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THE BOARD OF ALDERMEN OF THE CITY OF NEW YORK.

Tuesday, July 5, 1904, 12 o'clock M.

Pursuant to the requirements of section 907 of chapter XVII. of chapter 466 of the Laws of 1901, being "The Greater New York Charter," the Board of Aldermen met at noon of Tuesday, July 5, 1904, at the City Hall, in the Chamber of the Board of Aldermen, in the Borough of Manhattan, for the purpose of receiving from the Board of Taxes and Assessments in the several boroughs the annual assessment rolls for each of said several boroughs, certified as required by law; and for the purpose of performing such other duties in relation thereto as are prescribed by law.

SPECIAL MEETING.

Tuesday, July 5, 1904, 12 o'clock M.

The Board met in the Aldermanic Chamber, City Hall.

Present:

Hon. CHARLES V. FORNES, President of the Board of Aldermen.

Aldermen

Timothy P. Sullivan, Vice-Chairman;	Frank Gass, John J. Gillies, Andrew M. Gillen, Elias Goodman, Max S. Grifenhagen, Henry F. Grimm, John D. Gunther, Arthur Guthrie, Ferdinand Haenlein, Leopold W. Harburger, Philip Harnischfeger, Patrick Higgins, William T. James, Samuel H. Jones, Patrick S. Keely, Francis P. Kenney, J. Richard Kevin, Ardolph L. Kline, Martin W. Lochner, John E. McCarthy, James E. Gaffney,	James Cowden Meyers, William E. Morris, Arthur H. Murphy, Owen J. Murphy, Hammond Odell, James Owens, James W. Redmond, Frederick Richter, Beverley R. Robinson, Joseph Schloss, Cornelius A. Shea, Michael Stapleton, Peter J. Stumpf, Frank D. Sturges, Moritz Tolk, John J. Twomey, Franklin B. Ware, Moses J. Wafer, William Wentz, John Wirth, Isaac Marks,
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Louis F. Haffen, President Borough of The Bronx.

COMMUNICATIONS FROM CITY, COUNTY AND BOROUGH OFFICERS.

The President laid before the Board the following communication from the Department of Taxes and Assessments:

No. 829.

The City of New York—Department of Taxes and Assessments, Stewart Building, No. 280 Broadway, July 5, 1904.

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

Gentlemen—The Board of Taxes and Assessments herewith transmit, as required by section 907 of the Greater New York Charter, the assessment rolls of real and personal estate of The City of New York for the year 1904; also, the following summary

statement as contained in said rolls, showing the assessed valuation of real and personal estate in The City of New York for said year:

Borough.	Real Estate.	Personal Estate.	Total.
Manhattan	\$3,676,857,411 00	\$508,478,655 00	\$4,185,336,066 00
The Bronx.....	261,026,477 00	14,759,953 00	275,783,430 00
Brooklyn	901,994,957 00	88,573,775 00	990,568,732 00
Queens	131,379,225 00	7,477,425 00	138,856,650 00
Richmond	44,205,709 00	5,792,070 00	49,997,779 00
	\$5,015,463,779 00	\$625,078,878 00	\$5,640,542,657 00

The separate series of installments of interest on bonds issued under the provisions of chapter 311, Laws of 1886, as amended by chapter 335 of the Laws of 1886, for paving, curbing and guttering streets and avenues in the Twenty-sixth Ward, Borough of Brooklyn, have been entered in four (4) volumes.

Also, the separate series of installments of assessments for sewer improvements in the Twenty-ninth Ward, Borough of Brooklyn, pursuant to chapter 161 of the Laws of 1889, and amendments thereto, have been entered in four (4) volumes.

Also, the separate installments of assessments for flagging sidewalks in the Thirtieth Ward, Borough of Brooklyn, under chapter 544 of the Laws of 1888, have been entered in one (1) volume.

Also, one (1) volume containing the installments for 1904 (eleventh installment) on the assessment list, No. 8213, for opening and grading streets in the Thirty-first Ward of the Borough of Brooklyn, formerly town of Gravesend, as authorized by chapter 118, Laws of 1892, amended by chapter 171, Laws of 1893, and chapter 522, Laws of 1899, and which was transmitted to this Department by the Board of Assessors on June 22, 1904.

All of which are transmitted with the Assessment Roll of Real and Personal Estate comprising in all two hundred and fifty-three (253) volumes.

Very respectfully,

FRANK A. O'DONNEL, President;

JAMES B. BOUCK,

JOHN J. BRADY,

EDWARD TODD,

SAMUEL STRASBOURGER,

Commissioners of Taxes and Assessments.

On motion of Alderman Wentz, the communication and the accompanying tax-rolls were referred to the Committee on Finance.

Whereupon the President, having announced that the tax-books, 253 in number, were now in the possession of the Board of Aldermen, made the following order:

No. 830.

The City of New York,
Office of the President of the Board of Aldermen,

City Hall, New York, July 5, 1904.

Whereas, The tax and assessment rolls having been finally submitted to the Board of Aldermen on Tuesday, July 5, 1904, the undersigned, in the name of the Board of Aldermen, and as one of its acts, and by virtue of law, authorizes and requests the Commissioners of Taxes and Assessments, by themselves and such clerical assistance as may be at their disposal, without expense to the City, to cause to be properly estimated and computed the taxes to be imposed under and by virtue of said rolls, and to cause the said estimation and computation to be properly set down and extended in the said tax or assessment rolls or books; to cause the item of said taxes to be carefully added, and set down the amount of the same in the said rolls or books, and to perform such other duties connected with the said tax or assessment rolls or books as the undersigned is, by the sections 909 and 910 of the Greater New York Charter, authorized or required to have done.

C. V. FORNES, President of the Board of Aldermen.

Alderman Wentz moved that the Board do now adjourn.

The President put the question whether the Board would agree with said motion.

Which was decided in the affirmative.

And the President declared that the Board of Aldermen, having transacted the business for which it had been called, stood adjourned sine die.

P. J. SCULLY,

City Clerk and Clerk of the Board of Aldermen.

THE BOARD OF ALDERMEN OF THE CITY OF NEW YORK.

STATED MEETING.

Tuesday, July 5, 1904, 1 o'clock P. M.

The Board met in the Aldermanic Chamber, City Hall.

Present:

Hon. CHARLES V. FORNES, President of the Board of Aldermen.

Aldermen

Timothy P. Sullivan, Vice-Chairman;	Frank Gass, Vice-Chairman;	James Cowden Meyers, William E. Morris, Arthur H. Murphy,
Charles Ahner,	Charles Ahner,	Max S. Grifenhagen, James Owens,
Thomas F. Baldwin,	Thomas F. Baldwin,	Henry F. Grimm, Pierce N. Poole,
Frank Bennett,	Frank Bennett,	John D. Gunther, James W. Redmond,
Frederick Brenner,	Frederick Brenner,	Frederick Richter,
John J. Bridges,	John J. Bridges,	Cornelius A. Shea,
Patrick Chambers,	Patrick Chambers,	Peter A. Sheil,
John J. Collins,	John J. Collins,	Daniel E. Sickles,
Charles W. Culkin,	Charles W. Culkin,	Michael Stapleton,
John R. Davies,	John R. Davies,	Peter J. Stumpf,
John J. Devlin,	John J. Devlin,	John H. Jones,
John Diemer,	John Diemer,	Francis P. Kenney,
John J. Dietz,	John J. Dietz,	Reginald S. Doull,
John H. Donohue,	John H. Donohue,	Ardolph L. Kline,
John H. Dougherty,	John H. Dougherty,	Franklin B. Ware,
Reginald S. Doull,	Reginald S. Doull,	Martin W. Lochner,
Frank L. Dowling,	Frank L. Dowling,	Frederick Lundy,
Robert F. Downing,	Robert F. Downing,	George Cromwell, President Borough of Richmond.
Andrew J. Doyle,	Andrew J. Doyle,	Louis F. Haffen, President Borough of The Bronx.
James E. Gaffney,	James E. Gaffney,	

The Clerk proceeded to read the minutes of the stated meeting of June 28, 1904.

Alderman Wirth moved that the minutes be amended by underscoring the comma (,) between the words "cement" and "concrete" in the fourth line on page 1106.

Which amendment was agreed to.

The minutes, as amended, were then approved as printed.

COMMUNICATIONS FROM CITY, COUNTY AND BOROUGH OFFICERS.

The President laid before the Board the following communication from the Board of Rapid Transit Railroad Commissioners for The City of New York.

No. 831.

Board of Rapid Transit Railroad Commissioners, No. 320 Broadway, New York,

30th June, 1904.

Hon. P. J. SCULLY, City Clerk, City Hall, City:

Dear Sir—Permit me to hand you herewith, by direction of the President of the Rapid Transit Board, additional copy of the certificate to the New York Connecting

Railroad Company by the Board of Rapid Transit Railroad Commissioners, which was presented to the Honorable Board of Aldermen with a communication from the Rapid Transit Board last Tuesday. This copy of the said certificate contains the acceptance of the New York Connecting Railroad Company of the franchise therein contained, and all the terms, conditions and requirements thereof.

This acceptance you will note on page 33. It was not in the copy formerly sent you.
Yours respectfully,

BION L. BURROWS, Secretary.

The Board of Rapid Transit Railroad Commissioners for The City of New York to the New York Connecting Railroad Company.

Certificate, June 23, 1904.

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

Whereas, The New York Connecting Railroad Company (which is hereinafter called the railroad company) is a railroad corporation duly incorporated under the laws of the State of New York and owns and actually operates railroads now constructed which are wholly within the limits of The City of New York, which City is hereinafter called the city, and which railroads are hereinafter called the railroad now constructed; and

Whereas, The railroad company desires that the said railroad now constructed shall be connected with the railroad of the Harlem River and Port Chester Railroad Company and thereby with the railroad of the New York, New Haven and Hartford Railroad Company and that the said railroad now constructed shall be also connected with the railroad of the Long Island Railroad Company (both railroads with which connection is so desired being railroads within the State of New York and extending respectively from points within the City to points without the same), and that the said railroad now constructed shall be also connected with the railroad of the Pennsylvania, New York and Long Island Railroad Company (being a railroad now under construction and situate and to be situate entirely within the City), and the railroad company desires by such connections to form a continuous line or lines for the carriage of passengers and property between points, on the one hand, within the City and more particularly points within the boroughs of Brooklyn and Queens therein, and still more particularly points on the Long Island Railroad therein and, on the other hand, points as follows: First, points without the City, along the railroad of the New York, New Haven and Hartford Railroad Company between the City and various points thereby reached in the States of Connecticut, Rhode Island and Massachusetts and other States of New England; secondly, points upon the Long Island Railroad without the City; thirdly, points upon the line of the railroad of the Pennsylvania, New York and Long Island Railroad Company now being constructed and thereby and through it, by the Pennsylvania Railroad and otherwise, with points without the City upon the said Pennsylvania Railroad and upon its connections in the States of New Jersey, Pennsylvania and other States to the West and South, the intention being to establish rapid, direct and convenient connections between the said boroughs of Brooklyn and Queens and such States of New England, the West and South; and

Whereas, The Legislature of the State of New York has, by chapter 752 of the Laws of 1900, granted to the railroad company the right to construct upon the line of its railroad a bridge for railroad purposes only, of a single span across the East river at or near Hell Gate, together with necessary viaduct approaches, and to maintain and operate the same, the said bridge to have an elevation of not less than one hundred and thirty-five feet above mean high-water and to span the East river from abutments built upon the shores thereof and within the bulkhead-lines so as not to impede navigation upon the said river; and

Whereas, The railroad company did, prior to the 11th day of June, 1903, duly file its route and profile as provided by the Railroad Law, and, whereas, later and on the said 11th day of June, 1903, the railroad company did duly and with the assent of two-thirds of all the directors of the said company, file in the offices of the Clerks of the Counties of Queens and New York its amended route and profile, and on the 21st day of June, 1904, with like assent did file said amended route and profile in the office of the Clerk of the County of Kings; and

Whereas, The said route lies wholly within private property acquired or to be acquired by the railroad company except where the same crosses over or under certain streets, avenues and highways, and also except where the same extends over and across Ward's Island and Randall's Island and the waters surrounding the said islands and the shores of the East river, Little Hell Gate and Bronx Kills; and

Whereas, The railroad company, pursuant to section thirty-two of chapter four of the Laws of 1891 as amended by chapter five hundred and eighty-four of the Laws of 1902 (which entire statute as amended by various acts and as now in force, is hereinafter called the Rapid Transit Act), has made application to the Board of Rapid Transit Railroad Commissioners for The City of New York (which Board is hereinafter called the Board) to fix and determine the route or routes by which the railroad company may connect with the several railroads above mentioned, and may establish, construct and extend the lines of the railroad company within the City, and also for authority to the railroad company to lay railroad tracks within the City and to operate its railway to certain terminals within the City, and otherwise for the authority and rights hereinafter more particularly set forth, including the right to transport over its railroad passengers and freight or both; and whereas, the additions, tracks, extensions, railroad and connections hereby authorized (and including the portion of the routes hereinafter described upon which the railroad company has already constructed and now owns a railroad) are hereinafter called the new railroad; and

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

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

Now, therefore, the Board has authorized and does hereby authorize, but subject, however, to the terms, conditions and requirements hereinafter set forth, the railroad company,

I. To lay down, construct and operate a railway upon a route the centre line of which is as follows, to wit: Beginning at a point in the Borough of Brooklyn over the northeasterly side of Knickerbocker avenue, near the Roman Catholic Cemetery of the Most Holy Trinity, and not more than one hundred and forty-five (145) feet or less than one hundred and fifteen (115) feet southeasterly from the southeasterly side of Moffat street as the same is now laid out or proposed, and running thence into the Borough of Queens and to the west of the Evergreen Cemetery and crossing over Cooper avenue at or near its intersection with Wyckoff avenue as now existing or proposed; thence running in a generally northeasterly direction, crossing over Cypress avenue at a point not more than one hundred and thirty-nine (139) feet or less than one hundred and nine (109) feet northwesterly from the intersection of the centre line of Cypress avenue with the centre line of Washington avenue; thence continuing in a generally northeasterly direction to a point over the centre line of Myrtle avenue not more than nine hundred and fifty-eight (958) feet or less than nine hundred and twenty-eight (928) feet westerly from the intersection of the said centre line of Myrtle avenue with the centre line of Fresh Pond road; thence crossing over Fresh Pond road at a point in its centre line not more than seven hundred and nineteen (719) feet or less than six hundred and eighty-nine (689) feet northwesterly from the intersection of the centre line of that road with the centre line of Myrtle avenue; thence continuing still in a generally northeasterly direction and crossing over Edsall avenue at a point in the centre line thereof at or near its intersection with Howard street as now laid out or proposed until it intersects a portion of the railroad now constructed of the railroad company at a point distant not more than two hundred and fifty-nine (259) feet or less than two hundred and twenty-nine (229) feet east of the centre line of the railway of the Brooklyn Rapid Transit Company, where it crosses the railroad now constructed of the railroad company; thence northeasterly and crossing under the centre line of Metropolitan avenue at a point not more than seven hundred and twenty-

