion of the contract will be on or before December 31, 1909.

The amount of security required is One Thousand Dollars (\$1,000).

No. 10. FOR FURNISHING AND DELIVERING BLACKSMITH'S SUPPLIES AT PROSPECT PARK, BOROUGH OF BROOKLYN.

The time for the completion of the contract will be on or before December 31, 1909.

The amount of security required is One Thousand Dollars (\$1,000).

No. 11. FOR FURNISHING AND DELIVERING BLACKSMITH'S SUPPLIES AT PROSPECT PARK, BOROUGH OF BROOKLYN.

The time for the completion of the contract will be on or before December 31, 1909.

The amount of security required is Fifteen Hundred Dollars (\$1,500).

The contracts must be bid for separately. The bids will be compared and the contracts awarded at a lump or aggregate sum for each contract.

Blank forms may be obtained at the office of the Department of Parks, Litchfield Mansion, Prospect Park, Brooklyn.

HENRY SMITH, President;
JOSEPH I. BERRY,
MICHAEL J. KENNEDY,
Commissioners of Parks.
Dated January 5, 1909.

See General Instructions to Bidders on the last page, last column, of the "City Record."

CHANGE OF GRADE DAMAGE COMMISSION.

TWENTY-THIRD AND TWENTY-FOUR WARDS.

PURSUANT TO THE PROVISIONS OF chapter 537 of the Laws of 1893 and the Acts amendatory thereof and supplemental thereto, notice is hereby given that meetings of the Commissioners appointed under said Acts will be held at the office of the Commission, Room 138, No. 280 Broadway (Stewart Building), Borough of Manhattan, New York City, on Mondays, Wednesdays and Fridays of each week, at 2 o'clock p. m., until further notice.

Dated New York City, October 12, 1907.
WILLIAM E. STILLINGS,
GEORGE C. STOLLON,
LEWIS A. ABRAMS,
Commissioners.

LAMONT McLOUGHLIN,
Clerk.

DEPARTMENT OF FINANCE.

CORPORATION SALE OF BUILDINGS AND APPURTENANCES THERETO ON CITY REAL ESTATE.

AT THE REQUEST OF THE COMMISSIONER of the Department 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 within the lines of property owned by The City of New York, acquired by it for dock purposes in the

Borough of Richmond.

Being all those buildings, parts of buildings, etc., situated on land described as follows: Beginning at a point on Richmond avenue, 130.69 feet northerly from the northwest corner of Richmond terrace and Richmond avenue; running thence westerly 124.62 feet to Ferry street; thence northerly 100.03 feet along Ferry street; thence easterly 122.27 feet to a point on Richmond avenue; thence southerly along Richmond avenue 100 feet to the point or place of beginning; all of which are more particularly described on a map on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 280 Broadway, Borough of Manhattan.

Pursuant to a resolution adopted by the Commissioners of the Sinking Fund at a meeting held December 30, 1908, the sale of the above-described buildings and appurtenances thereto will be held, under the direction of the Comptroller, on

THURSDAY, JANUARY 28, 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.

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 Richmond, and furnish the Department of Finance with a certificate from the Bureau of Sewers that the work has been properly performed.

The permit for all opening in the street to be obtained by and at the expense of the purchaser of the building.

Failure to remove said buildings, appurtenances, or any part thereof, within sixty days from the day of possession will work forfeiture of ownership of such buildings, appurtenances, or por-

tion, as shall then be left standing, together with all moneys paid by said purchaser on account thereof at the time of the sale, and the bidder's assent to the above conditions being understood to be implied by the act of bidding, and The City of New York will, without notice to the purchaser, cause the same to be removed, and the costs and expense thereof charged against the security above mentioned.

The work of removal must be carried on in every respect in a thorough and workmanlike manner, and must be completed within sixty days from the day of possession, and the successful bidder will provide and furnish all materials of labor and machinery necessary thereto, and will place proper and sufficient guards and fences and warning signs by day and night for the prevention of accidents, and will indemnify and save harmless The City of New York, its officers, agents and servants, and each of them, against any and all suits and actions, claims and demands of every name and description brought against it, them or any of them, and against and from all damage and costs to which it, they or any of them be put by reason of injury to the person or property of another, resulting from negligence or carelessness in the performance of the work, or in guarding the same, or from any improper or defective materials or machinery, implements or appliances used in the removal of said buildings.

Party walls and fences, when existing against adjacent property not sold, shall not be taken down. All 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 made to exclude wind and rain and present a clean exterior. The roofs of adjacent buildings shall be properly flashed and painted and made water-tight 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, January 11, 1909.

CORPORATION SALE OF BUILDINGS AND APPURTENANCES THERETO ON CITY REAL ESTATE.

AT THE REQUEST OF THE PRESIDENT of the Borough of Queens, public notice is hereby given that the Commissioners of the Sinking Fund, by virtue of the powers vested in them by law, will offer for sale at public auction all the buildings, parts of buildings, etc., standing within the lines of property owned by The City of New York, acquired by it for street opening purposes in the

Borough of Queens.

Being all those buildings, parts of buildings, etc., lying within the lines of Seventeenth avenue (otherwise known as Oakley street), from Wilson avenue to Flushing avenue, in the Borough of Queens, known as Nos. 496 and 498 Flushing avenue, and which are more particularly described on a certain map on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 280 Broadway, Borough of Manhattan.

Pursuant to a resolution adopted by the Commissioners of the Sinking Fund at a meeting held December 30, 1908, the sale of the above-described buildings and appurtenances thereto will be held under the direction of the Comptroller on

FRIDAY, JANUARY 29, 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.

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 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 sixty days

from the day of possession will work forfeiture of ownership of such buildings, appurtenances, or portion, as shall then be left standing, together with all moneys paid by said purchaser on account thereof at the time of the sale, and the bidder's assent to the above conditions being understood to be implied by the act of bidding, and The City of New York will, without notice to the purchaser, cause the same to be removed, and the costs and expense thereof charged against the security above mentioned.

The work of removal must be carried on in every respect in a thorough and workmanlike manner, and must be completed within sixty days from the day of possession, and the successful bidder will provide and furnish all materials of labor and machinery necessary thereto, and will place proper and sufficient guards and fences and warning signs by day and night for the prevention of accidents, and will indemnify and save harmless The City of New York, its officers, agents and servants, and each of them, against any and all suits and actions, claims and demands of every name and description brought against it, them or any of them, and against and from all damage and costs to which it, they or any of them be put by reason of injury to the person or property of another, resulting from negligence or carelessness in the performance of the work, or in guarding the same, or from any improper or defective materials or machinery, implements or appliances used in the removal of said buildings.

Party walls and fences, when existing against adjacent property not sold, shall not be taken down. All 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 made to exclude wind and rain and present a clean exterior. The roofs of adjacent buildings shall be properly flashed and painted and made water-tight 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, January 11, 1909.

CORPORATION SALE OF BUILDINGS AND APPURTENANCES THERETO UPON CITY REAL ESTATE.

AT THE REQUEST OF THE COMMISSIONER of Parks for the Boroughs of Manhattan and Richmond, public notice is hereby given that the Comptroller of The City of New York will offer for sale at public auction the buildings now standing upon property owned by The City of New York, acquired by it for park purposes, in the

Borough of Manhattan.

Being a one-story brick house situated on the northwesterly corner of the block bounded by One Hundred and Thirty-seventh and One Hundred and Thirty-eighth streets, Convent and Amsterdam avenues, and which is more particularly described in a letter of request now on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 280 Broadway, Borough of Manhattan.

Pursuant to the above request, and by direction of the Comptroller, the sale of the above described building and appurtenances thereto will be made at public auction under the supervision of the Collector of City Revenue, on

FRIDAY, JANUARY 22, 1909,

at 10.30 a. m., upon the usual terms and conditions, as set forth in the advertisement of sale of other old material of The City of New York in the CITY RECORD.

H. A. METZ, Comptroller.
City of New York, Department of Finance,
Comptroller's Office, January 7, 1909.

CORPORATION SALE OF BUILDINGS AND APPURTENANCES THERETO UPON CITY REAL ESTATE.

AT THE REQUEST OF THE PARK COMMISSIONER of the Boroughs of Manhattan and Richmond, public notice is hereby given that the Commissioners of the Sinking Fund, by virtue of the powers vested in them by law, will offer for sale at public auction all the buildings, parts of buildings, etc., now standing upon property owned by The City of New York, acquired by it for park purposes, in the

Borough of Manhattan.

Being all those buildings, parts of buildings, etc., situated in Colonial Park, on the easterly side of Edgecombe avenue, between One Hundred and Forty-ninth and One Hundred and Fiftieth streets, and which are more particularly described on a certain map now 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 October 23, 1907, the sale of the above described buildings and appurtenances thereto will be held by direction of the Comptroller on

FRIDAY, JANUARY 22, 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 placing therein or permitting the occupancy of any such building by any tenant free, for rent or otherwise, excepting the necessary watchmen or the workmen engaged in the actual demolition thereof, shall of itself be a breach of the above conditions of sale.

All the material of the buildings, sheds, walks, structures and cellars of whatsoever nature, with their exterior and interior fixtures, appurtenances and foundations of all kinds, except the sidewalk and curb in front of said buildings, extending within the described area and down to the level of the cellar bottom, shall be torn down and removed from the premises. None of the dirt, debris or waste resulting from demolition shall be allowed to remain on the premises, except old mortar or plaster only, which may be left, but not higher at any point than two feet below the curb opposite that point; also the foundation walls of all classes shall be taken down only to a plane whose elevation shall be the level of the curb in front of the building.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

The purchaser at the sale shall also remove all house sewer connections to the main sewer in the street, and the opening of the main sewer in street shall be properly closed in compliance with the directions of the Bureau of Sewers, Borough of 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 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, beamholes, etc., bricked up and the wall made to exclude wind and rain and present a clean exterior.

The roofs of adjacent buildings shall be made water-tight where they have been disturbed by the operations of the contractor.

The Comptroller of The City of New York reserves the right on the day of the sale to withdraw from sale any of the buildings, parts of buildings and machinery included therein, or to reject any and all bids; and it is further

Resolved, That, while the said sale is held under the supervision of the Commissioners of the Sinking Fund, the Comptroller is authorized to cause the sale to be advertised and to direct the sale thereof as financial officer of the City.

H. A. METZ, Comptroller.
City of New York, Department of Finance,
Comptroller's Office, January 7, 1909.

j8,22

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 the building standing within the lines of property owned by The City of New York, acquired by it for park purposes in the

Borough of The Bronx.

Being the building known as the Schrader House, situated east of the Eastern boulevard, and being the second house north of the Pelham Bay Bridge in Pelham Bay Park, and which is more particularly described in a letter of request on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 280 Broadway, Borough of Manhattan.

Pursuant to a resolution adopted by the Commissioners of the Sinking Fund at a meeting held December 30, 1908, the sale of the above described buildings and appurtenances thereto will be held under the direction of the Comptroller, on

FRIDAY, JANUARY 22, 1909,

at 3.30 p. m. on the premises, upon the following

TERMS AND CONDITIONS.

The buildings and appurtenances thereto will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of The City of New York, and must also at the time of sale give a certified check or cash in half the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale. Where the amount of the purchase price does not equal or exceed the sum of Fifty Dollars, the sum of Fifty Dollars shall be the amount of the security to be deposited. This security may at any time after the expiration of the contract period be applied by the City to the cost of completing any of the work required under the contract, but unfinished at the expiration of the contract period.

The purchaser shall not lease, occupy, cause or permit the building or buildings, etc., purchased by him to be used or occupied for any purpose other than that of their speedy removal, nor shall he collect any rental or other revenue for the use of either the land or the buildings, etc., situated thereon. The breach of either or any of these conditions shall forthwith void the sale and cause immediate forfeiture of the purchase money and the security deposited for the faithful performance of the conditions of the sale. The

placing therein or permitting the occupancy of any such building by any tenant free, for rent or otherwise, excepting the necessary watchmen or the workmen engaged in the actual demolition thereof, shall of itself be a breach of the above conditions of sale.

All the material of the buildings, sheds, walks, structures and cellars of whatsoever nature, with their exterior and interior fixtures, appurtenances and foundations of all kinds, except the sidewalk and curb in front of said buildings, extending within the described area and down to the level of the cellar bottom, shall be torn down and removed from the premises. None of the dirt, debris or waste resulting from demolition shall be allowed to remain on the premises, except old mortar or plaster only, which may be left, but not higher at any point than two feet below the curb opposite that point; also the foundation walls of all classes shall be taken down only to a plane whose elevation shall be the level of the curb in front of the building.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

The purchaser at the sale shall also remove all house sewer connections to the main sewer in the street, and the opening of the main sewer in street shall be properly closed in compliance with the directions of the Bureau of Sewers, Borough of 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, beamholes, etc., bricked up and the wall made to exclude wind and rain and present a clean exterior. The roofs of adjacent buildings shall be made water-tight 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, January 7, 1909.

j8,22

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 of The City of New York, by virtue of the powers vested in them by law, will offer for sale at public auction the buildings standing upon property owned by The City of New York, acquired by it for park purposes, in the

Borough of The Bronx.

Being the two-story frame house situated in the northern end of Poe Park, and which is more particularly described in a letter of request, now on file in the office of the Collector of City Revenue, Department of Finance, Room 141, No. 280 Broadway, Borough of Manhattan.

Pursuant to a resolution adopted by the Commissioners of the Sinking Fund at a meeting held December 30, 1908, the sale of the above described building and appurtenances thereto will be held under direction of the Comptroller on

FRIDAY, JANUARY 22, 1909,

at 12.30 p. m., on the premises, upon the following

TERMS AND CONDITIONS.

The buildings and appurtenances thereto will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of The City of New York, and must also at the time of sale give a certified check or cash in half the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale. Where the amount of the purchase price does not equal or exceed the sum of fifty dollars, the sum of fifty dollars shall be the amount of the security to be deposited. This security may at any time after the expiration of the contract period be applied by the City to the cost of completing any of the work required under the contract, but unfinished at the expiration of the contract period.

The purchaser shall not lease, occupy, cause or permit the building or buildings, etc., purchased by him to be used or occupied for any purpose other than that of their speedy removal, nor shall he collect any rental or other revenue for the use of either the land or the buildings, etc., situated thereon. The breach of either or any of these conditions shall forthwith void the sale and cause immediate forfeiture of the purchase money and the security deposited for the faithful performance of the conditions of the sale. The placing therein or permitting the occupancy of any such building by any tenant

free, for rent or otherwise, excepting the necessary watchmen or the workmen engaged in the actual demolition thereof, shall of itself be a breach of the above conditions of sale.

All the material of the buildings, sheds, walks, structures and cellars of whatsoever nature, with their exterior and interior fixtures, appurtenances and foundations of all kinds, except the sidewalk and curb in front of said buildings, extending within the described area and down to the level of the cellar bottom, shall be torn down and removed from the premises. None of the dirt, debris or waste resulting from demolition shall be allowed to remain on the premises, except old mortar or plaster only, which may be left, but not higher at any point than two feet below the curb opposite that point; also the foundation walls of all classes shall be taken down only to a plane whose elevation shall be the level of the curb in front of the building.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

The purchaser at the sale shall also remove all house sewer connections to the main sewer in the street, and the opening of the main sewer in street shall be properly closed in compliance with the directions of the Bureau of Sewers, Borough of 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, beamholes, etc., bricked up and the wall made to exclude wind and rain and present a clean exterior. The roofs of adjacent buildings shall be made water-tight 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, January 7, 1909.

j8,22

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-THIRD STREET—SEWER, between Sixth and Seventh avenues. Area of assessment: Both sides of Fifty-third street, between Sixth and Seventh avenues.

THIRTIETH WARD, SECTION 18.

NINETY-FIFTH STREET—REGULATING, GRADING, CURBING AND LAYING CEMENT SIDEWALKS, between Fourth and Marine avenues. Area of assessment: Both sides of Ninety-fifth street, from Fourth to Marine avenue, and to the extent of half the block at the intersecting avenues.

THIRTIETH WARD, SECTION 19.

BAY ELEVENTH STREET—SEWER, between Eighty-sixth street and Benson avenue. Area of assessment: Both sides of Bay Eleventh street and Bennett lane, from Eighty-sixth street to Benson avenue.

BAY TWENTY-THIRD STREET—SEWER, between Bath and Cropsey avenues; also SEWER BASIN at the northwest corner of TWENTIETH AND CROPSY AVENUES. Area of assessment: Both sides of Bay Twenty-third street and west side of Twentieth avenue, between Bath and Cropsey avenues.

—that the same were confirmed by the Board of Revision of Assessments on January 7, 1909, and entered on January 7, 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 the Greater New York Charter.

Said section provides, in part, "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment, to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment, from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides "An assessment shall become a lien upon the real

estate affected thereby ten days after its entry in the said record."

The above assessments are payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, in the Mechanics' Bank Building, Court and Montague streets, Borough of Brooklyn, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before March 8, 1909, will be exempt from interest as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when such assessments became liens to the date of payment.

HERMAN A. METZ, Comptroller.
City of New York, Department of Finance,
Comptroller's Office, January 7, 1909.

j8,21

NOTICE TO PROPERTY OWNERS.

IN PURSUANCE OF SECTION 1018 OF the Greater New York Charter, the Comptroller of The City of New York hereby gives public notice to all persons, owners of property, affected by the following assessment for LOCAL IMPROVEMENTS in the BOROUGH OF MANHATTAN:

TWENTY-SECOND WARD, SECTION 4.

TWELFTH AVENUE—PAVING, CURBING AND RECURBING, from Forty-eighth to Fiftieth street. Area of assessment: Both sides of Twelfth avenue, from Forty-eighth to Fiftieth street, and to the extent of half the block at the intersecting streets.

—that the same was confirmed by the Board of Revision of Assessments on January 7, 1909, and entered January 7, 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, "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record."

The above assessment is payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, Room H, No. 280 Broadway, Borough of Manhattan, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before March 8, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessment became a lien to the date of payment.

HERMAN A. METZ, Comptroller.
City of New York, Department of Finance,
Comptroller's Office, January 7, 1909.

j8,21

NOTICE TO PROPERTY OWNERS.

IN PURSUANCE OF SECTION 1018 OF the Greater New York Charter, the Comptroller of The City of New York hereby gives public notice to all persons, owners of property, affected by the following assessments for LOCAL IMPROVEMENTS in the BOROUGH OF THE BRONX:

TWENTY-FOURTH WARD, ANNEXED TERRITORY.

WHITE PLAINS ROAD—TEMPORARY SEWER, between East Two Hundred and Eighth (Elizabeth) street and East Two Hundred and Fifth (King) street. Area of assessment: West side of White Plains road, from East Two Hundred and Fifth to East Two Hundred and Eighth street.

—that the same was confirmed by the Board of Revision of Assessments on January 7, 1909, and entered on January 7, 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, "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record."

The above assessment is payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, in the Municipal Building, corner of One Hundred and Seventy-seventh street and Third avenue, Borough of The Bronx, between the hours of 9 a. m. and 2 p. m., and all payments made thereon on or before March 8, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when the above assessment became a lien to the date of payment.

HERMAN A. METZ, Comptroller.
City of New York, Department of Finance,
Comptroller's Office, January 7, 1909.

j8,21

NOTICE TO PROPERTY OWNERS.

IN PURSUANCE OF SECTION 1018 OF the Greater New York Charter, the Comptroller of The City of New York hereby gives public notice to all persons, owners of property, affected by the following assessments for LOCAL IMPROVEMENTS in the BOROUGH OF THE BRONX:

TWENTY-THIRD WARD, SECTION 9.

COLLEGE AVENUE—PAVING, from East One Hundred and Sixty-third to One Hundred and Sixty-fourth street. Area of assessment: Both sides of College avenue, from One Hundred and Sixty-third to One Hundred and Sixty-fourth street, and to the extent of half the block at the intersecting streets.

TWENTY-FOURTH WARD, SECTION 11. BOSTON ROAD—SEWER, between South-east boulevard and East One Hundred and Seventy-seventh street. Area of assessment: Both sides of Boston road, from Southern boulevard to East One Hundred and Seventy-seventh street; southeast side of Bryant avenue, between One Hundred and Seventy-sixth street and Boston road; both sides of Vyse avenue, between One Hundred and Seventy-fourth and One Hundred and Seventy-seventh streets, and both sides of Hoe avenue, between One Hundred and Seventy-fourth street and Boston road.

—that the same were confirmed by the Board of Assessors on January 5, 1909, and entered January 5, 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 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 March 6, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when the above assessments became liens to the date of payment.

HERMAN A. METZ, Comptroller.
City of New York, Department of Finance,
Comptroller's Office, January 5, 1909.

j6,19

NOTICE TO PROPERTY OWNERS.

IN PURSUANCE OF SECTION 1018 OF the Greater New York Charter, the Comptroller of The City of New York hereby gives public notice to all persons, owners of property, affected by the following assessment for LOCAL IMPROVEMENTS in the BOROUGH OF QUEENS:

FIRST WARD.

ELEVENTH AVENUE—SEWER, from Broadway to Newtown road. Area of assessment: Both sides of Eleventh avenue, from Broadway to Newtown road.

—that the same was confirmed by the Board of Assessors January 5, 1909, and entered on January 5, 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. to 12 m., and all payments made thereon on or before March 6, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessment became a lien to the date of payment.

HERMAN A. METZ, Comptroller.
City of New York, Department of Finance,
Comptroller's Office, January 5, 1909.

j6,19

NOTICE TO PROPERTY OWNERS.

IN PURSUANCE OF SECTION 1018 OF THE Greater New York Charter, the Comptroller of The City of New York hereby gives public notice to all persons, owners of property, affected by the following assessments for LOCAL IMPROVEMENTS in the BOROUGH OF BROOKLYN:

THIRTIETH WARD, SECTION 18.

GATLING PLACE—REGULATING, GRADING, CURBING, RECURBING, PAVING AND REPAVING THE SIDEWALKS, between Eighty-sixth and Ninety-second streets. Area of assessment: Both sides of Gatling place, from Eighty-sixth to Ninety-second street, and to the extent of half the block at the intersecting streets.

THIRTY-FIRST WARD, SECTION 21.

WAREHOUSE AVENUE—REGULATING, GRADING, CURBING, RECURBING AND LAYING CEMENT SIDEWALKS, between Surf and Neptune avenues. Area of assessment: Both sides of Warehouse avenue, from Surf to Neptune avenue, and to the extent of half the block at the intersecting avenues.

—that the same were confirmed by the Board of Revision of Assessments on December 31, 1908, and entered on December 31, 1908, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessments, interest will be collected thereon, as provided by section 1019 of the Greater New York Charter.

Said section provides, in part, "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and

receive the amount of such assessment, to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment, from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides: "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record."

The above assessments are payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, in the Mechanics Bank Building, Court and Montague streets, Borough of Brooklyn, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before March 1, 1909, will be exempt from interest as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when such assessments became liens to the date of payment.

HERMAN A. METZ, Comptroller.
City of New York, Department of Finance,
Comptroller's Office, December 31, 1908.

j4,16

NOTICE TO PROPERTY OWNERS.

IN PURSUANCE OF SECTION 1018 OF the Greater New York Charter, the Comptroller of The City of New York hereby gives public notice to all persons, owners of property, affected by the following assessments for LOCAL IMPROVEMENTS in the BOROUGH OF QUEENS:

Pursuant to the provisions of chapter 644 of the Laws of 1893, for improvements in Long Island City, to wit:

No. 1. SEWERS ON THE CRESCENT, BETWEEN NOTT AVENUE AND JANE STREET; PROSPECT STREET, BETWEEN HARRIS AVENUE AND JANE STREET; JANE STREET, BETWEEN THE CRESCENT AND HUNTER AVENUE; HUNTER AVENUE, BETWEEN THIRTEENTH STREET AND SKILLMAN AVENUE.

Area of assessment includes all the several houses and lots of ground, vacant lots, pieces and parcels of land situated on—

Both sides of the Crescent, from Jane street to Nott avenue; both sides of Prospect street, from Jane street to Harris avenue; both sides of Hunter avenue, from Skillman avenue to Thirteenth street; both sides of Jane street, from the Crescent to Hunter avenue.

No. 2. PIPE SEWER AND APPURTENANCES ON STEINWAY AVENUE, BETWEEN WASHINGTON AND POTTER AVENUES, AND ON BROADWAY, BETWEEN VERNON AVENUE AND NEWTOWN ROAD.

Area of assessment includes all the several houses and lots of ground, vacant lots, pieces and parcels of land situated on—

Both sides of Steinway avenue, from Washington avenue to Potter avenue; both sides of Broadway, from Vernon avenue to Newtown road.

No. 3. SEWERS AND APPURTENANCES ON HARRIS AVENUE, FROM BULKHEAD LINE OF THE EAST RIVER TO HUNTER AVENUE, THROUGH HUNTER AVENUE TO HENRY STREET, THROUGH THE CRESCENT TO JANE STREET.

Area of assessment includes all the several houses and lots of ground, vacant lots, pieces and parcels of land situated on—

Both sides of Harris avenue, from the bulkhead line of the East River to Hunter avenue; both sides of the Crescent, from a point about two hundred and fifty feet east of Wilbur avenue to Nott avenue; both sides of Hunter avenue, from Harris avenue to Skillman avenue; both sides of Vernon avenue, from Charles street to Harris avenue; both sides of Hamilton street, from Harris avenue to a point about two hundred and fifty-three feet south of Bodine street; both sides of Hancock street, from a point about two hundred and forty feet north of Harris avenue to a point about one hundred and thirty feet south of Bodine street; both sides of Boulevard, from a point about two hundred and forty feet north of Harris avenue to Fourteenth street; both sides of Sherman place, from a point about one hundred and forty feet north of Harris avenue to Fourteenth street; both sides of Marion street, from Harris avenue to Fourteenth street; both sides of Van Alst avenue, from Harris avenue to a point about one hundred feet south of Thirteenth street; both sides of Governor place, from Harris avenue to Fourteenth street; both sides of Ely avenue, from Jane street to a point about one hundred feet south of Thirteenth street; east side of Ely avenue, extending about one hundred and twenty-five feet north of Jane street; both sides of William street, from Wilbur avenue to Thirteenth street; both sides of Prospect street, from a point about two hundred and twenty-five feet north of Wilbur avenue to Harris avenue; both sides of Radde street, from a point about two hundred and twenty-five feet north of Wilbur avenue to Henry street; both sides of Academy street, from Wilbur avenue to Jane street; north side of Skillman avenue, extending about sixty feet east of Hunter avenue; both sides of Thirteenth street, from the Crescent to Van Alst avenue; both sides of Fourteenth street, from Ely avenue to a point about one hundred and fifty feet west of Boulevard; both sides of Bodine street, from Sherman street to Vernon avenue; both sides of Wallace street, extending about one hundred and sixty-four feet west of Vernon avenue; both sides of Henry street, from Jackson avenue to Ely avenue; both sides of Jane street, from Hunter avenue to Ely avenue; both sides of Wilbur avenue, from Skillman avenue to Academy street, and from Academy street to William street.

No. 4. TRUNK SEWER AND APPURTENANCES ON BROADWAY, FROM THE EAST RIVER TO ACADEMY STREET; ON ACADEMY STREET TO GRAHAM AVENUE; ON GRAHAM AVENUE TO FIFTY FEET EAST OF ACADEMY STREET; ON GRAHAM AVENUE, FROM FIFTY FEET EAST OF ACADEMY STREET TO FORTY FEET WEST OF STEINWAY AVENUE; ON STEINWAY AVENUE, FROM PIERCE AVENUE TO VANDEVENTER AVENUE, AND ON GRAHAM AVENUE, FROM FORTY FEET WEST OF STEINWAY AVENUE TO EAST LINE OF STEINWAY AVENUE; ON GRAHAM AVENUE, FROM STEINWAY AVENUE TO STEMLER STREET, THROUGH STEMLER STREET TO BROADWAY, AND ON BROADWAY, EASTERLY TO BALDWIN STREET AND WESTERLY TO GRACE STREET.

Area of assessment includes all the several houses and lots of ground, vacant lots, pieces and parcels of land situated on—

Both sides of Broadway, from Newtown road to East River; both sides of Graham avenue, from Baldwin street to Vernon avenue; both sides of Stebler street, from Graham avenue to Vandeventer avenue; both sides of Steinway avenue, from Washington avenue to a point about seven hundred feet north of Vandeventer avenue; both sides of Academy street, from Pierce avenue to a point about one hundred and forty-five feet north of Elm street; both sides of Newtown road, from a point about three hundred and fifty feet south of Wallace street to Grand avenue; west side of Old Bowery Bay road, from Grand avenue to

Wilson avenue; both sides of Wallace street, from a point about two hundred feet south of Grand avenue to Vandeventer avenue; both sides of Cabinet street, from a point about three hundred and ten feet south of Grand avenue to Wilson avenue; both sides of Baldwin street, from Graham avenue to Wilson avenue; both sides of Oakley street, from Graham avenue to a point about three hundred and eighty feet north of Wilson avenue; both sides of Titus street, from Graham avenue to a point about three hundred and sixty-five feet north of Wilson avenue; both sides of Luyster street, from Graham avenue to a point about three hundred feet north of Wilson avenue; both sides of Grace street, from Graham avenue to Vandeventer avenue; both sides of Winans street, from Pierce avenue to a point about three hundred feet north of Vandeventer avenue; both sides of Albert street, from a point about four hundred and five feet south of Pierce avenue to a point about five hundred feet north of Vandeventer avenue; both sides of Kouwenhoven street, from a point about two hundred and seventy-five feet south of Pierce avenue to a point about five hundred and twenty-five feet north of Jamaica avenue; both sides of Pomeroy street, from a point about two hundred and fifty feet south of Pierce avenue to a point about six hundred and fifteen feet north of Jamaica avenue; both sides of Blackwell street, from Pierce avenue to a point about six hundred and fifteen feet north of Jamaica avenue; both sides of Bartow street, from a point about one hundred and twenty feet south of Pierce avenue to a point about six hundred and seventy feet north of Jamaica avenue; both sides of Briell street, from a point about one hundred feet south of Washington avenue to a point about six hundred and fifteen feet north of Jamaica avenue; both sides of Rapelje avenue, from a point about one hundred feet south of Washington avenue to a point about six hundred and ten feet north of Jamaica avenue; both sides of Lathrop street, from a point about one hundred feet south of Washington avenue to a point about five hundred and seventy feet north of Jamaica avenue; both sides of Lockwood street, from a point about one hundred and seventy feet south of Washington avenue to a point about five hundred and twenty-six feet north of Jamaica avenue; both sides of Debevoise avenue, from a point about one hundred feet south of Washington avenue to a point about five hundred feet north of Jamaica avenue; both sides of Radde street, from Pierce avenue to Ridge street; both sides of the Crescent, from a point about two hundred and fifty feet south of Graham avenue to Whitney street; both sides of William street, extending about one hundred and fifty feet south of Graham avenue; both sides of Ely avenue, from a point about one hundred and fifty feet south of Graham avenue to a point about two hundred and ten feet north of Temple street; both sides of Van Alst avenue, from a point about one hundred and fifty feet south of Graham avenue to Grand avenue; both sides of Sunswick street, extending about two hundred and thirty feet south of Graham avenue; both sides of Hopkins avenue, from a point about three hundred and fifty feet south of Graham avenue to Elm street; both sides of Marion street, from a point about two hundred and twenty-five feet south of Graham avenue to Ridge street; both sides of Sherman street, from a point about two hundred and twenty feet south of Graham avenue to Elm street; both sides of Boulevard, from a point about five hundred and sixty feet south of Graham avenue to a point about two hundred and thirty feet north of Jamaica avenue; both sides of Hancock street, from a point about four hundred and twenty-five feet south of Graham avenue to Vernon avenue; both sides of Hamilton street, from a point about five hundred feet south of Graham avenue to Vernon avenue; both sides of Vernon avenue, from a point about three hundred and sixty feet south of Washington avenue, from a point about one hundred feet east of Briell street to Lockwood street; both sides of Pierce avenue, from a point about one hundred feet east of Winans street to Radde street; both sides of Jamaica avenue, from Baldwin street to the East River; both sides of Grand avenue, from Old Bowery Bay road to Steinway avenue; both sides of Wilson avenue, from Old Bowery Bay road to a point about one hundred feet west of Luyster street; both sides of Orange street and Dey street, from the Crescent to Hopkins avenue; both sides of Elm street, from Debevoise avenue to Sherman street; both sides of Temple street, from the Crescent to Van Alst avenue; both sides of Whitney street, extending about two hundred and seventy-five feet east of the Crescent; both sides of Sanford street, from Sherman street to the East River.