nine (729) feet or less than six hundred and ninety-nine (699) feet westerly from the intersection of the centre line of Metropolitan avenue with the centre line of Juniper avenue as now laid out or proposed; thence running northeasterly and crossing under the centre line of Juniper avenue at a point not more than eleven hundred and fifty-nine (1,159) feet or less than eleven hundred and twenty-nine (1,129) feet northerly from the intersection of the centre line of Juniper avenue with the centre line of Metropolitan avenue; thence running northeasterly on a curve with its concavity to the west to a point under the centre line of Johnson avenue not more than three hundred and thirty-seven (337) feet or less than three hundred and seven (307) feet easterly from the intersection of the centre line of Johnson avenue with the centre line of Western avenue as now laid out or proposed; thence northerly to a point under the centre line of the North Hempstead Plank road not more than sixteen hundred and three (1,603) feet or less than fifteen hundred and seventy-three (1,573) feet easterly of the intersection of the said line of the said Plank road with the centre line of Grand street; thence northerly to a point under the centre line of Grand street not more than five hundred and thirty-eight (538) feet or less than five hundred and eight (508) feet easterly from the intersection of the said centre line of Grand street with the centre line of Back street (or avenue); thence northerly to a point over the centre line of Calamus road not more than one thousand and thirty (1,030) feet or less than one thousand (1,000) feet southeasterly from the intersection of the said centre line of Calamus road with the centre line of Jackson avenue; thence northerly to a point in (over or under) the centre line of the main line of the Long Island Railroad not more than five hundred and fifteen (515) feet or less than four hundred and eighty-five (485) feet southeasterly from the intersection of said centre line with the centre line of Maurice avenue; thence northerly to a point over the centre line of Maurice avenue not more than seven hundred and forty-three (743) feet or less than seven hundred and thirteen (713) feet easterly from the intersection of said centre line of Maurice avenue with the centre line of Jackson avenue; thence northwesterly to a point over the centre line of Thompson avenue not more than five hundred and seventy-three (573) feet or less than five hundred and forty-three (543) feet southeasterly from the intersection of the said centre line of Thompson avenue with the centre line of Lexington avenue; thence northwesterly to a point under the centre line of Newtown turnpike not more than one hundred and seventy-seven (177) feet or less than one hundred and forty-seven (147) feet westerly from the intersection of the said centre line of Newtown turnpike with the centre line of Walnut street; thence northwesterly to a point under the centre line of Chestnut street not more than two hundred and forty-six (246) feet or less than two hundred and sixteen (216) feet westerly from the intersection of the said centre line of Chestnut street with the centre line of Walnut street; thence northwesterly to a point under the centre line of Prospect street not more than three hundred and eighteen (318) feet or less than two hundred and eighty-eight (288) feet westerly from the intersection of the said centre line of Prospect street with the centre line of Walnut street; thence northwesterly to a point under the centre line of Woodside avenue not more than four hundred (400) feet or less than three hundred and seventy (370) feet westerly from the intersection of the said centre line of Woodside avenue with the centre line of Walnut street; thence northwesterly to a point under the centre line of First street not more than two hundred and three (203) feet or less than one hundred and seventy-three (173) feet easterly from the intersection of the said centre line of First street with the centre line of Worthington street; thence northwesterly to a point under the centre line of Forest street not more than nine hundred and seventy-three (973) feet or less than nine hundred and forty-three (943) feet easterly from the intersection of the said centre line of Forest street with the centre line of Trains Meadow road; thence northwesterly to a point under the centre line of Trains Meadow road not more than one hundred and ninety (190) feet or less than one hundred and sixty (160) feet westerly from the intersection of the said centre line of Trains Meadow road with the centre line of Sprague street as now laid out or proposed; thence northwesterly to a point over the centre line of Jackson avenue not more than eighty-one (81) feet or less than fifty-one (51) feet easterly from the intersection of the said centre line of Jackson avenue with the centre line of Ninth street as now laid out or proposed; thence northwesterly to a point over the centre line of Charlotte avenue not more than one hundred and ninety-six (196) feet or less than one hundred and sixty-six (166) feet westerly from the intersection of the said centre line of Charlotte avenue with the centre line of Ninth street as now laid out or proposed; thence northwesterly to a point over the centre line of Bowery Bay road not more than five hundred and fifty-four (554) feet or less than five hundred and twenty-four (524) feet southwesterly from the intersection of the said centre line of Bowery Bay road with the centre line of Wilson avenue; thence northwesterly to a point over the centre line of Wilson avenue not more than seven hundred and eighty-four (784) feet or less than seven hundred and fifty-four (754) feet northwesterly from the intersection of the said centre line of Wilson avenue with the centre line of Titus street not more than one hundred and sixty-one (161) feet or less than one hundred and thirty-one (131) feet northeasterly from the intersection of the said centre line of Titus street with the centre line of Wilson avenue; thence northwesterly to a point over the centre line of Luyster street not more than three hundred and thirty-one (331) feet or less than three hundred and one (301) feet northeasterly from the intersection of the said centre line of Luyster street with the centre line of Wilson avenue; thence northwesterly to a point over the centre line of Luyster street not more than one hundred and thirty-one (331) feet or less than one hundred and one (301) feet northeasterly from the intersection of the said centre line of Luyster street with the centre line of Wilson avenue; thence northwesterly to a point over the centre line of Titus street not more than four hundred and ninety-six (496) feet or less than four hundred and sixty-six (466) feet northeasterly from the intersection of the said centre line of Titus street with the centre line of Wilson avenue; thence northwesterly to a point over the centre line of Wilson avenue not more than four hundred and forty-four (444) feet southwesterly from the intersection of the said centre line of Wilson street with the centre line of Steinway street, crossing Frankfort street at a point over the centre line thereof not more than one hundred and thirty-four (134) feet or less than one hundred and four (104) feet southeasterly from the intersection of the said centre line of Frankfort street with the centre line of Steinway street, crossing Steinway street at a point over the centre line thereof not more than four hundred and thirty-two (432) feet or less than four hundred and two (402) feet southwesterly from the intersection of the said centre line of Steinway street with the centre line of Potter avenue, crossing Kouwenhoven street at a point over the centre line thereof not more than three hundred and twenty-one (321) feet or less than two hundred and ninety-one (291) feet southwesterly from the intersection of the said centre line of Kouwenhoven street with the centre line of Potter avenue as now laid out or proposed, crossing Pomeroy street at a point over the centre line thereof not more than two hundred and sixteen (216) feet or less than one hundred and eighty-six (186) feet southwesterly from the intersection of the said centre line of Pomeroy street with the centre line of Potter avenue as now laid out or proposed; thence in a northwesterly direction on a curve with its convexity toward the east, crossing Blackwell street at a point over the centre line thereof not more than one hundred and eleven (111) feet or less than eighty-one (81) feet southwesterly from the intersection of the said centre line of Blackwell street with the centre line of Potter avenue, crossing Potter avenue at a point over the centre line thereof about midway between Blackwell street and Rapelje street, crossing Rapelje street at a point over the centre line thereof not more than one hundred and one (101) feet or less than seventy-one (71) feet northeasterly from the intersection of the said centre line of Rapelje street with the centre line of Potter avenue, crossing Debevoise avenue at a point over the centre line thereof not more than two hundred and nine (209) feet or less than one hundred and seventy-nine (179) feet northeasterly from the intersection of the said centre line of Debevoise avenue with the centre line of Potter avenue, as now laid out or proposed, crossing Lawrence street at a point over the centre line thereof not more than two hundred and eighty-seven (287) feet or less than two hundred and fifty-seven (257) feet northeasterly from the intersection of the said centre line of Lawrence street with the centre line of Potter avenue, crossing Chauncey street at a point over the centre line thereof not more than three hundred and thirty (330) feet or less than three hundred and thirty (330) feet northeasterly from the intersection of the said centre line of Chauncey street with the centre line of Potter avenue, crossing Crescent street at a point over the centre line thereof not more than four hundred and five (405) feet or less than three hundred and seventy-five (375) feet northeasterly from the intersection of the said centre line of Crescent street with the centre line of Potter avenue as now laid out or proposed to a point over the centre line of

the boulevard not more than four hundred and sixty-five (465) feet or less than four hundred and thirty-five (435) feet northeasterly from the intersection of the said centre line of the boulevard with the centre line of Potter avenue as now laid out or proposed; thence by bridge in a northwesterly direction over the East river to a point on Ward's Island; thence with a curve towards the east in a general northeasterly direction by bridge over Ward's Island and Little Hell Gate to a point on Randall's Island; thence still continuing in a general northeasterly direction by bridge over Randall's Island and the Bronx kills to a point in Willow avenue in the Borough of The Bronx not more than seven hundred and ninety-two (792) feet, or less than seven hundred and forty-two (742) feet southwesterly from the intersection of the said centre line of Willow avenue with the centre line of East One Hundred and Thirty-second street; thence northeasterly, the route here descending on the approach from the Bronx side of the bridge over the East river, and while upon such approach crossing Willow avenue; crossing East One Hundred and Thirty-second street at a point over the centre line thereof, not more than three hundred and two (302) feet, or less than two hundred and seventy-two (272) feet southwesterly from the intersection of the said centre line of East One Hundred and Thirty-second street with the centre line of Willow avenue; crossing East One Hundred and Thirty-third street at a point over the centre line thereof not more than three hundred and seventy (370) feet, or less than three hundred and forty (340) feet southeasterly from the intersection of the said centre line of East One Hundred and Thirty-third street with the centre line of Willow avenue, crossing East One Hundred and Thirty-fourth street at a point over the centre line thereof not more than four hundred and sixteen (416) feet, or less than three hundred and eighty-six (386) feet southeasterly from the intersection of the said centre line of East One Hundred and Thirty-fourth street with the centre line of Willow avenue, crossing East One Hundred and Thirty-fifth street at a point over the centre line thereof, not more than four hundred and fifty-five (455) feet, or less than four hundred and twenty-five (425) feet southeasterly from the intersection of the said centre line of East One Hundred and Thirty-fifth street with the centre line of Willow avenue, crossing East One Hundred and Thirty-sixth street at a point over the centre line thereof, not more than four hundred and ninety-four (494) feet, or less than four hundred and sixty-four (464) feet southeasterly from the intersection of the said centre line of East One Hundred and Thirty-sixth street with the centre line of Willow avenue, crossing East One Hundred and Thirty-seventh street at a point over the centre line thereof, not more than five hundred and thirty-three (533) feet, or less than five hundred and three (503) feet southeasterly from the intersection of the said centre line of East One Hundred and Thirty-seventh street with the centre line of Willow avenue, crossing East One Hundred and Thirty-eighth street at a point over the centre line thereof not more than five hundred and seventy-four (574) feet, or less than five hundred and forty-four (544) feet southeasterly from the intersection of the said centre line of East One Hundred and Thirty-eighth street with the centre line of Willow avenue, the route here reaching the commencement of the approach from the Bronx side of the bridge over the East river, and here connecting with the railroad of the Harlem River and Port Chester Railroad Company.

Together with spurs or connections as follows, to wit:

A. A spur or connection upon a route, the centre line of which is as follows, to wit: Beginning at a point in the railway hereinbefore in paragraph 1 described about midway between the crossings of Fresh Pond road and Edsall avenue, and running thence northeasterly along a curve with its convexity towards the north to a point in the railroad now constructed of the railroad company south of the Lutheran Cemetery and not more than fourteen hundred and fifteen (1,415) feet or less than thirteen hundred and fifteen (1,315) feet westerly from the Glendale Station of the said railroad, as now constructed.

B. A spur or connection upon a route, the centre line of which is as follows, to wit: Beginning at a point in the centre line of the railroad now constructed of the railroad company, not more than fourteen hundred and fifteen (1,415) feet, or less than thirteen hundred and fifteen (1,315) feet westerly from the Glendale Station of the said railroad, as now constructed; running thence northwesterly along a curve with its convexity towards the southwest and crossing the railroad now constructed of the Railroad Company at a point not more than three hundred and ninety (390) feet or less than three hundred and sixty (360) feet southeasterly from the intersection of the said railroad now constructed with the centre line of the railway of the Brooklyn Rapid Transit Company; thence running northerly and west of the Lutheran Cemetery to a point in the railway hereinbefore in paragraph 1 described not more than five hundred and forty (540) feet or less than four hundred and forty (440) feet along said railway northeasterly from the intersection of its centre line with the railroad now constructed of the Railroad Company.

C. A spur or connection upon a route, the centre line of which is as follows, to wit: Beginning at a point in the centre line of the railroad now constructed of the Railroad Company distant not more than one thousand and eighty (1080) feet or less than nine hundred and eighty (980) feet northwesterly from the intersection of the centre line of the said railroad now constructed with the centre line of the railway of the Brooklyn Rapid Transit Company west of the Lutheran Cemetery; running thence upon a curve with its convexity towards the southeast to a point in the railway hereinbefore in paragraph 1 described not more than three hundred and sixty-five (365) feet or less than two hundred and sixty-five (265) feet southwesterly along said railway from the intersection of the centre line of the said railway with the centre line of Metropolitan avenue.

D. A spur or connection upon a route, the centre line of which is as follows, to wit: Beginning at a point in the railway hereinbefore in paragraph 1 described, about fifty (50) feet southeasterly from the intersection of its centre line with the centre line of Bowery Bay road, thence in a general southwesterly direction to a point over the centre line of Charlotte avenue not more than one hundred and thirty-five (135) feet or less than one hundred and five (105) feet easterly from the intersection of the said centre line of Charlotte avenue with the centre line of Fourth street; thence crossing Fourth street at a point over the centre line thereof not more than four hundred and sixty-one (461) feet or less than four hundred and thirty-one (431) feet northerly from the intersection of the said centre line of Fourth street with the centre line of Jackson avenue; thence crossing over Third street and Jackson avenue at a point at or near the northwest corner of their intersection; thence still in a general southwesterly direction crossing Woodside avenue at a point over the centre line thereof to a point in the centre line of the railroad of the Pennsylvania, New York and Long Island Railroad Company, now being constructed on the westerly side of Woodside avenue.

The said route is illustratively shown upon the plan and profile of the new railroad and its spurs and connections herewith attached, which plan and profile are to be deemed a part of this franchise and to be construed with the text hereof, and are to be substantially followed; Provided that deviations therefrom which are consistent with the foregoing description and the other provisions of this franchise may be permitted by the Board.

2. To lay down, construct and operate upon the main line of the said route of the said railway tracks not exceeding four in number, and upon the said spurs A., B., C. and D. tracks not exceeding two in number, Provided that the entire structure of the said railway, including cuttings and embankments, shall not over or under any street or road exceed two hundred (200) feet in width, and Provided, still further, that the Railroad Company shall have the right to add an additional track by way of siding along any portion or portions of its main line of its said railway not in all exceeding in length of such siding or sidings forty (40) per cent. of the total length of the said main line, and to increase the width of the structure or right of way of the said railway by not more than fifty (50) feet for each such siding or sidings for the length or lengths thereof; Provided, however, that the said percentage of sidings may be increased upon consent of the Board; and Provided, further, that this provision shall not limit the right of the railroad company in the use of lands owned or which shall be owned by it.

3. To acquire and maintain terminals or stations.

4. To run upon the said railway (which with the said terminal, stations and all other appurtenances, are together hereinafter called the new railroad) locomotives, motors, cars and carriages for the transportation of persons and property and to use thereon and in connection therewith all suitable appliances.

5. To maintain and operate upon or over the routes aforesaid including all streets, avenues or highways which shall be intersected by the new railroad, or over or under which any part of the routes thereof shall run, telegraph wires and wires, cables, con-

duits, ducts and ways for the distribution of power, heat and light, and other appurtenances for use of the new railroad and for no other purpose.

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

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

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

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

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

I.

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

II.

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

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

III.

The railroad company shall begin or continue the construction of the new railroad within three months after it shall have obtained the consents aforesaid, or such of them as shall be necessary as aforesaid and shall complete the construction of the railroad and begin its operation within five years after such construction shall be begun or continued.

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

IV.

The railroad company shall pay to the City for the franchise to construct and maintain the new railroad over the East river between bulkhead-lines as heretofore determined by the War Department of the United States, the sum of one hundred dollars (\$100) for each year, beginning on the date on which the railroad company shall first commence the actual operation of the new railroad (but such date to be not later than the last day on which the railroad company shall be bound to begin such operation) and ending on the day twenty-five (25) years next thereafter. The railroad company shall further pay to the City for the rights, franchises and licenses hereby granted the sum of five (5) cents per annum for each linear foot of single track of the new railroad, which at the dates when the respective payments are due shall be constructed or which the railroad company shall be bound to have then constructed, during the period beginning on the date when the railroad company shall first commence actual operation of the new railroad (but not later than the last day on which the railroad company shall be bound to begin such operation) and ending on the day ten (10) years next thereafter, and ten (10) cents per annum for each linear foot of such single track during the period beginning on the last day of such ten (10) years and ending on the day fifteen (15) years next thereafter. In computing the length of the tracks on which payments are to be made as aforesaid both main tracks and side tracks shall be included; but tracks shall be excluded which are used exclusively for switching and storage of cars and which are situated wholly within yards or terminals belonging or leased to the railroad company; and there shall also be excluded such tracks as rest upon the portions of the bridge directly over the East river, Little Hell Gate and Bronx Kills. The length of the said portions of the bridge shall be determined by ascertaining the distance from the bulkhead-line as heretofore determined on one shore to the bulkhead-line as heretofore determined on the other shore, at points vertically under the bridge. The railroad company, in addition to the payments hereinbefore provided, shall pay annually the reasonable value of its use and occupation of the portions of ground upon the said Ward's Island and Randall's Island permanently occupied by the abutments, piers and other supports of the bridge or elevated structure and of its use and occupation of the portions of overhead space occupied by such bridge or elevated structure. The time for such payment shall be computed from the date of the first occupation of the ground of Ward's or Randall's Island for any purpose of such bridge or elevated

structure. The amount of such annual payments may be agreed upon in writing by the railroad company and the Board of Commissioners of the Sinking Fund of the City. If such agreement shall not be made within six months after such date of the first occupation of the ground as aforesaid, then the rates of such payment shall be prescribed by the Board of Commissioners of the Sinking Fund and, as so prescribed, shall be paid by the Railroad Company. Provided, that, if the Railroad Company shall claim that the amount prescribed is unreasonable, it shall have the right, notwithstanding such payment, to recover back from the City the amount of the excess, if any, of its payment over and above the amount which shall be reasonable, and the City shall repay to the Railroad Company the amount of such excess. Two rates shall be agreed upon or prescribed as aforesaid, the first for the period which shall begin on the date of the first occupation of the ground on Ward's or Randall's Island for any purpose of such elevated structure and shall end ten (10) years from and after the date when the Railroad Company shall first commence the actual operation of the new railroad (but not later than the last day on which the Railroad Company shall be bound to begin such operation) and the second rate for the period of fifteen (15) years which shall begin on the last day of such first period and end on the day fifteen (15) years next thereafter. In case either of the said rates shall be prescribed, not by agreement, but by the Board of Commissioners of the Sinking Fund as aforesaid, and if the Railroad Company shall, as aforesaid, object that the rate is unreasonable, then the rate, if any, which shall be ascertained to be reasonable in any suit or proceeding brought by the Railroad Company as aforesaid, shall be deemed to be the reasonable rate for the remainder of the said period ending on the last day of the said period of ten (10) years or for the said period of fifteen (15) years as the case may be. The payments hereinbefore provided with respect to Ward's Island and Randall's Island are to be limited to amounts which are reasonable for the occupation and use of the estate and title of the City in the property occupied or used as aforesaid. In determining what amounts shall be reasonable, due regard shall be had to such estate and title.

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

The amounts to be paid by the Railroad Company as aforesaid shall be readjusted at the end of the first period of twenty-five (25) years, and shall thereafter be readjusted at intervals of twenty-five (25) years. The amounts to be paid by the Railroad Company at the end of the first period and at the end of each successive period of twenty-five (25) years shall be determined as follows, to wit: Each such determination shall be had upon the application of either the Railroad Company or the Board or any authority which shall be authorized by law to act for the City in place of the Board. Such application shall be made at any time not earlier than two years and not later than one year before the expiration of the preceding period of twenty-five (25) years. The determination shall be sufficient if agreed to in writing by the Railroad Company and the Board or such other authority in its place. If the Railroad Company and the Board or such other authority in its place for the City shall not reach such agreement on or before the day one year before the expiration of such preceding twenty-five (25) years period, then the rate of compensation for such succeeding twenty-five years period shall be reasonable; and either the City (by the Board or such other authority in its place) or the Railroad Company shall be bound, upon request of the other, to enter into a written agreement with such other fixing the rate of such compensation at such amount as shall be reasonable; and if the parties shall not forthwith agree upon what is reasonable, then they shall enter into a written agreement fixing such rate at such amount as shall be determined by the Supreme Court of the State of New York; and either party may in such case apply to the said Court to fix such rate. If, in any case, the rate shall not be fixed prior to the commencement of such succeeding twenty-five years period, then the Railroad Company shall pay the rate theretofore prevailing until the new rate shall be determined, and shall then make up to the City the amount of the excess of the rate then determined over the previous rate. Nothing herein contained shall be deemed to determine or affect the basis of any such readjustment of amounts to be paid, it being intended that such basis shall be completely open to either the City or the Railroad Company whenever any such readjustment is to be made, except that any such readjusted amount shall never be less than the greatest corresponding amount provided herein.

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

V.

The new railroad, wherever the same shall intersect roads, streets or avenues, shall be constructed above or below the grade thereof and in every case so as to permit the convenient use by the public of such street or avenue. The City shall be entitled to require vertical clearances for streets crossing under its route of not less than twelve nor more than fourteen feet, and for streets crossing above the route not less than eighteen feet. The City shall also be entitled to require solid floor construction on all bridges crossing streets. In crossing Ward's Island and Randall's Island the railroad shall be upon an elevated structure in continuation of the bridge over the East river; and the under side of the roadway of such elevated structure over the said islands shall be at a height of not less than thirty (30) feet above the present natural grade; and the railroad company shall have the right upon the said islands to construct all necessary or proper piers, columns and other supports for the elevated structure and all necessary or proper foundations therefor. In case of tunnel construction under a street, there shall be at least four (4) feet between the grade of the street and the exterior surface of the arch or cover of said tunnel. The roadbed, except on bridges, shall be ballasted with a sufficient quantity of either blast furnace slag or broken stone of a hard durable quality.

The railroad company shall, in the course of its construction and at its own expense, maintain and care for all underground and overground structures (including pipes, wires and other conduits) in its route or directly interfered with by its construction; and any necessary interference with underground or overground structures shall be subject to reasonable regulation by the Department, if any, of the government of the City in control or charge thereof.

The railroad company shall observe all reasonable regulations which shall be prescribed by any lawful authority tending to prevent the throwing, deposit or dropping of noxious or offensive objects, substances or things from the portion of the new railroad crossing the East river, Ward's Island and Randall's Island and other public property.

The bridge across the East river shall in all respects conform with the provisions of the said act of the legislature granting the right to build the same.

The railroad company shall make good to the City all damage which shall be done to the property of the City, and shall make good to every owner of property abutting upon the new railroad or which shall be injured by the work of construction or by operation thereof, all damage which shall be done to such abutting or injured property through any fault or negligence of the railroad company or any successor thereof or of any contractor, sub-contractor or other person in the course of any employment upon the construction or operation of the new railroad or any part thereof. The railroad company shall save harmless the City of and from all claims lawfully made against the City by reason of any act or proceeding of the railroad company hereunder. The railroad company shall keep its structure in good order and where the same crosses public property it shall have such access as may be reasonably necessary in order to maintain and repair the same.

All plans for, and the method of doing, the work including necessary interference with roads, streets, avenues or other public property during construction, shall from time to time, be subject to the approval of the Board which shall be given when reasonably requested. All necessary permits for work upon roads, streets or avenues or other public property and other departmental permits so far as any shall be necessary shall be respectively granted by the presidents of the proper boroughs or other officers as provided by law.

VI.

The motive power to be used upon the new railroad shall be steam with the right to the railroad company to substitute therefor electricity; but any other motive power may at any time hereafter be substituted for steam or electricity upon the consent of the Board and the railroad company. If the railroad company shall use steam and if, by

reason of increased density of population along the line of the new railroad, such use of steam shall constitute a nuisance or be dangerous to the residents along the route, or materially depreciate the value of property along the route, then the Board may notify the railroad company that such use constitutes a nuisance, or is, in its opinion, dangerous to the residents along the route or materially depreciates the value of property along the route, and that the public necessity for a change by reason thereof to some other motive power is such that the railroad company should make a change, and that the Board accordingly requires the change to be made. The railroad company shall thereupon within ninety days notify the Board whether it will change its motive power as required by the Board. If the railroad company refuses or neglects to notify the Board within the time above specified, the Board may thereupon apply to the Supreme Court of the State of New York for a writ of mandamus or other proper remedy and the issues shall thereupon be whether in fact such use of steam by the railroad company constitutes a nuisance, or is dangerous to the residents along the route or materially depreciates the value of property along the route, and whether the public necessity for such change by reason thereof is such that the railroad company should make the change. In case the Supreme Court upon such proceeding shall decide against the railroad company that such use constitutes a nuisance, or is so dangerous or materially depreciates the value of property along the route and that the public necessity by reason thereof is such that the railroad company should make the change, and upon a written notice of not less than three years to be given by the Board, the railroad company shall change its motive power to electricity or to some other motive power not less convenient to the public.

VII.

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

The City reserves the right additionally to open across the said route in the Borough of Queens three streets between Juniper avenue and Johnson avenue, a fourth street between Trains Meadow road and Jackson avenue and a fifth street between Charlotte avenue and Bowery Bay road.

The City shall also have the right, but only if and when the public necessity requires, to open across the route of the railroad company any new streets other than the five last mentioned; and the railroad company shall consent to such opening (but subject to its right without interference to control, maintain and operate its road as herein provided) if and when the public necessity shall require and shall not object to the right of the City to so open them on the ground that the land required therefor is already applied to a public use,—provided, however, and it is expressly agreed that if the railroad company shall deny that the public necessity does in fact exist, and shall raise an issue as to the existence of such necessity either in the City's proceedings to acquire title to such street or in some other proper action or proceeding, and if the Supreme Court shall decide that such public necessity does not exist, then and in every such case the railroad company shall not be required to permit the actual use of its land for such street. The determination of the Appellate Division of the Supreme Court, in case an appeal is taken by either party, shall be the decision of the Supreme Court herein intended.

The cost of regulating, grading and paving all streets which shall be opened as herein provided across the route of the railroad company, shall be borne and paid by the railroad company.

The cost of regulating, grading and paving streets within the meaning of this article shall be deemed to include only the cost of actual construction within the limits of the right of way of the railroad company together with the cost of bridges over such streets and the abutments thereof and supports therefor whether such bridges be used to carry the new railroad over streets or to carry streets over the new railroad.

VIII.

It is understood that the intention of the railroad company is to use the new railroad principally for the carriage of property; but the railroad company shall have the right without restriction to transport over the new railroad passengers, provided, however, that the railroad company shall have no power to carry on merely local traffic unless with the approval of the Board and of the Board of Aldermen and Mayor of the City, and for such additional consideration to be paid to the City as they shall prescribe. Local traffic shall be deemed to include the carriage of passengers or freight between points all within the boroughs of Brooklyn and Queens or between points all within the Borough of The Bronx.

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

IX.

The City shall have a lien upon the franchise and real property of the railroad company to secure the payment of such compensation and rental and for the performance of all the other obligations by the railroad company hereunder including the obligation to make good to the City damage in the case and as prescribed in Article V hereof. In case of any failure to make such payments as herein prescribed, the lien aforesaid may be enforced by the Board or by any authority which shall be authorized to act for the City in place of the Board, either by entry, foreclosure or other proper proceeding and by sale of such franchise and real property.

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

X.

The railroad company will not at any future time oppose—but shall at any time upon the request of the Board consent to—the construction of any rapid transit or street railroad otherwise duly authorized over, along, under or across any portion of any of the said streets, roads or avenues to be occupied by the new railroad where the same shall not actually interfere with the structure or uses of the new railroad as herein authorized.

XI.

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

XII.

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

XIII.

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.

In Witness Whereof this certificate has been executed by the Board of Rapid Transit Railroad Commissioners for The City of New York by and upon the concurrent vote of at least six of the members of the said Board, and is now attested by its seal and by the signature of its President, who is its presiding officer, and by the signature of its Secretary, this 23d day of June, 1904.

BOARD OF RAPID TRANSIT RAILROAD
COMMISSIONERS FOR THE CITY OF NEW YORK,
By A. E. Orr, President.

[SEAL]
Bion L. Burrows, Secretary.

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

On the 23d day of June, 1904, in The City of New York, in said County, before me personally appeared Alexander E. Orr and Bion L. Burrows, each to me known and known to me to be, the said Alexander E. Orr, the President, and the said Bion L. Burrows, the Secretary of the Board of Rapid Transit Railroad Commissioners for The City of New York; and the said Alexander E. Orr and Bion L. Burrows, being by me duly sworn, did depose and say, each for himself and not one for the other, the said Alexander E. Orr, that he resided in the Borough of Brooklyn in the said City, that he was the President of the said Board, and that he subscribed his name to the foregoing certificate by virtue of the authority thereof, and the said Bion L. Burrows, that he resided in the Borough of Brooklyn in the said City, that he was the Secretary of the said Board and that he subscribed his name thereto by like authority; and both the said Alexander E. Orr and Bion L. Burrows that they knew the seal of the said Board and that the same was affixed to the foregoing certificate by the authority of the said Board and of a resolution duly adopted by the same.

[SEAL]
W. A. D. HOLLMANN,
Notary Public for Kings County, New York.
Certificate filed in New York County.

The New York Connecting Railroad Company hereby accepts the foregoing franchise and all the terms, conditions and requirements thereof.

Dated New York, June 29, 1904.

THE NEW YORK CONNECTING RAILROAD COMPANY,
[Seal.] By C. S. Mellen, President.

Attest:

Frank E. Haff, Secretary.

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

On this 29th day of June, nineteen hundred and four, at The City of New York, before me personally came Charles S. Mellen, and Frank E. Haff, to me known and known to me respectively to be the said Charles S. Mellen, the President, and the said Frank E. Haff, the Secretary of the New York Connecting Railroad Company, and being by me duly sworn they did depose, each for himself and not one for the other, the said Charles S. Mellen that he resided at New Haven, in the State of Connecticut, and was the President of the New York Connecting Railroad Company, the corporation named in and which executed the foregoing consent, and that he subscribed his name to the foregoing consent by the authority of the Board of Directors thereof; and the said Frank E. Haff that he resided in the Borough of Manhattan, City and State of New York; that he was the Secretary of the said the New York Connecting Railroad Company and subscribed his name to the foregoing consent by like authority; and both the said Charles S. Mellen and Frank E. Haff that they knew the corporate seal of the said the New York Connecting Railroad Company; that the seal affixed to such consent was such corporate seal, and that the same was affixed to the foregoing consent by authority of the Board of Directors of the said the New York Connecting Railroad Company and pursuant to a resolution adopted by the said Board.

[Seal.] RALPH ROYALL, Notary Public, New York County.
Which was referred to the Committee on Bridges and Tunnels.

The President laid before the Board the following communication from the Police Department:

No. 832.

Police Department of The City of New York,
No. 300 Mulberry Street,
New York, June 28, 1904.

To the Honorable Board of Aldermen:

Gentlemen—The Police Commissioner this day on reading and filing communication from Arthur A. Stoughton, architect for the construction of the new station-house for the Forty-first Police Precinct, Mosholu parkway, Borough of The Bronx, inclosing proposal of George Hildebrand, contractor for the erection of said station-house, to furnish, drive and cut off about 400 piles for foundation at the Forty-first Precinct station-house as follows:

Spruce piles, 10-inch butts, 5-inch points, up to 15 feet in length, for the sum of \$5 per pile.

Spruce piles, 10-inch butts, 5-inch points, up to 20 feet in length, for the sum of \$5.40 per pile,

— the whole expense thereof not to exceed \$2,000,

Ordered, That the Board of Aldermen be and is hereby respectfully requested to authorize the Police Commissioner to accept the proposal of George Hildebrand for such work without advertising for competing bids.

Very respectfully,
WM. H. KIPP, Chief Clerk.

Which was referred to the Committee on Police.

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

No. 833.

Department of Finance—City of New York,
July 5, 1904.

Hon. CHARLES V. FORNES, President, Board of Aldermen:

Dear Sir—I send you herewith certified copy of a resolution adopted by the Board of Estimate and Apportionment July 1, 1904, authorizing the issue of Corporate Stock to the amount of \$550,000, to provide additional means for the construction and equipment of a court-house in the Borough of The Bronx, and copies of communications relative thereto.

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

Yours very truly,
J. W. STEVENSON, Deputy Comptroller.

AN ORDINANCE providing for an issue of Corporate Stock in the sum of five hundred and fifty thousand dollars (\$550,000), to provide additional means for the construction and equipment of a court-house in the Borough of The Bronx.