No. 5. REGULATING AND PAVING STEINWAY AVENUE, BETWEEN JACKSON AVENUE AND POTTER AVENUE.

Area of assessment includes all the several houses and lots of ground, vacant lots, pieces and parcels of land situated on—

Both sides of Steinway avenue, from Jackson avenue to Potter avenue, and to the extent of half the block at the intersecting and terminating streets and avenues.

No. 6. TRUNK SEWER AND APPURTENANCES ON HOYT AVENUE, FROM THE BULKHEAD LINE OF THE EAST RIVER TO DEBEVOISE AVENUE, THROUGH DEBEVOISE AVENUE TO WOOLSEY AVENUE AND THROUGH WOOLSEY AVENUE TO STEINWAY AVENUE.

Area of assessment includes all the several houses and lots of ground, vacant lots, pieces and parcels of land situated on—

Both sides of Hoyt avenue, from Rapelje avenue to the East River; both sides of Debevoise avenue, from Newtown street to Ditmars avenue; both sides of Woolsey avenue, from Van Alst avenue to Steinway avenue; both sides of Luyster street, extending about five hundred feet south of Flushing avenue; both sides of Stenler street and Grace street, from Vandeventer avenue to Flushing avenue; both sides of Purdy street and Theodore street, from Flushing avenue to Potter avenue; both sides of Winans street, from Flushing avenue to a point about seven hundred feet south of Wilson avenue; both sides of Albert street, from Potter avenue to a point about four hundred and eighty-five feet south of Wilson avenue; both sides of Steinway avenue, from a point about six hundred and thirty feet south of Flushing avenue to a point about eight hundred and thirty feet north of Woolsey avenue; both sides of Kouwenhoven street, from a point about three hundred and twenty-five feet south of Vandeventer street to Woolsey avenue; both sides of Pomeroy street, from a point about two hundred and fifty feet south of Vandeventer street to Potter avenue; both sides of Blackwell street, from a point about three hundred and twenty-five feet south of Vandeventer street to a point about two hundred and twenty-five feet north of Potter avenue; both sides of Bartow street, from Grand avenue to Ditmars avenue; both sides of Winslow place, extending about two hundred and five feet east of Debevoise avenue; both sides of Briell street, from a point about two hundred and ten feet south of Vandeventer street to Flushing avenue; both sides of Rapelje avenue, from Vandeventer street to Ditmars avenue; both sides of Chestnut street, from Vandeventer street to Flushing avenue; both sides of Park place, from Hoyt avenue to Potter avenue; both sides of Carver street,

from Newtown street to Flushing avenue; both sides of Lawrence street, from Flushing avenue to a point about two hundred and fifty feet north of Ditmars avenue; both sides of Isabella place, extending about six hundred feet south of Flushing avenue; both sides of North Henry street, from Newtown street to Flushing avenue; both sides of Chauncey street, from Hoyt avenue to a point about four hundred and sixty feet north of Ditmars avenue; both sides of Goodrich street, from Flushing avenue to a point about four hundred and thirty feet north of Ditmars avenue; both sides of Merchant street, from Hoyt avenue to a point about five hundred and thirty feet north of Ditmars avenue; both sides of the Crescent, from Newtown street to a point about five hundred and thirty feet north of Ditmars avenue; both sides of Howland street, from Hoyt avenue to Wo'cott avenue; both sides of Hallett street, from Flushing avenue to a point about five hundred and thirty feet north of Ditmars avenue; both sides of Weil place, extending about five hundred and ten feet north of Flushing avenue; both sides of Van Alst avenue, from Flushing avenue to Ditmars avenue; both sides of Willow street, from North William street to Hoyt avenue; both sides of Woolsey street, from Trowbridge street to Hoyt avenue; both sides of Remsen street, from Franklin street to Boulevard; both sides of Wardell street, from Franklin street to Boulevard; both sides of Boulevard, from Wardell street to a point about five hundred feet north of Hoyt avenue; both sides of Barclay street, from Hoyt avenue to Cedar place, and from a point about one hundred feet south of Davidson street to Potter avenue; both sides of Edwards street, extending about two hundred feet south of Cedar place; both sides of Emily terrace, beginning at a point three hundred feet south of Woolsey avenue, and extending southerly to the end of said street; both sides of Newtown street, from a point about two hundred and fifty feet south of Debevoise avenue to Van Alst avenue; both sides of Vandeventer avenue, from Steinway avenue to Debevoise avenue; both sides of Wilson avenue, from a point about one hundred feet east of Stenler street to Steinway avenue; both sides of Flushing avenue, from Luyster street to Van Alst avenue; both sides of Potter avenue, from Purdy street to Albert street, and from Pomeroy street to Barclay street; both sides of Ditmars avenue, from Bartow street to Van Alst avenue; both sides of North Washington place, from Hallett street to Willow street; both sides of Franklin street, from Remsen street to Wardell street; both sides of North William street, from Van Alst avenue to Willow street; both sides of Trowbridge street, from Van Alst avenue to Wardell street; both sides of Davidson street, from Hallett street to Edwards street; both sides of Muirson place, from Hallett street to Van Alst avenue; both sides of Phillips street, from Hallett street to Van Alst avenue; both sides of Cedar place, from Hallett street to Van Alst avenue.

No. 7. SEWERS AND APPURTENANCES ON JACKSON AVENUE, FROM ANABLE AVENUE TO ONE HUNDRED FEET NORTH OF NOTT AVENUE.

Area of assessment includes all the several houses and lots of ground, vacant lots, pieces and parcels of land, situated on—

Both sides of Jackson avenue, from Anable avenue to a point about one hundred feet north of Nott avenue.

No. 8. SEWERS AND APPURTENANCES ON HENRY STREET, BETWEEN JACKSON AVENUE AND PROSPECT STREET.

Area of assessment includes all the several houses and lots of ground, vacant lots, pieces and parcels of land, situated on—

Both sides of Henry street, from Prospect street to a point about one hundred feet east of Hunter avenue.

No. 9. SEWERS AND APPURTENANCES ON HOPKINS AVENUE, FROM BROADWAY TO ELM STREET; JAMAICA AVENUE, FROM BOULEVARD TO STEINWAY AVENUE; VAN ALST AVENUE, FROM BROADWAY TO JAMAICA AVENUE; LINCOLN STREET, FROM HOPKINS AVENUE TO CRESCENT; CAMELIA STREET, FROM BOULEVARD TO VAN ALST AVENUE; SHERMAN STREET, FROM BROADWAY TO CAMELIA STREET; KOUWENHOVEN STREET, FROM BROADWAY TO GRAND AVENUE.

Area of assessment includes all the several houses and lots of ground, vacant lots, pieces and parcels of land, situated on—

Both sides of Hopkins street, from Broadway to Elm street; both sides of Jamaica avenue, from Boulevard to Steinway avenue; both sides of Van Alst avenue, from Broadway to Jamaica avenue; both sides of Lincoln street, from Hopkins avenue to Crescent; both sides of Camelia street, from Boulevard to Van Alst avenue; both sides of Sherman street, from Broadway to Camelia street; both sides of Kouwenhoven street, from Broadway to Grand avenue.

No. 10. REGULATING, GRADING, PAVING, CURBING, FLAGGING AND LAYING CROSSWALKS IN HENRY STREET, FROM JACKSON AVENUE TO PROSPECT AVENUE.

Area of assessment includes all the several houses and lots of ground, vacant lots, pieces and parcels of land, situated on—

Both sides of Henry street, from Prospect avenue to Jackson avenue, and to the extent of half the block at the intersecting and terminating streets and avenues.

No. 11. SEWER APPURTENANCES ON NINTH STREET, BETWEEN JACKSON AND VAN ALST AVENUES; ELEVENTH STREET, BETWEEN JACKSON AND VAN ALST AVENUES; TWELFTH STREET, BETWEEN JACKSON AND VAN ALST AVENUES; ELY AVENUE, BETWEEN JACKSON AND NOTT AVENUES.

Area of assessment includes all the several houses and lots of ground, vacant lots, pieces and parcels of land, situated on—

Both sides of Ninth, Eleventh and Twelfth streets, from Jackson avenue to Van Alst avenue; both sides of Ely avenue, from Jackson avenue to Nott avenue; north side of Jackson avenue, from Van Alst avenue to Nott avenue.

No. 12. REGULATING, GRADING, PAVING, CURBING, FLAGGING AND LAYING CROSSWALKS IN BROADWAY, FROM EAST RIVER TO NEWTOWN ROAD.

Area of assessment includes all the several houses and lots of ground, vacant lots, pieces and parcels of land, situated on—

Both sides of Broadway, from the East River to Newtown road, and to the extent of half the block at the intersecting and terminating streets and avenues.

No. 13. GRADING HUNTER AVENUE, FROM NOTT TO SKILLMAN AVENUE; GRADING, CURBING, FLAGGING, PAVING AND LAYING CROSSWALKS IN PROSPECT STREET, FROM HUNTER AVENUE TO JANE STREET; GRADING, CURBING, FLAGGING, PAVING AND LAYING CROSSWALKS IN CRESCENT, FROM HUNTER AVENUE TO JANE STREET; GRADING, CURBING, GUTTERING AND FLAGGING JANE STREET, FROM HUNTER AVENUE TO CRESCENT; GRADING, CURBING, FLAGGING, PAVING AND LAYING CROSSWALKS IN HARRIS AVENUE, FROM HUNTER AVENUE TO CRESCENT.

Area of assessment includes all the several houses and lots of ground, vacant lots, pieces and parcels of land, situated on—

Both sides of Prospect street, from Hunter avenue to Jane street; both sides of Harris avenue, from Hunter avenue to Crescent; both sides of Jane street, from Hunter avenue to Crescent; both sides of JANE STREET, FROM HUNTER AVENUE TO CRESCENT.

Both sides of Hunter avenue, from Nott avenue to Skillman avenue; both sides of Prospect street, from Hunter avenue to Jane street; both sides of Crescent, from Hunter avenue to Jane street; both sides of Jane street, from Hunter avenue to Crescent; both sides of Harris avenue, from Hunter avenue to Crescent, and to the extent of half the block at all intersecting and terminating streets and avenues.

No. 14. REGULATING, GRADING, ASPHALTING PAVING, CURBING, FLAGGING, LAYING CROSSWALKS IN NINTH STREET, BETWEEN JACKSON AVENUE AND VAN ALST AVENUE; TWELFTH STREET, FROM JACKSON TO VAN ALST AVENUE; ELY AVENUE, BETWEEN JACKSON AND NOTT AVENUES.

Area of assessment includes all the several houses and lots of ground, vacant lots, pieces and parcels of land, situated on—

Both sides of Ninth, Eleventh and Twelfth streets, from Jackson avenue to Van Alst avenue; both sides of Ely avenue, from Jackson avenue to Nott avenue, and to the extent of half the block at all intersecting and terminating streets and avenues.

No. 15. REGULATING, GRADING, PAVING, CURBING, FLAGGING AND LAYING CROSSWALKS IN VERNON AVENUE, FROM TENTH STREET TO ONE HUNDRED FEET NORTH OF NOTT AVENUE, KNOWN AS THE BOUNDARY LINE OF THE FIRST WARD IMPROVEMENT DISTRICT.

Area of assessment includes all the several houses and lots of ground, vacant lots, pieces and parcels of land, situated on—

Both sides of Vernon avenue, from Tenth street to one hundred feet north of Nott avenue; both sides of Hancock street, from Twelfth street to Nott avenue, and to the extent of half the block at all intersecting and terminating streets and avenues.

No. 16. COMPLETING THE REGULATING, GRADING, CURBING, FLAGGING, LAYING CROSSWALKS AND PAVING OF THE UNFINISHED PART OF JACKSON AVENUE, FROM ANABLE AVENUE TO ONE HUNDRED FEET NORTH OF NOTT AVENUE, KNOWN AS THE NORTHERLY BOUNDARY LINE OF THE FIRST WARD IMPROVEMENT DISTRICT.

Area of assessment includes all the several houses and lots of ground, vacant lots, pieces and parcels of land, situated on—

Both sides of Jackson avenue, from Anable avenue to one hundred feet north of Nott avenue, and to the extent of half the block at all intersecting and terminating streets and avenues.

No. 17. REGULATING, GRADING, CURBING, FLAGGING AND LAYING CROSSWALKS IN HOPKINS AVENUE, FROM BROADWAY TO ELM STREET; JAMAICA AVENUE, FROM BOULEVARD TO STEINWAY AVENUE; VAN ALST AVENUE, FROM BROADWAY TO JAMAICA AVENUE; LINCOLN STREET, FROM HOPKINS AVENUE TO CRESCENT; KOUWENHOVEN STREET, FROM BROADWAY TO GRAND AVENUE; CAMELIA STREET AND SHERMAN STREET, BETWEEN BOULEVARD AND HOPKINS AVENUE, AND BETWEEN BROADWAY AND CAMELIA STREET.

Area of assessment includes all the several houses and lots of ground, vacant lots, pieces and parcels of land situated on—

Both sides of Hopkins avenue, from Broadway to Elm street; both sides of Jamaica avenue, from Boulevard to Steinway avenue; both sides of Van Alst avenue, from Broadway to Jamaica avenue; both sides of Lincoln street, from Hopkins avenue to Crescent; both sides of Kouwenhoven street, from Broadway to Grand avenue; both sides of Camelia street, from Boulevard to Hopkins avenue; both sides of Sherman street, from Camelia street to Broadway, and to the extent of half the block at all intersecting and terminating streets and avenues.

No. 18. EXTRA WORK IN CONNECTION WITH THE REGULATING, GRADING, ETC., OF VERNON AVENUE, FROM TENTH STREET TO ONE HUNDRED FEET NORTH OF NOTT AVENUE, IN THE CONSTRUCTION, RAISING AND RESETTING OF MANHOLES AND RECEIVING BASINS AND APPURTENANCES.

Area of assessment includes all the several houses and lots of ground, vacant lots, pieces and parcels of land situated on—

Both sides of Vernon avenue, from a point about one hundred feet south of Eleventh street to Nott avenue; both sides of Hancock street, from Twelfth street to a point about one hundred and thirty-six feet north of Twelfth street; both sides of Eleventh and Twelfth streets, extending about four hundred and twenty-five feet east of Vernon avenue; both sides of Division street, extending about one hundred and eight feet west of Vernon avenue; east side of Vernon avenue, from Nott avenue to Thirteenth street; south side of Thirteenth street, extending about one hundred and forty-six feet east of Hamilton street.

The Board of Assessors has levied and assessed the foregoing assessments in twenty equal annual installments:

The "Sixth Installment" in each case is now due and payable, and hereafter for fourteen years an amount equal to one of the aforesaid annual installments, with interest, shall be assessed upon the lots or parcels of land benefited by said improvements. These assessments were confirmed by the Board of Revision of Assessments on December 29, 1903, and the "Sixth Installment" entered on December 29, 1908, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents.

Unless the amount of the sixth installment in each case shall be paid within sixty days after said date of entry, interest shall be charged, collected and received thereon as provided in section 1019 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 assessments are payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, at the Hackett Building, No. 51 Jackson avenue, Long Island City, Borough of Queens, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before February 27, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessments became liens to the date of payment.

HERMAN A. METZ, Comptroller.
City of New York, Department of Finance,
Comptroller's Office, December 29, 1908.

d31,j14

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.

FORTY-FIRST STREET—SEWER, from the summit west of Seventh avenue to Seventh avenue. Area of assessment: Both sides of Forty-first street, from Sixth to Seventh avenue.

FIFTY-FOURTH STREET—SEWER, between Sixth and Seventh avenues. Area of assessment: Both sides of Fifty-fourth street, from Sixth to Seventh avenue.

EIGHTH WARD, SECTION 3, AND THIRTIETH WARD, SECTION 17.

EIGHTH AVENUE AND SIXTIETH STREET—SEWER BASINS, on all four corners. Area of assessment: Both sides of Sixtieth street, between Seventh and Ninth avenues; east side of Seventh avenue and both sides of Eighth avenue, between Fifty-ninth and Sixty-first streets.

TWENTY-SECOND WARD, SECTION 4.

SIXTEENTH STREET—GRADING A LOT on the north side, between Prospect Park West and Tenth avenue. Area of assessment: Lot No. 44 of Block 1106, on the north side of Sixteenth street, between Prospect Park West and Tenth avenue.

TWENTY-FOURTH WARD, SECTION 5.

STERLING PLACE—REGULATING, GRADING, CURBING AND LAYING CEMENT SIDEWALKS, between Utica and Schenectady avenues. Area of assessment: Both sides of Sterling place, from Utica to Schenectady avenue, and to the extent of half the block at the intersecting streets and avenues.

UNION STREET, south side—GRADING A LOT, between Rogers and Bedford avenues, and on PRESIDENT STREET, north side, between Rogers and Bedford avenues. Area of assessment: South side of Union street and north side of President street, between Rogers and Bedford avenues, known as Lot No. 24 in Block 1274.

TWENTY-SIXTH WARD, SECTION 12.

SUTTER AVENUE—REGULATING, GRADING, PAVING, CURBING AND LAYING CEMENT SIDEWALKS, between Sheffield and Pennsylvania avenues. Area of assessment: Both sides of Sutter avenue, between Sheffield and Pennsylvania avenues, and to the extent of half the block at the intersecting avenues.

TWENTY-SIXTH WARD, SECTION 13.

LINCOLN AVENUE—REGULATING, GRADING, CURBING AND LAYING CEMENT SIDEWALKS, between Atlantic and Glenmore avenues. Area of assessment: Both sides of Lincoln avenue, between Atlantic and Glenmore avenues, and to the extent of half the block at the intersecting streets.

TWENTY-SEVENTH WARD, SECTION 11.

HART STREET—REGULATING, GRADING, CURBING AND LAYING CEMENT SIDEWALKS, between Wyckoff and St. Nicholas avenues. Area of assessment: Both sides of Hart street, between Wyckoff and St. Nicholas avenues, and to the extent of half the block at the intersecting streets and avenues.

TWENTY-EIGHTH WARD, SECTION 11.

DE SALES PLACE—PAVING AND CURBING, between Bushwick avenue and Evergreen Cemetery. Area of assessment: Both sides of De Sales place, between Bushwick avenue and Evergreen Cemetery, and to the extent of half the block at the intersecting streets.

BLEECKER STREET AND ST. NICHOLAS AVENUE—SEWER BASIN on the southerly corner. Area of assessment: South side of St. Nicholas avenue, between Ralph and Bleecker streets, and west side of Ralph street, between St. Nicholas and Wyckoff avenues.

TWENTY-NINTH WARD, SECTION 15.

HAWTHORNE STREET—REGULATING, GRADING, CURBING AND LAYING CEMENT SIDEWALKS, between Nostrand and New York avenues. Area of assessment: Both sides of Hawthorne street, between Nostrand and New York avenues, and to the extent of half the block at the intersecting avenues.

TWENTY-NINTH WARD, SECTION 16.

WESTMINSTER AND CORTELYOU ROADS—SEWER BASIN, at the northeast corner. Area of assessment: East side of Westminster road, between Beverley and Cortelyou roads.

WEBSTER AVENUE—SEWER, between Ocean parkway and Gravesend avenue. Area of assessment: Both sides of Webster avenue, from Ocean parkway to Gravesend avenue.

EAST SIXTEENTH STREET AND CORTELYOU ROAD—SEWER BASINS, at the northeast and northwest corners. Area of assessment: Both sides of East Sixteenth street, from Beverley road to Cortelyou road.

EAST TWENTY-FIFTH STREET AND FOSTER AVENUE—SEWER BASINS, at the northeast and northwest corners. Area of assessment: Both sides of East Twenty-fifth street, between Newkirk and Foster avenues.

THIRTIETH WARD, SECTION 17.

FIFTY-SEVENTH STREET—SEWER, between Fourteenth and Fifteenth avenues. Area of assessment: Both sides of Fifty-seventh street, between Fourteenth and Fifteenth avenues.

THIRTIETH WARD, SECTION 18.

OVINGTON AVENUE—SEWER, between Sixth and Seventh avenues. Area of assessment: Both sides of Ovington avenue, between Sixth and Seventh avenues.

FOURTH AVENUE, EAST SIDE—SEWER, between Ninety-fifth and Ninety-seventh streets. Area of assessment: South side of Fourth avenue, from Ninety-fifth to Ninety-seventh street.

FIFTH AVENUE—SEWER, between Ninetieth and Ninety-fourth streets. Area of assessment: Both sides of Fifth avenue, between Ninetieth and Ninety-fourth streets.

SEVENTY-FIFTH STREET—SEWER, between Shore road and Narrows avenue, and from First to Second avenue; and SHORE ROAD—OUTLET SEWER, from Seventy-fifth to Seventy-first street. Area of assessment: Both sides of Seventy-fifth street, between First and Second avenues, and between Narrows avenue and Shore road; and east side of Shore road, between Seventy-first and Seventy-fifth streets.

EIGHTIETH STREET—SEWER, between First and Second avenues. Area of assessment: Both sides of Eightieth street, between First and Second avenues.

SEVENTY-NINTH STREET AND SEVENTH AVENUE—SEWER BASIN, at the northeast corner. Area of assessment: North side of Seventy-ninth street and south side of Seventy-eighth street, between Tenth and Fort Hamilton avenues.

EIGHTY-FIRST STREET—SEWER, between First and Second avenues. Area of assessment: Both sides of Eighty-first street, between First and Second avenues.

EIGHTY-FOURTH STREET—SEWER, between First and Second avenues. Area of assessment: Both sides of Eighty-fourth street, between First and Second avenues.

NINETY-SEVENTH STREET—SEWER, between Shore road and Marine avenue. Area of assessment: Both sides of Ninety-seventh street, between Shore road and Marine avenue.

—that the same were confirmed by the Board of Assessors on December 29, 1908, and entered December 29, 1908, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessments, interest will be collected thereon, as provided by section 1019 of the Greater New York Charter.

Said section provides, in part, "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides * * * "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record."

The above assessments are payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, in the Mechanics Bank Building, Court and Montague streets, Borough of Brooklyn, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before February 27, 1909, will be exempt from interest as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when such assessments became liens to the date of payment.

HERMAN A. METZ, Comptroller.

City of New York, Department of Finance,
Comptroller's Office, December 29, 1908.

d31,j14

NOTICE TO PROPERTY OWNERS.

IN PURSUANCE OF SECTION 1018 OF THE Greater New York Charter, the Comptroller of the City of New York hereby gives public notice to all persons, owners of property, affected by the following assessments for LOCAL IMPROVEMENTS in the BOROUGH OF MANHATTAN:

TWELFTH WARD, SECTION 6.

ONE HUNDRED AND FORTY-FIRST STREET—EXTENSION OF SEWER, between Harlem river and end of present sewer. Area of assessment: Both sides of One Hundred and Forty-first street, from Lenox avenue to the Harlem river.

TWELFTH WARD, SECTION 8.

WEST ONE HUNDRED AND EIGHTY-EIGHTH STREET—PAVING, CURBING AND RECURBING, from Amsterdam avenue to St. Nicholas avenue. Area of assessment: Both sides of East One Hundred and Eighty-eighth street, from Amsterdam avenue to St. Nicholas avenue, and to the extent of half the block at the intersecting avenues.

—that the same were confirmed by the Board of Assessors on December 29, 1908, and entered December 29, 1908, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessments, interest will be collected thereon, as provided in section 1019 of said Greater New York Charter.

Said section provides, in part, that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides * * * "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record."

The above assessments are payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, Room H, No. 280 Broadway, Borough of Manhattan, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before February 27, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessments became liens to the date of payment.

HERMAN A. METZ, Comptroller.

City of New York, Department of Finance,
Comptroller's Office, December 29, 1908.

d30,j13

NOTICE TO PROPERTY OWNERS.

IN PURSUANCE OF SECTION 1018 OF THE Greater New York Charter, the Comptroller of the City of New York hereby gives public notice to all persons, owners of property, affected by the following assessments for LOCAL IMPROVEMENTS in the BOROUGH OF QUEENS:

FIRST WARD.

POMEROY STREET—SEWER, from Flushing avenue to Potter avenue. Area of assessment: Both sides of Pomeroxy street, from Flushing avenue to Potter avenue.

SIXTH AVENUE (BARTOW STREET)—SEWER, from Broadway to Graham avenue. Area of assessment: Both sides of Sixth avenue, from Broadway to Graham avenue; also Lots Nos. 53, 56, 57, 59, 61 to 71 of Block 145, being rear of lots on the east side of Sixth avenue.

SEVENTH AVENUE—PAVING, from Broadway to Graham avenue. Area of assessment: Both sides of Seventh avenue, from Broadway to Graham avenue, and to the extent of half the block at the intersecting streets.

THIRTEENTH AVENUE—SEWER, from Vandewater avenue to Flushing avenue. Area of assessment: Both sides of Thirteenth avenue, between Flushing avenue and Vandewater avenue; both sides of Fourteenth avenue, between Flushing and Vandewater avenues; both sides of Fifteenth avenue, from Flushing to Vandewater avenue; both sides of Sixteenth avenue, between Vandewater and Wilson avenues, and

both sides of Wilson avenue, between Twelfth and Seventeenth avenues.

THIRTEENTH AVENUE—SEWER, from Broadway to Jamaica avenue. Area of assessment: Both sides of Thirteenth avenue, from Broadway to Jamaica avenue.

—that the same were confirmed by the Board of Assessors December 29, 1908, and entered on December 29, 1908, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessments, interest will be collected thereon, as provided in section 1019 of said Greater New York Charter.

Said section provides, in part, that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides * * * "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record."

The above assessments are payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, at the Hackett Building, No. 51 Jackson avenue, Long Island City, Borough of Queens, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before February 27, 1909, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessments became liens to the date of payment.

HERMAN A. METZ, Comptroller.

City of New York, Department of Finance,
Comptroller's Office, December 29, 1908.

d30,j13

DEPARTMENT OF FINANCE, CITY OF NEW YORK,
December 14, 1906.

UNTIL FURTHER NOTICE AND UNLESS otherwise directed in any special case surety companies will be accepted as sufficient upon the following contracts to the amounts named:

Supplies of Any Description, including Gas and Electricity—

One company on a bond up to \$50,000.
Two companies on a bond up to \$125,000.
Three companies on a bond up to \$200,000.

Asphalt, Asphalt Block and Wood Block Pavements—

Two companies on a bond up to \$50,000.
Three companies on a bond up to \$125,000.

Regulating, Grading, Paving, Sewers, Water Mains, Dredging, Construction of Parks, Parkways, Etc.—

One company on a bond up to \$25,000.
Two companies on a bond up to \$75,000.
Three companies on a bond up to \$150,000.
Four companies on a bond up to \$250,000.

New Docks, Buildings, Bridges, Aqueducts, Tunnels, Etc.—

One company on a bond up to \$25,000.
Two companies on a bond up to \$75,000.
Three companies on a bond up to \$150,000.
Four companies on a bond up to \$250,000.

Repairs, Ventilating, Heating, Plumbing, Etc.—

One company on a bond up to \$25,000.
Two companies on a bond up to \$75,000.
Three companies on a bond up to \$150,000.
Four companies on a bond up to \$250,000.

On bonds regarded as hazardous risks additional surety will be required as the Comptroller sees fit in each instance.

All bonds exceeding \$250,000 will by that fact alone be considered hazardous risks, no matter what the nature of the work.

H. A. METZ,
Comptroller.

DEPARTMENT OF PUBLIC CHARITIES.

DEPARTMENT OF PUBLIC CHARITIES, FOOT OF
EAST TWENTY-SIXTH STREET, NEW YORK.

TO CONTRACTORS.

PROPOSALS FOR BIDS OR ESTIMATES.

SEALED BIDS OR ESTIMATES WILL BE received by the Department of Public Charities at the above office until 2.30 o'clock p. m. on

MONDAY, JANUARY 18, 1909.

FOR FURNISHING AND DELIVERING MEDICAL AND SURGICAL SUPPLIES.

The time for the performance of the contract is during the year 1909.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

The bidder will state the price per pound, dozen, gallon, yard, etc., by which the bids will be tested. The extensions must be made and footed up, as the bids will be read from the total and awards made to the lowest bidder on each class, line or item, as stated in the specifications.

All bids and quotations shall be subject to cash discounts, as provided in Paragraph "T" of the contract.

Blank forms and further information may be obtained at the office of the General Drug Department, Bellevue Hospital Grounds, East Twentieth street, Borough of Manhattan.

ROBERT W. HEBBERD, Commissioner.

The City of New York, January 6, 1909.

j6,18

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

WEDNESDAY, JANUARY 20, 1909.

FOR FURNISHING AND DELIVERING DRY GOODS, RUBBER GOODS, PLATED WARE, OILS AND OTHER MISCELLANEOUS SUPPLIES.

The time for the performance of the contract is during the year 1909.

The amount of security required is fifty (50) per cent. of the amount of the bid or estimate. The bidder will state the price per yard, per pound, per dozen, or other unit, by which the bids will be tested. The extensions must be made and footed up, as the bids will be read from the total and awards made to the lowest bidder on each class, line or item, as stated in the specifications.

All bids and quotations shall be subject to cash discounts, as provided in paragraph "T" of the contract.

Blank forms and further information may be obtained at the office of the Department, foot of East Twenty-sixth street, Borough of Manhattan.

ROBERT W. HEBBERD, Commissioner.
The City of New York, January 6, 1909.

j6,20

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

FRIDAY, JANUARY 15, 1909.

FOR PROVIDING ALL THE LABOR AND MATERIALS REQUIRED FOR THE INSPECTION AND MAINTENANCE OF ELECTRICAL APPARATUS ON BLACKWELL'S ISLAND, THE CENTRAL OFFICE, THE BUREAU OF DEPENDENT ADULTS AND MORGUE, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

The time allowed for the completion of the work and full performance of the contract is during the year 1909.

The security required will be One Thousand Dollars (\$1,000). The bidder will state one aggregate price for the whole work described and specified, as the contract is entire for a complete job.

Blank forms and further information may be obtained at the office of the Supervising Engineer of the Department, foot of East Twenty-sixth street, The City of New York, where plans and specifications may be seen.

ROBERT W. HEBBERD, Commissioner.
Dated January 2, 1909.

j2,15

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

WEDNESDAY, JANUARY 13, 1909.

FOR FURNISHING ALL THE WORK, LABOR, SERVICES AND MATERIALS REQUIRED FOR THE EXTERMINATION OF RATS AND MICE, AND FOR THE EXTERMINATION OF ROACHES AND WATER BUGS.

The time for the performance of the contract is during the year 1909.

The amount of security required is One Hundred and Fifty Dollars (\$150) on each line or item.

The bidder will state the price for each line or item, by which the bids will be tested. The extensions must be made and footed up, as the bids will be read from the total and awards made to the lowest bidder on each line or item, as stated in the specifications.

Blank forms and further information may be obtained at the office of the Department, foot of East Twenty-sixth street, Borough of Manhattan.

ROBERT W. HEBBERD, Commissioner.
The City of New York, January 2, 1909.

j2,13

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.

BOROUGH 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

FRIDAY, JANUARY 15, 1909.

No. 1. FOR PROVIDING ALL THE LABOR AND MATERIALS REQUIRED FOR THE INSPECTION AND MAINTENANCE OF ELECTRICAL APPARATUS AT THE KINGS COUNTY HOSPITAL, BOROUGH OF BROOKLYN, THE CITY OF NEW YORK.

No. 2. FOR PROVIDING ALL THE LABOR AND MATERIALS REQUIRED FOR THE INSPECTION, MAINTENANCE AND REPAIRS TO THE ELEVATORS AND MOTORS, REGULATING DEVICES AND MACHINERY ON THE BASE, WITH ALL DEVICES THERETO NECESSARY TO MAINTAIN SUCH IN OPERATIVE CONDITION AT THE CUMBERLAND STREET HOSPITAL, BOROUGH OF BROOKLYN, THE CITY OF NEW YORK.

The time allowed for the completion of the work and full performance of both contracts is during the year 1909.

The surety required will be Five Hundred Dollars (\$500) on Contract No. 1, and Three Hundred Dollars (\$300) on Contract No. 2.

The bidder will state one aggregate price for each contract, described and specified, as each contract is entire for a complete job.

Blank forms and further information may be obtained at the office of the Supervising Engineer 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 January 2, 1909.

j2,15

See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF TAXES AND ASSESSMENTS.

DEPARTMENT OF TAXES AND ASSESSMENTS, MAIN OFFICE, BOROUGH OF MANHATTAN, HALL OF RECORDS, THE CITY OF NEW YORK, JANUARY 7, 1909.

NOTICE IS HEREBY GIVEN, AS REQUIRED BY THE GREATER NEW YORK CHARTER, THAT THE BOOKS CALLED "THE ANNUAL RECORD OF THE ASSESSED VALUATION OF REAL AND PERSONAL ESTATE OF THE BOROUGH OF MANHATTAN, THE BOROUGH OF BROOKLYN, QUEENS AND RICHMOND," COMPRISING THE CITY OF NEW YORK, WILL BE OPEN FOR PUBLIC INSPECTION, EXAMINATION AND CORRECTION ON THE SECOND MONDAY OF JANUARY, AND WILL REMAIN OPEN TO AND INCLUDING THE 31ST DAY OF MARCH, 1909.

During the time that the books are open for public inspection, application may be made by any person or corporation claiming to be aggrieved by the assessed valuation of real or personal estate to have the same corrected.

In the Borough of Manhattan, at the Main Office of the Department of Taxes and Assessments, No. 31 Chambers street, Hall of Records.

In the Borough of The Bronx, at the office of the Department, Municipal Building, One Hundred and Seventy-seventh street and Third avenue.

In the Borough of Brooklyn, at the office of the Department, Municipal Building.

In the Borough of Queens, at the office of the Department, Hackett Building, Jackson avenue and Fifth street, Long Island City.

In the Borough of Richmond, at the office of the Department, Borough Hall, New Brighton, S. I.

Applications for the reduction of real estate assessments must be in writing and should be upon blanks furnished by the Department.

Applications for the correction of the personal assessments of corporations must be filed at the main office of the Borough of Manhattan.

Application in relation to the assessed valuation of personal estate must be made by the person assessed at the office of the Department in the Borough where such person resides, and in case of a non-resident carrying on business in the City of New York at the office of the Department in the Borough where such place of business is located, between the hours of 10 a. m. and 2 p. m., except on Saturday, when all applications must be made between 10 a. m. and 12 noon.

LAWSON PURDY, President;
FRANK RAYMOND,
JAMES I. TULLY,
CHARLES PUTZEL,
HUGH HASTINGS,
CHARLES J. MCCORMACK,
JOHN J. HALLERAN,
Commissioners of Taxes and Assessments.

j7,m1

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, JANUARY 21, 1909.

FOR FURNISHING THE DEPARTMENT OF BRIDGES WITH ANTHRACITE AND BLACKSMITH'S COAL FOR THE USE OF THE BRIDGES OVER THE HARLEM RIVER AND IN THE BOROUGH OF MANHATTAN DURING THE YEAR 1909.

The time for the delivery of the materials and the performance of the contract will be on or before December 31, 1909.

The amount of security to guarantee the faithful performance of the contract will be Two Thousand Five Hundred Dollars (\$2,500).

Trade discount shall be allowed as provided in Paragraph Q of the form of contract.

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 January 8, 1909.

j9,21

See General Instructions to Bidders on the last page, last column, of the "City Record."

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, JANUARY 21, 1909.

FOR FURNISHING AND DELIVERING TWENTY THOUSAND GALLONS OF AUTOMOBILE NAPHTHA TO THE BROOKLYN BRIDGE.

Deliveries shall be made semi-weekly of such quantities of the naphtha as may be required, and the time for completing the delivery of the total quantity to be furnished is ten (10) months.

The amount of security to guarantee the faithful performance of the work will be Eight Hundred Dollars (\$800).

Trade discount shall be allowed as provided in Paragraph R of the form of contract.

The right is reserved by the Commissioner to reject all the bids should he deem it to be 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 January 6, 1909.

j7,21

See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF CORRECTION.

DEPARTMENT OF CORRECTION, No. 148 EAST TWENTIETH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Commissioner of Correction at the above office until 11 o'clock a. m. on

THURSDAY, JANUARY 21, 1909.

Borough of Manhattan.

No. 1. FOR FURNISHING AND DELIVERING YEAST AND PLUG TOBACCO.

The time for the delivery of the articles, materials and supplies and the performance of the contract is by or before December 31, 1909.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, per pound, ton, dozen, gallon, yard or other unit of measure, by which the bids will be tested. The extensions must be made and footed up, as the bids will be read from the totals and awards made to the lowest bidder on each item.

Delivery will be required to be made at the time and in the manner and in such quantities as may be directed.

All bids and quotations shall be subject to cash discounts, as provided in Paragraph T of the contract.

Blank forms and further information may be obtained at the office of the Department of Correction, the Borough of Manhattan, No. 148 East Twentieth street.

JOHN J. BARRY, Commissioner.

Dated January 8, 1909.

j9,21

See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF CORRECTION, No. 148 EAST TWENTIETH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Commissioner of Correction at the above office until 11 o'clock a. m. on

THURSDAY, JANUARY 21, 1909.

No. 1. FOR FURNISHING AND DELIVERING MEDICAL SUPPLIES.

The time for the delivery of the articles, materials and supplies and the performance of the contract is during the year 1909.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

No. 2. FOR FURNISHING AND DELIVERING VEGETABLES, ETC.

The time for the delivery of the articles, materials and supplies and the performance of the contract is during the year 1909.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, per pound, ton, dozen, gallon, yard or other unit of measure, by which the bids will be tested. The extensions must be made and footed up, as the bids will be read from the totals and awards made to the lowest bidder on each item.

The bids on vegetables will be compared and the contract awarded at a lump or aggregate sum.

Delivery will be required to be made at the time and in the manner and in such quantities as may be directed.

All bids and quotations shall be subject to cash discounts, as provided in Paragraph T of the contract.

Blank forms and further information may be obtained at the office of the Department of Correction, the Borough of Manhattan, No. 148 East Twentieth street.

JOHN J. BARRY, Commissioner.

Dated January 8, 1909.

j9,21

See General Instructions to Bidders on the last page, last column, of the "City Record."

BOARD OF ESTIMATE AND APPORTIONMENT.

PUBLIC NOTICE IS HEREBY GIVEN that at a meeting of the Board of Estimate and Apportionment, held December 18, 1908, the following petition was received:

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

The petition of the New York and North Shore Traction Company respectfully shows:

First—That your petitioner is a street surface railroad corporation, duly organized and existing under the laws of the State of New York, and now operating a street surface railroad in the County of Nassau, State of New York, running from Mineola to Port Washington (10 miles) and Mineola to Hicksville (6 miles).

Second—That your petitioner has received from the local authorities of Nassau County, N. Y., a franchise to build and operate a street surface railroad as an extension of its existing line on and along the North Hempstead turnpike, from Roslyn to the New York City line at Little Neck, in Queens Borough.

Third—That your petitioner has now pending before your Honorable Board an application for consent to build and operate its railroad from the New York City line, in Little Neck, through Douglaston and Bayside, into Flushing.

Fourth—That your petitioner proposes to further extend its proposed railway from a point on its route from the City line to Flushing, so that its railway shall be built and operated into Whitestone, all in Queens Borough, as herein-after set forth in detail, and as in said extension to Whitestone it is necessary to acquire a right of way over private property between Bayside avenue and Higgins lane, your petitioner has, in its description of route set forth alternative routes in that locality, intending before a contract is made with the City to have a definite route agreed upon.

Fifth—That for the purpose of operating such branch or extension into Whitestone, in Queens Borough, New York City, N. Y., your petitioner desires to obtain from your Honorable Board, and hereby respectfully applies for, its consent to and a grant of the right, privilege and franchise for the construction, maintenance and operation of a double-track street surface railway for public use in the conveyance of persons and property in cars for compensation, in, upon, along and over the surface of certain streets, avenues, highways, bridges, public places and private property in the Borough of Queens, New York City, of which the following is a description:

Beginning at the intersection of Chestnut street and Murray lane, on the proposed route of petitioner running from Little Neck to Flushing; thence northerly upon and along Murray lane to Higgins lane; thence easterly upon and along Higgins lane to a point where Ninth avenue, if extended, would intersect said Higgins lane; thence northerly through private property along the line of Ninth avenue to Fourth street; thence westerly upon and along Fourth street to Eighth avenue; thence northerly upon and along Eighth avenue to Twenty-first street; thence easterly upon and along Twenty-first street to Eleventh avenue; thence northerly upon and along Eleventh avenue to a point about 300 feet north of the north side line of the Boulevard, in the former Village of Whitestone, Borough of Queens.

Also, as an alternative route, beginning at the intersection of said Chestnut street and Van Riper avenue; thence northerly upon and along Van Riper avenue to and across Bayside avenue; thence northerly through private property to Higgins lane at a point thereon within 300 feet west of Seventh avenue; thence easterly along and upon Higgins lane, from said point to Seventh avenue; thence northerly upon and along Seventh avenue to Fourth street; thence easterly upon and along Fourth street to Eighth avenue; thence northerly upon and along Eighth avenue as herein-before set forth.

Also, as an alternative route, beginning at the intersection of said Chestnut street and Brewsters avenue; running thence northerly upon and along Brewsters avenue to and across Bayside avenue; thence northerly upon and along private property to Higgins lane at a point thereon within 1,500 feet west of Seventh avenue; thence easterly upon

and along Higgins lane from such point to Seventh avenue; thence northerly upon and along Seventh avenue to Fourth street; thence easterly upon and along Fourth street to Eighth avenue; thence northerly upon and along Eighth avenue, as hereinbefore set forth.

Sixth—That said corporation proposes to operate said extension or branch by the overhead system of electricity, substantially similar to that now in use on its existing railroad running from Mineola to Port Washington, Nassau County, N. Y.

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

Dated December 16, 1908.

THE NEW YORK AND NORTH SHORE TRACTION COMPANY,

[SEAL.] By JAMES A. MACELHINNY, Secretary.

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

James A. MacElhinny, being duly sworn, says: That he is the Secretary of the New York and North Shore Traction Company, the petitioner named in the foregoing petition; that he has read the foregoing petition and knows the contents thereof; that the same is true of his own knowledge, except as to the matters therein stated to be alleged on information and belief, and as to those matters he believes it to be true.

JAMES A. MACELHINNY.

Sworn to before me this 17th day of December, 1908.

E. M. CARROLL,

Notary Public, New York County.

And the following resolutions were thereupon adopted:

Whereas, The foregoing petition from the New York and North Shore Traction Company, dated December 16, 1908, was presented to the Board of Estimate and Apportionment at a meeting held December 18, 1908,

Resolved, That, in pursuance of law, this Board sets Friday, the 22d day of January, 1909, at 10.30 o'clock in the forenoon, and Room 16 in the City Hall, Borough of Manhattan, as the time and place when and where such petition shall be first considered, and a public hearing be had thereon, at which citizens shall be entitled to appear and be heard; and be it further

Resolved, That the Secretary is directed to cause such petition and these resolutions to be published for at least fourteen (14) days in two daily newspapers in The City of New York, to be designated by the Mayor, and for at least ten (10) days in the City Record immediately prior to such date of public hearing, the expense of such publication to be borne by the petitioner.

JOSEPH HAAG, Secretary.

New York, December 18, 1908.

j11,22

PUBLIC NOTICE.

DEPRESSION OF A PORTION OF THE ROADWAY OF FORTY-SECOND STREET AT FIFTH AVENUE, BOROUGH OF MANHATTAN.

PUBLIC NOTICE IS HEREBY GIVEN that the Board of Estimate and Apportionment, having under consideration the depression of the central portion of the roadway of Forty-second street, permitting a portion of the said roadway to pass under Fifth avenue, avoiding thereby the present obstruction to travel on both of these streets, will give a public hearing upon this proposed change of grade of the central portion of said Forty-second street, in the Old Council Chamber, Room 16, City Hall, Borough of Manhattan, on Friday, January 15, 1909, at 10.30 o'clock in the forenoon.

This proposed depression is to cover a width of thirty-two (32) feet in the centre of the roadway already widened to sixty-eight (68) feet by an ordinance adopted by the Board of Estimate and Apportionment on December 18, 1908; the depression to begin at a point about forty (40) feet west of the westerly line of Madison avenue and to extend to a point about four hundred and fifty (450) feet west of the westerly line of Fifth avenue. The portion within the lines of Fifth avenue and for about twenty (20) feet each side of the same is to be covered; all of which is more particularly shown on a plan, dated November 16, 1908, entitled

"Board of Estimate and Apportionment, City of New York. Plan for carrying through traffic on Forty-second street in a depressed roadway."

Said plan showing elevations and rates of grade is signed by the Chief Engineer of the Board of Estimate and Apportionment, and can be seen at the office of the Board of Estimate and Apportionment, No. 277 Broadway, Borough of Manhattan, New York City.

Dated January 4, 1909.

JOSEPH HAAG, Secretary.

No. 277 Broadway, Room 1406.

Telephone, 2280 Worth.

j4,15

NOTICE IS HEREBY GIVEN THAT AT the meeting of the Board of Estimate and Apportionment held on December 4, 1908, the following resolutions were adopted:

Whereas, The Board of Estimate and Apportionment of The City of New York is considering the advisability of instituting proceedings to acquire title to a sewer easement, from a point on Bay street, between Sylva lane and Sylvaton terrace, to the pierhead line of New York Bay, in the Borough of Richmond, City of New York; and

Whereas, The Board of Estimate and Apportionment is authorized and required at the time of the adoption of the resolution directing the institution of proceedings to acquire title to the easement required for the foregoing improvement, to fix and determine upon an area or areas of assessment for benefit for said proceeding.

Resolved, That the Board of Estimate and Apportionment, in pursuance of the provisions of section 980 of the Greater New York Charter, hereby gives notice that the following is the proposed area of assessment for benefit in this proceeding:

Bounded on the north by a line distant 75 feet northerly from and parallel with the northerly line of Sylvaton terrace, the said distance being measured at right angles to the line of Sylvaton terrace; on the east by the westerly line of Bay street, and by the prolongation of the said line; on the south by a line distant 100 feet southerly from and parallel with the southerly line of Pennsylvania avenue, the said distance being measured at right angles to the line of Pennsylvania avenue; and on the west by a line distant 100 feet easterly from and parallel with the easterly line of New York avenue, the said distance being measured at right angles to the line of New York avenue. (None of the streets named has been placed upon the City map, and any reference to street lines is intended to apply to those determined by usage and as commonly recognized.)

Resolved, That this Board consider the proposed area of assessment at a meeting of the Board to be held in The City of New York, Borough of Manhattan, in the City Hall, on the 15th day of January, 1909, at 10.30 a. m., and

that at the same time and place a public hearing thereon will then and there be had.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby to be published in the City Record for ten days prior to the 15th day of January, 1909.

Dated January 2, 1909.

JOSEPH HAAG, Secretary,
No. 277 Broadway, Room 1406.
Telephone, 2280 Worth.

j2,13

NOTICE IS HEREBY GIVEN THAT AT the meeting of the Board of Estimate and Apportionment held on December 4, 1908, the following resolutions were adopted:

Whereas, The Board of Estimate and Apportionment of The City of New York is considering the advisability of instituting proceedings to acquire title to the lands and premises required for the opening and extending of Parker street (avenue), from Protectory avenue to Wellington avenue, in the Borough of The Bronx, City of New York;

Whereas, The Board of Estimate and Apportionment is authorized and required, at the time of the adoption of the resolution directing the institution of proceedings to acquire title to the lands required for the foregoing improvement, to fix and determine upon an area or areas of assessment for benefit for said proceeding;

Resolved, That the Board of Estimate and Apportionment, in pursuance of the provisions of section 980 of the Greater New York Charter, hereby gives notice that the following is the proposed area of assessment for benefit in this proceeding:

Beginning at a point on the northerly line of Wellington avenue where it is intersected by the prolongation of a line midway between Zerega avenue and Parker street, as these streets are laid out northwesterly from Westchester avenue, and running thence southwardly at right angles to Wellington avenue a distance of 160 feet; thence westwardly and parallel with Wellington avenue to the intersection with a line at right angles to Wellington avenue, and passing through a point on its northerly side where it is intersected by the prolongation of a line midway between Parker street and Glover street; thence northwardly along the said line at right angles to Wellington avenue to its northerly side; thence northwesterly along the said line midway between Parker street and Glover street, and along the prolongations of the said line to the intersection with the prolongation of a line midway between St. Raymond avenue and Parker street as these streets are laid out between Purdy street and Castle Hill avenue; thence westwardly along the said line midway between St. Raymond avenue and Parker street, and along the prolongations of the said line to a point distant 100 feet westerly from the westerly line of Purdy street; thence northwardly and parallel, respectively, with Purdy street and Protectory avenue to the intersection with the prolongation of a line distant 250 feet northerly from and parallel with the northerly line of Parker street, as laid out between Protectory avenue and Castle Hill avenue, the said distance being measured at right angles to the line of Parker street; thence eastwardly along the said line parallel with Parker street, and along the prolongation of the said line to the intersection with the prolongation of a line midway between Zerega avenue and Parker street, as these streets are laid out northwesterly from Westchester avenue; thence southeastwardly along the said line midway between Zerega avenue and Parker street and along the prolongations of the said line to the point or place of beginning.

Resolved, That this Board consider the proposed area of assessment at a meeting of the Board, to be held in The City of New York, Borough of Manhattan, in the City Hall, on the 15th day of January, 1909, at 10.30 a. m., and that at the same time and place a public hearing thereon will then and there be had.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby to be published in the City Record for ten days prior to the 15th day of January, 1909.

Dated January 2, 1909.

JOSEPH HAAG, Secretary,
No. 277 Broadway, Room 1406.
Telephone, 2280 Worth.

j2,13

NOTICE IS HEREBY GIVEN THAT AT the meeting of the Board of Estimate and Apportionment held on December 4, 1908, the following resolutions were adopted:

Whereas, The Board of Estimate and Apportionment of The City of New York is considering the advisability of instituting proceedings to acquire title to the lands and premises required for the opening and extending of St. Georges crescent, between East Two Hundred and Sixth street and Van Cortlandt avenue, in the Borough of The Bronx, City of New York;

Whereas, The Board of Estimate and Apportionment is authorized and required at the time of the adoption of the resolution directing the institution of proceedings to acquire title to the lands required for the foregoing improvement to fix and determine upon an area or areas of assessment for benefit for said proceeding;

Resolved, That the Board of Estimate and Apportionment, in pursuance of the provisions of section 980 of the Greater New York Charter, hereby gives notice that the following is the proposed area of assessment for benefit in this proceeding:

Beginning at a point on the easterly line of the Grand Boulevard and Concourse, where it is intersected by the prolongation of the southerly line of Van Cortlandt avenue as laid out west of Moshulu Parkway South, and running thence eastwardly along the southerly line of Van Cortlandt avenue, and the prolongation thereof, to the intersection with a line always distant 100 feet easterly from and parallel with the easterly line of St. Georges crescent, the said distance being measured at right angles to St. Georges crescent; thence southwardly along the said line parallel with St. Georges crescent to the northerly line of East Two Hundred and Sixth street; thence southwardly at right angles to East Two Hundred and Sixth street a distance of 160 feet; thence westwardly and always parallel to the intersection with a line distant 115 feet easterly from and parallel with the easterly line of the Concourse, the said distance being measured at right angles to the line of the Concourse; thence northwardly and parallel with the Concourse to the intersection with a line always distant 100 feet westerly from and parallel with the westerly line of St. Georges crescent, the said distance being measured at right angles to St. Georges crescent; thence northwardly along the said line parallel with St. Georges crescent to the easterly line of the Concourse; thence northwardly along the easterly line of the Concourse to the point or place of beginning.

Resolved, That this Board consider the proposed area of assessment at a meeting of the Board, to be held in The City of New York, Borough of Manhattan, in the City Hall, on the 15th day of January, 1909, at 10.30 a. m., and that at the same time and place a public hearing thereon will then and there be had.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all per-

sons affected thereby to be published in the City Record for ten days prior to the 15th day of January, 1909.

Dated January 2, 1909.

JOSEPH HAAG, Secretary,
No. 277 Broadway, Room 1406.
Telephone, 2280 Worth.

j2,13

NOTICE IS HEREBY GIVEN THAT AT the meeting of the Board of Estimate and Apportionment held on December 4, 1908, the following resolutions were adopted:

Whereas, The Board of Estimate and Apportionment of The City of New York is considering the advisability of instituting proceedings to acquire title to the lands and premises required for the opening and extending of Madden street, between Skillman avenue and Borden avenue, in the First Ward, in the Borough of Queens, City of New York;

Whereas, The Board of Estimate and Apportionment is authorized and required, at the time of the adoption of the resolution directing the institution of proceedings to acquire title to the lands required for the foregoing improvement, to fix and determine upon an area or areas of assessment for benefit for said proceeding;

Resolved, That the Board of Estimate and Apportionment, in pursuance of the provisions of section 980 of the Greater New York Charter, hereby gives notice that the following is the proposed area of assessment for benefit in this proceeding:

Beginning at a point on the northerly line of Borden avenue where it is intersected by a line midway between Madden street and Van Buren street, and running thence northwardly along the said line midway between Madden street and Van Buren street and along the prolongation of the said line to a point distant 100 feet northerly from the northerly line of Skillman avenue; thence eastwardly and parallel with Skillman avenue to the intersection with the prolongation of a line midway between Madden street and Laurel Hill avenue; thence southwardly along the said line midway between Madden street and Laurel Hill avenue and along the prolongation of the said line to the northerly line of Borden avenue; thence southwardly at right angles to Borden avenue a distance of 180 feet; thence westwardly parallel with and always distant 100 feet southerly from the southerly line of Borden avenue to the intersection with a line at right angles to Borden avenue, and passing through the point of beginning; thence northwardly along the said line at right angles to Borden avenue to the point or place of beginning.

Resolved, That this Board consider the proposed area of assessment at a meeting of the Board, to be held in The City of New York, Borough of Manhattan, in the City Hall, on the 15th day of January, 1909, at 10.30 a. m., and that at the same time and place a public hearing thereon will then and there be had.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby to be published in the City Record for ten days prior to the 15th day of January, 1909.

Dated January 2, 1909.

JOSEPH HAAG, Secretary,
No. 277 Broadway, Room 1406.
Telephone, 2280 Worth.

j2,13

NOTICE IS HEREBY GIVEN THAT AT the meeting of the Board of Estimate and Apportionment held on December 4, 1908, the following resolutions were adopted:

Whereas, The Board of Estimate and Apportionment of The City of New York is considering the advisability of instituting proceedings to acquire title to the lands and premises required for the opening and extending of Avenue N, from Gravesend avenue to Flatlands avenue, in the Borough of Brooklyn, City of New York;

Whereas, The Board of Estimate and Apportionment is authorized and required at the time of the adoption of the resolution directing the institution of proceedings to acquire title to the lands required for the foregoing improvement to fix and determine upon an area or areas of assessment for benefit for said proceeding;

Resolved, That the Board of Estimate and Apportionment, in pursuance of the provisions of section 980 of the Greater New York Charter, hereby gives notice that the following is the proposed area of assessment for benefit in this proceeding:

Beginning at a point on the southeasterly line of Flatlands avenue where it is intersected by the prolongation of a line midway between Avenue M and Avenue N, and running thence southeastwardly at right angles to Flatlands avenue a distance of 100 feet; thence southwestwardly and parallel with Flatlands avenue to the intersection with a line at right angles to Flatlands avenue, and passing through a point on its northwesterly side where it is intersected by a line midway between Avenue N and Avenue O; thence northwardly along the said line at right angles to Flatlands avenue to its northwesterly side; thence westwardly along the said line midway between Avenue N and Avenue O and the prolongation thereof to the intersection with a line midway between West street and Gravesend avenue; thence northwardly along the said line midway between West street and Gravesend avenue to the intersection with the prolongation of a line midway between Avenue M and Avenue N; thence eastwardly along the said line midway between Avenue M and Avenue N and the prolongation thereof to the point or place of beginning.

Resolved, That this Board consider the proposed area of assessment at a meeting of the Board, to be held in The City of New York, Borough of Manhattan, in the City Hall, on the 15th day of January, 1909, at 10.30 a. m., and that at the same time and place a public hearing thereon will then and there be had.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby to be published in the City Record and the corporation newspapers for ten days prior to the 15th day of January, 1909.

Dated January 2, 1909.

JOSEPH HAAG, Secretary,
No. 277 Broadway, Room 1406.
Telephone, 2280 Worth.

j2,13

NOTICE IS HEREBY GIVEN THAT AT the meeting of the Board of Estimate and Apportionment held on December 4, 1908, the following resolutions were adopted:

Whereas, The Board of Estimate and Apportionment of The City of New York is considering the advisability of instituting proceedings to acquire title to the lands and premises required for the opening and extending of Avenue I, from Ocean parkway to the easterly line of East Fifteenth street, and from the easterly property line of the lands of the Long Island Railroad Company, within the lines of East Seventeenth street, to East Thirty-fourth street, in the Borough of Brooklyn, City of New York;

Whereas, The Board of Estimate and Apportionment is authorized and required at the time of the adoption of the resolution directing the institution of proceedings to acquire title to the lands required for the foregoing improvement to fix and determine upon an area or areas of assessment for benefit for said proceeding;

Resolved, That the Board of Estimate and Apportionment, in pursuance of the provisions of

section 980 of the Greater New York Charter, hereby gives notice that the following is the proposed area of assessment for benefit in this proceeding:

Beginning at a point on a line midway between East Fifth street and Ocean parkway, where it is intersected by the prolongation of a line midway between Avenue H and Avenue I, and running thence eastwardly along the said line midway between Avenue H and Avenue I and along the prolongation thereof to the centre line of Flatbush avenue; thence along the centre line of Flatbush avenue to meet the prolongation of a line midway between Avenue H and Avenue I as they are laid out easterly from Flatbush avenue; thence eastwardly along the last mentioned line midway between Avenue H and Avenue I and along the prolongation thereof to meet a line midway between East Thirty-fourth street and East Thirty-fifth street; thence southwardly along the said line midway between East Thirty-fourth street and East Thirty-fifth street to meet the prolongation of a line midway between Avenue I and Avenue J as the said streets are laid out west of Flatbush avenue; thence westwardly along the said line midway between Avenue I and Avenue J to meet a line midway between East Fifth street and Ocean parkway; thence northwardly along the said line midway between East Fifth street and Ocean parkway to the point or place of beginning.

Resolved, That this Board consider the proposed area of assessment at a meeting of the Board to be held in The City of New York, Borough of Manhattan, in the City Hall, on the 15th day of January, 1909, at 10.30 a. m., and that at the same time and place a public hearing thereon will then and there be had.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby to be published in the City Record and the corporation newspapers for ten days prior to the 15th day of January, 1909.

Dated January 2, 1909.

JOSEPH HAAG, Secretary,
No. 277 Broadway, Room 1406.
Telephone 2280 Worth.

j2,13

NOTICE IS HEREBY GIVEN THAT AT the meeting of the Board of Estimate and Apportionment held on December 4, 1908, the following resolutions were adopted:

Whereas, The Board of Estimate and Apportionment of The City of New York is considering the advisability of instituting proceedings to acquire title to the lands and premises required for the opening and extending of Snyder avenue, between Canarsie avenue and Ralph avenue; and of Avenue A, between Ralph avenue and East Ninety-eighth street, in the Borough of Brooklyn, City of New York;

Whereas, The Board of Estimate and Apportionment is authorized and required at the time of the adoption of the resolution directing the institution of proceedings to acquire title to the lands required for the foregoing improvement to fix and determine upon an area or areas of assessment for benefit for said proceeding;

Resolved, That the Board of Estimate and Apportionment, in pursuance of the provisions of section 980 of the Greater New York Charter, hereby gives notice that the following is the proposed area of assessment for benefit in this proceeding:

Beginning at a point on the prolongation of a line midway between Church avenue and Snyder avenue distant 100 feet westerly from the westerly line of Brooklyn avenue, and running thence eastwardly along the said line midway between Church avenue and Snyder avenue, and the prolongation of the said line, to the intersection with a line midway between Church avenue and Avenue A; thence northeastwardly along the said line midway between Church avenue and Avenue A, and the prolongation of the said line, to a point distant 100 feet northeasterly from the northeasterly line of East Ninety-eighth street; thence southeastwardly and parallel with East Ninety-eighth street to the intersection with the prolongation of a line midway between Avenue A and Beverley road; thence southwestwardly along the said line midway between Avenue A and Beverley road, and the prolongation of the said line, to the intersection with the westerly line of Ralph avenue; thence westwardly at right angles to Ralph avenue to the intersection with a line midway between East Fifty-ninth street and Ralph avenue; thence northwardly along the said line midway between East Fifty-ninth street and Ralph avenue to the intersection with a line midway between Snyder avenue and Tilden avenue; thence westwardly along the said line midway between Snyder avenue and Tilden avenue, and the prolongation of the said line, to the intersection with a line parallel with Brooklyn avenue, and passing through the point of beginning; thence northwardly along the said line parallel with Brooklyn avenue to the point or place of beginning.

Resolved, That this Board consider the proposed area of assessment at a meeting of the Board to be held in The City of New York, Borough of Manhattan, in the City Hall, on the 15th day of January, 1909, at 10.30 a. m., and that at the same time and place a public hearing thereon will then and there be had.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby to be published in the City Record and the corporation newspapers for ten days prior to the 15th day of January, 1909.

Dated January 2, 1909.

JOSEPH HAAG, Secretary,
No. 277 Broadway, Room 1406.
Telephone 2280 Worth.

j2,13

NOTICE IS HEREBY GIVEN THAT THE Board of Estimate and Apportionment of The City of New York, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York so as to change the lines and grades of Bailey avenue, from West One Hundred and Ninety-fourth street to Albany road; of West Two Hundred and Twenty-ninth street and West Two Hundred and Thirtieth street, from Heath avenue to Bailey avenue; the grades of West Two Hundred and Thirtieth street, from Broadway to Bailey avenue; and change the lines of Kingsbridge road, Albany road and Boston avenue, at their respective intersections with Bailey avenue, Borough of The Bronx, and that a meeting of said Board will be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on January 15, 1909, at 10.30 o'clock a. m., at which such proposed change will be considered by said Board, all of which is more particularly set forth and described in the following resolutions adopted by the Board on December 4, 1908, notice of the adoption of which is hereby given, viz:

Resolved, That the Board of Estimate and Apportionment of The City of New York, in pursuance of the provisions of section 442 of the Greater New York Charter as amended, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York by changing the lines and grades of Bailey avenue, from West One Hundred and Ninety-fourth street to Albany road; of West Two Hundred and Twenty-ninth street and West Two Hundred and Thirtieth street, from Heath avenue to Bailey avenue; changing the grades of West Two Hundred and Thirtieth street, from Broadway to Bailey avenue, and changing the lines of Kingsbridge road, Albany road and Boston avenue, at their respective intersections with Bailey avenue, Borough of The Bronx, and that a meeting of said Board will be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on January 15, 1909, at 10.30 o'clock a. m., at which such proposed change will be considered by said Board, all of which is more particularly set forth and described in the following resolutions adopted by the Board on December 4, 1908, notice of the adoption of which is hereby given, viz:

Resolved, That the Board of Estimate and Apportionment of The City of New York, in pursuance of the provisions of section 442 of the Greater New York Charter as amended, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York by changing the lines and grades of Bailey avenue, from West One Hundred and Ninety-fourth street to Albany road; of West Two Hundred and Twenty-ninth street and West Two Hundred and Thirtieth street, from Heath avenue to Bailey avenue; changing the grades of West Two Hundred and Thirtieth street, from Broadway to Bailey avenue, and changing the lines of

Kingsbridge road, Albany road and Boston avenue at their respective intersections with Bailey avenue, in the Borough of The Bronx, City of New York, more particularly described as follows:

The lines and grades of Bailey avenue, from West One Hundred and Ninety-fourth street to Albany road; the lines and grades of West Two Hundred and Twenty-ninth street and West Two Hundred and Thirtieth street, from Heath avenue to Bailey avenue; the grades of West Two Hundred and Thirtieth street, from Broadway to Bailey avenue, and the lines of Kingsbridge road, Albany road and Boston avenue at their respective intersections with Bailey avenue, are to be as shown upon a map signed by the President of the Borough of The Bronx and bearing date of October 28, 1908.