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

Section 1. The Board of Aldermen hereby approves of and concurs in the following resolution adopted by the Board of Estimate and Apportionment July 1, 1904, and authorizes the Comptroller to issue Corporate Stock of The City of New York to the amount and for the purposes therein specified:

Resolved, That, pursuant to the provisions of section 47 of the Greater New York Charter, as amended by chapter 409 of the Laws of 1904, the Board of Estimate and Apportionment hereby approves of the issue of Corporate Stock of The City of New York, to an amount not exceeding five hundred and fifty thousand dollars (\$550,000), to provide additional means for the construction and equipment of a court-house in the Borough of The Bronx, and that when authority therefor shall have been obtained from the Board of Aldermen, the Comptroller is authorized to issue Corporate Stock of The City of New York, in the manner provided by section 169 of the Greater New York Charter, to an amount not exceeding five hundred and fifty thousand dollars (\$550,000), the proceeds whereof to be applied to the purposes aforesaid."

New York, June 20, 1904.

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

Dear Sir—I respectfully request that the Board of Estimate and Apportionment provide for an issue of Corporate Stock of The City of New York in the sum of five hundred and fifty thousand dollars (\$550,000) in addition to the amount heretofore pro-

vided for, the proceeds to be used for the construction and equipment of the court-house in the Borough of The Bronx.

A careful estimate of the expense and equipment of said court-house, situated at Third avenue, Brook avenue and One Hundred and Sixty-first street, Borough of The Bronx, fixes the amount required for these purposes at eight hundred thousand dollars.

Yours truly,
(Signed) LOUIS F. HAFFEN,
President of the Borough of The Bronx.

June 29, 1904.

Hon. EDWARD M. GROUT, Comptroller:

Sir—Hon. Louis F. Haffen, President of the Borough of The Bronx, in communication under date of June 20, 1904, requests the Board of Estimate and Apportionment to provide for an issue of Corporate Stock of The City of New York in the sum of \$550,000 in addition to the amount heretofore provided for, the proceeds to be used for the construction and equipment of the court-house in the Borough of The Bronx.

I would report that the Board of Estimate and Apportionment at meeting of May 23, 1902 (see Minutes of 1902, page 1060), authorized an issue of Corporate Stock to the amount of \$250,000, to provide for the construction and equipment of the court-house; with the additional \$550,000 the total amount for this purpose will be \$800,000.

The Architect, M. J. Garvin, No. 3307 Third avenue, has not drawn up the specifications for the work, but has prepared eight scale drawings, and has furnished me with a general description of the construction of the work, which with the preliminary drawings show the design, construction and general layout of the building.

The site of the proposed building includes the whole block bounded by Third avenue, Brook avenue and One Hundred and Sixty-first street; the dimensions of the building are, fronting on Third avenue, 98 feet; on One Hundred and Sixty-first street, 176 feet; Brook avenue, 98 feet; on plaza, 100 feet.

The building is to be four stories in height above sidewalk and a cellar below street grade.

The present level of plot is about 15 feet below curb level, and it is proposed to go down 15 feet to rock bottom with foundation walls.

The foundation walls from rock to cellar bottom to be of concrete. From there up brick laid in best Portland cement mortar. Cellar bottom to be concreted.

The building will be fireproof throughout. Brick arches will be used as floor filling. All facades will be of best granite, eight cut work, from curb level to roof, and in the French Renaissance style of architecture.

All window frames will be copper covered oak sash, glassed with plate glass. All entrance doors will be made of copper.

The flat roof will be covered with vitrified clay tiling laid in Portland cement.

All the walls of cellar except coal storage and storerooms and passageway to be faced with enameled brick.

All the walls in prison part of building to be faced with pressed brick. All cells to be of steel and of the latest approved type.

Vestibule floor to be laid with Blanco P. No. 1 marble, and foyer hall to be trimmed with blue Indiana limestone and Parvanoza marble columns and pilasters.

Stairs to be of steel construction covered with selected marble.

The Magistrate's Court-room to have pilasters and wainscoting of Connemara green marble.

The Municipal Court-room to be trimmed with Sienna convent marble.

The Coroner's Court to have green Skyros marble.

All floors throughout building, except where otherwise noted, to be of terrazzo with marble borders.

All ceilings and side walls above wainscoting to be of plaster with cornices, panels, etc.

All toilets will be wainscoted with Italian marble 8 feet high, all partitions and wash-basins will be of same material.

Building will be provided with two (2) electric elevators, an adequate steam plant, ventilating and electric lighting plant; the building will be wired for electricity and piped for gas.

The plans of the building call for a cellar and four stories, arranged as follows:

Cellar.

Engine and pump rooms.

Boiler-room.

Dynamo-room.

Coal and storage rooms.

Kitchen and laundry for prison.

First or Ground Floor.

Main entrance on plaza (junction of Brook and Third avenues).

Grand vestibule.

Foyer hall.

Board of Elections (One Hundred and Sixty-first street and Brook avenue).

Entrance and driveway for prison van in One Hundred and Sixty-first street.

Waiting pens.

Sergeants' room.

Ten day male prison.

Ten day female prison.

Consultation room.

Warden's office.

Baths and toilets.

Prison and Jail.

The prison is located on the northeast corner of the building (One Hundred and Sixty-first street and Third avenue), and extends from cellar to roof, being about 54 feet by 31 feet, for the entire height of the building.

Second Floor.

Magistrate's court.

Clerk's room.

Stenographer's room.

Examination room.

Plaza front not designated for any purpose.

Third Floor.

Municipal Court.

Judge's private room.

Clerk's room.

Jury room.

Board of Health (plaza front).

Fourth Floor or Top Floor.

Coroner's private rooms.

Jury room.

Clerk's room.

Board of Health (plaza front).

I would note that the three court-rooms are on the One Hundred and Sixty-first street side, one over the other; these rooms are provided with ample light and placed as far from the noise of the traffic on Third avenue as is practicable.

The architect, M. J. Garvin, submits the following approximate estimate of cost, including architect's fees; this estimate does not include any furniture, only the building fully completed with heating and ventilating plant, fixtures, etc.

The building contains:

1,450,000 cubic feet, at 52 cents.....	\$760,000 00
Architect's fees and contingencies.....	40,000 00
	<u>\$800,000 00</u>

The general design of the building with its granite facades will make a very grand and imposing building.

The general layout of the floors and rooms is judiciously arranged, and well adapted for court purposes; Coroner's office, Health Department offices, offices for Board of Elections and Prison.

In the absence of fuller details, I would consider the estimate furnished by the architect approximately correct, and I think the Board of Estimate and Apportionment may properly authorize the Comptroller, pursuant to section 47 of the Greater New York Charter as amended by chapter 409 of the Laws of 1904, to issue Corporate

Stock of The City of New York to the amount of \$550,000, in addition to the \$250,000 authorized on May 23, 1902, making a total of \$800,000, to provide for the construction and completion of the court-house in the Borough of The Bronx.

Respectfully,
(Signed) EUG. E. McLEAN, Engineer.

President Haffen moved the adoption of the ordinance.

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

Affirmative—Aldermen Bennett, Boerner, Boyhan, Brenner, Davies, Diemer, Donohue, Dougherty, Doull, Dowling, Gass, Goodman, Grifenhagen, Grimm, Gunther, Haenlein, Harburger, Harnischfeger, Hann, James, Jones, Kenney, Kline, Lochner, Lundy, Meyers, Morris, Arthur H. Murphy, Owens, Redmond, Shea, Sheil, Sickles, Stapleton, Stumpf, Sturges, Twomey, Ware, Wafer, President Haffen, the Vice-Chairman and the President—42.

MOTIONS, ORDINANCES AND RESOLUTIONS.

On motion of Alderman Kenney the Board went into the order of business of motions, ordinances and resolutions.

At this time Alderman Sturges arose to a question of personal privilege, and recited that at the last meeting a resolution had been introduced and adopted calling upon the President of the Borough of Manhattan to take steps to prevent the Metropolitan Life Insurance Company from continuing the construction of a tunnel in East Twenty-fourth street, between Fourth and Madison avenues, Borough of Manhattan, without proper authorization from the Board of Aldermen.

Alderman Sturges said that the above company had not constructed a tunnel or begun the construction of a tunnel and would not until properly authorized.

Alderman Sturges at this time offered a resolution covering the above statement.

The Vice-Chairman objected to the resolution at this time.

Alderman Goodman raised the point of order that a question of personal privilege was always in order, and also any resolution germane to it.

The President ruled that the point of order was not well taken, and that the resolution would be received in its proper order.

No. 834.

By the President—

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

By the President—

Matthew S. McNamara, No. 852 Pacific street, Brooklyn.

Robert C. Birkhahn, No. 117 East Eighty-second street, Manhattan.

Henry Hogeboom, No. 446 West One Hundred and Fifty-first street, Manhattan.

Nathaniel Rosenthal, No. 215 East One Hundred and Thirteenth street, Manhattan.

Rawdon W. Kellogg, No. 10 Wall street, Manhattan.

Robert W. Maloney, Kingsbridge, The Bronx.

By Alderman Bennett—

Frederic B. Bave, No. 235 Linden street, Brooklyn.

By Alderman Culkin—

William H. Reed, Jr., No. 185 Ninth avenue, Manhattan.

By Alderman Davies—

M. E. Peebles, No. 382 St. Nicholas avenue, Manhattan.

By Alderman Downing—

Alfred H. Marsh, No. 411 State street, Brooklyn.

Charles M. Searles, Railroad avenue and Fulton street, Brooklyn.

By Alderman Hann—

George E. Lovett, No. 975 Park place, Brooklyn.

Edyth J. Kirschmann, No. 738 Hancock street, Brooklyn.

F. W. Vinten, No. 85A Sackman street, Brooklyn.

Henry Rodgers, No. 782 Halsey street, Brooklyn.

By Alderman Harburger—

Herman A. Horowitz, No. 47 Seventh street, Manhattan.

By Alderman Kenney—

Arthur W. Byrt, No. 307 Warren street, Brooklyn.

By Alderman Marks—

Alex. B. Greenberg, No. 320 Broadway, Manhattan.

By Alderman Owens—

William J. Kennedy, No. 71 East One Hundred and Twenty-fifth street, Manhattan.

By Alderman Richter—

J. Fred Cryer, No. 982 East One Hundred and Sixty-ninth street, The Bronx.

By Alderman Ware—

Henry Ajello, No. 2428 First avenue, Manhattan.

Gerald F. Shepard, No. 59 Wall street, Manhattan.

By Alderman Wentz—

Arthur Caspar, No. 1306 Broadway, Brooklyn.

The President put the question whether the Board would agree with said resolution.

Which was decided in the affirmative by the following vote:

Affirmative—Aldermen Bennett, Boerner, Boyhan, Brenner, Davies, Diemer, Donohue, Doull, Gass, Goodman, Grifenhagen, Grimm, Gunther, Haenlein, Harburger, Harnischfeger, Hann, Higgins, James, Jones, Kenney, Kline, Lochner, Meyers, Morris, Arthur H. Murphy, Owens, Poole, Shea, Sheil, Stapleton, Stumpf, Sturges, Twomey, Ware, Wirth, President Cromwell, President Haffen, the Vice-Chairman and the President—40.

No. 835.

By Alderman Haggerty—

Resolved, That the proposed ordinance granting to the New York, Westchester and Boston Railway Company the right to cross certain streets and highways and to construct and operate a four-track railway above or below said streets or highways of The City of New York, the subject matter of which was made a Special Order for consideration this day at 2 o'clock P. M. be laid over and made a Special Order for Tuesday, July 26, 1904, at 2 o'clock P. M.

Which was adopted.

REPORTS OF STANDING COMMITTEES.

No. 35—(G. O. No. 111).

The Committee on Codification, to whom was referred on January 12, 1904 (Minutes, page 46), the annexed ordinance, establishing a code of ordinances, respectfully

REPORT:

That they have continued the work done by the Committee on Codification of the Board of 1902-1903. At the request of your Committee, their counsel has procured to be passed chapter 628 of the Laws of 1904, entitled "An act to amend the Greater New Charter, relative to the Code of Ordinances," the purport of which is to constitute the Park Ordinances, the Building Code and the Sanitary Code, chapters of the proposed Code of Ordinances.

The Code of Ordinances, as prepared by the Committee of 1902-1903, has been further changed by the counsel who prepared the same.

The proposed code has proceeded to a period of completion in which we deem it desirable that it should be printed in its present form and copies sent to the heads of the various City departments. The proposed code, as amended and as annexed to this report, is not reported as the code approved by your Committee, but is simply reported for the purpose of reprinting and recommital.

We therefore recommend that copies of the proposed code, when printed, be sent by the City Clerk to the heads of the various departments and that the code be re-committed to our Committee for further action.

We also report with the code an analysis of the changes in the various sections showing the difference between the sections of the proposed code and the sections of the revision of 1897 and other ordinances from which such new sections were derived. *Analysis of Changes in Proposed Codification of New York City Ordinances as Compared with Revised Ordinances of 1897.*

Memoranda of changes in the proposed codification, as compared with the revised ordinances of 1897 and other ordinances. The words and figures R. O. 1897 refer in each instance to the revised ordinances of 1897. The section numbers first given in the schedule are the section numbers of the proposed codification.

Section 2. Sec. 3 R. O. 1897 with the words "The Chief Clerk of the Mayor" substituted for "he."

Section 3. Sec. 104 R. O. 1897 with the words "Corporation Counsel" substituted for the word "he."

Section 4. Sec. 105 R. O. 1897 with the words "Board of Aldermen" substituted for "Common Council," and the words "Corporation of the" stricken out.

Section 5. Sec. 106 R. O. 1897 with the word "City" substituted for "corporation."

Section 6. Sec. 107 R. O. 1897 with the words "or to the proper City Department" inserted after "Chamberlain," and the words "or the head of such department" also inserted. The change is suggested by the Corporation Counsel for the purpose of avoiding unnecessary bookkeeping.

Section 8. Sec. 109 R. O. 1897 with "Counsel to the corporation" changed to "Corporation Counsel," the word "city" twice substituted for the words "the corporation," and the provision as to written substitution made so as to apply only "if requested." The change was made at the request of the Corporation Counsel, who stated that it is never necessary to comply with the provision for substitution, and that the phrase needs only to be retained in its amended form and through caution.

Note.—Sections 111 to 123, inclusive, are omitted for the reason that the office of corporation attorney has been abolished, and the Bureau of Penalties, to which the sections related, is now a part of the Corporation Counsel's office. Sections 124 and 126 to 129, relating to the Bureau of the Public Administration, are omitted because superseded by statute.

Section 9. Sec. 125 R. O. 1897 with "the Public Administrator" substituted for "He," and the words "Board of Aldermen" substituted for "Common Council."

Section 10. Sec. 27 R. O. 1880, as added June 28, 1881, omitted from R. O. 1897, evidently by inadvertence.

Section 11. Sec. 135 R. O. 1897 with the words "The President of any borough" substituted for "the Commissioner of Public Works," and the words "board of aldermen" substituted for "common council."

Section 12. Sec. 139 R. O. 1897 with the words "borough president" substituted for the words "Commissioner of Public Works," and the words "or statutes" inserted.

Section 13. Sec. 140 R. O. 1897 with the words "Each borough president" substituted for "He."

Section 15. Sec. 144 R. O. 1897 with the words "borough president" substituted for "Commissioner of public works."

Section 16. Sec. 145 R. O. 1897 with the words "borough president" substituted for "Commissioner of public works," and the word "city" for the words "the corporation."

Section 17. Sec. 146 R. O. 1897 with the words "Each borough president" substituted for "The commissioner of public works."

Section 18. Sec. 147 R. O. 1897 with same change as in section 17.

Section 19. Sec. 148 R. O. 1897 with words "borough president of each borough" substituted for "Commissioner of public works."

Section 20. Sec. 229 R. O. 1897 with words "any president of a borough" substituted for "the Commissioner of public works"; the words "to leave sufficient numbers on each block so" stricken out and the words "to so proceed" inserted; the word "would" stricken out and the word "will" substituted in two instances.

The change is to make better English and to avoid limiting too strictly the procedure of the Borough President.

Section 21. Sec. 231 R. O. 1897 with words "borough president" substituted for "Commissioner of public works."