Resolved, That this Board consider the proposed change at a meeting of the Board, to be held in the City Hall, Borough of Manhattan, City of New York, on the 15th day of January, 1909, at 10.30 o'clock a. m.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby that the proposed change will be considered at a meeting of the Board, to be held at the aforesaid time and place, to be published in the City Record for ten days continuously, Sundays and legal holidays excepted, prior to the 15th day of January, 1909.

Dated January 2, 1909.

JOSEPH HAAG, Secretary,
No. 277 Broadway, Room 1406.
Telephone, 2280 Worth.

j2,13

NOTICE IS HEREBY GIVEN THAT THE Board of Estimate and Apportionment of The City of New York, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York so as to change the tentative map of the street system within the territory bounded by the New York, New Haven and Hartford Railroad, Bronx and Pelham parkway, Pelham Bay Park, Eastern boulevard, Morris Park avenue, Westchester avenue and Wilkinson avenue, Borough of The Bronx, or so as to change the map or plan of The City of New York by changing the map of the tentative street system within the territory

bounded by Mayflower avenue, Bronx and Pelham parkway, Pelham Bay Park, Eastern boulevard, Morris Park avenue, Westchester avenue and Wilkinson avenue, and that a meeting of said Board will be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on January 15, 1909, at 10.30 o'clock a. m., at which such proposed change will be considered by said Board; all of which is more particularly set forth and described in the following resolutions adopted by the Board on December 4, 1908, notice of the adoption of which is hereby given, viz:

Resolved, That the Board of Estimate and Apportionment of The City of New York, in pursuance of the provisions of section 442 of the Greater New York Charter, as amended, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York by changing the tentative map of the street system within the territory bounded by the New York, New Haven and Hartford Railroad, Bronx and Pelham parkway, Pelham Bay Park, Eastern boulevard, Morris Park avenue, Westchester avenue and Wilkinson avenue, in the Borough of The Bronx, City of New York, more particularly described as follows:

The streets within the territory bounded by the land of the New York, New Haven and Hartford Railroad, Bronx and Pelham parkway, Pelham Bay Park, Eastern boulevard, Morris Park avenue, Westchester avenue and Wilkinson avenue, are to be as shown upon a tentative map submitted by the President of the Borough and bearing date of June 16, 1908; or by changing the map or plan of The City of New York by changing the map of the tentative street system within the territory bounded by Mayflower avenue, Bronx and Pelham parkway, Pelham Bay Park, Eastern boulevard, Morris Park avenue, Westchester avenue and Wilkinson avenue, as shown upon a map submitted by the President of the Borough and bearing date of June 16, 1908.

Resolved, That this Board consider the proposed changes at a meeting of the Board, to be held in the City Hall, Borough of Manhattan, City of New York, on the 15th day of January, 1909, at 10.30 o'clock a. m.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby that the proposed changes will be considered at a meeting of the Board, to be held at the aforesaid time and place, to be published in the City Record for ten days continuously, Sundays and legal holidays excepted, prior to the 15th day of January, 1909.

Dated January 2, 1909.

JOSEPH HAAG, Secretary,
No. 277 Broadway, Room 1406.
Telephone, 2280 Worth.

j2,13

NOTICE IS HEREBY GIVEN THAT THE Board of Estimate and Apportionment of The City of New York, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York so as to change the line and grade of Barretto street, between Garrison avenue and Lafayette avenue, Borough of The Bronx, and that a meeting of said Board will be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on January 15, 1909, at 10.30 o'clock a. m., at which such proposed change will be considered by said Board, all of which is more particularly set forth and described in the following resolutions adopted by the Board on December 4, 1908, notice of the adoption of which is hereby given, viz:

Resolved, That the Board of Estimate and Apportionment of The City of New York, in pursuance of the provisions of section 442 of the Greater New York Charter as amended, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York by changing the line and grade of Barretto street, between Garrison avenue and Lafayette avenue, in the Borough of The Bronx, City of New York, more particularly shown upon map or plan signed by the President of the Borough of The Bronx and bearing date of December 18, 1908.

Resolved, That this Board consider the proposed change at a meeting of the Board to be held in the City Hall, Borough of Manhattan, City of New York, on the 15th day of January, 1909, at 10.30 o'clock a. m.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby that the proposed change will be considered at a meeting of the Board, to be held at the aforesaid time and place, to be published in the City Record for ten days continuously, Sundays and legal holidays excepted, prior to the 15th day of January, 1909.

Dated January 2, 1909.

JOSEPH HAAG, Secretary,
No. 277 Broadway, Room 1406.
Telephone, 2280 Worth.

j2,13

NOTICE IS HEREBY GIVEN THAT AT the meeting of the Board of Estimate and Apportionment held on December 4, 1908, the following resolutions were adopted:

Whereas, The Board of Estimate and Apportionment of The City of New York is considering

ing the advisability of instituting proceedings to acquire title to the lands and premises required for the opening and extending of Stanley avenue, from Louisiana avenue to Fountain avenue, in the Borough of Brooklyn, City of New York; and

Whereas, The Board of Estimate and Apportionment is authorized and required at the time of the adoption of the resolution directing the institution of proceedings to acquire title to the lands required for the foregoing improvement to fix and determine upon an area or areas of assessment for benefit for said proceeding.

Resolved, That the Board of Estimate and Apportionment, in pursuance of the provisions of section 980 of the Greater New York Charter, hereby gives notice that the following is the proposed area of assessment for benefit in this proceeding:

Bounded on the north by a line midway between Vienna avenue and Stanley avenue, as these streets are laid out easterly from Louisiana avenue, and by the prolongations of the said line; on the east by a line always distant 100 feet easterly from and parallel with the easterly line of Fountain avenue, the said distance being measured at right angles to the line of Fountain avenue; on the south by a line midway between Stanley avenue and Wortman avenue, and by the prolongations of the said line, and on the west by a line distant 100 feet westerly from and parallel with the westerly line of Louisiana avenue, the said distance being measured at right angles to the line of Louisiana avenue.

Resolved, That this Board consider the proposed area of assessment at a meeting of the Board to be held in the City Hall, in the City of New York, on the 15th day of January, 1909, at 10.30 a. m., and that at the same time and place a public hearing thereon will then and there be had.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby to be published in the City Record and the corporation newspapers for ten days prior to the 15th day of January, 1909.

Dated January 2, 1909.

JOSEPH HAAG, Secretary.

No. 277 Broadway, Room 1406.

Telephone, 2280 Worth.

j2.13

NOTICE IS HEREBY GIVEN THAT THE

Board of Estimate and Apportionment of The City of New York, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York so as to lay out a tentative street system in that portion of the Fourth Ward, bounded by Wexford terrace, Dalny road, Edgerton boulevard, Croydron road, Home Lawn avenue, Edgerton boulevard, Doncaster boulevard, Tudor road, Chevy Chase road, Holliswood avenue, Radnor road, Kent road, Avon road, Radnor road and Hillside avenue, and also to lay out Hillside avenue from Fresh Meadow road to Wexford terrace and from Radnor road to Holliswood avenue, and to establish grades therefor, Borough of Queens, and that a meeting of said Board will be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on January 15, 1909, at 10.30 o'clock a. m., at which such proposed change will be considered by said Board; all of which is more particularly set forth and described in the following resolutions adopted by the Board on December 18, 1908, notice of the adoption of which is hereby given, viz:

Resolved, That the Board of Estimate and Apportionment of The City of New York, in pursuance of the provisions of section 442 of the Greater New York Charter as amended, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York, by laying out a tentative street system in that portion of the Fourth Ward, bounded by Wexford terrace, Dalny road, Edgerton boulevard, Croydron road, Home Lawn avenue, Edgerton boulevard, Doncaster boulevard, Tudor road, Chevy Chase road, Holliswood avenue, Radnor road, Kent road, Avon road, Radnor road and Hillside avenue, and also by laying out Hillside avenue from Fresh Meadow road to Wexford terrace and from Radnor road to Holliswood avenue, and establishing grades therefor, in the Borough of Queens, City of New York, more particularly shown on map or plan submitted by the President of the Borough of Queens, dated December 11, 1908.

Resolved, That this Board consider the proposed change at a meeting of the Board, to be held in the City Hall, Borough of Manhattan, City of New York, on the 15th day of January, 1909, at 10.30 o'clock a. m.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby that the proposed change will be considered at a meeting of the Board, to be held at the aforesaid time and place, to be published in the City Record for ten days continuously, Sundays and legal holidays excepted, prior to the 15th day of January, 1909.

Dated January 2, 1909.

JOSEPH HAAG, Secretary.

No. 277 Broadway, Room 1406.

Telephone 2280 Worth.

j2.13

NOTICE IS HEREBY GIVEN THAT THE

Board of Estimate and Apportionment of The City of New York, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York so as to change the grade of Fort Washington avenue, between West One Hundred and Sixty-third street and West One Hundred and Sixty-fifth street; and West One Hundred and Sixty-fourth street, between Fort Washington avenue and Broadway, Borough of Manhattan, and that a meeting of said Board will be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on January 15, 1909, at 10.30 o'clock a. m., at which such proposed change will be considered by said Board; all of which is more particularly set forth and described in the following resolutions adopted by the Board on December 4, 1908, notice of the adoption of which is hereby given, viz:

Resolved, That the Board of Estimate and Apportionment of The City of New York, in pursuance of the provisions of section 442 of the Greater New York Charter, as amended, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York by changing the grade of Fort Washington avenue, between West One Hundred and Sixty-third street and West One Hundred and Sixty-fifth street; and West One Hundred and Sixty-fourth street, between Fort Washington avenue and Broadway, in the Borough of Manhattan, City of New York, more particularly described as follows:

The grades of Fort Washington avenue, between West One Hundred and Sixty-third street and West One Hundred and Sixty-fifth street, and of West One Hundred and Sixty-fourth street, between Fort Washington avenue and Broadway, are to be as shown upon a map bearing the signature of the Secretary of the Board of Estimate and Apportionment, and dated December 1, 1908.

Resolved, That this Board consider the proposed change at a meeting of the Board, to be held in the City Hall, Borough of Manhattan, City of New York, on the 15th day of January, 1909, at 10.30 o'clock a. m.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby that the proposed change will be considered at a meeting of the Board, to be held at the aforesaid time and place, to be published in the City Record for ten days continuously, Sundays and legal holidays excepted, prior to the 15th day of January, 1909.

Dated January 2, 1909.

JOSEPH HAAG, Secretary.

No. 277 Broadway, Room 1406.

Telephone, 2280 Worth.

j2.13

NOTICE IS HEREBY GIVEN THAT THE

Board of Estimate and Apportionment of The City of New York, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York so as to lay out Whitwell place and Denton place, between First street and Carroll street; establish the grade of Whitwell place and adjust the grades in the territory bounded by Carroll street, Fourth avenue, First street and Third avenue, Borough of Brooklyn, and that a meeting of said Board will be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on January 15, 1909, at 10.30 o'clock a. m., at which such proposed change will be considered by said Board; all of which is more particularly set forth and described in the following resolutions adopted by the Board on December 4, 1908, notice of the adoption of which is hereby given, viz:

Resolved, That the Board of Estimate and Apportionment of The City of New York, in pursuance of the provisions of section 442 of the Greater New York Charter, as amended, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York, by laying out Whitwell place and Denton place, between First street and Carroll street; establishing the grade of Whitwell place, and adjusting the grades in the territory bounded by Carroll street, Fourth avenue, First street and Third avenue, in the Borough of Brooklyn, City of New York, more particularly described as follows:

The lines of Whitwell place and of Denton place, between First street and Carroll street, and the grades in the territory bounded by Carroll street, Fourth avenue, First street and Third avenue, are to be as shown upon a map bearing the signature of the Secretary of the Board of Estimate and Apportionment and dated August 27, 1908.

Resolved, That this Board consider the proposed change at a meeting of the Board to be held in the City Hall, Borough of Manhattan, City of New York, on the 15th day of January, 1909, at 10.30 o'clock a. m.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby that the proposed change will be considered at a meeting of the Board, to be held at the aforesaid time and place, to be published in the City Record and the corporation newspapers for ten days continuously, Sundays and legal holidays excepted, prior to the 15th day of January, 1909.

Dated January 2, 1909.

JOSEPH HAAG, Secretary.

No. 277 Broadway, Room 1406.

Telephone, 2280 Worth.

j2.13

PUBLIC NOTICE.

PUBLIC NOTICE IS HEREBY GIVEN that at the meeting of the Board of Estimate and Apportionment, held this day, the following proceedings were had:

Whereas, The Third Avenue Railroad Company has, under date of June 2, 1908, made application to this Board for the grant of the right, privilege and franchise to construct, maintain and operate a double-track street surface railway as an extension to its existing line upon and along Fort George avenue, from Amsterdam avenue to Audubon avenue, in the Borough of Manhattan; and Whereas, Section 92 of the Railroad Law and sections 72, 73 and 74 of the Greater New York Charter, as amended by chapters 629 and 630 of the Laws of 1905, provide for the manner and procedure of making such grants; and

Whereas, In pursuance of such laws, this Board adopted a resolution on June 5, 1908, fixing the date for public hearing thereon as June 26, 1908, at which citizens were entitled to appear and be heard, and publication was had for at least fourteen (14) days in the "New York Times" and the "New York Tribune," newspapers designated by the Mayor, and in the City Record for ten (10) days immediately prior to the date of the hearing, and the public hearing was duly held on such day; and

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

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

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

THE THIRD AVENUE RAILROAD COMPANY.

Proposed Form of Contract.

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

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

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

Beginning and connecting with the existing double-track street surface railway on Amsterdam avenue at or near the intersection of said avenue with Fort George avenue; thence northerly, westerly and southerly in, upon and along said Fort George avenue as it winds and turns to its intersection with Audubon avenue, with a loop terminal at said intersection, to be constructed within the present roadway of said Fort George ave-

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

The use of said railway which shall be constructed by the Company under this contract, including the tracks, wires and other equipment, or

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Twentieth—The Company shall at all times keep the streets, avenues or highways upon which the said railway is constructed, between its tracks, the rails of its tracks and for a distance of two feet beyond the rails, on either side thereof, free and clear from ice and snow; provided, however, that the Company shall, at the option of the Com-

missioner of Street Cleaning, enter into an agreement for each winter season, or part thereof, to clean an equivalent amount of street surface from house line to house line.

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

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

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

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

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

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

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

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

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

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

Thirtieth—The Company shall assume all liability to persons or property by reason of the construction or operation of the railway authorized by this contract, and it is a condition of this contract that the City shall assume no liability

whatsoever to either persons or property on account of the same, and the Company hereby agrees to repay to the City any damage which the City shall be compelled to pay by reason of any acts or default of the Company.

Thirty-first—This grant is upon the express condition that the Company, within thirty (30) days after the signing of this contract by the Mayor, and before anything is done in exercise of the rights conferred hereby, shall deposit with the Comptroller of the City of New York the sum of two thousand five hundred dollars (\$2,500) either in money or securities, to be approved by him, which fund shall be security for the performance by the Company of all of the terms and conditions of this contract, especially those which relate to the payment of the annual charges for the privilege hereby granted, the efficiency of the public service rendered, the repairs of the street pavement, the removal of snow and ice and the quality of construction of the railway, and in case of default in the performance by the Company of such terms and conditions the City shall have the right to cause the work to be done and the materials to be furnished for the performance thereof after due notice, and shall collect the reasonable cost thereof from the said fund without legal proceedings; or after default in the payment of the annual charges shall collect the same, with interest, from the said fund after ten days' notice in writing to the Company; or in case of failure to keep the said terms and conditions of this contract relating to the roadway, heating and lighting of cars, fenders, wheel guards and watering of street pavements, the Company shall pay a penalty of fifty dollars (\$50) per day for each day of violation, and the further sum of ten dollars (\$10) per day for each car that shall not be properly heated, lighted or supplied with fenders or wheel guards, in case of the violation of the provisions relating to those matters.

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

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

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

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

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

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

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

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

THE CITY OF NEW YORK.

By Mayor.

[CORPORATE SEAL.]

Attest: City Clerk.

THE THIRD AVENUE RAILROAD COMPANY.

By President.

[SEAL.]

Attest: Secretary.

(Here add acknowledgments.)

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

Resolved, That these resolutions for the grant of a franchise or right applied for by the Third Avenue Railroad Company, and the said form of proposed contract for the grant of such franchise or right containing said results of such inquiry, after the same shall be entered in the minutes of the Board, shall be published for at least twenty (20) days immediately prior to Friday, January 22, 1909, in the City Record, and at least twice during the ten days immediately prior to Friday, January 22, 1909, in two daily newspapers to be designated by the Mayor therefor and published in the City of New York, at the expense of the Third Avenue Railroad Company, together with the following notice, to wit:

Notice is hereby given that the Board of Estimate and Apportionment, before authorizing any contract for the grant of the franchise or right applied for by the Third Avenue Railroad Company, and fully set forth and described in the

foregoing form of proposed contract for the grant of such franchise or right, and before adopting any resolution authorizing any such contract, will, at a meeting of said Board, to be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on Friday, January 22, 1909, at 10.30 o'clock a. m., hold a public hearing thereon, at which citizens shall be entitled to appear and be heard.

JOSEPH HAAG, Secretary.

Dated New York, December 11, 1908.

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PUBLIC NOTICE.

PUBLIC NOTICE IS HEREBY GIVEN that at the meeting of the Board of Estimate and Apportionment, held this day, the following proceedings were had:

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

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

Whereas, In pursuance of such laws, this Board adopted a resolution on October 18, 1907, fixing the date for public hearing thereon as November 15, 1907, at which citizens were entitled to appear and be heard, and publication was had for at least fourteen (14) days in the "Brooklyn Daily Eagle" and the "Brooklyn Citizen," newspapers designated by the Mayor, and in the City Record for ten days immediately prior to the date of hearing, and the public hearing was duly held on such day; and

Whereas, At a meeting of this Board held June 26, 1908, the Select Committee to whom the matter had been referred, submitted a report containing proposed conditions and a form of contract, and a resolution was adopted fixing September 18, 1908, as the date for the final public hearing; and

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

Whereas, At a meeting of the Board held November 20, 1908, a further report was presented from said Select Committee recommending certain amendments in the form of contract previously presented, and the Chief Engineer was thereupon directed to prepare a contract in accordance with such recommendations, which amended form of contract has this day been received; and

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

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

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

BROOKLYN, QUEENS COUNTY AND SUBURBAN RAILROAD COMPANY.

Proposed Form of Contract.

This contract, made this day of 1909, by and between The City of New York (hereinafter called the City), party of the first part, by the Mayor of said City, acting for and in the name of said City, under and in pursuance of the authority of the Board of Estimate and Apportionment of said City (hereinafter called the Board); and the Brooklyn, Queens County and Suburban Railroad Company, incorporated for the purpose of building, maintaining and operating a railroad (hereinafter called the Company), party of the second part, witnesseth:

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

Section 1. The City hereby grants to the Company, subject to the conditions and provisions hereinafter set forth, the right and privilege to construct, maintain and operate a double track extension to its present street surface railroad by the overhead electric system similar to that now used by the Company in the Borough of Queens, with the necessary wires and equipment, for public use in the conveyance of persons and property in the Borough of Queens, in The City of New York, upon the following route: Commencing at the intersection of Metropolitan avenue and Dry Harbor road, thence easterly in and upon Metropolitan avenue to a point where the said Metropolitan avenue intersects the Jamaica plank road, in the Village of Jamaica, together with the right to connect the aforesaid tracks with the existing tracks of the petitioner on Jamaica plank road.

The said route and connections hereby authorized are more particularly shown upon a map entitled: "Map showing the proposed extension in the routes of the Brooklyn, Queens County and Suburban Railroad, in the Borough of Queens, to accompany petition to the Board of Estimate and Apportionment, dated September 19, 1907," signed and approved by T. S. Williams, Vice-President, and W. S. Menden, Chief Engineer, which map is attached hereto, is made a part of this contract, is to be construed with the text thereof, and is to be substantially followed, provided that deviations therefrom and additional switches, crossovers and spurs which are consistent with the foregoing description, and the other provisions of this franchise may be permitted by resolution of the Board of Estimate and Apportionment.

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

First—The consent in writing of the owners of half in value of the property, bounded on said streets and avenues, to the construction and operation of said railroad shall be obtained by the Company within six months of the signing of this contract by the Mayor and a copy of such consents shall be filed with the Board within such time, or in the event that such consents cannot be obtained, the Company shall within two months thereafter,

make application to the Appellate Division of the Supreme Court for the appointment of Commissioners in the manner provided by the Railroad Law to determine if said railroad ought to be constructed; otherwise this grant shall cease and determine.

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

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

If the Company and the Board shall not reach such agreement on or before the day one year before the expiration of the original term of this contract, then the annual rate of compensation for such succeeding twenty-five (25) years shall be reasonable, and either the City (by the Board) or the Company shall be bound, upon request of the other, to enter into a written agreement with each other fixing the rate of such compensation at such amount as shall be reasonable, and if the parties shall not forthwith agree upon what is reasonable, then the parties shall enter into a written agreement fixing such annual rate and at such amount as shall be determined by three disinterested freeholders selected in the following manner:

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

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

The sum of one hundred dollars (\$100) in cash within thirty (30) days after the date on which this contract is signed by the Mayor.

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

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

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

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

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

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

requisite and necessary connections with the tracks of the Company, its successors or assigns, which shall be constructed under this contract.

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

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

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

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

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

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

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

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

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

Seventeenth—Should the grades or lines of the streets in which franchises herein granted be changed at any time during the term of this contract, the Company shall, at its own expense, change its tracks to conform with such new grades and lines, and during the construction of any public improvement upon said street the Company shall take care of and protect the track at its own expense, all to be done subject to the direction of the President of the Borough of Queens.

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

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

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

Twenty-first—No action or proceeding or right under the provisions of this contract shall affect any other legal rights, remedies or causes of action belonging to the City. The grant of this privilege is subject to whatever right, title or interest the owners of abutting property or others

may have in and to the streets, avenues and highways in which the Company is authorized to operate.

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

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

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

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

By.....Mayor.

[CORPORATE SEAL.]

Attest:

.....City Clerk.

BROOKLYN, QUEENS COUNTY AND SUBURBAN RAILROAD COMPANY,

By.....President.

[SEAL.]

Attest:

.....Secretary.

(Here add acknowledgments.)

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

Resolved, That these preambles and resolutions, including the said resolution for the grant of a franchise or right applied for by the Brooklyn, Queens County and Suburban Railroad Company, and the said form of proposed contract for the grant of such franchise or right containing said results of such inquiry, after the same shall be entered in the minutes of this Board, shall be published for at least twenty (20) days immediately prior to Friday, January 22, 1909, in the City Record, and at least twice during the ten days immediately prior to Friday, January 22, 1909, in two daily newspapers to be designated by the Mayor therefor and published in The City of New York, at the expense of the Brooklyn, Queens County and Suburban Railroad Company, together with the following notice, to wit:

Notice is hereby given that the Board of Estimate and Apportionment, before authorizing any contract for the grant of the franchise or right applied for by the Brooklyn, Queens County and Suburban Railroad Company, and fully set forth and described in the foregoing form of proposed contract for the grant of such franchise or right, and before adopting any resolution authorizing any such contract, will, at a meeting of said Board, to be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on Friday, January 22, 1909, at 10.30 o'clock a. m., hold a public hearing thereon, at which citizens shall be entitled to appear and be heard.

JOSEPH HAAG, Secretary.

Dated New York, December 11, 1908.

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BOROUGH OF THE BRONX.

OFFICE OF THE PRESIDENT OF THE BOROUGH OF THE BRONX, MUNICIPAL BUILDING, CROTONA PARK, ONE HUNDRED AND SEVENTY-SEVENTH STREET AND THIRD AVENUE.

SEALED BIDS OR ESTIMATES WILL BE received by the President of the Borough of The Bronx at the above office until 11 o'clock a. m. on

THURSDAY, JANUARY 21, 1909.

No. 1. FOR PAVING WITH ASPHALT PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAYS AND SIDEWALKS OF THE BRIDGES OVER THE NEW YORK, NEW HAVEN AND HARTFORD RAILROAD (HARLEM RIVER BRANCH), AT LONGWOOD AVENUE, TIFFANY STREET, HUNTS POINT ROAD, FAILE STREET, BRYANT STREET, WESTCHESTER AVENUE, TREMONT AVENUE, WEST FARMS ROAD, WHITE PLAINS ROAD, UNIONPORT ROAD, WILLIAMSBRIDGE ROAD AND BAYCHESTER AVENUE.

The Engineer's estimate of the work is as follows: 10,800 square yards completed asphalt pavement, in the roadways, including binder course, and keeping the pavement in repair for five years from date of acceptance.

5,500 square yards of completed asphalt pavement, on the sidewalks, and keeping the same in repair for five years from date of acceptance.

The time allowed for the completion of the work will be 60 consecutive working days. The amount of security required will be Eight Thousand Dollars (\$8,000).

No. 2. FOR PAVING WITH ASPHALT PAVEMENT THE ROADWAYS AND SIDEWALKS OF THE BRIDGES OVER THE NEW YORK, NEW HAVEN AND HARTFORD RAILROAD (HARLEM RIVER BRANCH), AT EAST ONE HUNDRED AND FORTY-NINTH STREET, LEGGETT AVENUE, LA-FAYETTE AVENUE, BARRETTO STREET, LONGFELLOW AVENUE AND LUDLOW AVENUE.

The Engineer's estimate of the work is as follows:

6,450 square yards of completed asphalt pavement, in the roadways, including binder course, and keeping the pavement in repair for five years from date of acceptance.

4,050 square yards of completed asphalt pavement, on the sidewalks, and keeping the same in repair for five years from date of acceptance.

The time allowed for the completion of the work will be 40 consecutive working days. The amount of security required will be Five Thousand Dollars (\$5,000).

No. 3. FOR PAVING WITH ASPHALT BLOCK PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF CAMBRELENG AVENUE, FROM GROTE STREET TO THE LANDS OF ST. JOHN'S COLLEGE (FORDHAM UNIVERSITY), AND SETTING CURB WHERE REQUIRED.

The Engineer's estimate of the work is as follows:

7,300 square yards of completed asphalt block pavement, and keeping the same in repair for one year from date of acceptance.

1,240 cubic yards of concrete, including mortar bed.

420 linear feet of new curbstone, furnished and set in concrete.

5,000 linear feet of old curbstone, rejoined, recut on top and reset in concrete.

The time allowed for the completion of the work will be fifty (50) consecutive working days. The amount of security required will be Eight Thousand Dollars (\$8,000).

No. 4. FOR REGULATING, GRADING, SETTING CURBSTONES, FLAGGING THE SIDEWALKS, LAYING CROSSWALKS, BUILDING APPROACHES AND PLACING FENCES IN LEGGETT AVENUE, FROM SOUTHERN BOULEVARD TO RANDALL AVENUE.

The Engineer's estimate of the work is as follows:

150 cubic yards of excavation of all kinds.

68,500 cubic yards of filling.

2,525 linear feet of new curbstone, furnished and set.

9,275 square feet of new flagging, furnished and laid.

3,650 square feet of new bridgestone for crosswalks, furnished and laid.

300 cubic yards of dry rubble masonry, in retaining walls, culverts and gutters.

100 linear feet of vitrified stoneware pipe, 12 inches in diameter.

2,200 linear feet of new guard rail in place.

The time allowed for the completion of the work will be three hundred (300) working days.

The amount of security required will be Twelve Thousand Dollars (\$12,000).

No. 5. FOR CONSTRUCTING SEWER AND APPURTENANCES IN GUN HILL ROAD, BETWEEN PERRY AVENUE AND WOODLAWN ROAD; IN WOODLAWN ROAD, BETWEEN GUN HILL ROAD AND EAST TWO HUNDRED AND TENTH STREET; IN WAYNE AVENUE, BETWEEN GUN HILL ROAD AND EAST TWO HUNDRED AND TENTH STREET, AND IN TRYON AVENUE, BETWEEN GUN HILL ROAD AND RESERVOIR OVAL.

The Engineer's estimate of the work is as follows:

37 linear feet of concrete sewer, 3 feet 9 inches in diameter.

5 linear feet of concrete sewer, 3 feet in diameter.

518 linear feet of pipe sewer, 30-inch.

264 linear feet of pipe sewer, 18-inch.

570 linear feet of pipe sewer, 15-inch.

1,645 linear feet of pipe sewer, 12-inch.

296 spurs for house connections, over and above the cost per linear foot of sewer.

32 manholes, complete.

12 receiving basins, complete.

100 cubic yards of rock, to be excavated and removed.

5 cubic yards of Class "B" concrete, in place, additional to that shown on the plan.

1,000 feet (B. M.) of timber for foundations, furnished and laid, and sheeting furnished and left in place.

25 linear feet of 12-inch drainpipe, furnished and laid.

The time allowed for the completion of the work will be 200 working days.

The amount of security required will be Seven Thousand Dollars.

No. 6. FOR CONSTRUCTING A SEWER AND APPURTENANCES IN JEROME AVENUE, BETWEEN EAST TWO HUNDRED AND EIGHTH STREET AND SUMMIT NORTH OF GUN HILL ROAD.

The Engineer's estimate of the work is as follows:

310 linear feet of pipe sewer, 18-inch.

715 linear feet of pipe sewer, 15-inch.

320 linear feet of pipe sewer, 12-inch.

153 spurs for house connections, over and above the cost per linear foot of sewer.

13 manholes, complete.

1 receiving basin, complete.

1,100 cubic yards of rock to be excavated and removed.

5 cubic yards of Class "B" concrete, in place, additional to that shown on the plan.

3,000 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 200 working days.

The amount of security required will be Five Thousand Dollars.

No. 7. FOR CONSTRUCTING A RECEIVING BASIN AND APPURTENANCES AT THE NORTHEAST CORNER OF JEROME AVENUE AND KINGSBRIDGE ROAD.

The Engineer's estimate of the work is as follows:

50 linear feet of pipe culvert, 12-inch.

1 receiving basin, complete.

1 catch basin, complete.

35 cubic yards of rock, to be excavated and removed.

The time allowed for the completion of the work will be 8 working days.

The amount of security required will be Two Hundred and Twenty-five Dollars (\$225).

No. 8. FOR FLAGGING AND REFLAGGING AND PLACING FILLING WHERE NECESSARY ON BURNSIDE AVENUE, BETWEEN WEBSTER AVENUE AND AQUEDUCT AVENUE.

The Engineer's estimate of the work is as follows:

4,750 square feet of new flagging, furnished and laid.

4,270 square feet of old flagging, rejoined and relaid.

The time allowed for the completion of the work will be 20 working days.

The amount of security required will be Five Hundred Dollars (\$500).

Blank forms can be obtained upon application therefor, and the plans and specifications may be seen and other information obtained at said office.

LOUIS HAFEN, President.

j11,21

See General Instructions to Bidders on the last page, last column, of the "City Record."

BOROUGH OF MANHATTAN.

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

SEALED BIDS OR ESTIMATES WILL BE received by the President of the Borough of Manhattan, at the City Hall, Room No. 16, until 2 o'clock p. m. on

MONDAY, JANUARY 18, 1909.

FOR FURNISHING ALL THE LABOR, MATERIAL, TOOLS, ETC., DURING THE YEAR 1909, NECESSARY TO CLEAN ALL THE GLASS IN ALL THE WINDOWS AND DOORS OF VARIOUS PUBLIC BUILDINGS, COURTS AND OFFICES UNDER THE CARE OF THE PRESIDENT OF THE BOROUGH OF MANHATTAN.

The time allowed for doing and completing the contract is until December 31, 1909.

The amount of security required is Three Thousand Dollars (\$3,000).

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, per foot, yard or other unit of measure, or article, by which the bids will be tested. The extensions must be made and footed up, as the bids will be read from the total.

Blank forms and specifications may be had at the office of the Commissioner of Public Works, Nos. 13 to 21 Park row, Bureau of Public Buildings and Offices, Room 1703, Borough of Manhattan.

JOHN F. AHEARN, President.

The City of New York, January 6, 1909.

j6,18

See General Instructions to Bidders on the last page, last column, of the "City Record."

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

SEALED BIDS OR ESTIMATES WILL BE received by the President of the Borough of Manhattan at the City Hall, Room No. 16, until 2 o'clock p. m. on

MONDAY, JANUARY 18, 1909.

FOR FURNISHING ALL THE LABOR AND MATERIAL REQUIRED FOR SEWER AND APPURTENANCES IN FIFTY-FIFTH STREET, BETWEEN AVENUE A AND EAST RIVER.

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:

208 linear feet of salt-glazed vitrified stoneware pipe sewer of 15 inches interior diameter.

6 linear feet of salt-glazed vitrified stoneware pipe culvert of 12 inches interior diameter.

200 cubic yards of rock, to be excavated and removed.

8,000 feet (B. M.) of timber and planking for bracing and sheet piling.

1,000 feet (B. M.) of timber and planking for foundations.

The time allowed to complete the whole work will be seventy-five (75) working days.

The amount of security required will be Nine Hundred Dollars (\$900).

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, per foot, yard or other unit of measure, or article, by which the bids will be tested. The extensions must be made and footed up, as the bids will be read from the total.

Blank forms may be had and the plans and drawings may be seen at the office of the Commissioner of Public Works, Nos. 13 to 21 Park row, Bureau of Sewers, Borough of Manhattan.

JOHN F. AHEARN, President.

The City of New York, January 6, 1909.

j6,18

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, to the lands, tenements and hereditaments required for the opening and extending of WEST ONE HUNDRED AND SEVENTY-EIGHTH STREET (although not yet named by proper authority), from Cedar avenue to the easterly line of the Putnam Division of the New York Central and Hudson River Railroad, in the Twenty-fourth Ward, Borough of The Bronx, City of New York.

NOTICE IS HEREBY GIVEN THAT THE bill of costs, charges and expenses incurred by reason of the proceedings in the above-entitled matter will be presented for taxation to one of the Justices of the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part I, to be held at the County Court House in the Borough of Manhattan, in The City of New York, on the 25th day of January, 1909, at 10.30 o'clock in forenoon of that day, or as soon thereafter as counsel can be heard thereon; and that the said bill of costs, charges and expenses has been deposited in the office of the Clerk of the County of New York, there to remain for and during the space of ten days, as required by the provisions of section 999 of the Greater New York Charter, as amended by chapter 466 of the Laws of 1901.

Dated Borough of Manhattan, New York, January 12, 1909.

JULIUS HEIDERMAN.

THOMAS J. MAGUIRE.

PATRICK HENRY CLUNE,

Commissioners.

JOHN P. DUNN, Clerk.

j12,22

FIRST JUDICIAL DEPARTMENT.

In the matter of the application of The City of New York, acting by and through the Commissioner of Docks, relative to acquiring right and title to and possession of all the wharfage rights, terms, easements, emoluments and privileges not now owned by The City of New York, appurtenant to all that certain bulkhead, wharf or dock property situate on the SOUTHERLY SIDE OF SOUTH STREET, in the Borough of Manhattan, City of New York, commencing on the easterly side of Pier (old) No. 52, East River, and extending easterly to the westerly side of Pier (old) No. 53, East River, pursuant to the plan heretofore adopted

by the Board of Docks and approved by the Commissioners of the Sinking Fund, as altered and amended by the Commissioner of Docks and approved by the Commissioners of the Sinking Fund.

PURSUANT TO THE STATUTES IN SUCH case made and provided, notice is hereby given that an application will be made to a Special Term of the Supreme Court of the State of New York, in and for the First Judicial Department, to be held in Part III. thereof, at the County Court House in The City of New York, Borough of Manhattan, on the 22d day of January, 1909, at the opening of the Court on that day, or as soon thereafter as counsel can be heard thereon, for the appointment of Commissioners of Estimate in the above-entitled matter.

The nature and extent of the improvement hereby intended is the acquisition, in the name of and for the benefit of The City of New York, for the execution of a certain plan for the improvement of the water-front of The City of New York, pursuant to the statutes in such case made and provided and determined upon by the Board of Docks on the 13th day of April, 1871, and approved by the Commissioners of the Sinking Fund on the 27th day of April, 1871, as altered and amended by the Commissioner of Docks on the 2d day of March, 1908, which alteration and amendment was duly approved by the Commissioners of the Sinking Fund at a public hearing held for that purpose, after due notice, on the 14th day of April, 1908, and which said plan and alteration and amendment thereof are now on file in the office of the Department of Docks and Ferries, of all the wharfage rights, terms, easements, emoluments and privileges not now owned by The City of New York, appurtenant to all that certain bulkhead, wharf or dock property situate on the southerly side of South street, in the Borough of Manhattan, City of New York, bounded and described as follows:

Beginning at a point in the present bulkhead between Gouverneur slip and Jackson street, where the westerly side of Pier (old) 53, East River, intersects said bulkhead, said point of intersection being perpendicularly opposite or southerly of a point in the northerly line of South street distant 31.01 feet from the westerly line of Jackson street, measured along the said northerly line of South street, and running thence from said point of intersection westerly along the present bulkhead between Pier (old) 52, East River, and Pier (old) 53, East River, 573.08 feet westerly to the easterly side of Pier (old) 52, East River.

Dated New York, January 9, 1909.
FRANCIS K. PENDLETON,
Corporation Counsel.
Hall of Records, Borough of Manhattan, New York City. j11,21

FIRST DEPARTMENT.

In the matter of acquiring title by The City of New York to certain lands and premises situated on the WESTERLY LINE OF HAMILTON PLACE, between One Hundred and Fortieth and One Hundred and Forty-first streets, in the Borough of Manhattan, duly selected as a site for school purposes, according to law.

WE, THE UNDERSIGNED COMMISSIONERS of Estimate and Appraisal in the above entitled proceeding, do hereby give notice to the owner or owners, lessee or lessees, parties or persons respectively entitled to or interested in the lands, tenements, hereditaments and premises, title to which is sought to be acquired in this proceeding, and to all others whom it may concern, to wit:

First—That we have completed our estimate of the loss and damage to the respective owners, lessees, parties or persons respectively entitled to or interested in the lands and premises affected by this proceeding, or having any interest therein, and have filed a true report or transcript of such estimate in the office of the Board of Education of The City of New York, situated at the southwest corner of Fifty-ninth street and Park avenue, in the Borough of Manhattan, City of New York, for the inspection of whomsoever it may concern.

Second—That all parties or persons whose rights may be affected by the said estimate, or who may object to the same, or any part thereof, may, within ten days after the first publication of this notice, Saturday, January 9, 1909, file their objections, in writing, with us, at our office, Room 401, No. 258 Broadway, in the Borough of Manhattan, in The City of New York; and we, the said Commissioners, will hear parties so objecting, at our said office, on the 21st day of January, 1909, at 1 o'clock in the afternoon of that day, and upon such subsequent days as may be found necessary.

Dated New York, January 8, 1909.
EDWARD D. FARRELL,
JOHN J. QUINLAN,
WILLIAM H. F. WOOD,
Commissioners.
JOSEPH M. SCHENCK, Clerk. j9,20

SUPREME COURT, APPELLATE DIVISION, FIRST DEPARTMENT, CORNER OF TWENTY-FIFTH STREET AND MADISON AVENUE, NEW YORK CITY.

SEALED BIDS OR ESTIMATES WILL BE received by the Presiding Justice of the Appellate Division of the Supreme Court in the First Department, at the Court House, Madison square, on

SATURDAY, JANUARY 16, 1909,

until 12 o'clock m.

FOR FURNISHING AND DELIVERING TO THE APPELLATE DIVISION OF THE SUPREME COURT IN THE FIRST DEPARTMENT AND THE SUPREME COURT IN THE FIRST JUDICIAL DISTRICT, BOOKS, STATIONERY AND OTHER ARTICLES REQUIRED FOR THE SAID APPELLATE DIVISION OF THE SUPREME COURT IN THE FIRST DEPARTMENT AND THE SUPREME COURT IN THE FIRST JUDICIAL DISTRICT, FOR THE YEAR 1909.

The time for the delivery of the books, stationery and other articles, as ordered by the Presiding Justice of the Appellate Division of the Supreme Court, is on or before December 31, 1909.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

The bidder will state the price of each article specified in the specification or schedule contained in the said contract, the total sum to be paid for each separate class to be extended, so that the total amount paid under the contract can be ascertained, upon which total amount the award of the contract will be made. The right is reserved to reject any and all bids if, in the opinion of the Presiding Justice of the Appellate Division of the Supreme Court in the First Department, the same shall be for the benefit of the City.

The delivery of the books, stationery and other articles will be required to be made at the time and in the manner and in such quantities

as may be directed by the Presiding Justice of the Supreme Court in the First Department.

Blank forms of the contract and specifications herein contained may be obtained at the office of the Clerk of the Appellate Division of the Supreme Court, at the Court House, Madison square, City and County of New York.

The person or persons making an estimate shall furnish the same in a sealed envelope, endorsed with the title given above, of the supplies for which the estimate is made, and his or their name or names, and the date of presentation to the head of the said Department, at the said office on or before the date and hour above named, at which time and place the estimates received will be publicly opened by the head of the said Department and read, and the award of the contract made according to law as soon thereafter as practicable.

Samples will be on exhibition at the office of the Clerk of the Appellate Division of the Supreme Court, at the Court House, Madison square, City and County of New York, until the bids are opened.

New York, January 4, 1909.

EDWARD PATTERSON,
Presiding Justice, Appellate Division, First Department.

See General Instructions to Bidders on the last page, last column, of the "City Record."

FIRST DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, to the lands, tenements and hereditaments required for the widening of RIVERSIDE DRIVE, on the easterly side, from West One Hundred and Fifty-eighth street to West One Hundred and Sixty-fifth street, in the Twelfth Ward, Borough of Manhattan, City of New York.

WE, THE UNDERSIGNED COMMISSIONERS of Estimate and Assessment in the above-entitled matter, hereby give notice to all persons interested in this proceeding, and to the owner or owners, occupant or occupants of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our estimate of assessment, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby, and having objections thereto, do present their said objections, in writing, duly verified, to us at our office, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in The City of New York, on or before the 15th day of January, 1909, and that we, the said Commissioners, will hear parties so objecting, and for that purpose will be in attendance at our said office on the 18th day of January, 1909, at 11 o'clock a. m.

Second—That the abstract of our said estimate of assessment, together with our benefit maps, and also all the affidavits, estimates, proofs and other documents used by us in making the same, have been deposited in the Bureau of Street Openings in the Law Department of The City of New York, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in said City, there to remain until the 18th day of January, 1909.

Third—That the limits of our assessment for benefit include all those lands, tenements and hereditaments and premises situate, lying and being in the Borough of Manhattan, in The City of New York, which, taken together, are bounded and described as follows, viz.:

On the west by the Hudson River; on the north by Dyckman street; on the east by Broadway, and on the south by One Hundred and Thirty-fifth street.

Fourth—That, provided there be no objections filed to said abstract, our final last partial and separate report herein will be presented for confirmation to the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part III., to be held in the County Court House in the Borough of Manhattan, in The City of New York, on the 11th day of March, 1909, at the opening of the Court on that day.

Fifth—In case, however, objections are filed to said abstract of estimate of assessment, the notice of motion to confirm our final last partial and separate report herein will stand adjourned to the date to be hereafter specified, and of which notice will be given to all those who have theretofore appeared in this proceeding, as well as by publication in the CITY RECORD, pursuant to sections 981 and 984 of the Greater New York Charter, as amended by chapter 658 of the Laws of 1906.

Dated Borough of Manhattan, New York, December 19, 1908.

ARTHUR D. TRUAX, Chairman;
PATRICK J. CONWAY,
LAWRENCE KELLY,
Commissioners.

JOHN P. DUNN, Clerk.

d22,j13

SUPREME COURT—SECOND DEPARTMENT.

SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title wherever the same has not been heretofore acquired, to the lands, tenements and hereditaments required for the opening and extending of HATFIELD PLACE (although not yet named by proper authority), from Richmond avenue to Nicholas avenue, in the Third Ward, Borough of Richmond, City of New York.

NOTICE IS HEREBY GIVEN THAT THE supplemental and additional bill of costs, charges and expenses incurred by reason of the proceedings in the above entitled matter, will be presented for taxation to one of the Justices of the Supreme Court of the State of New York, Second Department, at a Special Term thereof, to be held for the hearing of motions at the County Court House, in the Borough of Brooklyn, in The City of New York, on the 27th day of January, 1909, at 10.30 o'clock in forenoon of that day, or as soon thereafter as counsel can be heard thereon; and that the said bill of costs, charges and expenses has been deposited in the office of the Clerk of the County of Richmond, there to remain for and during the space of ten days, as required by the provisions of section 999 of the Greater New York Charter, as amended by chapter 466 of the Laws of 1901.

Dated Borough of Manhattan, New York, January 13, 1909.
HENRY P. MORRISON,
ANDREW J. HINTON,
Commissioners.

JOHN P. DUNN, Clerk.

j13,23

SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title to LINWOOD STREET, from New Lots road to Vandalia avenue, in the Twenty-sixth Ward, in the Borough of Brooklyn, The City of New York.

NOTICE IS HEREBY GIVEN THAT James W. Ridgway, David E. Kemlo and Charles E. Teale were appointed by an order of the Supreme Court made and entered the 21st day of December, 1908, Commissioners of Estimate, and James W. Ridgway, Commissioner of Assessment in the above-entitled proceeding.

Notice is also given that the above-named Commissioners will attend at a Special Term for the hearing of motions, appointed to be held at the Kings County Court House in the Borough of Brooklyn, The City of New York, on the 25th day of January, 1909, on the opening of the Court on that day, or as soon thereafter as counsel can be heard; and at said time and place, or at such other time and place as the Court may direct, the said Commissioners may be examined under oath as to their qualifications to act, and are subject to challenge by any party or person interested in this proceeding, as provided by section 973 of title 4 of chapter 17 of the Charter of The City of New York.

Dated New York, Borough of Brooklyn, January 11, 1909.

FRANCIS K. PENDLETON,
Corporation Counsel.
j11,21

SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title to EAST TWENTY-THIRD STREET, from Flatbush avenue to Canarsie lane, and EAST TWENTY-SECOND STREET, from Clarendon road to Beverley road, in the Twenty-ninth Ward, in the Borough of Brooklyn, The City of New York.

NOTICE IS HEREBY GIVEN THAT Isaac H. Cary, John B. Lord and Clarence B. Smith were appointed by an order of the Supreme Court, made and entered the 23d day of December, 1908, Commissioners of Estimate, and John B. Lord, Commissioner of Assessment in the above-entitled proceeding.

Notice is also given that the above-named Commissioners will attend at a Special Term for the hearing of motions, appointed to be held at the Kings County Court House in the Borough of Brooklyn, The City of New York, on the 25th day of January, 1909, on the opening of the Court on that day, or as soon thereafter as counsel can be heard; and at said time and place, or at such other time and place as the Court may direct, the said Commissioners may be examined under oath as to their qualifications to act, and are subject to challenge by any party or person interested in this proceeding, as provided by section 973 of title 4 of chapter 17 of the Charter of The City of New York.

Dated New York, Borough of Brooklyn, January 11, 1909.

FRANCIS K. PENDLETON,
Corporation Counsel.
j11,21

SECOND DEPARTMENT.

In the matter of the application of The City of New York relative to acquiring title to SIXTY-FIRST STREET, between Fort Hamilton avenue and Eighteenth avenue, excluding the land lying within the lines of said street occupied by the Brooklyn, Bath and West End Railroad Company and the Long Island Railroad Company, in the Thirtieth Ward, in the Borough of Brooklyn, The City of New York.

NOTICE IS HEREBY GIVEN THAT Michael F. McGoldrick, Charles L. Bergman and William H. Swartout were appointed by an order of the Supreme Court made and entered the 21st day of December, 1908, Commissioners of Estimate, and Michael F. McGoldrick, Commissioner of Assessment in the above entitled proceeding.

Notice is also given that the above named Commissioners will attend at a Special Term for the hearing of motions, appointed to be held at the Kings County Court House in the Borough of Brooklyn, The City of New York, on the 25th day of January, 1909, on the opening of the Court on that day, or as soon thereafter as counsel can be heard; and at said time and place, or at such other time and place as the Court may direct, the said Commissioners may be examined under oath as to their qualifications to act, and are subject to challenge by any party or person interested in this proceeding, as provided by section 973 of title 4 of chapter 17 of the Charter of The City of New York.

Dated New York, Borough of Brooklyn, January 11, 1909.

FRANCIS K. PENDLETON,
Corporation Counsel.
j11,21

SECOND DEPARTMENT.

In the matter of the application of The City of New York relative to acquiring title to NORTH WYCKOFF STREET, from centre line of Wyckoff Creek to Green street, in the Seventeenth Ward, in the Borough of Brooklyn, The City of New York.

NOTICE IS HEREBY GIVEN THAT John T. Walsh, Matthew V. O'Malley and Gottfried P. Essig were appointed by an order of the Supreme Court made and entered the 21st day of December, 1908, Commissioners of Estimate, and John T. Walsh, Commissioner of Assessment in the above entitled proceeding.

Notice is also given that the above named Commissioners will attend at a Special Term for the hearing of motions, appointed to be held at the Kings County Court House, in the Borough of Brooklyn, The City of New York, on the 25th day of January, 1909, on the opening of the Court on that day, or as soon thereafter as counsel can be heard; and at said time and place, or at such other time and place as the Court may direct, the said Commissioners may be examined under oath as to their qualifications to act, and are subject to challenge by any party or person interested in this proceeding, as provided by section 973 of title 4 of chapter 17 of the Charter of The City of New York.

Dated New York, Borough of Brooklyn, January 11, 1909.

FRANCIS K. PENDLETON,
Corporation Counsel.
j11,21

SECOND DEPARTMENT.

In the matter of the application of The City of New York relative to acquiring title to CONWAY STREET, from Broadway to Fulton street, in the Twenty-fifth and Twenty-sixth Wards, in the Borough of Brooklyn, The City of New York.

NOTICE IS HEREBY GIVEN THAT Reuben L. Haskell, David J. Hogan and Joseph J. Early were appointed by an order of the Supreme Court made and entered the 21st day of December, 1908, Commissioners of Estimate, and David J. Hogan, Commissioner of Assessment in the above entitled proceeding.

Notice is also given that the above named Commissioners will attend at a Special Term for the hearing of motions, appointed to be held at the Kings County Court House, in the Borough of Brooklyn, The City of New York, on the 25th day of January, 1909, on the opening of the Court on that day, or as soon thereafter as counsel can be heard; and at said time and place, or at such other time and place as the Court may direct, the said Commissioners may be examined under oath as to their qualifications to act, and are subject to challenge by any party or person interested in this proceeding, as provided by section 973 of title 4 of chapter 17 of the Charter of The City of New York.

Dated New York, Borough of Brooklyn, January 11, 1909.

FRANCIS K. PENDLETON,
Corporation Counsel.
j11,21

SECOND DEPARTMENT.

In the matter of the application of The City of New York relative to acquiring title to SULLIVAN STREET, from Washington avenue to Nostrand avenue, in the Twenty-ninth Ward, in the Borough of Brooklyn, The City of New York.

NOTICE IS HEREBY GIVEN THAT Peter F. W. Ruther, John H. Foote and William C. Redfield were appointed by an order of the Supreme Court made and entered the 21st day of December, 1908, Commissioners of Estimate, and Peter F. W. Ruther, Commissioner of Assessment in the above entitled proceeding.

Notice is also given that the above named Commissioners will attend at a Special Term for the hearing of motions, appointed to be held at the Kings County Court House, in the Borough of Brooklyn, The City of New York, on the 25th day of January, 1909, on the opening of the Court on that day, or as soon thereafter as counsel can be heard; and at said time and place, or at such other time and place as the Court may direct, the said Commissioners may be examined under oath as to their qualifications to act, and are subject to challenge by any party or person interested in this proceeding, as provided by section 973 of title 4 of chapter 17 of the Charter of The City of New York.

Dated New York, Borough of Brooklyn, January 11, 1909.

FRANCIS K. PENDLETON,
Corporation Counsel.
j11,21

SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title to EAST TWENTY-FIRST STREET, from Regent place to Beverley road, in the Twenty-ninth Ward, in the Borough of Brooklyn, The City of New York.

NOTICE IS HEREBY GIVEN THAT Edward J. Byrne, Herman J. Bachrach and Solon Barbanell were appointed by an order of the Supreme Court made and entered the 21st day of December, 1908, Commissioners of Estimate, and Edward J. Byrne, Commissioner of Assessment in the above-entitled proceeding.

Notice is also given, that the above-named Commissioners will attend at a Special Term for the hearing of motions, appointed to be held at the Kings County Court House, in the Borough of Brooklyn, The City of New York, on the 25th day of January, 1909, on the opening of the Court on that day, or as soon thereafter as counsel can be heard; and at said time and place, or at such other time and place as the Court may direct, the said Commissioners may be examined under oath as to their qualifications to act, and are subject to challenge by any party or person interested in this proceeding, as provided by section 973 of title 4 of chapter 17 of the Charter of The City of New York.

Dated New York, Borough of Brooklyn, January 11, 1909.

FRANCIS K. PENDLETON,
Corporation Counsel.
j11,21

SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title to HEGEMAN AVENUE, from East Ninety-eighth street to New Jersey avenue, in the Twenty-sixth and Thirty-second Wards, in the Borough of Brooklyn, The City of New York.

NOTICE IS HEREBY GIVEN THAT Moses J. Harris, George F. Maddock and Thomas Leslie were appointed by an order of the Supreme Court made and entered the 21st day of December, 1908, Commissioners of Estimate, and Moses J. Harris, Commissioner of Assessment in the above-entitled proceeding.

Notice is also given, that the above-named Commissioners will attend at a Special Term for the hearing of motions, appointed to be held at the Kings County Court House, in the Borough of Brooklyn, The City of New York, on the 25th day of January, 1909, on the opening of the Court on that day, or as soon thereafter as counsel can be heard; and at said time and place, or at such other time and place as the Court may direct, the said Commissioners may be examined under oath as to their qualifications to act, and are subject to challenge by any party or person interested in this proceeding, as provided by section 973 of title 4 of chapter 17 of the Charter of The City of New York.

Dated New York, Borough of Brooklyn, January 11, 1909.

FRANCIS K. PENDLETON,
Corporation Counsel.
j11,21

SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title to SIXTY-SEVENTH STREET, from Fort Hamilton avenue to New Utrecht avenue, and SIXTY-EIGHTH STREET, from Fort Hamilton avenue to Tenth avenue, in the Thirtieth Ward, in the Borough of Brooklyn, The City of New York.

NOTICE IS HEREBY GIVEN THAT George Freifeld, Charles Bayer and George E. Glendenning were appointed by an order of the Supreme Court made and entered the 21st day of December, 1908, Commissioners of Estimate, and George Freifeld, Commissioner of Assessment in the above-entitled proceeding.

Notice is also given that the above-named Commissioners will attend at a Special Term for the hearing of motions, appointed to be held at the Kings County Court House, in the Borough of Brooklyn, The City of New York, on the 25th day of January, 1909, on the opening of the Court on that day, or as soon thereafter as counsel can be heard; and at said time and place, or at such other time and place as the Court may direct, the said Commissioners may be examined under oath as to their qualifications to act, and are subject to challenge by any party or person interested in this proceeding, as provided by section 973 of title 4 of chapter 17 of the Charter of The City of New York.

Dated New York, Borough of Brooklyn, January 11, 1909.

FRANCIS K. PENDLETON,
Corporation Counsel.
j11,21

SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title to SHEPHERD AVENUE, between Atlantic avenue and New Lots road, in the Twenty-sixth Ward, in the Borough of Brooklyn, The City of New York.

NOTICE IS HEREBY GIVEN THAT Edward Lazansky, Robert Swift and Lawrence J. Torney were appointed by an order of the Supreme Court made and entered the 21st day of December, 1908, Commissioners of Estimate, and Edward Lazansky, Commissioner of Assessment in the above-entitled proceeding.

Notice is also given that the above-named Commissioners will attend at a Special Term for the hearing of motions, appointed to be held at the Kings County Court House, in the Borough of Brooklyn, The City of New York, on the 25th day of January, 1909, on the opening of the Court on that day, or as soon thereafter as counsel can be heard; and at said time and place, or at such other time and place as the Court may direct, the said Commissioners may be examined under oath as to their qualifications to act, and are subject to challenge by any party or person interested in this proceeding, as provided by section 973 of title 4 of chapter 17 of the Charter of The City of New York.

Dated New York, Borough of Brooklyn, January 11, 1909.

FRANCIS K. PENDLETON,
Corporation Counsel.
j11,21

SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title to SNEDKER AVENUE, from Dumont avenue to bulkhead line of Fresh Creek, in the Twenty-sixth Ward, in the Borough of Brooklyn, The City of New York.

NOTICE IS HEREBY GIVEN THAT Adolf Vanrein, George W. Baildon and Walter Biggar were appointed by an order of the Supreme Court made and entered the 21st day of December, 1908, Commissioners of Estimate, and Adolf Vanrein, Commissioner of Assessment in the above-entitled proceeding.

Notice is also given that the above-named Commissioners will attend at a Special Term for the hearing of motions, appointed to be held at the Kings County Court House, in the Borough of Brooklyn, The City of New York, on the 25th day of January, 1909, on the opening of the Court on that day, or as soon thereafter as counsel can be heard; and at said time and place, or at such other time and place as the Court may direct, the said Commissioners may be examined under oath as to their qualifications to act, and are subject to challenge by any party or person interested in this proceeding, as provided by section 973 of title 4 of chapter 17 of the Charter of The City of New York.

Dated New York, Borough of Brooklyn, January 11, 1909.

FRANCIS K. PENDLETON,
Corporation Counsel.
j11,21

SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title to PARK STREET, from Beaver street to Garden street, in the Twenty-seventh Ward, in the Borough of Brooklyn, The City of New York.

NOTICE IS HEREBY GIVEN THAT Francis S. McDivitt, William H. Taylor and William M. Thomas were appointed by an order of the Supreme Court made and entered the 21st day of December, 1908, Commissioners of Estimate, and Francis S. McDivitt, Commissioner of Assessment in the above-entitled proceeding.

Notice is also given that the above-named Commissioners will attend at a Special Term for the hearing of motions, appointed to be held at the Kings County Court House, in the Borough of Brooklyn, The City of New York, on the 25th day of January, 1909, on the opening of the Court on that day, or as soon thereafter as counsel can be heard; and at said time and place, or at such other time and place as the Court may direct, the said Commissioners may be examined under oath as to their qualifications to act, and are subject to challenge by any party or person interested in this proceeding, as provided by section 973 of title 4 of chapter 17 of the Charter of The City of New York.

Dated New York, Borough of Brooklyn, January 11, 1909.

FRANCIS K. PENDLETON,
Corporation Counsel.
j11,21

SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title to NINETEEN SIXTH STREET, from Third avenue to Fourth avenue, in the Thirtieth Ward, in the Borough of Brooklyn, The City of New York.

NOTICE IS HEREBY GIVEN THAT Almet R. Latson, Charles H. Fuller and James B. Sheldon were appointed by an order of the Supreme Court made and entered the 21st day of December, 1908, Commissioners of Estimate, and Almet R. Latson, Commissioner of Assessment in the above-entitled proceeding.

Notice is also given that the above-named Commissioners will attend at a Special Term for the hearing of motions, appointed to be held at the Kings County Court House, in the Borough of Brooklyn, The City of New York, on the 25th day of January, 1909, on the opening of the Court on that day, or as soon thereafter as counsel can be heard; and at said time and place, or at such other time and place as the Court may direct, the said Commissioners may be examined under oath as to their qualifications to act, and are subject to challenge by any party or person interested in this proceeding.

as provided by section 973 of title 4 of chapter 17 of the Charter of The City of New York.

Dated New York, Borough of Brooklyn, January 11, 1909.

FRANCIS K. PENDLETON,
Corporation Counsel.
j11,21

SECOND DEPARTMENT.

In the matter of acquiring title by The City of New York to certain lands and premises situated on the SOUTHERLY SIDE OF FRONT STREET, 170 feet 5 inches west of Garrison street, in the Borough of Brooklyn, in the City of New York, duly selected for bridge purposes, according to law.

NOTICE IS HEREBY GIVEN THAT BY an order of the Supreme Court of the State of New York, dated the 24th day of November, 1908, Meier Steinbrink, William H. Cary and John A. Griffin were appointed Commissioners of Estimate and Appraisal in the above-entitled proceeding.

Notice is further given that, pursuant to the statutes in such case made and provided, the said Meier Steinbrink, William H. Cary and John A. Griffin will attend at a Special Term of the Supreme Court for the hearing of motions, to be held at the County Court House, in the County of Kings, Borough of Brooklyn, in the City of New York, on the 20th day of January, 1909, at 10.15 o'clock in the forenoon of that day, for the purpose of being examined under oath by the Corporation Counsel of The City of New York, or by any person interested in said proceedings, as to their qualifications to act as such Commissioners of Estimate and Appraisal in this proceeding.

Dated New York, January 7, 1909.

FRANCIS K. PENDLETON,
Corporation Counsel.
Borough Hall, Borough of Brooklyn, New York City, N. Y.
j7,18

SECOND DEPARTMENT.

In the matter of acquiring title by The City of New York to certain lands and premises situated on the SOUTHWESTERLY CORNER OF FIFTY-EIGHTH STREET AND KOUWENHOVEN LANE, in the Borough of Brooklyn, in the City of New York, duly selected as a site for school purposes, according to law.

NOTICE IS HEREBY GIVEN THAT BY an order of the Supreme Court of the State of New York, dated the 30th day of April, 1908, John J. Haggerty, Charles A. Conrady and William Swartout were appointed Commissioners of Estimate and Appraisal in the above-entitled proceeding.

Notice is further given that, pursuant to the statutes in such case made and provided, the said John J. Haggerty, Charles A. Conrady and William Swartout will attend at a Special Term of the Supreme Court for the hearing of motions, to be held at the County Court House, in the County of Kings, Borough of Brooklyn, in the City of New York, on the 14th day of January, 1909, at 10.15 o'clock in the forenoon of that day, for the purpose of being examined under oath by the Corporation Counsel of The City of New York, or by any person interested in said proceedings, as to their qualifications to act as such Commissioners of Estimate and Appraisal in this proceeding.

Dated New York, January 2, 1909.

FRANCIS K. PENDLETON,
Corporation Counsel.
Hall of Records, Borough of Manhattan, New York City.
j4,14

SECOND DEPARTMENT.