Section 22. Sec. 232 R. O. 1897 with the words "borough president" substituted for "Commissioner of Public works," and a clause add'd imposing a penalty of \$25 for a refusal to renumber houses when such renumbering is properly ordered. Without this proposed penalty, the Borough President has no way of enforcing his renumbering orders.

Section 23. Sec. 233 R. O. 1897 the first clause only with the words "to the president of the borough in which such monument stone is situated." The remainder of the section of R. O. 1897 is made obsolete by the charter.

Section 24. Sec. 234 R. O. 1897 with the words "borough president" substituted for "Commissioner."

Section 25. Sec. 235, Id., with same change as in section 24.

Section 26. Sec. 236 Id. with the words "president of the borough in which said monument or bolt is situated" substituted for different local authorities. Change made because the President of a borough is now the proper officer to perform such duties.

Section 27. Sec. 237 Id. with the words "borough president" substituted for "Commissioner."

Section 28. Sec. 238, Id., with same changes as in section 27.

Section 29. Sec. 239, Id., with same changes as in section 27.

Section 30. Sec. 240, Id., without change in substance, but entirely redrafted in the interest of clearness.

Section 32. Sec. 11, Id., with words "City Clerk" substituted for "He."

Section 33. Sec. 12, Id., with same change as in section 32.

Section 34. Sec. 13, Id., a slight verbal change is made in the second sentence to make its English better.

Section 35. Sec. 14, Id., with same change as in section 32.

Section 36. Sec. 15, Id., the first sentence only, with the words "City Clerk" substituted for the words "Clerk of the common council." The remainder of section 15, R. O., 1897, will be found in section 767.

Section 37. Sec. 17, Id., the words "and county" stricken out.

Section 39. Sec. 19, Id., the words "board of aldermen" inserted in place of the words "Common Council."

Section 42. Sec. 23, Id., entirely redrafted at the suggestion of the Comptroller. As redrafted it gives him ninety days within which to prepare his statement and permits a fuller statement than does section 23, R. O., 1897.

Section 55. Sec. 39, Id., entirely redrafted at the suggestion of the comptroller and a new scale of charges inaugurated. The comptroller's statement is that the work justifies the proposed charges, particularly as the city has virtually to guarantee these searches.

Section 56. Sec. 44, Id., the words "is charged with the duty of superintending" stricken out and the words "shall superintend" inserted. The words "of the stalls and stands therein" stricken out and the words "relative thereto" inserted. The purpose of the section is thus made more evident.

Section 58. Sec. 47, Id., and Res. 1129 of 1903, Catharine, Centre, Clinton, Essex and Union markets stricken out on advice from the comptroller that they have ceased to be public markets.

Section 60. Sec. 49, Id., the second sentence redrafted but without substantial change. The purpose of the redrafting is to make the sentence convey the intended meaning more clearly.

Section 61. Sec. 50, Id., the words "Bureau of penalties" substituted for "Corporation attorney."

Section 64 to 65. Section 53 and 54, Id., under an opinion of the corporation counsel the Comptroller advised that the provisions relative to selling in streets within three hundred yards of a market be stricken out, as it was believed that the penalty could not be enforced in this way. The sections were then recast.

Section 66. Section 55, Id., not changed in substance but recast in form under the advice of the corporation counsel.

Section 67. Section 56, Id., the words "or in any street within the city of New York," and "excepting vegetables or fruit" omitted because of the opinion referred to under section 64.

Section 72. Section 61, Id., not changed in substance but recast in the interest of uniformity.

Section 73. Sec. 62, Id., with words "nor to any vehicle the license for which is provided for in chapter 5 of this code" added.

Section 74. Sec. 63, Id., "Municipal Court of The City of New York" substituted for "District Court."

Section 83. Sec. 91, Id., language changed so as to include entire city. Words "Board of" inserted before "Commissioners," "Board" substituted for "Commissioners," and "it" for "them."

Section 91. Sec. 67, Id., the President of the board of aldermen included instead of the Recorder and the present name of the board inserted. Changes made necessary by section 204, Greater New York Charter.

Section 92. Sec. 68, Id., the words "which four" substituted for "whom." The changes makes the intention certain.

Sections 93 to 96. Secs. 69, 70, 71 and 73, Id., present name of board inserted.

Section 97. Sec. 74, Id., the words "of such four" being added for the sake of definite statement.

Section 98. Sec. 75, Id., the word "Board" substituted for "Commissioners," and "of which four" substituted for "whom." The changed form is a trifle more clear.

Sections 100, 102, 103 and 104. Secs. 77, 79, 80 and 81, Id., word "Board" substituted for "Commissioners."

Section 106. Sec. 83, Id., correct name of board inserted and number of charter section.

Sections 107, 108, 111. Secs. 97, 98 and 101, Id., present name of board inserted.

Section 118. Sec. 2 Ord. of May 22, 1899. Rewritten. Penalty changed to \$10.

Section 120. Sec. 4, Id., License fees changed as follows: Public cart or truck from \$2 to \$5; public hack coach, from \$3 to \$5; public hack cab, from \$2 to \$3; junk shop or dealer, from \$20 to \$25; peddler using horse or wagon, from \$8 to \$15; push cart, from \$4 to \$10; peddler carrying merchandise, from \$2 to \$5; fruit stand, from \$5 to \$20; soda water stand, from \$5 to \$20; movable newspaper stand, omitted; newspaper and periodical stand, from \$5 to \$10; stand under elevated station, from \$10 to \$20.

Section 122. Sec. 6, Id., words "within the city of New York" omitted.

Section 123. Sec. 7, Id., word "license" substituted for "official number."

Section 131. Sec. 15, Id., words "except such as are specially licensed" and "mayor or" omitted.

Section 135. Sec. 19, Id., word "license" substituted for "official number."

Section 136. Sec. 20, Id., words "mayor or" omitted.

Section 138. Sec. 22, Id., words "mayor or" omitted; "\$1,000" substituted for "\$250."

Section 139. Sec. 23, Id., words "in the English language" inserted.

Section 141. Sec. 25, Id., words "hour of six o'clock in the evening" substituted for "setting of the sun."

Section 142. Sec. 26, Id., words "police commissioner" substituted for "chief of police."

Section 144. Sec. 28, Id., word "license" substituted for "official."

Section 145. New. Necessary penal provision.

Section 146. Sec. 29, Id., words "or other articles" omitted.

Section 147. Sec. 30, Id., words "in the English language" inserted.

Section 149. Sec. 32, Id., words "hour of six o'clock in the evening" substituted for "setting of the sun"; words "fifteen days" substituted for "one month."

Section 153. Sec. 36, Id., words "the outside thereof a metal plate to be furnished by the bureau of licenses containing thereon the words 'licensed peddler,' and the figures of the official number of the license," substituted for "each outside thereof the words licensed peddler together with the figures of its official number"; words "no person holding any other license and no person regularly engaged in any other business shall hold a push-cart peddler's license," inserted, words "and any peddler duly licensed to use a horse and wagon may employ two persons and no more to assist in selling and delivering the wares, but such persons shall so act only while accompanying a licensed peddler" omitted.

Section 155. Sec. 38, Id., words "not less than \$2 nor more than" omitted.

Section 160. Sec. 43, Id., words "or pool" inserted.

Section 162. Sec. 45, Id., word "license" substituted for "official number."

Section 163. Sec. 46, Id., words "mayor or" omitted.

Section 167. Sec. 50, Id., words "president of the borough in which it is situated" substituted for "Department of highways"; words "no rent or other compensation shall be directly or indirectly paid by the licensee to the owner or occupant of the premises where such stand is located and" omitted; word "no" substituted for "such" before stand after matter omitted; words "mayor or" omitted.

Section 168. Sec. 51, Id., words "local board of improvements of the district in which it is situated" substituted for "Municipal assembly"; words "secretary thereof" substituted for "city clerk."

Section 169. Sec. 52, Id., words "or councilman of the councilmanic district" omitted; after "(2)" "that" substituted for "whether," and after "United States" the words "or has declared his intention to become such" inserted; words "president of the borough in which said stand is located" substituted for "Department of highways."

Section 171. Id., sec 54, words "Local board of improvements of the district in which it is situated" substituted for "Municipal assembly," and "secretary thereof" for "city clerk."

Section 173. Id., sec. 56, all after "except" stricken out and "those required by statute to be paid into the sinking funds for the redemption of the city debt" inserted in lieu thereof.

Sections 176 and 177. Id., sec. 59 and 60, words "Mayor or" omitted.

Section 178. Id., sec. 61, words "not more than" and "or less than \$1," and "subject to the approval of the Mayor who" stricken out; word "and" inserted before "shall." Last sentence omitted.

Section 179. Id., sec. 62, penalty change from "not less than \$2, nor more than \$10" to \$5; imprisonment changed from ten to two days.

Section 211. Sec. 344, Id., the words "of The City of New York" added; the words "they are" stricken out.

Section 212. Sec. 345. Substantially changed and practically new.

Section 213. Sec. 346. Substantially changed. The words "invitation for bids or proposals" substituted for "proposals for estimates"; the words "and as shall be approved as to form by the corporation counsel." In subdivision 1, the words "bid or proposal" substituted for "estimate."

In subdivision 2, the words "or a reference to specifications or schedules where the quantity and quality of supplies, or the nature and extend, as near as possible, of the work, is stated, added.

In subdivision 3, the words "bids or proposals" substituted for "estimate."

Subdivision 5 is entirely new.

Section 214. Sec. 347, Id., the fourth subdivision is changed by adding the words "school commissioner or other officer of the corporation," and at the end "either as principal, surety or otherwise."

Section 215. Sec. 348, Id., practically rewritten.

Section 216. Section 349, Id., with the words "to be done or of the supplies to be furnished."

Section 217. Sec. 350, Id., the details as to the statement to be made by a proper officer of a surety company are new.

Section 218. Sec. 351, Id., the word "bid" substituted for "estimate"; the words "or his duly authorized representative" inserted after "comptroller"; the words "or his Deputy" inserted after "Department."

Section 219. Sec. 352, Id., practically rewritten. As amended the section gives the head of a Department the right to require plans and specifications as well as samples.

Section 220. Sec. 353, Id., practically rewritten. The object is to make the provision as to the retention by the City of the 10 per cent. more broad.

Section 221. Sec. 354, Id., practically rewritten. The bulk of section 354 is now covered by the provisions of section 220.

Section 222. New section, see sec. 419, Greater New York Charter.

Section 223. Sec. 355, Id., slight grammatical change. "The" stricken out in front of "work" and inserted in front of "person."

Section 224. Sec. 356, Id., amended so as to cover supplies to be furnished as well as work to be done.

Section 226. Sec. 358, Id., the words "Street improvement fund" substituted for "assessment bonds"; the words "thirty days after" inserted and the words "and acceptance of the work" substituted for "of the contract."

Section 227. Sec. 360, Id., slight grammatical change. "Under" substituted for "upon" in last line.

Section 228. Sec. 361, Id., the words "of such certificate" substituted for "thereof." A grammatical change.

Section 230. Sec. 367, Id., the words "and the comptroller" added.

Section 231. Sec. 368, Id., the words "Department or" and "or bureau" inserted and the word "comptroller" substituted for "head of the department."

Section 239. Sec. 230, Id., the words "borough of Manhattan" inserted and the words "president of the borough of Manhattan" substituted for "Commissioner of public works."

Section 235. Sec. 330, Id., words "Manhattan Borough" inserted.

Section 236. Sec. 331, Id., no substantial change, section redrafted in the interest of uniformity.

Section 237. Sec. 332, Id., words "Manhattan Borough" inserted.

Section 238. Sec. 332, A. Id., no substantial change, section redrafted in the interest of uniformity.

Section 239. Sec. 646, Id., words "Manhattan Borough" substituted for "in The City of New York," and "jointly and severally" for "severally and respectively."

Section 240. Sec. Sec. 647, Id., words "Manhattan Borough" substituted for "afore-said," and "jointly and severally" for "severally and respectively."

Section 241. Sec. 651, Id., words "Manhattan Borough" inserted and "One hundred and eighth street and Columbus avenue" substituted for "Forty-second."

Sections 242 and 243. Secs. 652 and 663, Id., words "Manhattan Borough" inserted.

Section 244 to 281, inclusive. These ordinances contain every local ordinance relating solely to the borough of Brooklyn and are taken without change from the latest revision of the ordinances of the late City of Brooklyn.

Sections 282 to 284, inclusive. Local ordinances relating to the former City of Long Island City without change.

Sections 287 to 309, both inclusive Resolution 2345 of 1903.

Sections 310 to 312. Resolution 1935 of 1903.

Sections 313-315. Secs. 597, 598 and 599, R. O. 1897 with words "in the borough of the Bronx" inserted, "City Magistrate" substituted for "Police Magistrate," and Charter section number inserted in place of that of Consolidation act.

Section 325. Sec. 586, Id., reference to "Corporation Attorney" stricken out and last portion of section omitted as unnecessary.

Section 326. Sec. 587, Id., the words "and maintained in such position" added.

Section 327. Sec. 588, Id., all after "light" stricken out as unnecessary.

Section 329. Sec. 590, Id., all after "make" stricken out as unnecessary.

Section 331. Sec. 592, Id., words "Chief of the bureau of licenses" substituted for "Mayor's Marshal."

Section 333. Sec. 594, Id., all after "section" omitted as unnecessary.

Section 335. Sec. 596, Id., all after "refusal" stricken out as unnecessary.

Section 336. Sec. 600, Id., words "Manhattan Borough" inserted.

Section 340. Sec. 604, Id., provides that every car shall be heated instead of every second car, corporation counsel advises that under present section it is impossible to secure convictions.

Sections 344 and 345. Secs. 608 and 609, Id., words "Police Magistrate" changed to "City Magistrates."

Section 347. Sec. 684, Id., word "No" substituted for "It shall not be lawful for any or either of the," "other" for "their," "thereof shall" for "to," and the words "within the limits of the City of New York" and "within the said limits" stricken out.

Section 348. Sec. 685, Id., words "of fifty" substituted for "not exceeding one hundred."

Section 351. Sec. 688, Id., words "Corporation Counsel" substituted for "Corporation Attorney," and "city" in place of "The Mayor, aldermen and commonalty of the city of New York."

Sections 369 to 410, inclusive. Rules of the road recently adopted and twice amended by the board of aldermen.

Section 411. Sec. 373, R. O. 1897, words "in the city of New York" stricken out.

Section 412. Sec. 375, Id., words "in the city of New York" stricken out.

Sections 416 and 417. This is a consolidation of the various ordinances and resolutions referred to in the text. It has the merits of brevity, conciseness and accessibility.

Section 420. Sec. 155, R. O., 1897, words "Water from public hydrants" substituted for "Croton water," and the words "In the boroughs of Manhattan and Brooklyn."

Section 421. Sec. 156, Id., words "the department of Water Supply, Gas and Electricity" substituted for "public works"; "Water from the public hydrants" substituted for "Croton water."

Section 422. Sec. 157, Id., words "or other aqueducts belonging to the city" inserted; "board of aldermen" substituted for "Common council," the words "any such" substituted for "the;" "of the Department of Water Supply, Gas and Electricity" inserted.

Section 423. Sec. 158, Id., words "Department of Water Supply, Gas and Electricity" substituted for "Commissioner of public works."

Section 424. Sec. 159, Id., words "or any reservoir or aqueduct containing city water" inserted. "Any such reservoir" substituted for "the reservoirs," "or other city" inserted.

Section 425. Sec. 169, Id., words "or any other reservoir or reservoirs containing city water" inserted, words "of the Department of Water Supply, Gas and Electricity or of the Aqueduct Commissioners" substituted for "of public works;" words "as in like manner" stricken out as unnecessary.

Section 426. Sec. 161, Id., words "Commissioner of the Department of Water Supply, Gas and Electricity" substituted for "Commissioner of public works;" words "or other part of the city water supply system" added, "ten dollars" substituted for "not less than five dollars, nor more than twenty-five dollars"; in the discretion of the magistrate before whom the complaint shall be made" stricken out.