In the matter of acquiring title by The City of New York to certain lands and premises situated on the NORTHERLY SIDE OF SECOND STREET (adjoining Public School 77), 259 feet 9 inches westerly from Seventh avenue, in the Borough of Brooklyn, City of New York, duly selected as a site for school purposes according to law.

NOTICE IS HEREBY GIVEN THAT BY an order of the Supreme Court of the State of New York, dated the 30th day of April, 1908, Frank Julian Price, Charles E. Teale and William F. Willis were appointed Commissioners of Estimate and Appraisal in the above-entitled proceeding.

Notice is further given that pursuant to the statutes in such case made and provided, the said Frank Julian Price, Charles E. Teale and William F. Willis will attend at a Special Term of the Supreme Court for the hearing of motions, to be held at the County Court House, in the County of Kings, Borough of Brooklyn, in the City of New York, on the 14th day of January, 1909, at 10.15 o'clock in the forenoon of that day for the purpose of being examined under oath by the Corporation Counsel of The City of New York or by any person interested in said proceedings as to their qualifications to act as such Commissioners of Estimate and Appraisal in this proceeding.

Dated New York, January 2, 1909.

FRANCIS K. PENDLETON,
Corporation Counsel.
Hall of Records, Borough of Manhattan, New York City.
j4,14

SECOND DEPARTMENT.

In the matter of acquiring title by The City of New York to certain lands and premises situated on the NORTHERLY SIDE OF WHIPPLE STREET, one hundred feet westerly from Throop avenue, in the Borough of Brooklyn, in the City of New York, duly selected as a site for school purposes, according to law.

NOTICE IS HEREBY GIVEN THAT BY an order of the Supreme Court of the State of New York, dated the 29th day of April, 1908, Edwin Louis Garvin, William Heaton and John J. Goodwin were appointed Commissioners of Estimate and Appraisal in the above-entitled proceeding.

Notice is further given that, pursuant to the statutes in such case made and provided, the said Edwin Louis Garvin, William Heaton and John J. Goodwin will attend at a Special Term of the Supreme Court for the hearing of motions, to be held at the County Court House, in the County of Kings, Borough of Brooklyn, in the City of New York, on the 14th day of January, 1909, at 10.15 o'clock in the forenoon of that day, for the purpose of being examined under oath by the Corporation Counsel of The City of New York, or by any person interested in said proceedings, as to their qualifications to act as such Commissioners of Estimate and Appraisal in this proceeding.

Dated New York, January 2, 1909.

FRANCIS K. PENDLETON,
Corporation Counsel.
Hall of Records, Borough of Manhattan, New York City.
j4,14

SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title to the lands, tenements and hereditaments required for the purpose of opening and extending OTSEGO STREET, from Dwight street to Beard street, in the Twelfth Ward, in the Borough of Brooklyn, in the City of New York, as the same has been heretofore laid out.

NOTICE IS HEREBY GIVEN THAT THE bill of costs, charges and expenses incurred by reason of the proceedings in the above-entitled matter, will be presented for taxation to one of the Justices of the Supreme Court of the State of New York, at a Special Term thereof to be held for the hearing of motions, at the Kings County Court House, in the Borough of Brooklyn, in the City of New York, on the 18th day of January, 1909, at 10.30 o'clock in the forenoon of that day, or as soon thereafter as counsel can be heard thereon; and that the said bill of costs, charges and expenses has been deposited in the office of the Clerk of the County of Kings, there to remain for and during the space of ten days, as required by the provisions of section 999 of title 4 of chapter 17 of the Laws of 1897, as amended by chapter 466 of the Laws of 1901.

Dated Borough of Brooklyn, New York, January 4, 1909.

WILLIAM L. CAREY,
ISAAC C. WILSON,
A. MCKINNY,
Commissioners.

JAMES F. QUIGLEY, Clerk.
j4,14

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 FORREST STREET, between Central avenue and Flushing avenue, in the Twenty-seventh 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 19th day of January, 1909, and that the said Commissioners will hear parties so objecting, and for that purpose will be in attendance at their said office on the 21st day of January, 1909, at 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 19th day of January, 1909, and that the said Commissioner will hear parties so objecting, and for that purpose will be in attendance at his said office on the 22d day of January, 1909, at 2 o'clock p. m.

Third—That the Commissioner of Assessment has assessed any or all such lands, tenements and hereditaments and premises as are within the area of assessment fixed and prescribed as the area of assessment for benefit by the Board of Estimate and Apportionment on the 8th day of February, 1907, and that the said area of assessment includes all those lands, tenements and hereditaments and premises situate and being in the Borough of Brooklyn, in the City of New York, which, taken together, are bounded and described as follows, viz:

Beginning at the intersection of a line midway between Forrest street and Noll street with a line 100 feet southwestwardly from the southwesterly side of Central avenue and parallel therewith, the said distance being measured at right angles to the line of Central avenue, and running thence northwestwardly and parallel with the line of Central avenue to the intersection with a line distant 100 feet northwestwardly from the northwesterly side of Forrest street and parallel therewith, the said distance being measured at right angles to the line of Forrest street; thence running northeastwardly and parallel with the line of Forrest street to the intersection with the northwesterly side of Flushing avenue; thence northwestwardly at right angles to the line of Flushing avenue 100 feet; thence northeastwardly and parallel with the line of Flushing avenue to the intersection with a line at right angles to the line of Flushing avenue, and passing through a point on the southeasterly side of the said avenue midway between the intersection of the said southeasterly side with the southeasterly side of Forrest street and the southeasterly side of Hamburg avenue; thence southeasterly along the course last described to the southeasterly side of Flushing avenue; thence southeasterly and parallel with the line of Hamburg avenue to the intersection with the prolongation of a line midway between Forrest and Noll streets; thence southwestwardly and along the said line midway between Forrest street and Noll street to the point or place of beginning.

Fourth—That the abstracts of said estimate of damage and of said assessment for benefit, together with the damage and benefit maps, and also all the affidavits, estimates, proofs and other documents used by the Commissioners of Estimate and by the Commissioner of Assessment in making the same, have been deposited in the Bureau of Street Openings in the Law Department of The City of New York, No. 166 Montague street, in the Borough of Brooklyn, in said City, there to remain until the 30th day of January, 1909.

Fifth—That, provided there be no objections filed to either of said abstracts, the reports as to awards and as to assessments for benefit herein will be presented for confirmation to the Supreme Court of the State of New York, Second Department, at a Special Term thereof, to be held in the County Court House, in the Borough of Brooklyn, in the City of New York, on the 17th day of March, 1909, at the opening of the Court on that day.

Sixth—In case, however, objections are filed to the foregoing abstracts of estimate and assessment, or to either of them, the motion to confirm the reports as to awards and as to assessments shall stand adjourned to the date to be hereafter specified in the notice provided in such cases to be given in relation to filing the final reports, pursuant to sections 981 and

984 of the Greater New York Charter, as amended by chapter 658 of the Laws of 1906.

Dated Borough of Brooklyn, New York, December 30, 1908.

LUKE O'REILLY,
JOHN J. HAGGERTY,
SOLOMON BARBANELL,
Commissioners of Estimate.
SOLOMON BARBANELL,
Commissioner of Assessment.
JAMES F. QUIGLEY, Clerk.
d30,j16

SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, to the lands, tenements and hereditaments required for the opening and extending of VANDERVOORT AVENUE, from Meeker avenue to Maspeth avenue, in the Eighteenth Ward, Borough of Brooklyn, City of New York.

WE, THE UNDERSIGNED COMMISSIONERS of Estimate and Assessment in the above-entitled matter, hereby give notice to all persons interested in this proceeding, and to the owner or owners, occupant or occupants of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our estimate and assessment, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby, and having objections thereto, do present their said objections, in writing, duly verified, to us at our office, No. 166 Montague street, in the Borough of Brooklyn, in the City of New York, on or before the 19th day of January, 1909, and that we, the said Commissioners, will hear parties so objecting, and for that purpose will be in attendance at our said office on the 21st day of January, 1909, at 3 o'clock p. m.

Second—That the abstracts of our said estimate and assessment, together with our damage and benefit maps, and also all the affidavits, estimates, proofs and other documents used by us in making the same, have been deposited in the Bureau of Street Openings in the Law Department of The City of New York, No. 166 Montague street, in the Borough of Brooklyn, in said City, there to remain until the 30th day of January, 1909.

Third—That the limits of our assessment for benefit include all those lands, tenements and hereditaments and premises situate, lying and being in the Borough of Brooklyn, in the City of New York, which, taken together, are bounded and described as follows, viz:

Beginning at the point on the southerly side of Maspeth avenue, where the same is intersected by a line drawn parallel to Vandervoort avenue and distant 100 feet easterly therefrom; running thence southerly and at right angles to Maspeth avenue 100 feet; running thence westerly and parallel with Maspeth avenue to a point distant 100 feet westerly of the westerly prolongation of the line of Vandervoort avenue; running thence northerly and parallel with Vandervoort avenue to a point distant 100 feet northwestwardly of Meeker avenue, said distance being measured at right angles to Meeker avenue; running thence northeastwardly and parallel with Meeker avenue 260 feet to a point distant 100 feet easterly of the easterly prolongation of the line of Vandervoort avenue; running thence southerly and parallel with Vandervoort 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 17th day of March, 1909, at the opening of the Court on that day.

Fifth—In case, however, objections are filed to either of said abstracts of estimate and assessment, the notice of motion to confirm our final report herein will stand adjourned to the date to be hereafter specified, and of which notice will be given to all those who have theretofore appeared in this proceeding, as well as by publication in the City Record, and in the corporation newspapers, pursuant to sections 981 and 984 of the Greater New York Charter, as amended by chapter 658 of the Laws of 1906.

Dated Borough of Brooklyn, New York, December 30, 1908.

WM. G. LAWRENCE, Chairman;
NOAH TEBBETTS,
ADOLPH PETTENKOFER,
Commissioners.
JAMES F. QUIGLEY, Clerk.
d30,j16

SUPREME COURT—THIRD JUDICIAL DISTRICT.

THIRD JUDICIAL DISTRICT, ULSTER COUNTY.

ASHOKAN RESERVOIR.

NOTICE OF APPLICATION FOR THE APPOINTMENT OF COMMISSIONERS OF APPRAISAL AND FOR THE APPROVAL BY THE SUPREME COURT OF THE NEW HIGHWAY SYSTEM SHOWN ON THE MAP HEREINAFTER REFERRED TO IN THE TOWNS OF OLIVE, MARLBOROUGH, HURLEY, WOODSTOCK AND KINGSTON, ULSTER COUNTY.

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 and the acts amendatory thereof and supplemental thereto, and for the purpose of procuring the approval by the Supreme Court of the new highway system shown on said map and hereinafter particularly described.

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 13th day of February, 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 of Ulster, to act as Commissioners of Appraisal under said act and discharge all the duties conferred by said act and the acts amendatory thereof and supplemental thereto, and for the approval by the Court of the highway system shown on said map and hereinafter more particularly described.

The real estate sought to be taken or affected is situated in the Towns of Olive, Marlborough, 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, such real estate being existing highways which are to be closed.

All the highways which lie within the area of real estate heretofore acquired, or to be acquired, by The City of New York for the construction of the Ashokan Reservoir, shown on a map of the Highway Section, Reservoir Department, filed in the office of the County Clerk of the County of Ulster, at Kingston, N. Y., on the 7th day of July, 1908, which said map is entitled "Reservoir Department, Highway Section, Board of Water Supply of The City of New York. Map of real estate to be acquired and real estate to be substituted therefor, situated in the Towns of Olive, Marletown, Hurley, Woodstock and Kingston, County of Ulster and State of New York, under the provisions of chapter 724 of the Laws of 1905, as amended, for the construction of Ashokan Reservoir and appurtenances," which said highways are numbered from 1 to 70, consecutively, both inclusive, said numbers being contained within the heavy single lined circles, and are described as follows:

Town of Olive.

1. Tongore Road—From a point 800 feet northerly of the Tongore M. E. Church to its junction with Shokan avenue, in the Village of West Shokan; length 3.61 miles.
2. Question Hook Road—From the Tongore road to the Samsonville road; length 0.76 mile.
3. Samsonville Road—From Olive City to the corner near the residence of Marshall Hollister; length 1.18 miles.
4. Turner Road—From its junction with the Tongore road to the line of the substituted new highway, hereinafter described, near the residence of Lorenzo B. Bishop; length 0.52 mile.
5. Mountain Road—From its junction with the Tongore road to the line of the substituted new highway, hereinafter described; length 0.30 mile.
6. Bridal Veil Road—From its junction with the Tongore road, near Buccabone Brook, to the line of the substituted new highway, hereinafter described, near the residence of George Worden; length 0.87 mile.
7. McMillan Road—From its junction with the Bridal Veil road to the line of the substituted new highway, hereinafter described; length 0.45 mile.
8. Cross Road—Between Tongore road and Bridal Veil road, from its junction with the Tongore road, near Brodhead's Bridge, to its junction with the Bridal Veil road; length 0.15 mile.
9. Bushkill Road—From its junction with the Tongore road and Shokan avenue, in the Village of West Shokan, to the line of the substituted new highway, hereinafter described; length 0.85 mile.
10. High Point Road—From its junction with the Bushkill road, near the Baptist Church, to the line of the substituted new highway, hereinafter described; length 0.60 mile.
11. Hesley Road—From its junction with the High Point road to the line of the substituted new highway, hereinafter described; length 0.15 mile.
12. Shokan Avenue—From its junction with the Tongore road and the Bushkill road, in the Village of West Shokan, to its junction with the State road at the easterly end of the Shokan Bridge; length 0.76 mile.
13. Creek Road—From its junction with Shokan avenue, near the westerly end of the Shokan Bridge, to its junction with the Tongore road, near the Evergreen Cemetery; length 0.66 mile.
14. Old Road to Shokan—From its junction with the Creek road, near the Shokan Bridge, to its junction with the Tongore road, near the residence of W. B. Ennist; length 0.57 mile.
15. West Shokan to Boiceville—From its junction with Shokan avenue, near the railroad station, to the line of the substituted new highway, hereinafter described, near the residence of Levi Bell; length 3 miles.
16. A Road—From its junction with Shokan avenue, near the westerly end of the Shokan Bridge, to its junction with the West Shokan to Boiceville road, near the Bushkill Bridge; length 0.67 mile.
17. A Road—From its junction with the Bushkill road, near the residence of Merritt Crispell, to its junction with the West Shokan to Boiceville road, near the Bushkill Bridge; length 0.34 mile.
18. Wank or Burger Road—From its junction with the West Shokan to Boiceville road to the line of the substituted new highway, hereinafter described; length 0.95 mile.
19. Traver Hollow Road—From its junction with the West Shokan to Boiceville road to the line of the substituted new highway, hereinafter described; length 0.13 mile.
20. Coons Road—From its junction with the Tongore road at Olive City to the Ulster and Delaware Railroad at Browns Station; length 1.75 miles.
21. Pulp Mill Road—From the Ulster and Delaware Railroad at Browns Station to a point near Browns Bridge, across the Beaverkill; length 0.40 mile.
22. Browns Station to Shokan Road—From the Ulster and Delaware Railroad at Browns Station to the State road at Shokan; length 2.96 miles.
23. Palen Road—From its junction with the Coons road, near the Winchell Cemetery, to its junction with the Browns Station to Shokan road, near the residence of Marshall Winn; length 0.37 mile.
24. State Road—From the easterly end of the Shokan Bridge to the westerly line of property owned by Charles McDonald; length 1.04 miles.
25. Dugway Road—From the easterly end of the Shokan Bridge to the line of the substituted new highway, hereinafter described, to a point 850 feet southerly from the residence of John McKelvey; length 3.04 miles.
26. Cross Road from the Boiceville Post Office to the Shandaken Road—From the Boiceville post office to a point 75 feet westerly from the Patchen Brook; length 0.57 mile.
27. Shandaken Road—From the State road at Shokan to the line of the substituted new highway, hereinafter described, at a point 300 feet southeasterly from the house of Joseph Dewitt; length 1.04 miles.
28. Rainey Road—From its junction with the Brown's Station to Shokan road, near the residence of Oliver Davis, to the line between lands now or formerly of John Windrum and Benjamin Van Steenburgh; length 1.32 miles.
29. Green Road—From its junction with the Brown's Station to Shokan road, near the residence of William Angevine to its junction with the Rainey road; length 1.42 miles.
30. Brown's Station to Ashton Road—From Brown's Station to the State road, between Olive and Ashton; length 2.65 miles.
31. State Road—From a point 1,200 feet westerly from the Four Corners at Olive to the line between the towns of Olive and Hurley; length 1.37 miles.
32. A Cross Road—From its junction with the State road, near the residence of R. Goldberg, to the line of the substituted new highway, hereinafter described; length 0.40 mile.
33. A Cross Road—From its junction with the Brown's Station to Ashton road, near the sawmill, to the line of the substituted new highway, hereinafter described; length 0.84 mile.
34. A Road—From its junction with the cross road in front of the residence of John Gallagher to its junction with the cross road leading to the Baptist Church; length 0.87 mile.
35. Green Hill Road—From its junction with the Brown's Station to Ashton road, near the residence of Uriah Wood, to the junction with

the Green road, near the residence of George Green; length 0.60 mile.

36. Beaverkill Road—From its junction with the Pulp Mill road, near the school house at Brown's Station, to the line between the towns of Olive and Hurley; length 1.61 miles.

37. Brown's Station to Stone Church Road—From its junction with the Beaverkill road, near the Beaverkill Bridge, to the line between the towns of Olive and Marletown; length 0.85 mile.

38. Manser Road—From its junction with the Brown's Station to Stone Church road, near the residence of Mrs. Leonard, to the line between the towns of Olive and Marletown; length 0.66 mile.

Total length of roads above described in the town of Olive: 40.48 miles.

Town of Marletown.

39. Manser Road—From the line between the towns of Olive and Marletown to the line between the towns of Marletown and Hurley; length 0.13 mile.

40. Brown's Station to Stone Church Road—From the line between the towns of Olive and Marletown to its junction with the Marletown road, near the residence of Spencer Jones; length 1.42 miles.

41. Lapla Road—From its junction with the Brown's Station to Stone Church road, near the bridge over the Clovekill, to the line of the substituted new highway, hereinafter described; length 0.15 mile.

42. Marletown Road—From its junction with the Lapla road, near the school house, to the line of the substituted new highway, hereinafter described; length 0.76 mile.

43. Pulp Mill Road—From its junction with the Brown's Station to Stone Church road to the line between the L. P. Miller property and property owned by New York City; length 0.10 mile.

44. Hogan Road—From its junction with the Brown's Station to Stone Church road to the line between the towns of Marletown and Hurley; length 0.95 mile.

Total length of roads above described in the town of Marletown: 3.51 miles.

Town of Hurley.

45. Plank Road—From the line between the towns of Olive and Hurley, at Ashton, to the line between the properties of Tappert Brothers and Andrew Mulligan, near West Hurley; length 4.59 miles.

46. Beaverkill Road—From the line between the towns of Olive and Hurley to the Plank road; length 2.20 miles.

47. Manser Road—From the line between the towns of Marletown and Hurley to the Beaverkill road, near the residence of William Urban; length 0.10 mile.

48. Hogan Road—From the line between the towns of Marletown and Hurley to the Beaverkill road, near the residence of Fred Hales, Sr.; length 1 mile.

49. Cross Road—From its junction with the Beaverkill road, near the school house, District No. 2, to the line of the substituted new highway, hereinafter described; length 0.23 mile.

50. Quarry Road—From its junction with the plank road, near the Goodwin quarry, to the line of the substituted new highway, hereinafter described; length 0.62 mile.

51. Marletown Road—From its junction with the plank road, near the school house, District No. 6, to the line of the substituted new highway, hereinafter described; length 0.65 mile.

52. New Road—From its junction with the plank road, in the village of West Hurley, to the line of the substituted new highway, hereinafter described; length 0.70 mile.

53. Honey Street—From its junction with the plank road to its junction with the new road; length 0.22 mile.

54. Steenkill Road—From the plank road at Carey's Corners to the line of the substituted new highway, hereinafter described; length 0.60 mile.

55. Morgan Hill Road—From its junction with the plank road, in the village of West Hurley, to the line of the substituted new highway, hereinafter described, near the house of William Young; length 0.62 mile.

56. Glenford Road—From its junction with the plank road, near the school house at Ashton, to its junction with the plank road at Carey's Corners; length 5.50 miles.

57. Vandale Road—From its junction with the plank road to a point 150 feet southerly from where said road crosses the line between the towns of Hurley and Kingston; length 0.66 mile.

58. Cross Road to Vandale—From its junction with the Glenford road to its junction with the Vandale road, 250 feet southerly from where said road crosses the line between the towns of Hurley and Kingston; length 0.50 mile.

59. Van Steenburgh Road—From its junction with the Glenford road, near the residence of Charles Van Steenburgh, to the line between the towns of Hurley and Woodstock; length 0.62 mile.

60. Quarry Street—All of Quarry street, in the village of West Hurley; length 0.08 mile.

61. Railroad Avenue—From its junction with the plank road, in the village of West Hurley, to its junction with the Glenford road, near the residence of Charles Van Steenburgh; length 0.76 mile.

62. Woodstock Road—From its junction with the Glenford road, near the residence of Henry Beisner, to the line of the substituted new highway, hereinafter described, near the residence of Nathan Wolven; length 0.47 mile.

63. Sawkill Road—From its junction with the Woodstock road, near the school house, District No. 5, to the line of the substituted new highway, hereinafter described; length 0.29 mile.

64. Cross Road—From its junction with the Glenford road, near the residence of Ira Sax, to the Plank road, near the Goodwin quarry; length 1.16 miles.

65. Glenford to Woodstock Road—From its junction with the Glenford road to the line of the substituted new highway, hereinafter described; length 0.38 mile.

66. Glenford to Yanketown Road—From its junction with the Glenford road, near the Glenford post office, to the line of the substituted new highway, hereinafter described; length 0.10 mile.

67. Glenford to Woodstock (Mountain Road)—From its junction with the Glenford road, near the M. E. Church, to the line of the substituted new highway, hereinafter described; length 0.15 mile.

68. Temple Pond Road—From its junction with the plank road, near the Ashton post office, to the line of the substituted new highway, near the outlet of Temple Pond; length 1.16 miles.

69. Cross Road—From its junction with the Glenford road, near the residence of Sherman Ballard, to its junction with the Temple Pond road; length 0.47 mile.

Total length of roads above described in the town of Hurley, 23.83 miles.

Town of Woodstock.

70. Van Steenburgh Road—From the line between the towns of Hurley and Woodstock to the line between the Matthews Williams' property and property owned or to be acquired by New York City; length 0.13 mile.

Total length of roads above described in town of Woodstock, 0.13 mile.

The following is a description shown on said map as it is proposed to substitute in place of

the real estate now used for such highway purposes. The public to have the perpetual use of such real estate so substituted for highway purposes:

DESCRIPTION OF STRIPS OF REAL ESTATE, SHOWN ON MAP OF HIGHWAY SECTION, RESERVOIR DEPARTMENT, WHICH ARE TO BE DEDICATED TO THE USE OF THE PUBLIC FOR HIGHWAY PURPOSES, TO TAKE THE PLACE OF SUCH PUBLIC HIGHWAYS, SHOWN ON SAID MAP, AS ARE TO BE DISCONTINUED.

All those certain strips, pieces or parcels of real estate, sixty-six feet wide, shown on a map of Highway Section, Reservoir Department, filed in the office of the County Clerk of the County of Ulster, at Kingston, N. Y., on the 7th day of July, 1908, which said map is entitled "Reservoir Department, Highway Section, Board of Water Supply of The City of New York. Map of real estate to be acquired and real estate to be substituted therefor, situated in the Towns of Olive, Marletown, Hurley, Woodstock and Kingston, County of Ulster and State of New York, under the provisions of chapter 724 of the Laws of 1905, as amended, for the construction of Ashokan Reservoir and appurtenances," which said strips are numbered from 1 to 23, consecutively, both inclusive, said numbers being contained within the large double circles, are to be acquired in fee and are described as follows:

1. Substituted New Highway, Town of Olive.

Beginning at an angle in the Samsonville road opposite the residence of Marshall Hollister, and running thence (1) north 42 degrees 01 minutes west 419.8 feet; (2) thence to and partly along the exterior line of Section 4 (property acquired by The City of New York), north 44 degrees 06 minutes west 1,402.9 feet; (3) thence continuing along said exterior line and along the exterior lines of Sections 8 and 10, the following curves, courses and distances: On a curve of 633 feet radius to the right, 760 feet; (4) north 24 degrees 44 minutes east 963.7 feet; (5) on a curve of 1,367 feet radius to the left, 479.3 feet; (6) north 4 degrees 40 minutes east 4,019.6 feet; (7) on a curve of 467 feet radius to the left, 446.1 feet; (8) north 50 degrees 05 minutes west 261.8 feet; (9) on a curve of 667 feet radius to the left, 453.2 feet; (10) north 89 degrees west 1,010.4 feet; (11) on a curve of 1,067 feet radius to the left, 647.1 feet; (12) south 56 degrees 15 minutes west 219.2 feet; (13) on a curve of 533 feet radius to the right, 479.5 feet; (14) north 72 degrees 11 minutes west 1,231.7 feet; (15) on a curve of 1,833 feet radius to the right, 207.9 feet; (16) north 65 degrees 41 minutes west 556.4 feet; (17) on a curve of 433 feet radius to the right, 322.6 feet; (18) north 23 degrees west 219 feet; (19) north 9 degrees 02 minutes east 321.6 feet; (20) on a curve of 767 feet radius to the left, 382.3 feet; (21) north 28 degrees 42 minutes west 251.9 feet; (22) on a curve of 767 feet radius to the left, 365.2 feet; (23) north 55 degrees 59 minutes west 1,221.1 feet; (24) on a curve of 833 feet radius to the right, 217.3 feet; (25) north 41 degrees 02 minutes west 2,163.8 feet; (26) on a curve of 767 feet radius to the left, 248.9 feet; (27) north 59 degrees 38 minutes west 191.5 feet; (28) on a curve of 833 feet radius to the right, 350.3 feet; (29) north 35 degrees 33 minutes 20 seconds west 617.3 feet; (30) on a curve of 833 feet radius to the right, 450.1 feet and (31) north 4 degrees 36 minutes west 1,092 feet; thence north 4 degrees 24 minutes 40 seconds west 1,051.7 feet to another point in the exterior boundary line of said section No. 10; (32) thence along said boundary line, the following courses, distances and curves: North 4 degrees 06 minutes 10 seconds west 1,213.2 feet; (33) north 9 degrees 44 minutes 20 seconds west 1,158.7 feet; (34) north 39 degrees 39 minutes 20 seconds east 700.8 feet; (35) north 20 degrees 05 minutes 10 seconds east 629.7 feet; (36) on a curve of 833 feet radius to the right, 250.3 feet; (37) north 37 degrees 18 minutes 10 seconds east 511.3 feet; (38) on a curve of 267 feet radius to the left 294.8 feet; (39) north 25 degrees 57 minutes 50 seconds west 763.1 feet; (40) north 25 degrees 57 minutes 50 seconds west 763.1 feet; (41) on a curve of 533 feet radius to the right, 571.9 feet; (42) north 35 degrees 30 minutes 30 seconds east 100.1 feet; (43) on a curve of 467 feet radius to the left, 477 feet; (44) north 23 degrees 01 minutes west 579.1 feet; (45) on a curve of 250 feet radius to the left, 165.2 feet; (46) north 60 degrees 52 minutes west 474.9 feet; (47) north 19 degrees 32 minutes 50 seconds west 673 feet; (48) on a curve of 200 feet radius to the right, 157.2 feet; (49) north 25 degrees 30 minutes east 177.5 feet; (50) on a curve of 450 feet radius to the left, 206.9 feet; (51) north 50 minutes 20 seconds west 1,086.7 feet; (52) on a curve of 1,033 feet radius to the right, 986.8 feet; (53) north 53 degrees 53 minutes 30 seconds east 400.4 feet; (54) on a curve of 567 feet radius to the left, 410.2 feet; (55) north 12 degrees 26 minutes 10 seconds east 152.9 feet; (56) north 81 degrees 52 minutes 10 seconds east 128.3 feet; (57) on a curve of 138.2 feet radius to the left, 136.3 feet; (58) north 25 degrees 21 minutes east 295 feet; (59) on a curve of 420.5 feet radius to the right, 475.2 feet; (60) south 89 degrees 53 minutes east 427.3 feet to a line 40 feet west of the center line of the Ulster and Delaware Railroad and parallel thereto; (61) thence along said line, south 4 degrees 06 minutes west 66.2 feet; (62) thence returning parallel to and 66 feet from courses 60 to 56, inclusive, until opposite the beginning of course 56; thence on a curve of 120 feet radius to the left 145.3 feet; thence south 12 degrees 26 minutes west 26 feet until opposite the end of course 54; thence continuing parallel to and 66 feet from courses 54 to 49, inclusive, until opposite the end of course 48; thence on a curve of 134 feet radius to the left, 172.4 feet; thence south 48 degrees 13 minutes east 73.5 feet; thence on a curve of 216 feet radius to the right, 108.7 feet; thence south 19 degrees 32 minutes 50 seconds east 452.2 feet; thence on a curve of 134 feet radius to the left, 97 feet; thence south 60 degrees 52 minutes east 280 feet until opposite the end of course 45; thence parallel to and 66 feet from courses 45 to 36, inclusive; thence south 39 degrees 39 minutes 20 seconds west 395 feet; thence on a curve of 600 feet radius to the left, 517.2 feet; thence south 9 degrees 44 minutes 20 seconds east 855 feet; thence parallel to and 66 feet from courses 33 to 20, inclusive; thence south 10 minutes east 351.1 feet; thence on a curve of 367 feet radius to the left, 419.7 feet until opposite the end of course 16; thence parallel to and 66 feet from courses 16 to 1, inclusive, until opposite the place of beginning; thence south 47 degrees 59 minutes west 66 feet, to the said point or place of beginning; length, 6.92 miles.

2. Substituted New Highway, Town of Olive.

Beginning at a point in the northernly bounds of the State road, where the exterior line of Section No. 14 intersects the same, and running thence along the said exterior line and the exterior line of Section No. 13, (1) north 63 degrees 3 minutes east 5,154.4 feet; (2) on a curve of 1,667 feet radius to the left, 584.2 feet; and (3) north 42 degrees 58 minutes 10 seconds east 1,483.1 feet to the line between the Towns of Olive and Hurley; thence along said town line, south 25 degrees 34 minutes east 61.4 feet; thence returning parallel to and 66 feet from courses 3 to 1, inclusive, until opposite the place of beginning; thence due north 74 feet to the said point or place of beginning; length 1.37 miles.

3. Substituted New Highway, Town of Hurley.

Beginning at the end of the third course of Parcel No. 3 of the substituted new highway, in the line between the Towns of Olive and Hurley, and running from thence along the exterior line of Section No. 13, the following courses, distances and curves: North 42 degrees 58 minutes 10 seconds east 701.8 feet, on a curve of 9,633 feet radius to the right, 401.2 feet, north 45 degrees 21 minutes 20 seconds east 686.7 feet, on a curve of 2,133 feet radius to the right, 478.7 feet, north 58 degrees 12 minutes 50 seconds east 753.3 feet, on a curve of 1,067 feet radius to the left, 484.3 feet, north 32 degrees 12 minutes 30 seconds east 496.9 feet, on a curve of 533 feet radius to the right, 726.7 feet, on a curve of 556.8 feet radius to the left, 498.3 feet, north 59 degrees 3 minutes 20 seconds east 294.4 feet, on a curve of 381.6 feet radius to the right, 454 feet, on a curve of 367 feet radius to the left, 475.3 feet, north 53 degrees 1 minute east 466.7 feet, on a curve of 5,567 feet radius to the left, 395 feet, north 48 degrees 56 minutes 40 seconds east 840.7 feet, on a curve of 967 feet radius to the left, 268.3 feet, north 33 degrees 2 minutes 50 seconds east 836.4 feet, on a curve of 767 feet radius to the left, 183.6 feet, north 19 degrees 20 minutes east 527 feet, on a curve of 533 feet radius to the right, 697.2 feet and south 85 degrees 43 minutes 20 seconds east 246.6 feet; thence along the proposed exterior reservoir taking line, the following courses, distances and curves: South 85 degrees 43 minutes 20 seconds east 736.4 feet, on a curve of 767 feet radius to the left, 303.4 feet; north 71 degrees 37 minutes east 538.3 feet, on a curve of 433 feet radius to the right, 366 feet, south 59 degrees 52 minutes east 399 feet, on a curve of 217 feet radius to the left, 291.5 feet, north 43 degrees 9 minutes east 352.7 feet, on a curve of 2,733 feet radius to the right, 1,007.5 feet, on a curve of 440.3 feet radius to the right, 545.6 feet, south 44 degrees 43 minutes 40 seconds east 341.4 feet, on a curve of 467 feet radius to the left, 399 feet, north 86 degrees 19 minutes 30 seconds east 1,572.7 feet, north 71 degrees 47 minutes east 473 feet and on a curve of 450 feet radius to the right, 447.7 feet; thence in part along the proposed exterior reservoir taking line, south 51 degrees 12 minutes east 810.3 feet; thence the following curves, courses and distances: On a curve of 350 feet radius to the right, 242.2 feet, south 11 degrees 35 minutes east 101.9 feet, on a curve of 250 feet radius to the left, 186.4 feet, on a curve of 410.3 feet radius to the right, 245.9 feet, south 19 degrees 58 minutes east 193.6 feet, on a curve of 617 feet radius to the left, 555.9 feet, south 71 degrees 35 minutes 10 seconds east 722.5 feet, on a curve of 314 feet radius to the left, 401.3 feet, north 35 degrees 11 minutes east 401.1 feet and on a curve of 283 feet radius to the right, 503.5 feet to and partly along the proposed exterior reservoir taking line; thence continuing along said line, south 42 degrees 53 minutes east 152.1 feet, on a curve of 643 feet radius to the left, 407.4 feet and south 79 degrees 11 minutes east 1,572.8 feet; thence on a curve of 1,033 feet radius to the right, 520.8 feet, south 50 degrees 17 minutes 40 seconds east 1,161.4 feet and on a curve of 103 feet radius to the right, 85 feet to the northernly boundary of the proposed relocation of the Ulster and Delaware Railroad; thence along said northernly line, on a curve of 2,824.9 feet radius to the right, 70 feet; thence parallel to and 66 feet from the above-described line, for its whole length, to a point in the line between the Towns of Olive and Hurley; thence along said town line, north 25 degrees 34 minutes west 61.4 feet to the point or place of beginning; length, 5.10 miles.

4. Substituted New Highway, Town of Hurley.

Beginning at a point 40 feet easterly from the center line of the Ulster and Delaware Railroad at a point opposite the end of course 61 in the description of Substituted New Highway No. 1, and running thence parallel to and 40 feet from said center line, north 4 degrees 6 minutes east 60.3 feet and north 85 degrees 54 minutes west 7 feet; thence parallel to and 33 feet from the center line of the Ulster and Delaware Railroad and along the exterior line of real estate Section No. 11, north 4 degrees 6 minutes east 278.7 feet, on a curve of 1,943 feet radius to the left 145 feet; thence continuing along the said exterior line and the exterior lines of Sections Nos. 12 and 14 the following courses, distances and curves: (1) North 63 degrees 31 minutes 20 seconds east 1,063.6 feet; (2) south 20 degrees 43 minutes 50

seconds east 466.4 feet; (3) on a curve of 854.5 feet radius to the left 329.3 feet; (4) on a curve of 350 feet radius to the right 249.4 feet; (5) south 1 degree 59 minutes 20 seconds east 153.6 feet; (6) on a curve of 600 feet radius to the right 306.6 feet; (7) south 27 degrees 17 minutes 10 seconds west 254.9 feet; (8) on a curve of 889.8 feet radius to the left 290.5 feet; (9) on a curve of 467 feet radius to the left 571 feet; (10) on a curve of 341 feet radius to the right 342.4 feet; (11) south 3 degrees 56 minutes 30 seconds east 1,308.7 feet; (12) on a curve of 767 feet radius to the left 237.7 feet; (13) south 21 degrees 42 minutes east 1,419.5 feet; (14) on a curve of 833 feet radius to the right 410.6 feet; (15) on a curve of 1,158.9 feet radius to the left 593.6 feet; (16) on a curve of 1,320.3 feet radius to the left 645 feet; (17) south 50 degrees 47 minutes 50 seconds east 227.4 feet; (18) on a curve of 230 feet radius to the right 326.4 feet; (19) south 30 degrees 31 minutes 10 seconds west 171.1 feet; (20) on a curve of 101.1 feet radius to the left 166.2 feet; (21) south 63 degrees 41 minutes 40 seconds east 103.9 feet; (22) on a curve of 433 feet radius to the right 312.3 feet; (23) on a curve of 560.6 feet radius to the left 260.2 feet; (24) south 48 degrees 57 minutes 40 seconds east 2,266.2 feet; (25) on a curve of 2,167 feet radius to the left 392.9 feet; (26) south 59 degrees 21 minutes east 1,961.2 feet; (27) on a curve of 767 feet radius to the left 385 feet; (28) south 88 degrees 6 minutes 40 seconds east 311.9 feet; (29) on a curve of 498 feet radius to the right, 633.8 feet; (30) south 11 degrees 44 minutes 20 seconds east 302.2 feet; (31) on a curve of 267 feet radius to the left 355.9 feet; (32) south 88 degrees 7 minutes east 584.2 feet; (33) on a curve of 433 feet radius to the right 319.3 feet; (34) on a curve of 988.1 feet radius to the left, 552.4 feet; (35) south 77 degrees 54 minutes 10 seconds east 500.2 feet; (36) thence on a curve of 333 feet radius to the right 293.3 feet; (37) on a curve of 139.6 feet radius to the left 181 feet to another point in the exterior line of Section No. 14, on the northernly side of the State road; thence south 13 degrees 52 minutes east 49.5 feet; thence south 76 degrees 8 minutes west 30 feet; thence on a curve of 175 feet radius to the right 226.9 feet, to a point 66 feet from and opposite the end of course 36; thence parallel to and 66 feet from courses 36 to 3, inclusive; thence north 20 degrees 43 minutes 50 seconds west 318.9 feet; thence on a curve of 67 feet radius to the left 112 feet; thence south 63 degrees 31 minutes 20 seconds west 749.3 feet; thence on a curve of 217 feet radius to the left 225 feet; thence south 4 degrees 6 minutes west 320 feet until opposite the place of beginning; thence north 85 degrees 54 minutes west 59 feet to the said point or place of beginning; length 3.71 miles.

Also, a right of crossing over the Ulster and Delaware Railroad between the end of Substituted New Highway No. 1 and the beginning of No. 2.

3. Substituted New Highway, Town of Olive.

Beginning at a point in the northernly bounds of the State road, where the exterior line of Section No. 14 intersects the same, and running thence along the said exterior line and the exterior line of Section No. 13, (1) north 63 degrees 3 minutes east 5,154.4 feet; (2) on a curve of 1,667 feet radius to the left, 584.2 feet; and (3) north 42 degrees 58 minutes 10 seconds east 1,483.1 feet to the line between the Towns of Olive and Hurley; thence along said town line, south 25 degrees 34 minutes east 61.4 feet; thence returning parallel to and 66 feet from courses 3 to 1, inclusive, until opposite the place of beginning; thence due north 74 feet to the said point or place of beginning; length 1.37 miles.

4. Substituted New Highway, Town of Hurley.

Beginning at the end of the third course of Parcel No. 3 of the substituted new highway, in the line between the Towns of Olive and Hurley, and running from thence along the exterior line of Section No. 13, the following courses, distances and curves: North 42 degrees 58 minutes 10 seconds east 701.8 feet, on a curve of 9,633 feet radius to the right, 401.2 feet, north 45 degrees 21 minutes 20 seconds east 686.7 feet, on a curve of 2,133 feet radius to the right, 478.7 feet, north 58 degrees 12 minutes 50 seconds east 753.3 feet, on a curve of 1,067 feet radius to the left, 484.3 feet, north 32 degrees 12 minutes 30 seconds east 496.9 feet, on a curve of 533 feet radius to the right, 726.7 feet, on a curve of 556.8 feet radius to the left, 498.3 feet, north 59 degrees 3 minutes 20 seconds east 294.4 feet, on a curve of 381.6 feet radius to the right, 454 feet, on a curve of 367 feet radius to the left, 475.3 feet, north 53 degrees 1 minute east 466.7 feet, on a curve of 5,567 feet radius to the left, 395 feet, north 48 degrees 56 minutes 40 seconds east 840.7 feet, on a curve of 967 feet radius to the left, 268.3 feet, north 33 degrees 2 minutes 50 seconds east 836.4 feet, on a curve of 767 feet radius to the left, 183.6 feet, north 19 degrees 20 minutes east 527 feet, on a curve of 533 feet radius to the right, 697.2 feet and south 85 degrees 43 minutes

Beginning at the most southerly point of Parcel No. 440, in the centre of a road leading from Davis Corners to West Shokan, in the westerly line of Parcel No. 438, and running thence partly along the westerly line of said Parcel No. 440, north 41 degrees 2 minutes west 189.8 feet, and on a curve of 767 feet radius to the left, 35.2 feet to the southeast corner of Parcel No. 441; thence along the southerly line of said parcel, on a curve of 767 feet radius to the left, 213.7 feet, north 59 degrees 38 minutes west 121.5 feet, and on a curve of 833 feet radius to the right, 308.4 feet, crossing a road leading to West Shokan, to the southwest corner of Parcel No. 442; thence along the westerly line of said parcel, and along the westerly lines of Parcels Nos. 443 and 444, and partly along the westerly line of Parcel No. 445, the following curves, courses and distances: On a curve of 833 feet radius to the right, 41.9 feet, north 35 degrees 33 minutes 20 seconds west 617.3 feet, on a curve of 833 feet radius to the right, 450.1 feet, and north 4 degrees 36 minutes west 1,092 feet, crossing a road leading from West Shokan to Peekamoose Lodge to a point in the northerly line thereof; thence along said northerly road line, and continuing along the westerly line of Parcel No. 445, south 81 degrees 23 minutes 30 seconds west 652.1 feet to the most westerly point of said parcel, in the southerly line of Parcel No. 446; thence partly along said line, south 60 degrees 36 minutes west 527 feet, recrossing said road, to the southwest corner of said parcel; thence along the westerly lines of said parcel and Parcel No. 447, north 9 degrees 3 minutes 40 seconds west 400 feet, and again crossing said road and crossing Bush Kill, to the northwest corner of said Parcel No. 447; thence along the northerly line of said parcel,

north 47 degrees 4 minutes 40 seconds east 842.2 feet to the most westerly point of Parcel No. 448; thence partly along the westerly line of said parcel, north 47 degrees 4 minutes 40 seconds east 640.7 feet and north 4 degrees 6 minutes 10 seconds west 1,213.2 feet to a point in the westerly line of a road leading to West Shokan and Boiceville; thence along said road line, and continuing along the westerly line of said parcel, north 9 degrees 44 minutes 20 seconds west 1,158.7 feet; thence continuing along the westerly line of said parcel, and running along the westerly lines of Parcels Nos. 469, 471, 472 and 474, the following courses, distances and curves: North 39 degrees 39 minutes 20 seconds east 700.8 feet, north 20 degrees 5 minutes 10 seconds east 629.7 feet, on a curve of 833 feet radius to the right, 250.3 feet, north 37 degrees 18 minutes 10 seconds east 511.3 feet, on a curve of 267 feet radius to the left, 294.8 feet, north 25 degrees 57 minutes 50 seconds west 763.1 feet, on a curve of 533 feet radius to the right, 571.9 feet, north 35 degrees 30 minutes 30 seconds east 100.1 feet, on a curve of 467 feet radius to the left, 477 feet, north 23 degrees 1 minute west 579.1 feet, on a curve of 250 feet radius to the left, 165.2 feet, and north 60 degrees 52 minutes west 158.6 feet to a point in the southerly line of Parcel No. 477; thence partly along said line, north 60 degrees 52 minutes west 316.3 feet to the southwest corner of said parcel; thence along the westerly lines of said parcel and Parcel No. 478, partly along the westerly line of Parcel No. 479, and along the westerly lines of Parcels Nos. 482 and 483, the following courses, distances and curves: North 19 degrees 32 minutes 50 seconds west 673.6 feet, crossing Chestnut Bushkill, on a curve of 200 feet radius to the right, 157.2 feet, north 25 degrees 30 minutes east 177.5 feet, on a curve of 450 feet radius to the left, 206.9 feet, north 50 minutes 20 seconds west 1,086.7 feet, crossing a road leading from Traver Hollow to West Shokan, on a curve of 1,033 feet radius to the right, 986.8 feet, north 53 degrees 53 minutes 30 seconds east 400.4 feet, on a curve of 567 feet radius to the left, 410.2 feet, north 12 degrees 26 minutes 10 seconds east 152.9 feet, north 81 degrees 32 minutes 10 seconds east 128.3 feet, on a curve of 138.2 feet radius to the left, 136.3 feet, north 25 degrees 21 minutes east 295 feet and on a curve of 420.5 feet radius to the right, 214.1 feet to the most westerly point of Parcel No. 487; thence along the northerly line of said parcel, north 48 degrees 4 minutes 40 seconds east 434.3 feet, crossing a road leading from West Shokan to Phoenicia, in the westerly property line of the Ulster and Delaware Railroad Company; thence along said railroad property line and the easterly lines of said parcel and Parcels Nos. 483, 480 and 479, south 4 degrees 6 minutes west 3,856.4 feet, crossing Esopus Creek and a road leading to Phoenicia, to the northeast corner of Parcel No. 475, in the centre of the easterly line of said parcel, partly along the easterly line of Parcel No. 489, partly along the easterly line of Parcel No. 473, along the easterly lines of Parcels Nos. 472 and 471, partly along the easterly line of Parcel No. 469, along the easterly line of Parcel No. 470, and continuing along said railroad property line, south 4 degrees 6 minutes west 1,351.3 feet, recrossing the before mentioned road leading to West Shokan, and Chestnut Bushkill, on a curve of 2,325 feet radius to the left, 1,133 feet, and south 23 degrees 49 minutes 15 seconds east 3,034.6 feet to the northeast corner of Parcel No. 468, in a road leading from Boiceville to West Shokan; thence along said road, the easterly line of said parcel, and continuing along said westerly railroad property line, south 23 degrees 49 minutes 15 seconds east 3,821.1 feet to the northeast corner of Parcel No. 463; thence along the easterly lines of said parcel and Parcels Nos. 467 and 466, and continuing along said railroad property line, south 23 degrees 49 minutes 15 seconds east 1,656.8 feet to the southeast corner of said Parcel No. 466, in the centre of before mentioned Bushkill; thence along the centre line of said parcel, partly along the southerly line of said parcel, and continuing along said railroad property line, north 84 degrees 33 minutes west 114.5 feet to the northeast corner of Parcel No. 459; thence partly along the easterly line of said parcel, along the easterly lines of Parcels Nos. 463 and 458, partly along the westerly line of a road leading to West Shokan and same produced, and continuing along said westerly railroad property line, south 23 degrees 49 minutes 15 seconds east 2,038.2 feet, crossing a road leading to Shokan and a brook, to the southeast corner of said Parcel No. 458; thence partly along the southerly line of said parcel the following courses and distances: South 50 degrees 56 minutes west 311.7 feet, south 50 degrees 38 minutes west 529.2 feet, south 52 degrees 27 minutes west 20.1 feet, north 49 degrees 20 minutes west 180 feet and south 48 degrees 30 minutes west 143.9 feet to a point in the centre of a road leading from Peekamoose Lodge to Brodhead; thence along the centre line of said road, north 49 degrees 20 minutes west 268.8 feet; thence continuing along the southerly line of Parcel No. 458 north 46 degrees 33 minutes east 122.7 feet and north 50 degrees 19 minutes west 102.3 feet to a point in the easterly line of Parcel No. 453; thence partly along said line south 46 degrees 33 minutes west 120.9 feet to another point in the centre of the road leading from Peekamoose Lodge to Brodhead; thence along the centre line of said road south 49 degrees 20 minutes east 53.5 feet to the point of intersection of said centre line with the easterly line produced of the before mentioned road leading from Davis Corners to West Shokan; thence partly along said easterly road line and the production thereof, continuing along said easterly line of Parcel No. 453, and running along the easterly line of Parcel No. 453C, south 5 degrees 17 minutes west 127.8 feet and south 3 degrees 24 minutes west 153.4 feet to the southeast corner of said Parcel No. 453C, in a brook; thence partly along the southerly line of said parcel, north 53 degrees 42 minutes west 54.2 feet to the northeast corner of Parcel No. 454, in the before mentioned easterly line of the road leading from Davis Corners to West Shokan; thence along said road line and the easterly line of said parcel south 44 degrees 25 minutes west 230.9 feet to the most southerly point of said parcel; thence along the westerly line of said parcel, north 33 degrees 42 minutes west 162.8 feet, crossing said road, to the northwest corner of said parcel, in the southerly line of before mentioned Parcel No. 453; thence partly along said line, south 74 degrees 18 minutes west 375 feet to a point in the easterly line of before mentioned Parcel No. 438; thence partly along said line, along the easterly line of Parcel No. 439, and partly along the centre line of said road leading from Davis Corners to West Shokan, south 4 degrees 24 minutes east 510.3 feet, crossing a brook, to the southeast corner of said Parcel No. 439; thence partly along the southerly line of said parcel and continuing along the centre line of said road, south 76 degrees 26 minutes west 167.1 feet to another point in the easterly line of Parcel No. 438; thence partly along said line, south 20 degrees .06 minutes east 1,891.7 feet to the southeast corner of said parcel; thence along the southerly line of same, south 83 degrees 19 minutes west 572.8 feet and south 86 degrees 44 minutes west 371.7 feet to the southwest cor-

ner of said parcel; thence partly along the westerly line of same, north 41 degrees .02 minutes west 1,121.2 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. 438 to 489, inclusive, and Parcels Nos. 453A, 453B and 453C, 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 may acquire the right to close the same.

Dated December 28, 1908.

FRANCIS KEY PENDLETON,
Corporation Counsel.

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THIRD JUDICIAL DISTRICT.

ULSTER COUNTY.

Catskill Aqueduct, Northern Department, Section No. 3, Towns of Olive and Marlborough, Ulster County.

In the matter of the application and petition of J. Edward Simmons, Charles N. Chadwick and Charles A. Shaw, constituting the Board of Water Supply of The City of New York, to acquire real estate for and on behalf of The City of New York, under chapter 724 of the Laws of 1905, and the acts amendatory thereof, in the towns of Olive and Marlborough, Ulster 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 order of confirmation of the first separate report of Amos Van Etten, Lawrence F. Abbott and Arthur V. Hoornbeek, who were appointed Commissioners in the above entitled matter by an order of this Court, made at a Special Term thereof, held at the City Hall, in the City of Albany, Albany County, New York, November 30, 1907, was filed in the office of the Clerk of the County of Ulster, December 21, 1908, and affects parcels numbers ninety-three (93), ninety-seven (97), ninety-five (95), ninety-six (96), ninety-eight (98), one hundred and one (101), one hundred and two (102), one hundred and five (105), one hundred and seven (107), one hundred and eight (108), one hundred and nine (109), one hundred and ten (110), one hundred and eleven (111), one hundred and twelve (112), one hundred and thirteen (113), one hundred and fourteen (114), one hundred and fifteen (115), one hundred and sixteen (116), one hundred and seventeen (117), one hundred and eighteen (118), one hundred and nineteen (119), one hundred and twenty (120), one hundred and twenty-one (121), one hundred and twenty-two (122), one hundred and twenty-three (123), one hundred and twenty-four (124), one hundred and twenty-five (125), one hundred and twenty-six (126), one hundred and twenty-seven (127), one hundred and twenty-eight (128), one hundred and twenty-nine (129), one hundred and thirty (130), one hundred and thirty-one (131), shown on the map in this proceeding.

Dated New York, January 2, 1909.

FRANCIS K. PENDLETON,
Corporation Counsel.

Hall of Records, New York City.

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SUPREME COURT—NINTH JUDICIAL DISTRICT.

NINTH JUDICIAL DISTRICT, WESTCHESTER COUNTY.

SOUTHERN AQUEDUCT DEPARTMENT,
CATSKILL AQUEDUCT.

SECTION No. 14, MOUNT PLEASANT.

NOTICE OF APPLICATION FOR THE APPOINTMENT OF COMMISSIONERS OF APPRAISAL.

PUBLIC NOTICE IS HEREBY GIVEN that it is the intention of the Corporation Counsel of The City of New York to make application to the Supreme Court of the State of New York for the appointment of Commissioners of Appraisal under chapter 724 of the Laws of 1905, as amended, and the acts relating thereto.

Such application will be made to the Supreme Court at a Special Term thereof to be held in and for the Ninth Judicial District at the Judges' Chambers in the City of Poughkeepsie, Dutchess County, N. Y., on

SATURDAY, FEBRUARY 13, 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 of Westchester, to act as Commissioners of Appraisal under said act and discharge all the duties conferred by said act and the acts amendatory thereof.

The following is a description of the real estate to be acquired, together with a reference to the date and place of filing the map:

All those certain pieces or parcels of real estate situated in the Town of Mount Pleasant, County of Westchester and State of New York, shown on a map entitled: "Southern Aqueduct Department, Section No. 14, Board of Water Supply of The City of New York. Map of real estate situated in the Town of Mount Pleasant, County of Westchester and State of New York, to be acquired by The City of New York under the provisions of chapter 724 of the Laws of 1905, as amended, for the construction of Catskill Aqueduct and appurtenances, from Newcastle town line near Chappaqua to Kensico Reservoir taking line," which map was filed in the office of the Register of the County of Westchester, at White Plains, N. Y., on the 8th day of October, 1908, as Map No. 1831; which parcels are bounded and described as follows:

Beginning at a point in the line between the Towns of Newcastle and Mount Pleasant, at the southeast corner of Parcel No. 961 of real estate, Section No. 13 (the map of which section was filed in the office of the Register of the County of Westchester, at White Plains, N. Y., on June 13, 1908, as Map No. 1803), said point being also the northeast corner of Parcel No. 962 of real estate Section No. 14, hereby described, and running thence along the easterly line of said Parcel No. 962 the following courses and distances: South 12 degrees 25 minutes east 168.2 feet, north 77 degrees 25 minutes east 75 feet, south 12 degrees 25 minutes east 217.1 feet, and south 30 degrees 33 minutes west 36.2 feet to the southeast corner of said parcel, in the northerly line of Parcel No. 963, in the northerly line of a road leading from Briarcliff to Chappaqua; thence along said

road line and partly along said northerly parcel line south 76 degrees 22 minutes east 27.4 feet to the northeast corner of said parcel; thence along the easterly line of same, on a curve of 816.8 feet radius to the right, 43.4 feet, crossing said road, to a point in the southerly line thereof, at the northeast corner of Parcel No. 964; thence along the easterly lines of said parcel and Parcels Nos. 967 and 968, and partly along the easterly lines of Parcels Nos. 969 and 971 the following courses, distances and curves: On a curve of 816.8 feet radius to the right, 322.8 feet, south 13 degrees 58 minutes west 349.6 feet, on a curve of 616.8 feet radius to the left, 517.3 feet, south 34 degrees 5 minutes east 223.4 feet, south 55 degrees 55 minutes west 75 feet, south 34 degrees 5 minutes east 4,929.9 feet, crossing Hardscrabble road (leading from Chappaqua to Pleasantville), north 55 degrees 55 minutes east 75 feet, south 34 degrees 5 minutes east 204 feet and south 35 degrees 9 minutes east 292.8 feet, crossing the property of the New York and Harlem Railroad (New York Central and Hudson River Railroad Company, lessees), to the most northerly point of Parcel No. 972, in the easterly line of said railroad property; thence partly along the easterly line of said parcel and along the northerly line of Parcel No. 973, south 35 degrees 9 minutes east 92.7 feet and north 62 degrees 18 minutes east 438.5 feet, crossing Sawmill River, to the northeast corner of said Parcel No. 973, in the westerly line of Washington avenue (leading from Chappaqua to Pleasantville Station); thence along said line and along the easterly line of said parcel, south 33 degrees 27 minutes west 62.2 feet to the southeast corner of said parcel; thence along the southerly line of same and again partly along the easterly line of before mentioned Parcel No. 972, south 62 degrees 18 minutes west 380.1 feet, recrossing Sawmill River, and south 35 degrees 9 minutes east 196.7 feet, again crossing said river, to the most northerly point of Parcel No. 975, in the before mentioned westerly line of Washington avenue; thence partly along the easterly line of said parcel, south 35 degrees 9 minutes east 52.9 feet, crossing said avenue, to a point in the easterly line thereof, at the most northerly point of Parcel No. 976; thence along the easterly line of said parcel, partly along the northerly and along the easterly lines of Parcel No. 977, partly along the northerly line of Parcel No. 978, along the northerly and easterly lines of Parcel No. 979, again partly along the northerly line of Parcel No. 978, along the easterly and partly along the southerly lines of said parcel, partly along the northerly and easterly lines of Parcel No. 980, and along the easterly lines of Parcels Nos. 981 and 982 the following courses and distances: South 35 degrees 9 minutes east 361.7 feet, south 63 degrees 16 minutes east 104.5 feet, south 38 degrees 5 minutes west 129.8 feet, south 35 degrees 9 minutes east 737.1 feet, south 86 degrees 20 minutes east 55.1 feet, south 75 degrees 28 minutes east 37.4 feet, south 57 degrees 3 minutes east 68.1 feet, north 54 degrees 51 minutes east 78.4 feet, north 89 degrees 50 minutes east 122.1 feet, south 35 degrees 9 minutes east 70 feet, south 54 degrees 51 minutes west 50 feet, south 35 degrees 9 minutes east 160.2 feet, south 66 degrees 2 minutes east 23.8 feet, south 58 degrees 16 minutes east 144.3 feet, south 63 degrees east 56.8 feet, south 69 degrees 49 minutes east 52.5 feet, south 80 degrees 33 minutes east 23.1 feet, south 29 degrees 43 minutes east 47.1 feet, south 12 degrees 44 minutes east 61 feet, south 75 degrees 19 minutes west 28.6 feet, south 25 degrees 28 minutes west 25 feet, south 3 degrees 25 minutes east 6.6 feet, south 65 degrees 41 minutes west 17.6 feet, south 81 degrees 33 minutes west 48.5 feet, south 11 degrees 9 minutes east 20.2 feet, south 58 degrees 47 minutes west 184.1 feet, south 31 degrees 13 minutes east 104.7 feet, north 87 degrees 1 minute east 14.7 feet, south 3 degrees 42 minutes east 124.8 feet, south 6 degrees 42 minutes east 24.8 feet and south 31 degrees 13 minutes east 420.3 feet to the southeast corner of said Parcel No. 982, in the northerly line of Parcel No. 983, in the northerly line of Bedford road (leading from Pleasantville Station to Mount Kisco); thence along said road line and partly along said northerly parcel line, north 52 degrees 28 minutes east about 62.4 feet to the northeast corner of said Parcel No. 983; thence along the easterly line of said parcel, south 31 degrees 13 minutes east 46.5 feet, crossing said road, to a point in the southerly line thereof, at the northeast corner of Parcel No. 984; thence along the easterly and partly along the southerly lines of said parcel and partly along the easterly lines of Parcels Nos. 987 and 988, partly along the easterly line of Parcel No. 989, along the easterly line of Parcel No. 990, and again partly along the easterly line of Parcel No. 989 the following courses and distances: South 34 degrees 38 minutes east 77.5 feet, north 69 degrees 27 minutes east 16.9 feet, south 15 degrees 26 minutes east 52.1 feet, south 67 degrees 37 minutes west 41.7 feet, south 20 degrees 34 minutes east 380.1 feet, north 69 degrees 26 minutes east 6.8 feet, south 9 degrees 34 minutes east 140.8 feet, south 24 degrees 29 minutes east 72.9 feet, south 38 degrees 24 minutes east 29.4 feet, south 71 degrees 49 minutes east 30.6 feet, north 80 degrees 34 minutes east 25.5 feet, south 11 degrees 36 minutes east 34 feet, south 17 degrees 46 minutes east 92.7 feet and north 78 degrees 23 minutes east 40 feet to a point in the westerly line of Broadway (leading from Mount Kisco to Hawthorne); thence along said line and continuing along said easterly line of Parcel No. 989, south 11 degrees 36 minutes east 6 feet and south 14 degrees 20 minutes east 44.3 feet to the northwest corner of Parcel No. 992; thence along the northerly line of said parcel, south 46 degrees 26 minutes east 88.6 feet, crossing said Broadway, to a point in the easterly line thereof, at the northeast corner of said Parcel No. 992; thence partly along the easterly line of said parcel and along said easterly line of Broadway, south 14 degrees 13 minutes east 46.9 feet to the northwest corner of Parcel No. 993; thence along the northerly line of said parcel, partly along the northerly line of Parcel No. 994, and along the northerly lines of Parcels Nos. 995 and 996, the following courses, distances and curves: South 46 degrees 26 minutes east 98.5 feet, south 21 degrees 26 minutes east 129.7 feet, south 64 degrees 3 minutes east 1,246.8 feet, on a curve of 275 feet radius to the right, 156.7 feet, south 31 degrees 24 minutes east 99.6 feet, on a curve of 641.8 feet radius to the left, 212.3 feet, south 50 degrees 21 minutes east 241.8 feet and south 45 degrees east 710.2 feet to the most easterly point of said Parcel No. 996, in the northerly line of Parcel No. 997, in the northerly line of Bear Ridge road (leading from Broadway to Armonk); thence partly along said parcel line, south 45 degrees east 16.5 feet, north 77 degrees 3 minutes east 29.5 feet and south 45 degrees east 18.1 feet, crossing said road, to a point in the southerly line thereof, at the most northerly point of Parcel No. 998; thence partly along the easterly line of said parcel, along the northerly and easterly lines of Parcel No. 999, and partly along the northerly line of Parcel No. 1000, the following courses, distances and curves: South 45 degrees east 164.8 feet, on a curve of 300 feet radius to the right, 253.2 feet, south 3 degrees 21 minutes west 255.3 feet, on a curve of 616.8 feet radius to the left, 183 feet, south 13 degrees 39 minutes east 226.4 feet, south 43 degrees 23 minutes east 99.2 feet, south 73 degrees 8 minutes east 100 feet, north