Section 427. Sec. 162, Id., Department of Water Supply, etc., substituted for department of public works; words "in an action to be prosecuted by the corporation attorney" stricken out as unnecessary.

Section 428. Sec. 163, Id., same change as in section 427 relative to department.

Section 429. Sec. 164, Id., same change as in section 427 relative to department; words "counsel" substituted for "attorney."

Section 430. Sec. 165, Id., same change as in section 427 relative to department.

Section 431. Sec. 166, Id., word "city" substituted for "Croton."

Section 433. Sec. 168, Id., words "or other aqueducts" added.

Section 436. Sec. 173, Id., Department of Water Supply, etc., substituted for "department of public works."

Section 437. Sec. 174, Id., words "president of the borough" substituted for "superintendent of lamps and gas"; "his" substituted for "their."

Section 491. Licensing provision for section 490.
 Section 492. New. See section 50, Greater New York Charter.
 Section 493. Licensing provision for section 492.
 Sections 494 to 496, inclusive. New. To comply with section 50 Greater New York Charter.
 Section 498. Sec. 193, Id., words "President of any borough" substituted for "Commissioner of public works"; words "Board of Aldermen" substituted for "Common Council."
 Section 502. Sec. 197, Id., word "days" stricken out.
 Section 503. Sec. 199, Id., first three paragraphs without change.
 Section 504. Sec. 199, Id., last paragraph.
 Section 505. Sec. 200, Id., word "two" added, and "sections" inserted; "Board of Aldermen" substituted for "Common Council."
 Section 506. Sec. 201, Id., words "The President of any borough" substituted for "the said commissioner of public works."
 Section 508. Sec. 208, Id., words "in the boroughs of Manhattan, The Bronx or Brooklyn" added.
 Sections 509, 510 and 511. Secs. 210, 211 and 212, Id., "A" substituted for "the" before penalty in each section.
 Section 512. Sec. 213, Id., words "The borough president of the borough in which the same is situated" substituted for Department of Public works.
 Section 513. Sec. 214, Id., words "in Manhattan borough" added.
 Section 514. Sec. 215, Id., all after "misdemeanor" stricken out and "And the license issued to such diffcart shall be revoked." "President of the borough in which the same is situated" substituted for "department of public works."
 Section 515. Sec. 216, Id., penalty made five dollars or two days instead of discretionary penalty.
 Section 516. Sec. 217, Id., penalty made five dollars or five days, instead of discretionary penalty. Last sentence stricken out.
 Section 517. Sec. 218, Id., names of officers changed to conform to present titles; "or police captain assigned to the precinct in which said premises are situated." Penalty made twice the amount of cost of removal.
 Section 518. Sec. 219, Id., words "The borough president of the borough in which such baths are situated" substituted for "The department of public works."
 Section 519. Sec. 220, Id., word "lot" added. Words "corporation of this" stricken out; words "either or" stricken out; word "city" substituted for "corporation"; "Board of aldermen" substituted for "Common Council"; words "or by any department, bureau or body heretofore existing in any of the municipal and public corporations and parts thereof, now consolidated into the City of New York" substituted for "or either of said departments or either of them"; words "so to do" added.
 Section 520. Sec. 221, Id., word "also" added; words "from any executive department"; omitted word "city" substituted for "corporation."
 Section 521. Sec. 222, Id., word "lot" added.
 Section 522. Sec. 223, Id., word "city" substituted for "Corporation"; "Board of Aldermen or any department" for "and common council or either of departments."
 Section 523. Sec. 224, Id., Borough president instead of Commissioner of public works made responsible.
 Section 524. Sec. 225, Id., Borough president instead of Commissioner of Public works made responsible; "Counsel" substituted for "attorney," word "lot" inserted.
 Section 525. Sec. 226, Id., word "city" substituted for "corporation."
 Section 526. Sec. 227, Id., words "Contractor or" inserted; "such lot road or" substituted for "the"; word "lot" inserted.
 Section 527. Sec. 228, Id., word "maintained" substituted for "upheld"; "city" substituted for "corporation."
 Sections 528 and 529. Secs. 242 and 243, Id., words "City of New York" stricken out as unnecessary and for uniformity.
 Section 530. Sec. 244, Id., words "President of the borough in which said street is located" substituted for "Commissioner of Public Works."
 Section 531. Sec. 245, Id., words "In the city of New York" stricken out; "jointly or severally" substituted for "severally and respectively."
 Section 532. Sec. 246, Id., words "jointly or severally" substituted for "severally and respectively."
 Section 533. Sec. 247, Id., words "President of the borough in which such street is situated" substituted for "Commissioner of Public Works."
 Section 534. Sec. 248, Id., words "President of the borough in which such sidewalk is situated" substituted for "Commissioner of street improvements of said wards or in any other part of the city of New York, without the written permission of the Commissioner of Public Works"; words, "In the twenty-third or twenty-fourth wards of the city of New York, and" (unless such work should come within the limits of an ordinance of the common council) stricken out; words "for so doing" substituted for "for every such offense."
 Section 535. Sec. 249, Id., words "of the" "of the city of New York," and "severally and respectively" stricken out as unnecessary.
 Section 536. Sec. 250, Id., words "President of the borough in which such private cartway or sidewalk is situated" substituted for "Commissioner of Public Works"; words "President of the borough" substituted for "Commissioner"; word "double" inserted; words "through the corporation counsel in the manner in which other penalties are collected" added.
 Section 537. Sec. 251 (as amended April 20, 1897), Id., words "provided, however, that substituted for "but"; words "president of any borough" substituted for "Commissioner of Public Works."
 Section 538. Sec. 252, Id., words "jointly and severally" substituted for "severally and respectively."
 Section 539. Sec. 253, Id., words "President of the borough in which such street is situated" substituted for "Commissioner of Public Works, or in the twenty-third and twenty-fourth wards by the Commissioner of street improvements for those wards"; words "borough President" substituted for "Commissioners."
 Section 540. Sec. 254, Id., same change as to title of offices as in section 539.
 Section 541. Sec. 255, Id., words "shall jointly and severally be liable to a penalty of twenty-five dollars for each neglect or refusal" substituted for "shall forfeit the penalty of twenty-five dollars for each neglect or refusal, severally and respectively."
 Section 543. Sec. 257, Id., words "borough president" substituted for "Commissioner."
 Section 544. Sec. 258, Id., entirely redrafted substance intended to be left unchanged, but purpose of section believed to be more clearly expressed.
 Section 545. Sec. 259, Id., words "Board of Aldermen" substituted for "Common Council"; words "borough president" substituted for "Commissioner of Public Works, commissioner of the department of parks and the commissioner of street improvements in the twenty-third and twenty-fourth wards."
 Section 548. Sec. 262, Id., words "President of the borough in which the same is situated" substituted for "Commissioner of Public Works"; words "such borough president" substituted for "He."
 Section 550. Sec. 264, Id., words "President of the borough in which such wall is situated" substituted for "Commissioner of Public Works."
 Section 552. Sec. 266, Id., words "Any of the aforesaid borough Presidents" substituted for "the aforesaid commissioners."
 Sections 553 and 554. Secs. 267 and 268, Id., words "Borough presidents" and "Borough President" substituted for "Commissioners" and "Commissioner."
 Section 554. Sec. 270, Id., words "Borough President" substituted for "Commissioner."
 Section 557. Sec. 271, Id., words "Local Board for the district in which such street is located" substituted for "Commissioner of Public Works."
 Section 558. Sec. 272, Id., practically rewritten, without change in substance.
 Section 559. Sec. 273, Id., words "Local board for the district in which such street is situated" substituted for "department of Public Works."
 Section 560. Sec. 274, Id., words "Commissioner of the department of Water Supply, Gas and Electricity" substituted for "Water purveyor."
 Section 561. Sec. 275, Id., words "Commissioner of the Department of Water Supply, Gas and Electricity" substituted for "water purveyor"; words "person by whom the contract was made on behalf of the city" substituted for "Commissioner making the contract."
 Section 562. Sec. 276, Id., practically rewritten. No change in substance except that penalty is made twice the cost of removal.
 Section 563. Sec. 277, Id., words "in this City" omitted.

Section 564. Sec. 278, Id., title of Borough President substituted for that of officers named in section.
 Section 566. Sec. 280, Id., same change as in Section 564.
 Section 568. Sec. 282, Id., words "Borough President" substituted for "Commissioner."
 Section 569. Sec. 283, Id., all after "dollars" omitted.
 Section 570. Sec. 284, Id., words "in The City of New York" stricken out; word "City" substituted for "corporation."
 Section 571. Sec. 285, Id., title President of the Borough, etc., substituted for titles of officers named in the section.
 Sections 572 and 573. Secs. 286 and 287, Id., words "Borough President" substituted for "Commissioner."
 Section 574. Sec. 288, Id., words "in any part of The City of New York" stricken out; words "Local Board of the District in which such well or pump is situated" substituted for "Commissioner of Public Works."
 Section 575. Sec. 291, Id., words "President of the Borough in which such well shall be built" substituted for "Commissioner of Public Works."
 Note. Secs. 289 and 290 of R. O. 1897, are omitted as obsolete.
 Section 579. Sec. 295, Id., words "of The City of New York" omitted.
 Section 581. Sec. 297, Id., words "unless connected with or employed by the Fire Department" substituted for "except one of the engineers or foremen of the fire companies."
 Section 582. Sec. 298, Id., words "in The City of York" omitted.
 Section 583. Sec. 299, Id., words "of The City of New York" omitted; words "jointly and severally" substituted for "severally and respectively."
 Section 584. Sec. 300, Id., words "the Department of Water Supply, Gas and Electricity" substituted for "Public Works."
 Section 585. Sec. 301, Id., title of Borough President, etc., substituted for titles of officials named in the section.
 Sections 586 and 587. Secs. 302 and 303, Id., same change as in preceding section.
 In Section 587, word "City" substituted for "corporation" and "Board of Aldermen" for "Common Council."
 Section 588. Sec. 304, Id., words "Borough Presidents" substituted for "Commissioners."
 Section 589. Sec. 305, Id., change in title of officer only.
 Section 590. Sec. 306, Id., change in title of officer; word "City" substituted for "The Mayor, Aldermen and Commonalty of The City of New York"; penalty made double the cost.
 Section 591. Sec. 307, Id., change in title of officer.
 Section 592. Sec. 308, Id., word "Croton" omitted.
 Section 594. Sec. 310, Id., word "counsel" substituted for "attorney"; word "precincts" substituted for "districts"; "President of the Borough in which such violation occurs" substituted for titles of officers.
 Section 597. Sec. 313, Id., words "President of the Borough in which such pipes, posts or lamps are situated" substituted for "Commissioner of Public Works."
 Section 601. Sec. 317, Id., words "Borough President" substituted for "Commissioner."
 Section 602. Sec. 318, Id., title of officials changed.
 Section 603. Sec. 319, Id., practically rewritten, but without substantial change.
 Section 604. Sec. 320, Id., words "such application" substituted for "the same."
 Section 605. Sec. 321, Id., almost entirely new.
 Section 607. Sec. 323, Id., words "Borough President" substituted for "Commissioner"; "under the penalty of one hundred dollars" stricken out and last sentence substituted therefor.
 Section 608. Sec. 324, Id., words "as a penalty" inserted.
 Section 610. Sec. 326, Id., words "jointly and severally" substituted for "severally and respectively."
 Section 611. Sec. 327, Id., words "of New York" stricken out; words "for each night during which such light is not so placed" added.
 Section 612. Sec. 328, Id., words "jointly and severally" substituted for "severally and respectively."
 Section 613. Sec. 329, Id., words "jointly and severally" substituted for "severally and respectively."
 Section 614. Sec. 333, Id., words "jointly and severally" substituted for "severally and respectively."
 Section 615. Sec. 334, Id., words "jointly and severally" substituted for "severally and respectively."
 Section 617. Sec. 336, Id., words "in The City of New York" omitted.
 Section 619. Sec. 338, Id., words "jointly and severally" substituted for "severally and respectively."
 Section 620. Sec. 339, Id., titles of officers changed.
 Section 623. Sec. 342, Id., words "occupant, person in charge," substituted for "assigns"; words "jointly and severally" substituted for "severally and respectively."
 Section 624. Sec. 610, Id., words "Chief of the Bureau of Licenses," substituted for "Mayor"; words "pursuant to law," substituted for "under section III of the New York City Consolidation act."
 Section 625. Sec. 611, Id., words "Chief of the bureau of licenses," substituted for "mayor"; words "president of the borough in which it is located," substituted for "commissioner of Public Works"; word "then," substituted for "previously."
 Section 626. Sec. 612, Id., words "such licenses," substituted for "License."
 Section 631. Sec. 617, Id., words "and any moneys received therefor paid into the city treasury," substituted for "for the use of the said city."
 Section 638. Sec. 624, Id., words "as a penalty," added.
 Section 640. Sec. 626, Id., words "by the mayor," omitted.
 Section 641. Sec. 627, Id., words "Chief of the bureau of licenses," substituted for "said mayor."
 Section 643. Sec. 629, Id., manner of affixing license number changed.
 Section 644. Section 630, Id., words "Manhattan Borough," substituted for "Of this city."
 Section 646. Sec. 632, Id., words "hereafter," and "within the corporate limits of the city of New York," omitted.
 Section 647. Sec. 633, Id., words "Manhattan Borough," inserted.
 Section 648. Sec. 634, Id., words "in the city of New York," omitted; words "jointly and severally," substituted for "severally and respectively."
 Section 649. Sec. 635, Id., words "No person shall," substituted for "Hereafter it shall not be lawful for any person to," words "within the corporate limits of the city of New York," omitted; word "section," substituted for "ordinance."
 Section 650. Sec. 636, Id., words "in the city of New York," omitted; words "for which penalty the seller, auctioneer or his agent shall be jointly and severally liable," substituted for "to be sued for and recovered from the seller, auctioneer or his agent, severally and respectively."
 Sections 651 and 652. Sec. 637 and 638, Id., same change in penalty provision as in section 650.
 Section 653. Sec. 639, Id., words "Except in Park avenue at the corner of Eighty-sixth street," omitted; same change in penalty provision as in section 650.
 Section 654. Sec. 640, Id., words "in the city of New York," omitted; words "six P. M.," substituted for "the setting of the sun"; words "jointly and severally," substituted for "severally and respectively."
 Section 655. Sec. 641, Id., penalty clause rewritten without change in substance.
 Section 656. Sec. 642, Id., words "in the city of New York," omitted; penalty clause rewritten without change in substance.
 Section 658. Sec. 644, Id., words "Nothing in these ordinances shall be," substituted for "This chapter shall not be."
 Section 659. Sec. 645, Id., words "in the city of New York," omitted. Same change in penalty provision as in section 650.
 Section 660. Sec. 648, Id., words "of the," and "in the city of New York," omitted.
 Section 662. Sec. 650, Id., word "following," transposed; words "Manhattan Borough," added.
 Section 663. Sec. 653, Id., words "within the corporate limits of this city," and "and on conviction thereof, shall be punished pursuant to the provisions of section 85 of the New York City Consolidation act of 1882"; and "every morning," omitted, words "Manhattan Borough," inserted.
 Section 664. Sec. 654, Id., words "in the city of New York," omitted.

Section 665. Sec. 655, *Id.*, words "in the city of New York," and "not less than one, nor more than," omitted.

Section 666. Sec. 656, *Id.*, words "six p. m." substituted for "sunset"; words "jointly and severally," substituted for "severally and respectively."

Section 667. Sec. 657, *Id.*, words "of the city of New York," omitted.

Section 669. Sec. 660, *Id.*, words "in the city of New York," omitted.

Section 670. Sec. 661, *Id.*, words "Borough of Manhattan," substituted for "city of New York."

Section 672. Sec. 664, *Id.*, words "In the city of New York," omitted.

Section 673 and 674. Secs. 665 and 666, *Id.*, words "in the city of New York," omitted.

Section 675. Sec. 667, *Id.*, words "In the city of New York," omitted, except after the word "parades"; words "said city," omitted; words "Bureau of licenses," substituted for "mayor"; words "Chief thereof," substituted for "he"; words "no person using or performing any hand organ, licensed as hereinbefore recited, shall solicit, ask or request any money for such use or performance in any way, shape or manner, directly or indirectly," omitted.