53 degrees 12 minutes east 284.3 feet, due east 348 feet, south 5 degrees 53 minutes west 185 feet, south 86 degrees 40 minutes east 164.2 feet, south 88 degrees 15 minutes east 173.2 feet, south 86 degrees 27 minutes east 306.9 feet, south 5 degrees 57 minutes west 308.4 feet, crossing a brook, on a curve of 1,532.7 feet radius to the right, 598.6 feet, and south 50 degrees 45 minutes east 319.9 feet to the southwest corner of Parcel No. 1001, in the westerly line of Palmer's lane (leading to Bear Ridge road); thence along said westerly line and along the westerly lines of said Parcel No. 1001 and Parcel No. 1002, the following courses and distances: North 7 degrees 37 minutes west 170.1 feet, north 2 degrees 2 minutes west 186.6 feet, north 4 degrees 39 minutes west 388.3 feet, north 3 degrees 33 minutes east 120.9 feet, north 5 degrees 3 minutes east 199.8 feet, north 6 degrees 21 minutes east 199.7 feet and north 7 degrees 25 minutes east 116.1 feet to the northwest corner of said Parcel No. 1002; thence along the northerly lines of said parcel and Parcel No. 1003, south 76 degrees 2 minutes east 35.6 feet, crossing said lane, to a point in the easterly line thereof, at the northeast corner of said Parcel No. 1003; thence along the easterly line of said parcel and along said easterly line of Palmer's lane, the following courses and distances: South 6 degrees 36 minutes west 410.4 feet, south 5 degrees 7 minutes west 220.9 feet, south 4 degrees 23 minutes east 538.4 feet, south 7 degrees 21 minutes east 315.7 feet, crossing another brook, and south 4 degrees east 29.4 feet, to the southeast corner of said parcel, in the northerly line of Parcel No. 1004; thence partly along said line and the northerly line of Parcel No. 1005, south 50 degrees 45 minutes east 3,200.7 feet, crossing another brook, to the most easterly point of said Parcel No. 1005, in the northerly line of Parcel No. 810 of real estate Section No. 11 (the map of which section was filed in the office of the Register of the County of Westchester, at White Plains, N. Y., on July 3, 1908, as Map No. 1810); thence partly along said northerly parcel line, and the southerly line of said Parcel No. 1005, south 80 degrees 15 minutes west 100.3 feet and south 74 degrees 23 minutes west 66.9 feet to the northwest corner of said Parcel No. 810; thence continuing along said southerly line of Parcel No. 1005, and running partly along the southerly line of before mentioned Parcel No. 1004, along the southerly and partly along the westerly lines of before mentioned Parcel No. 1000, and partly along the westerly line of before mentioned Parcel No. 998, the following courses, distances and curves: North 20 degrees 41 minutes west 160.4 feet, north 50 degrees 45 minutes west 3,076 feet, recrossing before mentioned Palmer's lane, north 87 degrees 37 minutes west 125 feet, north 50 degrees 45 minutes west 265.9 feet, on a curve of 1,332.7 feet radius to the left, 520.5 feet, south 61 degrees 16 minutes west 899 feet, north 20 degrees 11 minutes west 109.6 feet, north 14 degrees 39 minutes west 112.1 feet, north 19 degrees 32 minutes west 244.8 feet, north 16 degrees 47 minutes west 76.6 feet, north 38 degrees 34 minutes west 120.3 feet, north 33 degrees 31 minutes west 49.5 feet, north 28 degrees 4 minutes west 139.4 feet, north 73 degrees 8 minutes west 143.6 feet, on a curve of 300 feet radius to the right, 311.4 feet, north 13 degrees 39 minutes west 226.4 feet, crossing another brook, on a curve of 816.8 feet radius to the right, 242.4 feet, north 3 degrees 21 minutes east 122 feet, south 86 degrees 39 minutes east 20 feet, north 3 degrees 21 minutes east 214 feet, north 45 degrees west 169 feet, north 6 degrees 21 minutes west 32 feet, north 45 degrees west 50 feet and north 81 degrees 55 minutes west 99.9 feet to the most westerly point of said parcel, in the southerly line of before mentioned Parcel No. 997, in the southerly line of before mentioned Bear Ridge road; thence along said road line and partly along said parcel line, south 76 degrees 4 minutes west 24.5 feet, north 55 degrees 30 minutes west 98.4 feet and north 50 degrees 22 minutes west 85.2 feet to the most westerly point of said parcel; thence partly along the northerly line thereof, north 45 degrees east 27.5 feet, recrossing said road, to a point in the northerly line thereof, at the most northerly point of said parcel, said point being also in the southerly line of before mentioned Parcel No. 995; thence partly along said southerly parcel line and along said road line, north 44 degrees 20 minutes west 152 feet, north 51 degrees 19 minutes west 209.5 feet and north 53 degrees 13 minutes west 33.2 feet; thence continuing along the southerly line of Parcel No. 995, and running along the southerly line of before mentioned Parcel No. 994 and partly along the southerly line of before mentioned Parcel No. 993, the following courses, distances and curves: North 39 degrees 39 minutes east 74.1 feet, north 50 degrees 21 minutes west 271.3 feet, on a curve of 791.8 feet radius to the right, 118.8 feet, north 82 degrees 32 minutes west 106.1 feet, north 3 degrees 22 minutes east 122.1 feet, north 31 degrees 24 minutes west 75 feet, on a curve of 125 feet radius to the left, 71.2 feet, north 64 degrees 3 minutes west 625.5 feet, south 8 degrees 13 minutes east 147.4 feet, south 81 degrees 10 minutes west 20 feet, north 16 degrees 21 minutes west 180.3 feet and north 64 degrees 3 minutes west 555.7 feet to the southeast corner of before mentioned Parcel No. 992, in the easterly line of before mentioned Broadway; thence along the southerly line of said parcel, north 64 degrees 3 minutes west 56 feet, recrossing Broadway, to a point in the westerly line thereof, at the southwest corner of said parcel; thence partly along the westerly line of said parcel, and along said road line, north 9 degrees 30 minutes west 54.5 feet and north 10 degrees 51 minutes west 92.4 feet to the most southerly point of Parcel No. 991; thence along the southerly line of said parcel, partly along the southerly and westerly lines of before mentioned Parcel No. 989, partly along the westerly line of Parcel No. 988, and along the westerly lines of Parcels Nos. 986 and 983, the following courses and distances: North 46 degrees 26 minutes west 292.7 feet, south 77 degrees 22 minutes west 220.9 feet, north 7 degrees 42 minutes west 197.2 feet, north 6 degrees 51 minutes west 243.7 feet, south 84 degrees 42 minutes east 9.4 feet, north 11 degrees 27 minutes west 128.3 feet, north 84 degrees west 104.9 feet, north 4 minutes west 75.2 feet, north 17 degrees 2 minutes west 164.8 feet and north 31 degrees 13 minutes west 44.1 feet, recrossing Bedford road, to a point in the northerly line thereof, at the northwest corner of said Parcel No. 983; thence partly along the northerly line of said parcel, and along said road line, north 51 degrees 5 minutes east 4 feet and north 52 degrees 28 minutes east about 25 feet to the southwest corner of before mentioned Parcel No. 982; thence along the westerly line of said parcel, partly along the southerly and westerly lines of before mentioned Parcel No. 981, along the westerly line of before mentioned Parcel No. 980, along the westerly and partly along the northerly lines of before mentioned Parcel No. 978, and along the westerly line of before mentioned Parcel No. 977, the following courses and distances: North 31 degrees 13 minutes west 258.3 feet, north 77 degrees 46 minutes west 12.1 feet, north 79 degrees 1 minute west 13.7 feet, north 14 degrees 21 minutes west 49.8 feet, north 4 degrees 18 minutes east 7.8 feet, north 31 degrees 13 minutes west 190.9 feet, south 58 degrees 47 minutes west 55 feet, north 31 degrees 13 minutes west 443 feet, north 35 degrees 9 minutes west 541.8 feet, north 89 degrees 48 minutes east 67.2

feet, north 35 degrees 9 minutes west 698.1 feet, south 54 degrees 51 minutes west 75 feet and north 35 degrees 9 minutes west 430.5 feet to the most westerly point of said Parcel No. 977, in the before-mentioned easterly lines of Parcel No. 975 and Washington avenue; thence partly along said parcel line, north 35 degrees 9 minutes west 25.5 feet to a point in the centre of said avenue; thence along the centre line thereof, and continuing along said easterly parcel line, south 40 degrees 1 minute west 395 feet to the southeast corner of said parcel; thence along the southerly line of same, north 49 degrees 59 minutes west 26.3 feet, to a point in the westerly line of said avenue, at the southeast corner of Parcel No. 974; thence along the southerly line of said parcel, north 49 degrees 59 minutes west 269.2 feet to the southwest corner of same, in the easterly line of the before-mentioned property of the New York and Harlem Railroad (New York Central and Hudson River Railroad Company, lessees); thence along said railroad property line, the westerly line of said parcel, and partly along the westerly line of before-mentioned Parcel No. 972, north 35 degrees 31 minutes east 41.1 feet, north 56 degrees 13 minutes east 107.4 feet, again crossing Sawmill River, north 35 degrees 31 minutes east 301.1 feet, recrossing and again crossing said river, to the most southerly point of before-mentioned Parcel No. 971; thence partly along the westerly line of said parcel, north 35 degrees 9 minutes west 109.2 feet to the most westerly point of same, in the westerly line of said railroad property, said point being also in the easterly line of before-mentioned Parcel No. 969; thence partly along said parcel line, and along said railroad property line, south 35 degrees 31 minutes west 424.2 feet, again crossing Sawmill River, to the most southerly point of said parcel; thence partly along the westerly line of same, and along the westerly lines of Parcel No. 970 and before-mentioned Parcels Nos. 968 and 967, partly along the westerly line of before-mentioned Parcel No. 964, and along the westerly line of Parcel No. 966, the following courses and distances: North 35 degrees 9 minutes west 433 feet, again crossing Sawmill River, north 55 degrees 55 minutes east 425 feet, north 34 degrees 5 minutes west 225 feet, north 55 degrees 55 minutes east 75 feet, north 34 degrees 5 minutes west 4,930.1 feet, recrossing before-mentioned Hardacre road, south 55 degrees 55 minutes west 75 feet, north 34 degrees 5 minutes west 300 feet, due west 400 feet and north 43 degrees 58 minutes west 747 feet to the northwest corner of Parcel No. 965, in the centre of the before-mentioned road leading from Briarcliff to Chappaqua; thence along the centre line of said road and partly along the northerly line of said parcel, the following courses and distances: North 58 degrees 56 minutes east 143.6 feet, north 62 degrees 12 minutes east 93.3 feet, north 70 degrees 45 minutes east 47 feet, north 57 degrees 28 minutes east 83.5 feet, north 46 degrees 46 minutes east 91.6 feet, north 31 degrees 14 minutes east 43.4 feet and north 19 degrees 28 minutes east 56.1 feet; thence continuing along said northerly parcel line, north 82 degrees 54 minutes east 24.5 feet to the most northerly point of said parcel, in the northerly line of before-mentioned Parcel No. 964, in the easterly line of said road; thence partly along said northerly parcel line, north 82 degrees 54 minutes east 481.1 feet and on a curve of 616.8 feet radius to the left, 254.4 feet, to the southwest corner of before-mentioned Parcel No. 963, at another point in the southerly line of the last-mentioned road leading from Briarcliff to Chappaqua; thence along the westerly line of said parcel, on a curve of 616.8 feet radius to the left, 29.7 feet, and north 12 degrees 25 minutes west 16.1 feet to the southwest corner of before-mentioned Parcel No. 962, in the northerly line of said road; thence along the westerly line of said parcel north 12 degrees 25 minutes west 229.5 feet, north 77 degrees 35 minutes east 75 feet and north 12 degrees 25 minutes west 217.6 feet to the northwest corner of same, in the before-mentioned line between the Towns of Mount Pleasant and New-Castle, in the southerly line of before-mentioned Parcel No. 961 of Real Estate Section No. 13, Southern Aqueduct Department; thence partly along said southerly parcel line and along the northerly line of said Parcel No. 962 and said town line, south 58 degrees 32 minutes east 34.7 feet and south 57 degrees 3 minutes east 35.6 feet to the point or place of beginning.

The greatest width of the tract of land acquired for the aqueduct is 580 feet, at Parcels Nos. 999 and 1000, as shown on the map hereinbefore referred to. The least width of the aqueduct is 50 feet across each of the following parcels: Nos. 962, 964, 967, 968, 970, 977, 982, 1004, 1005.

The fee is to be acquired by The City of New York in all the real estate Parcels Nos. 962 to 1005, both inclusive, contained in the above description, excepting Parcels Nos. 973, 1001, 1002 and 1003, in which a perpetual easement is to be acquired for the purpose of building, maintaining and using the same in perpetuity for highway purposes.

The right sought to be acquired in Parcel No. 998, shown on said map, is for the purpose of constructing, maintaining and using the same for the construction of an aqueduct and its appurtenances as provided for by said act and the acts amendatory thereof or relating thereto.

Reference is hereby made to the said map filed as aforesaid in the office of the Register of the County of Westchester for a more detailed description of the real estate to be taken 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 may acquire the right to close the same.

Dated December 26, 1908.

FRANCIS KEY PENDLETON,

Corporation Counsel.

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NINTH JUDICIAL DISTRICT, ORANGE COUNTY.

NORTHERN AQUEDUCT DEPARTMENT.

CATSKILL AQUEDUCT.

Section No. 7, Town of Cornwall.

NOTICE OF APPLICATION FOR THE APPOINTMENT OF COMMISSIONERS OF APPRAISAL.

PUBLIC NOTICE IS HEREBY GIVEN that it is the intention of the Corporation Counsel of The City of New York to make application to the Supreme Court of the State of New York for the appointment of Commissioners of Appraisal under chapter 724 of the Laws of 1905, as amended, and the acts relating thereto. Such application will be made to the Supreme Court at a Special Term thereof to be held in and for the Ninth Judicial District at the Court House in the City of Newburgh, Orange County, N. Y., on

SATURDAY, FEBRUARY 6, 1909,

at 10.30 o'clock in the forenoon of that day, or as soon thereafter as counsel can be heard. The object of such application is to obtain an order of the Court appointing three disinterested and competent freeholders, one of whom shall reside in the County of New York, and at least

one of whom shall reside in the County of Orange, to act as Commissioners of Appraisal under said act and discharge all the duties conferred by said act and the acts amendatory thereof.

The following is a description of the real estate to be acquired, together with a reference to the date and place of filing the map:

All those certain pieces or parcels of real estate situated in the Town of Cornwall, County of Orange and State of New York, shown on a certain map entitled: "Northern Aqueduct Department, Section No. 7. Board of Water Supply of The City of New York. Map of real estate situated in the Town of Cornwall, County of Orange and State of New York, to be acquired by The City of New York under the provisions of chapter 724 of the Laws of 1905, as amended, for the construction of Catskill Aqueduct and appurtenances, from west shore of Hudson River at Storm King to the vicinity of Vails-gate," which map was filed in the office of the County Clerk of the County of Orange at Goshen, N. Y., on the 14th day of December, 1908; which parcels are bounded and described as follows:

First Part.

Beginning at the most southerly point of Parcel No. 318 of Real Estate Section No. 6, Northern Aqueduct Department (the map of which section was filed in the office of the County Clerk of the County of Orange at Goshen, New York, on the 15th day of June, 1908), said point being also the most easterly point of Parcel No. 319 and the most northerly point of the southerly portion of Parcel No. 320, and running thence partly along the northerly line and along the easterly line of said southerly portion of Parcel No. 320, south 45 degrees 6 minutes east 435.7 feet and south 44 degrees 10 minutes west 188.7 feet to the southeast corner of said portion of Parcel No. 320, in the northerly line of the property of the West Shore Railroad; thence along said railroad property line and the southerly line of said parcel, north 45 degrees 41 minutes west 474.4 feet to the most easterly point of Parcel No. 322; thence partly along the southerly line of said parcel, south 56 degrees 35 minutes west 101.3 feet, crossing said railroad property to a point in the southerly line thereof at the most southerly point of said parcel; thence continuing along the southerly line of said parcel and running along said southerly railroad property line, north 45 degrees 41 minutes west 51.2 feet, to the most westerly point of said parcel; thence partly along the southerly line thereof and partly along the southerly line of Parcel No. 323, the following courses and distances: North 56 degrees 35 minutes east 87.3 feet, north 55 degrees 10 minutes west 58.3 feet, north 46 degrees 28 minutes west 77.6 feet and south 44 degrees 10 minutes west 74 feet, to another point in the southerly line of said railroad property in the northerly line of Parcel No. 324; thence along said parcel and railroad lines, north 45 degrees 41 minutes west 75 feet; thence continuing along the southerly line of Parcel No. 323, the following courses and distances: North 44 degrees 19 minutes east 64.6 feet, north 52 degrees 46 minutes west 61.9 feet, north 57 degrees 13 minutes west 100 feet, north 28 degrees 58 minutes west 104.4 feet, north 38 degrees 44 minutes 30 seconds west 195.7 feet and south 44 degrees 10 minutes west 91 feet, to another point in the before-mentioned southerly railroad property line in the northerly line of before-mentioned Parcel No. 324; thence along the said parcel and railroad lines, and continuing along the southerly line of Parcel No. 323, north 45 degrees 41 minutes west 50 feet, to the southwest corner of said Parcel No. 323; thence along the westerly line of same, north 44 degrees 10 minutes east 99 feet, to the northwest corner of said parcel in the northerly line of said railroad property, said point being also in the southerly line of the northerly portion of before-mentioned Parcel No. 320; thence partly along said southerly line and said railroad line, north 45 degrees 41 minutes west 32.0 feet, to the southwest corner of said parcel; thence along the westerly and northerly lines of said northerly portion of Parcel No. 320, north 25 degrees 54 minutes 30 seconds east 9.2 feet, north 44 degrees 19 minutes east 100 feet and south 45 degrees 6 minutes east 702 feet, to the most westerly point of before-mentioned Parcel No. 318 of Section No. 6, Northern Aqueduct Department, said point being also the most northerly point of before-mentioned Parcel No. 319; thence partly along the northerly line of the last-mentioned parcel and the southerly line of Parcel No. 318, south 45 degrees 6 minutes east 51.1 feet to the point or place of beginning.

Second Part.

Beginning at the most easterly point of Parcel No. 325, in the southerly line of the property of the West Shore Railroad, said point being also the most northerly point of Parcel No. 321, and running thence partly along the northerly line of the last mentioned parcel and along said railroad property line south 45 degrees 41 minutes east 110.9 feet, to the most easterly point of said parcel; thence along the southerly and westerly lines of said parcel, partly along the southerly line of before mentioned Parcel No. 326, along the southerly lines of Parcels Nos. 329, 331, 332, 333, 336, 337 and 338, partly along the southerly line of Parcel No. 339, along the southerly lines of Parcels Nos. 340 and 341, partly along the southerly lines of Parcels Nos. 343 and 344, partly along the easterly, along the southerly and partly along the westerly lines of Parcel No. 345, and along the southerly lines of Parcels Nos. 346 and 347, the following courses, distances and curve: South 81 degrees 14 minutes west 697 feet, north 8 degrees 46 minutes west 75 feet, south 81 degrees 14 minutes west 2,985.2 feet, south 8 degrees 46 minutes west 25 feet, south 81 degrees 14 minutes west 271 feet, north 8 degrees 46 minutes west 25 feet, south 81 degrees 14 minutes west 1,853.4 feet, on a curve of 75 feet radius to the right 44.8 feet, north 64 degrees 32 minutes 30 seconds west 2,299.9 feet, crossing Mountain road leading to West Point and a boulevard, south 40 degrees 55 minutes west 575 feet, north 60 degrees 54 minutes west 227.4 feet, north 7 degrees 5 minutes west 360 feet, north 28 degrees 30 minutes east 240 feet, north 68 degrees 24 minutes 30 seconds west 342 feet, to the southeast corner of Parcel No. 348, in the centre of Highland avenue; thence along the southerly lines of said parcel and Parcels Nos. 349, 350 and 351, the following courses and distances: North 68 degrees 24 minutes 30 seconds west 1,552.1 feet, north 49 degrees 58 minutes west 49 feet, north 68 degrees 24 minutes 30 seconds west 28 feet, south 21 degrees 35 minutes 30 seconds west 15.5 feet, and north 68 degrees 24 minutes 30 seconds west 638.4 feet, to the southeast corner of Parcel No. 352 in the easterly line of Hudson street; thence along the southerly lines of said parcel and Parcels Nos. 353, 354, 356, 355, 357, 358 and 359; partly along the easterly and along the southerly lines of Parcel No. 361, along the southerly line of Parcel No. 362, partly along the southerly line of Parcel No. 363, along the easterly line of Parcel No. 365, along the easterly, southerly and westerly lines of Parcel No. 368 and the westerly line of before mentioned Parcel No. 365, again partly along the southerly line of Parcel No. 363, along the southerly line of Parcel No. 366, and partly along the easterly and southerly lines of Parcel No. 369, the following courses and distances:

North 68 degrees 24 minutes 30 seconds west 2,220.4 feet, crossing a road leading from Cornwall-on-Hudson and a road leading from Cornwall to Newburg, Idlewild Brook and Mailler avenue, south 36 degrees 44 minutes 30 seconds west about 37 feet, north 65 degrees 44 minutes west 596.4 feet, north 24 degrees 15 minutes 30 seconds east 7.3 feet, north 68 degrees 24 minutes 30 seconds west 2,825.3 feet, south 9 degrees 21 minutes 30 seconds west 714.1 feet, south 23 degrees 5 minutes west 648.3 feet, south 55 degrees 13 minutes west 47 feet, north 23 degrees 5 minutes east 685.1 feet, north 9 degrees 21 minutes 30 seconds east 716.6 feet, north 68 degrees 24 minutes 30 seconds west 233.5 feet, crossing the property of the New York, Ontario and Western Railroad, south 16 degrees 9 minutes 30 seconds west 79.8 feet, and north 65 degrees 29 minutes 30 seconds west 275 feet, to a point in the centre of Moodna Creek; thence along said creek north 11 degrees 13 minutes west 92.3 feet; thence continuing along the southerly line of said Parcel No. 369 and running partly along the northerly line of same, north 65 degrees 29 minutes 30 seconds west 1,318.7 feet, north 78 degrees 37 minutes 30 seconds east 85.3 feet and south 65 degrees 29 minutes 30 seconds east 1,213.7 feet to another point in the centre of Moodna Creek; thence along the centre line thereof north 11 degrees 13 minutes west 96.1 feet, north 7 degrees 47 minutes 30 seconds east 160 feet and north 21 degrees 51 minutes east 608.8 feet, thence continuing along the northerly line of Parcel No. 369, south 73 degrees 50 minutes 30 seconds east 375 feet to a point in the westerly line of the before-mentioned property of the New York, Ontario and Western Railroad; thence along said railroad property line and partly along the easterly line of said parcel, south 16 degrees 9 minutes 30 seconds west 80 feet and south 30 degrees 12 minutes west 99 feet to the northwest corner of before-mentioned Parcel No. 366; thence along the northerly line of said parcel south 68 degrees 24 minutes 30 seconds east 146.9 feet, recrossing said railroad property to a point in the easterly line thereof, at the southwest corner of Parcel No. 364; thence partly along the westerly line of said parcel and along said easterly railroad property line north 31 degrees 51 minutes east 10.3 feet and north 16 degrees 9 minutes 30 seconds east 512.4 feet to the southeast corner of Parcel No. 367; thence along the southerly line of said parcel north 73 degrees 50 minutes 30 seconds west 125 feet, again crossing said railroad property to a point in the westerly line thereof, at the southwest corner of said parcel; thence along the westerly line of said parcel and along said railroad property line, north 16 degrees 9 minutes 30 seconds east 25 feet to the northwest corner of said parcel; thence along the northerly line thereof south 73 degrees 50 minutes 30 seconds east 125 feet, again recrossing said railroad property to a point in the easterly line thereof, at the northwest corner of before-mentioned Parcel No. 364; thence along the northerly and easterly lines of said parcel, partly along the northerly lines of before-mentioned Parcels Nos. 363 and 362, along the northerly line of before-mentioned Parcel No. 361 and partly along the northerly and easterly lines of before-mentioned Parcel No. 360 and along the northerly lines of Parcels Nos. 359, 358, 357, 355, 356, 354 and 353, the following courses and distances: South 73 degrees 50 minutes 30 seconds east 25 feet, south 16 degrees 9 minutes 30 seconds west 500 feet, south 26 degrees 7 minutes 30 seconds east 74 feet, south 68 degrees 24 minutes 30 seconds east 2,865.8 feet, north 24 degrees 15 minutes 30 seconds east 256.4 feet, north 78 degrees 10 minutes east 120.1 feet, north 30 degrees 7 minutes 30 seconds east 250.2 feet, south 63 degrees 29 minutes 30 seconds east 456.8 feet, south 36 degrees 44 minutes 30 seconds west 280 feet, south 53 degrees 15 minutes 30 seconds east 150 feet, south 36 degrees 44 minutes 30 seconds west about 230 feet, south 68 degrees 24 minutes 30 seconds east 1,780.6 feet, recrossing before-mentioned Mailler avenue, before-mentioned Idlewild Brook, a road leading from Cornwall-on-Hudson and a road leading to Cornwall-on-Hudson, south 21 degrees 35 minutes 30 seconds west 7.5 feet, south 68 degrees 24 minutes 30 seconds east 55 feet, north 21 degrees 35 minutes 30 seconds east 7.5 feet and south 68 degrees 24 minutes 30 seconds east 374.2 feet, to the northwest corner of before-mentioned Parcel No. 352 in the centre of before-mentioned Hudson street; thence along the northerly lines of said parcel and before-mentioned Parcels Nos. 351, 350 and 349, south 68 degrees 24 minutes 30 seconds east 2,276.4 feet to the northwest corner of before-mentioned Parcel No. 347, in the centre of before-mentioned Highland avenue; thence along the northerly lines of said parcel and before-mentioned Parcels Nos. 346, 345 and 344, partly along the northerly lines of before-mentioned Parcels Nos. 343 and 341, along the northerly line of Parcel No. 342, again partly along the northerly line of Parcel No. 341, along the northerly lines of before-mentioned Parcels Nos. 340 and 339, partly along the northerly lines of before-mentioned Parcel No. 338, along the northerly lines of before-mentioned Parcels Nos. 337 and 336, along the northerly and partly along the easterly lines of before-mentioned Parcel No. 333, partly along the westerly line of Parcel No. 334 and along the westerly line of Parcel No. 335, the following courses, distances and curve: South 68 degrees 24 minutes 30 seconds east 336.5 feet, north 71 degrees 3 minutes 30 seconds east 74.5 feet, north 33 degrees 26 minutes east 175 feet, south 64 degrees 21 minutes east 295 feet, south 9 degrees 11 minutes 30 seconds east 276.0 feet, recrossing the before-mentioned boulevard and Mountain road, south 64 degrees 32 minutes 30 seconds east 1,834 feet, south 25 degrees 27 minutes 30 seconds west 4 feet, south 40 degrees 48 minutes east 24.8 feet, south 64 degrees 32 minutes 30 seconds east 16 feet, north 25 degrees 27 minutes 30 seconds east 14 feet, south 64 degrees 32 minutes 30 seconds east 461.8 feet, on a curve of 25 feet radius to the left 14.0 feet, north 81 degrees 14 minutes east 1,568.3 feet, north 8 degrees 46 minutes west 90 feet, north 21 degrees 51 minutes east 289.9 feet, north 83 degrees 20 minutes 30 seconds east 470 feet, south 35 minutes 30 seconds west 210.4 feet, south 68 degrees 24 minutes east 217.3 feet, north 12 degrees 5 minutes west 200.8 feet, north 79 degrees 14 minutes 30 seconds east 272 feet and north 23 degrees 5 minutes 30 seconds east 420.5 feet to the most northerly point of Bay View avenue; thence along said line and the northerly lines of said parcel and before-mentioned Parcel No. 334, south 45 degrees 51 minutes 30 seconds east 26.8 feet to the northeast corner of said Parcel No. 334; thence along the easterly and southerly lines of said parcel, again partly along the northerly line of Parcel No. 333, along the northerly lines of before-mentioned Parcels Nos. 332, 331 and 329, along the westerly line of Parcel No. 328 and the southerly and westerly lines of Parcel No. 330, the following courses, distances and curves: South 23 degrees 23 minutes 30 seconds west 424.2 feet, south 79 degrees 14 minutes 30 seconds east 207.2 feet, south 12 degrees 5 minutes west 248.7 feet, south 35 minutes 30 seconds west 91.2 feet, north 81 degrees 14 minutes east 2,771.6 feet, north 25 degrees 54 minutes 30 seconds east 117.8 feet, north 44 degrees 35 minutes 30 seconds west 117.7 feet, north 82 degrees 50 minutes 30 seconds west 401.1 feet, on

a curve of 211.9 feet radius to the right 169.1 feet, on a curve of 138 feet radius to the left 216.8 feet, south 52 degrees 53 minutes west 54 feet, south 71 degrees 40 minutes 30 seconds west 76.3 feet, south 78 degrees 35 minutes 30 seconds west 13.9 feet and north 10 degrees 7 minutes west 16 feet to a point in the centre of before-mentioned Bay View avenue, at the northwest corner of said Parcel No. 330; thence along the northerly line of said parcel, partly along the westerly line of Parcel No. 325 and along the westerly line of Parcel No. 324, the following courses, distances and curves: North 78 degrees 35 minutes 30 seconds east 13.5 feet, north 63 degrees 35 minutes 30 seconds east 40.1 feet, north 56 degrees 18 minutes 30 seconds east 26 feet, north 52 degrees 53 minutes east 54 feet, on a curve of 168 feet radius to the right 263.9 feet, on a curve of 181.0 feet radius to the left 145.2 feet, south 82 degrees 50 minutes 30 seconds east 528.5 feet and north 25 degrees 54 minutes 30 seconds east 454.7 feet to the northwest corner of said Parcel No. 324, in the before-mentioned southerly line of the property of the West Shore Railroad; thence along said railroad property line and the northerly line of said parcel, partly along the northerly lines of Parcel No. 325 and before-mentioned Parcel No. 326, south 45 degrees 41 minutes east 746.2 feet to the point or place of beginning.

The greatest width of the proposed taking along the aqueduct is 515 feet, which occurs across Parcel No. 360, and the least width of the said taking is 50 feet, which occurs across each of the following parcels: 319, 322, 326, 329, 331, 332, 333, 336 to 363, both inclusive; 366 and 369.

The fee of all the real estate shown on said map is to be acquired by The City of New York, designated as Parcels Nos. 319 to 369, both inclusive, except Parcels Nos. 319, 326, 327 and 330, colored blue on said map, in which a perpetual easement is to be acquired, being the right to construct and forever maintain the aqueduct and its appurtenances as provided for by said act and the acts amendatory thereof or relating thereto.

And also excepting Parcels Nos. 320, 321, 323, 324, 325, 328, 334, 335, 364, 365, 367 and 368, colored yellow on said map, in which a temporary easement is to be acquired, being the right to occupy and use the surface of said parcels for such purposes as may be necessary until the completion of the aqueduct and its appurtenances, at which time the rights of the City shall cease.

Reference is hereby made to the said map filed as aforesaid in the office of the County Clerk of the County of Orange for a more detailed description of said real estate to be acquired as above stated.

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 may acquire the right to close the same.

Dated December 24, 1908.

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.

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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, shall be or become interested, directly or indirectly, as contracting party, partner, stockholder, surety or otherwise in or in the performance of the contract, or in the supplies, work or business to which it relates, or in any portion of the profits thereof. The bid or estimate must be verified by the oath, in writing, of the party or parties making the estimate that the several matters stated herein are in all respects true.

Each bid or estimate shall be accompanied by the consent, in writing, of two householders or freeholders in The City of New York, or of a guaranty or surety company duly authorized by law to act as surety, and shall contain the matters set forth in the blank forms mentioned below.

No bid or estimate will be considered unless, as a condition precedent to the reception or consideration of any proposal, it be accompanied by a certified check upon one of the State or National banks of The City of New York, drawn to the order of the Comptroller, or money to the amount of five per centum of the amount of the bond required, as provided in section 420 of the Greater New York Charter.

The certified check or money should not be inclosed in the envelope containing the bid or estimate, but should be either inclosed in a separate envelope addressed to the head of the Department, President or Board, or submitted personally upon the presentation of the bid or estimate.

For particulars as to the quantity and quality of the supplies, or the nature and extent of the work, reference must be made to the specifications, schedules, plans, etc., on file in the said office of the President, Board or Department.

No bid shall be accepted from or contract awarded to any person who is in arrears to The City of New York upon debt or contract, or who is a defaulter, as surety or otherwise, upon any obligation to the City.

The contract must be bid for separately. The right is reserved in each case to reject all bids or estimates if it is deemed to be for the interest of the City so to do.

Bidders will write out the amount of their bids or estimates in addition to inserting the same in figures.

Bidders are requested to make their bids or estimates upon the blank forms prepared and furnished by the City, a copy of which, with the proper envelope in which to inclose the bid, together with a copy of the contract, including the specifications, in the form approved by the Corporation Counsel, can be obtained upon application therefor at the office of the Department for which the work is to be done. Plans and drawings of construction work may also be seen there.