Section 676. Sec. 668, *Id.*, words "within the city of New York" omitted.

Section 677. Sec. 669, *Id.*, words "of the city of New York" omitted.

Section 678. Sec. 670, *Id.*, words "in the preceding section" substituted for "herein."

Section 679. Sec. 671, *Id.*, words "No person shall" substituted for "It shall not be lawful for any person to," words "in the city of New York," and all words after "offense" omitted.

Section 683, Sec. 673, *Id.*, words "of said city" omitted.

Section 684, Sec. 694, *Id.*, word "Commissioner" substituted for "Commissioners."

Section 685. Sec. 695, *Id.*, word "Hereafter" omitted; words "in any of the city cemeteries" substituted for "in the city cemetery on Hart's Island."

Section 686, Sec. 696, *Id.*, phrase "each city cemetery" substituted for "the city cemetery"; word "commissioner" substituted for "commissioners."

Section 687. Sec. 697, *Id.*, words "in the city of New York" omitted.

Section 688. Sec. 698, *Id.*, words "in the city of New York" omitted.

Section 691. Sec. 701, *Id.*, all after "alderman" added.

Section 693. Sec. 705, *Id.*, word "such" omitted between the first and third words.

Section 697. Sec. 707, *Id.*, words "in the city of New York" omitted.

Section 700. Sec. 710, *Id.*, words "in the city of New York," and "that may occur within the corporate limits of said city" omitted; word "city" substituted for "police"; words "be imprisoned" substituted for "by imprisonment."

Note—Sections 712, 713 and 714, *Id.*, omitted as obsolete.

Section 702. Sec. 715, *Id.*, words "within the corporate limits of the city of New York," and "in no case shall the calibre of the cannon exceed four pounds" omitted.

Section 705. Sec. 718, *Id.*, practically new.

Section 706. New.

Section 707. Sec. 719, *Id.*, words "in the city of New York" omitted.

Section 708. Sec. 720, *Id.*, words "within the corporate limits of the city of New York" omitted.

Section 709. Sec. 721, *Id.*, words "Jones' Wood Coloseum," "Lion Park," "Jerome Park," "Fleetwood Park," "Ground of Pilkington & Nagle at Oak Point on the East River," "Grounds of the Metropolitan Baseball Park, corner of First avenue and One Hundred and Seventh street" omitted as obsolete.

Section 711. Sec. 723, *Id.*, rewritten without material change in substance.

Section 712. Sec. 724, *Id.*, words "in this city" omitted.

Section 715. Sec. 727, *Id.*, words "with the covering mentioned in the last preceding section" substituted for "in the manner provided for in the last preceding section, with the covering therein mentioned."

Section 716. Sec. 728, *Id.*, words "in the city of New York" omitted.

Section 717. Sec. 729, *Id.*, words "no person shall" substituted for "It shall not be lawful for any person to"; words "of the city of New York" omitted.

Section 718. Sec. 730, *Id.*, words "other" (first line) and "in the city of New York" omitted; words "of five dollars for each offense" substituted for "named in the next section."

Note: Section 731, *Id.*, omitted as unnecessary.

Sections 719 and 720. Secs. 732 and 733, *Id.*, words "in the city of New York" omitted.

Section 721. Sec. 734, *Id.*, word "commissioner" substituted for "chief."

Section 722. Sec. 736, *Id.*, change in title of officers.

Section 723. Sec. 737, *Id.*, words "within the city of New York" omitted.

Section 726. Sec. 740, *Id.*, title of officers changed; words "in the city of New York" omitted.

Sections 727 and 728. Secs. 741, 742 and 743, *Id.*, words "Borough presidents" substituted for "commissioners."

Section 730. Sec. 744, *Id.*, words "in the city of New York" omitted.

Section 731. Sec. 746, *Id.*, words "in the city of New York" omitted; words "board of aldermen" substituted for "common council."

Section 733. Sec. 748, *Id.*, word "counsel" substituted for "attorney."

Section 745. Sec. 780, *Id.*, words "Manhattan borough" inserted; words "section of these ordinances" substituted for "ordinance"; title of officers changed in condition numbered "second."

Section 746. Sec. 781, *Id.*, title of officers changed.

Section 747. Sec. 782, *Id.*, words "within the city of New York" and "of the city of New York" omitted.

Section 749. Sec. 783, *Id.*, words "in the city of New York" omitted; words "44 of the Greater New York Charter and by these ordinances" substituted for "85 of the New York City Consolidation act."

Section 763. Recommended by the Comptroller as enacting into ordinance what is the existing practice.

Section 767. Sec. 15, R. O. 1897, last part of section with word "other" omitted between "all" and "public," and the words "and the heads of all departments may, where public business requires it, keep the said offices open after such hours respectively" added.

(See ord. of April 29, 1902.)

The Code of Ordinances of The City of New York.

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

Chapter 1—The Executive and Administrative Departments.

Article 1—The Mayor.

Section 1. The Mayor may, whenever he shall deem it necessary, issue his proclamation for the apprehension of any person who may have committed a crime within the City of New York, and may, in such proclamation, offer a reward not exceeding five hundred dollars, to be paid out of the City Treasury upon the certificate of the Mayor that the service required has been performed. (Rev. ord. 1897, sec. 1.)

Sec. 2. The Chief Clerk of the Mayor shall keep the seal of the Mayoralty, and shall cause the same to be affixed to such instruments as the Mayor shall from time to time direct. (Rev. ord. 1897, sec. 3.)

Article 2—The Corporation Counsel.

Sec. 3. The Corporation Counsel shall draw such ordinances as may be required of him by the Board of Aldermen, or by any committee thereof. (R. O. 1897, sec. 104.)

Sec. 4. He shall, when required by the Board of Aldermen, prepare the draft of any bill to be presented by the City to the Legislature for passage, with a proper memorial for the passage thereof. (R. O. 1897, sec. 105, with verbal changes.)

Sec. 5. He shall draw the leases, deeds and other papers connected with the Finance Department, and all contracts for any of the other departments of the City, when so required by the head of the department. (R. O. 1897, sec. 106, with verbal changes.)

Sec. 6. When he shall recover a debt due to the Corporation which may have been placed in his hands for collection, he shall forthwith render an account thereof, under oath, to the Comptroller, stating the nature of the debt, the person against whom it was recovered, and the amount and time of the recovery, and shall immediately thereupon pay over the amount so received to the Chamberlain or to the proper City Department. He shall also thereupon receive from the Chamberlain or the head of such department a voucher for the payment thereof, which he shall forthwith,

on the same day, exhibit to the Comptroller, and shall at the same time leave with him a copy thereof. (R. O. 1897, sec. 107.)

Sec. 7. He shall keep in proper books, to be provided for that purpose, a register of all actions prosecuted or defended by him and all proceedings had therein. (R. O. 1897, sec. 108.)

Sec. 8. Upon the expiration of his term of office, or his resignation thereof or removal therefrom, the Corporation Counsel shall forthwith, on demand, deliver to his successor in office all deeds, leases, contracts and other papers in his hands belonging to the City, or delivered to him by the City or any of its officers, and all papers in actions prosecuted or defended by him then pending and undetermined, together with his register thereof, and of the proceedings therein, and if requested, a written consent of substitution of his successor in any or all such actions then pending and undetermined. (R. O. 1897, sec. 109.)

Article 3—The Bureau of the Public Administrator.

Sec. 9. The Public Administrator shall, on the 20th day of December in each year, report to the Board of Aldermen the titles of all actions prosecuted by or against him, and then pending and undetermined, with such other information in respect thereto as he may deem necessary or proper. (R. O. 1897, sec. 125, with verbal changes.)

Sec. 10. The Comptroller may distribute and pay any unadministered balance of an intestate's estate remaining in the City Treasury to the persons legally entitled thereto whenever he and the Public Administrator shall be satisfied that the person claiming the same is legally entitled thereto; but, if they be not satisfied thereof, they shall report the case to the Board of Aldermen for their direction. (Sec. 27, art. 3, Ord., June 28, 1881.)

Article 4—Borough Presidents.

Sec. 11. The President of any borough shall, when required by the Board of Aldermen, inquire into and report upon any of the matters within the cognizance of the Department of Public Works, and shall, from time to time, communicate to the Board of Aldermen any information or suggestion which he may deem important thereto. (Adapted from R. O. 1897, ch. 5, art. I, sec. 135.)

Sec. 12. In all cases where provision is made by ordinance or statute that the consent of the Borough President must be obtained to authorize any act to be done, he may grant permits therefor, subject to the restrictions of the ordinances and statutes in relation thereto. (Adapted from R. O. 1897, ch. 5, art. I, sec. 139.)

Sec. 13. Each Borough President shall cause to be entered in books to be provided for that purpose, and kept in his office, open at all convenient times to public inspection, the names of all persons from whom he may receive money, on trust account or otherwise, the amounts received, on what account and when paid, and shall render a certified account thereof, under oath, item by item, to the Comptroller on Thursday of each week, and shall thereupon pay over the amount so received to the Chamberlain. He shall thereupon receive from the Chamberlain duplicate vouchers for the payment thereof, one of which he shall on the same day file in the office of the Comptroller. (Adapted from R. O. 1897, ch. 5, art. I, sec. 140.)

Sec. 14. He may direct the removal of any article or thing whatsoever which may encumber or obstruct a street or avenue in the City of New York, under the penalties prescribed by law. (R. O. 1897, ch. 5, art. I, sec. 141.)

Sec. 15. The Borough President shall keep separate accounts with the two appropriations, one for the removal of incumbrances, and the other for the contingencies of the Department of Public Works; and the several drafts shall be made upon the Comptroller, charging each appropriation with the respective drafts designated in section 417 of this article, and the Comptroller shall draw his warrant in each case in favor of the Borough President for the amounts thereof. (Adapted from R. O. 1897, ch. 5, art. I, sec. 144.)

Sec. 16. All articles removed as provided in this article, may be redeemed by the owner upon his paying to the Borough President, for the use of the City, the necessary expenses of removal, together with six cents per day for every cart load thereof during the time it shall remain unclaimed. (R. O. 1897, ch. 5, art. I, sec. 145, with verbal changes.)

Sec. 17. Each Borough President shall enter in a book to be provided for that purpose, a list of all articles so removed, with the time of removal and the expenses thereof; and when the same shall be redeemed, he shall likewise enter therein the name of the person redeeming the same, and the amount received therefor, and shall render a certified account thereof to the Comptroller on Thursday of each week, and shall thereupon pay over the amount so received to the Chamberlain. He shall also thereupon receive from the Chamberlain duplicate vouchers for the payment thereof, one of which he shall on the same day file with the Comptroller. (R. O. 1897, ch. 5, art. I, sec. 146, with verbal changes.)

Sec. 18. Each Borough President shall, between the first and tenth days of February, May, August and November, and any other time he may designate, in each year, advertise and sell at public auction, all such articles so removed as shall have been in the public yard or other suitable place, one month prior to the time of advertising; and he shall, immediately after such sale, account for and pay the proceeds thereof into the City treasury, in the manner provided in the last section. (R. O. 1897, ch. 5, art. I, sec. 147, with verbal changes.)

Sec. 19. The jurisdiction over the corporation yards in the several boroughs, except such as are or shall be established by the Commissioner of Street Cleaning, is vested in the Borough President of each borough. (Adapted from R. O. 1897, ch. 5, art. I, sec. 148; see sec. Consol. Act.)

Article 5—Numbering the Streets.

Sec. 20. It shall be the duty of any President of a borough, in numbering and renumbering streets, to so proceed that under any circumstances there will be but one block where a change will be required, in case of renumbering at any subsequent time. (R. O. 1897, sec. 229, with verbal changes.)

Sec. 21. Whenever any street shall have been numbered or renumbered, as the case may be, in pursuance of these ordinances, such number shall not be changed or altered without the consent of the Borough President under the penalty of twenty-five dollars for each offense, to be sued for by the Bureau of Penalties and collected of the person or persons so violating these ordinances. (R. O. 1897, sec. 231, with verbal changes.)

Sec. 22. In all cases where streets have been numbered or renumbered, in pursuance of these ordinances, it shall be the duty of the Borough President of the Borough in which such street is situated thereafter to adjust and renumber such street as the same may be required from time to time.

Any person or persons being the owner, lessee or occupant of any house or houses who shall refuse when ordered by the President of the Borough where any such house or houses shall be situated to change the number of such house or houses, as so ordered within thirty days thereafter, shall be liable to a penalty of \$25 for each offense. (R. O. 1897, section 232.)

Sec. 23. No person or persons shall cover up or remove any of the monument stones for designating the avenues and streets in The City of New York without giving three days' notice in writing to the President of the Borough in which such monument stone is situated of his intention so to do. (R. O. 1897, sec. 233, in part.)

Sec. 24. It shall be the duty of the Borough President receiving such notice forthwith to cause one of the City Surveyors or an Engineer in his Department to take the necessary measures to raise or lower such monument to the proper grade of the City, and to cause such alteration to be noted on maps to be kept in his office for that purpose. (R. O. 1897, sec. 234, with verbal changes.)

Sec. 25. It shall be the duty of each of the Borough Presidents above mentioned in all contracts hereafter made by him for regulating any of the streets or avenues in which monuments are placed, to insert therein a covenant on the part of the contractors to give the notice above required, and to replace such stones under the direction of the said Borough President. (R. O. 1897, sec. 235, with verbal changes.)

Sec. 26. No excavation or embankment shall be made, or any pavement or flagging laid or moved by any person or persons within two feet of any monument or bolt, which has been set by proper authority or designated on any official map as a landmark to denote street lines within The City of New York, unless a license therefor has been obtained from the President of the Borough in which said monument or bolt is located. (R. O. 1897, sec. 236, in part.)

Sec. 2

The said Borough President shall thereupon cause one of the City Surveyors or an Engineer in his Department to take such measurements and field notes as may be necessary to restore such monument or bolt to its correct position after the completion of the contemplated work, and when such measurements and field notes have been taken, but not before, a license may issue. (R. O. 1897, sec. 237, with verbal changes.)

Sec. 28. Whenever any of the Borough Presidents above mentioned shall ascertain that any monument stone has been removed, he shall forthwith cause the same to be replaced in its proper position, and shall note the same on the map in the manner before stated. (R. O. 1897, sec. 238, with verbal changes.)

Sec. 29. The expenses attending the same shall be paid by the Comptroller on the certificate of the Borough President causing said work to be done. (R. O. 1897, sec. 239, with verbal changes.)

Sec. 30. No excavation or embankment, or pavement or flagging shall be laid or taken up within two feet of any street monument or bolt. Nor shall such monument or bolt be in any way removed, injured or defaced without a license having first been obtained therefor as aforesaid under a penalty of \$50 for each offence, to be imposed by any City Magistrate, either on his own view or on testimony taken in a summary manner, on any person or persons so offending, and in default of payment of any fine so imposed, such City Magistrate shall commit such offender to the City Prison for a period not to exceed thirty days, unless such fine is sooner paid. (R. O. 1897, section 240, with verbal changes.)

Chapter 2—The Legislative Department.

Sec. 31. A committee of the Board of Aldermen, in reporting upon a subject referred to them, must attach to their report all resolutions, petitions, remonstrances and other papers in their possession, relative to the matter referred. (R. O. 1897, sec. 9.)

Sec. 32. The City Clerk shall issue notices to the members of the Board of Aldermen when directed by that Board; and to the members of the different committees of that Board, and all persons whose attendance will be required before any such committee, when directed by the chairman thereof. (R. O. 1897, sec. 11, with the changes made necessary by the Charter provision relative to the City Clerk.)

Sec. 33. The City Clerk shall, without delay, deliver to all officers of the Corporation, and to all Committees of the Board of Aldermen, all resolutions and communications referred to those officers or committees by that Board. (R. O. 1897, sec. 12.)

Sec. 34. The City Clerk shall, without delay, deliver to the Mayor all ordinances and resolutions under his charge, which are required by law to be approved by the Mayor, with all papers upon which the same were founded. The Clerk shall not deliver to the Mayor any resolution which is a request by the Board of Aldermen for action on the part of the Governor, the Legislature, or any other body, or any head of a department or other federal, State or municipal officer, if the request contained in such resolution is addressed to any such official, body or board; but he shall, without delay, deliver a copy of each of such resolutions to the official, body or board of whom the request is made by the Board of Aldermen. No resolution which refuses the prayer of any petition shall be delivered to the Mayor, but all such resolutions shall be filed. (R. O. 1897, ch. 2, with verbal changes.)

Sec. 35. The City Clerk shall, on the day succeeding the approval by the Mayor of any ordinance or resolution, or on the day succeeding its return by the Mayor without approval or objection, deliver to the head of the appropriate department a certified copy of the same. (R. O. 1897, sec. 14.)

Sec. 36. The office hours of the City Clerk shall be from ten o'clock a. m. until four o'clock p. m., except on Saturdays, when the office hours shall be from ten o'clock a. m. until twelve o'clock noon.

Chapter 3—Finance Department.

Article 1—The Comptroller.

Sec. 37. The Comptroller of The City of New York shall give a bond for the faithful discharge of the duties of his office in the sum of two hundred thousand dollars, with two or more sufficient sureties to justify in double the amount, under oath, before a Justice of the Supreme Court, on at least two days' notice to the Corporation Counsel. (R. O. 1897, sec. 17.)

Sec. 38. He shall superintend all the real estate of the Corporation and report to the Board of Aldermen all encroachments thereon. (R. O. 1897, sec. 19.)

Sec. 39. He shall keep and file in his office all title deeds, leases, bonds, mortgages, or other assurances of title, and all evidences of debts, contracts, bonds of indemnity, official bonds and all certificates of stock belonging to the Sinking Fund, except such as are directed by law to be deposited elsewhere. (R. O. 1897, sec. 20.)

Sec. 40. He shall cause all grants, leases and counterparts of leases or deeds executed by the Corporation to be recorded in the proper books to be kept in his office. (R. O. 1897, sec. 21.)

Sec. 41. He shall cause a proper map or survey of all lands or premises ceded, granted, conveyed or leased to the Corporation to be annexed to the cession, grant, deed or lease thereof, and to be therein referred to before execution or acceptance thereof. He shall direct and superintend the collection of all rents or other moneys due to the Corporation. (R. O. 1897, sec. 22.)

Sec. 42. He shall submit to the Board of Aldermen within ninety days after their organization in each year a statement of all contracts made by The City of New York, the Mayor, Aldermen and Commonalty of The City of New York, and the municipalities, corporations, etc., consolidated therewith, and not performed or completed or upon which any moneys remain unpaid, showing the payments made by the City during the preceding year on account thereof and the amount of moneys so remaining unpaid on each.

Sec. 43. He shall direct legal proceedings to be taken when necessary to enforce payment of rents or other debts due to the Corporation, or to obtain possession of premises to which the Corporation is entitled. (R. O. 1897, sec. 24.)

Sec. 44. He may consent, in the name and on behalf of the Corporation, that the lessee or assignee of a lease made by the Corporation may assign the same or underlet the demised premises, whether or not provision is made by the lease that it shall not be assigned or the premises underlet without the consent of the Corporation, but he shall not so consent unless all arrears of rents and all taxes and assessments upon the premises be paid in full. (R. O. 1897, sec. 26.)

Sec. 45. When several lots or parcels of land belonging to different persons are assessed for taxes in one parcel, the Comptroller may make the proper apportionment of the tax among the different owners. (R. O. 1897, sec. 27.)

Sec. 46. The Comptroller shall preserve, in a book to be kept in his office for that purpose, to be called the record of quit-rents, maps of all grants of land now or hereafter made by the Corporation, on which quit-rents are payable, showing the original grants and the subdivisions of the same as near as they can be ascertained. (R. O. 1897, sec. 28.)

Sec. 47. He shall enter in the record of quit-rents immediately following each map the names of the owners of the different lots described thereon, with the portion of the quit-rent to which each is subject; and he may receive the sums proportionately due from each owner in payment of his portion of the moneys payable under the original grant, as the same shall from time to time become payable. (R. O. 1897, sec. 29.)

Sec. 48. He shall cause to be inserted, in all grants of land subject to a quit-rent, a covenant requiring the grantee or his legal representatives, when he or they shall sell the whole or a portion of the land granted, to give to the Comptroller a written notice of the sale within thirty days after it is made, specifying therein the name of the purchaser, the quantity and location of the land sold, the amount of quit-rent to be paid thereon, and the day of the sale. (R. O. 1897, sec. 30.)

Sec. 49. He shall, on receiving written notice from the grantee of the Corporation, or his assignee, of the sale of any portion of land subject to quit-rent, enter in the record of quit-rents the name of the purchaser, with the date of the sale and the portion of land sold, and he may thereafter receive the sum proportionately due from such purchaser, in payment of his portion of the moneys payable under the original grant, as the same shall from time to time become payable. (R. O. 1897, sec. 31.)

Sec. 50. Upon receiving the notice mentioned in the last section the Comptroller shall enter the same in the record of quit-rents, and from that time he may receive from the owner of the lot or parcel mentioned in the notice, or his legal representatives, the sum proportionately due from him in payment of his proportion of the moneys payable under the original grant. (R. O. 1897, sec. 32.)

Sec. 51. When land heretofore granted by the Corporation, subject to a quit-rent, portions of which have been assigned by the grantee, shall be re-entered by the Corporation for non-payment of the quit-rent, the Comptroller may grant releases

in severalty to such of the assignees of portions of the land granted as shall, within six months from the re-entry pay their respective apportionments of commutation money and the expenses of re-entry and conveyance, with such portions of the rent as may be justly due from the respective assignees for the land held by them, and which shall be apportioned by the Comptroller. (R. O. 1897, sec. 33.)

Sec. 52. The releases and apportionments mentioned in the last section shall not, however, be granted or made unless the assignee requiring the same, or his legal representatives, shall comply with the terms and conditions prescribed in that section within thirty days after notice from the Comptroller requiring such compliance. (R. O. 1897, sec. 34.)

Sec. 53. The Comptroller may from time to time borrow on the credit of the Corporation, in anticipation of its revenues, such sum or sums, not exceeding in the whole the amount of such revenues, as may be necessary to meet expenditures under appropriations for the current year. (R. O. 1897, sec. 35.)

Sec. 54. Every loan to be effected, as authorized by the last section, shall be secured by the bonds of the Corporation, payable in not exceeding one year in such sums as the Comptroller may deem proper, which shall be signed by the Comptroller, countersigned by the Mayor and sealed with the common seal. (R. O. 1897, sec. 36.)

Article 2—The Bureau for the Collection of Assessments and Arrears.

Sec. 55. There shall be paid to the Collector of Assessments and Arrears, for the benefit of the City Treasury, upon his furnishing a bill of arrears and assessments, taxes and water rents and for redemption, or making searches upon a requisition for the same on each lot or parcel of property mentioned or referred to in such requisition, in respect to water rents or rates in arrears, \$3; in respect to taxes in arrears, \$3; in respect to assessments, \$3; in respect to sales for arrears, \$3; and for his certificate upon any such bill or search countersigned by the Comptroller, \$1.

Article 3—The Bureau of City Revenue and Markets.

Sec. 56. The Collector of the City Revenue and Superintendent of Markets shall superintend the public markets and have charge of the inspection, regulation and management thereof, and of the transferring of the stalls and stands therein, and other regulations relative thereto. (R. O. 1897, sec. 44, with verbal changes.)

Sec. 57. No transfer or assignment of any stall or stand in any of the public markets shall be made without the written permission of the Comptroller, and such transfer shall be duly entered upon the register or list of stands, and notice of the transfer, when made, shall be given to the Comptroller. (R. O. 1897, sec. 46.)

Sec. 58. The following places are hereby severally designated and declared to be the public markets of The City of New York, to wit: Franklin Market, Fulton Market, Jefferson Market, Tompkins Market, Washington Market, West Washington Market, Gouverneur Slip and the Farmers' Market, bounded by Little West Twelfth street, Gansevoort street, Washington street, West street and Tenth avenue. (R. O. 1897, sec. 47; Res. 1129 of 1903.)

Sec. 59. In case of suspicion respecting the weight of any article sold or offered for sale by weight, or of the quantity of any article sold or offered for sale by measure in any of the public markets, market places or streets contiguous thereto, it shall be the duty of the Clerk of such market to weigh or measure the same, and if any such article shall be found deficient in weight or measure, the person selling or offering the same for sale shall forfeit and pay ten dollars for each offense. (R. O. 1897, sec. 48.)

Sec. 60. It shall be the duty of all clerks of markets, once in every month or oftener if they shall think fit, to inspect and examine all the weights, measures and beams used in weighing or measuring in their respective markets or in the streets at or near the said markets. If any person or persons shall neglect or refuse to exhibit the weights, measures or beams used by him or them for the purpose of weighing or measuring within the said market, or any of such weights, measures or beams, for the purpose of examination or inspection as aforesaid, or shall obstruct, hinder or molest any of the said clerks in the performance of the duties enjoined by this section, such person or persons shall forfeit for every such neglect or refusal the sum of twenty-five dollars, which sum may be recovered as a penalty at the suit of the Corporation Counsel in behalf of the City. (R. O. 1897, sec. 49, with verbal changes.)

Sec. 61. It shall be the duty of the said clerks to keep a list of all persons holding stalls or stands in their respective markets, and the said clerks are required to report forthwith to the Bureau of Penalties all violations of any of the provisions of this chapter. (R. O. 1897, sec. 50, with verbal changes.)

Sec. 62. Every butcher shall have and use his own scale, beams and weights, which shall be suspended in some conspicuous place in front of or at the side of his stall, on a line parallel with the front of his stall, under a penalty of five dollars for every day's omission or neglect. (R. O. 1897, sec. 51.)

Sec. 63. The last preceding section shall not be construed to prevent any two butchers whose stalls are adjoining each other from using one set of scales and weights in common, provided the same can be suspended in a conspicuous place on a line with and between the said stalls. (R. O. 1897, sec. 52.)

Sec. 64. No part of any public market shall be occupied for the purpose of offering for sale or selling any article or thing whatsoever without the rent or market fees having first been paid, under a penalty of \$25 for every such offense, to be paid by the person offending. (R. O. 1897, sec. 53.)

Sec. 65. No article of provision or other thing whatsoever shall be sold or exposed for sale in any market or the limits thereof, except at a stall or stand to be hired of the clerk of said market, under the penalty of \$10 for each offense, to be paid by the person so offending.

Sec. 66. No butter shall be sold or offered or exposed for sale, in any of the public markets, or the limits thereof, except by weight, under the penalty of five dollars for every such offense, to be paid by the person so offending. (R. O. 1897, sec. 55.)

Sec. 67. No person commonly called a huckster shall sell, or expose for sale, in any of the public markets, any provisions or articles of any kind, without having received a permit for the sale of the same, under the penalty of ten dollars for each offense, to be paid by such huckster. (R. O. 1897, sec. 56; the words "excepting vegetables or fruit" omitted.)

Sec. 68. Every cart, wagon or other vehicle in which articles shall be brought to market, or which shall come within the limits of any market, shall be removed therefrom at or before seven o'clock in the morning of each day between the first day of May and the first day of October, and at or before eight o'clock in the morning of each day during the remainder of the year, under the penalty of five dollars for each neglect so to do, to be paid by the owner or person having charge thereof. (R. O. 1897, sec. 57.)

Sec. 69. Every cart, wagon or other vehicle in which any garden produce or other thing shall be brought to market shall be unloaded immediately on its arrival at the said market and forthwith removed from said market, or the limits thereof, under a penalty of ten dollars for every refusal or neglect to remove the same, to be recovered from the owner or owners, or person or persons having charge thereof, severally and respectively. (R. O. 1897, sec. 58.)

Sec. 70. All carts, wagons or other vehicles, and all boxes, baskets or other things, and all market produce or other articles whatsoever, which shall not be removed as directed by the Clerks of the respective markets, shall be removed by the said Clerks to the corporation yard, and such part thereof as will pay the penalty imposed by the charter shall be forthwith sold, and the said penalty when thus received shall be paid over by the said Clerks to the Chamberlain of the City. (R. O. 1897, sec. 59.)

Sec. 71. The said Clerks shall also sell so much of the said article or thing as will pay the expense of removal, and the remainder thereof shall continue in the place to which it was removed until the owner thereof shall pay to the said Clerk, for the use of the City of New York, the sum of six cents for every cart or wagon load thereof for every day the same shall have remained in the said place of removal. (R. O. 1897, sec. 60.)

Sec. 72. Every cart or other vehicle used for the purpose of bringing meat, garden produce or other thing to any of the public markets to be sold shall have the owner's name painted in a plain manner on a conspicuous part of such cart or other vehicle, under the penalty of five dollars for every time the same shall be used or driven in The City of New York without such name, to be recovered from the owner or driver thereof, severally and respectively. (R. O. 1897, sec. 61.)

Sec. 73. The last preceding section shall not be construed to apply to the carts used by licensed cartmen of this City, nor to wagons, carts or other vehicles owned

by countrymen and bringing such countrymen's produce to market, nor to any vehicle the license for which is provided for in chapter 5 of this code. (R. O. 1897, sec. 62, with the words "nor to any vehicle the license for which is provided for in chapter 5 of this code" added.)

Sec. 74. The penalties referred to in this article may be sued for and recovered in the Municipal Court of The City of New York by any person or persons who will prosecute for the same. One-half of any penalty recovered in any such action shall be paid to the person or persons prosecuting such actions to judgment, and the other half into the City Treasury. (R. O. 1897, sec. 63, with verbal changes.)

Article 4—The Disposition of Real Estate.

Sec. 75. It shall be the duty of said Comptroller to take charge of all the real estate belonging to the Corporation, and to prevent all encroachments thereon. (R. O. 1897, sec. 84.)

Sec. 76. It shall be the duty of said Comptroller to superintend the collection of all rents, interest, and demands due the said Sinking Fund, and to direct all necessary measures to compel the payment of them, and report the condition of the same to the common council quarterly. (R. O. 1897, sec. 85.)

Sec. 77. It shall be the duty of said Comptroller, under the sanction of the Board of Commissioners of the Sinking Fund, to appoint appraisers on behalf of the Corporation to settle the rent on renewal of any leases, or the value of the building, to be paid for on the expiration of any lease in which the Corporation is or shall be interested, whenever, by the provisions of such lease, the appointment of such appraisers is required. (R. O. 1897, sec. 86.)

Sec. 78. The said Comptroller is hereby authorized, with the sanction of the said Commissioners, to assign any bond or mortgage held by the Board of Commissioners of the Sinking Fund to any person or persons who may elect to take such assignment, upon the payment in full of the principle and interest due on said bond and mortgage; and the Mayor and City Clerk are hereby authorized and directed to execute, under their hands and seal of the City, any such assignment, upon evidence being exhibited to them, showing that the principle and interest of such bond and mortgage have been paid into the Treasury of said City, to the credit of the Board of Commissioners of the Sinking Fund. (R. O. 1897, sec. 87.)

Sec. 79. Upon the payment of any bond and mortgage in full, it shall be the duty of said Comptroller to prepare and cause to be executed a proper satisfaction of such bond and mortgage; and the Mayor and City Clerk are hereby authorized to execute the same, upon the production of evidence that the same has been paid, as provided in preceding section of this article. But no release of any part of the premises contained in such mortgage from the lien created by such mortgage thereon shall be made or executed by them. (R. O. 1897, sec. 88.)

Sec. 80. Whenever any person or persons may desire to commute any quit-rent due the Corporation, it shall be the duty of the said Comptroller to calculate such commutation at the rate of six per cent.; and upon the production of evidence that the same and all arrears of rent have been paid into the Treasury of said City to the credit of the Board of Commissioners of the Sinking Fund, it shall be the duty of the Mayor and Clerk to execute a release of such quit-rent. (R. O. 1897, sec. 89.)

Sec. 81. Whenever any property belonging to the Corporation is unproductive, or the term for which it may have been leased or let shall have expired or be about expiring, it shall be the duty of the said Comptroller to report the same to the Board of Commissioners of the Sinking Fund; and if, in his judgment, it will be beneficial to the public interest to lease property belonging to the Corporation it shall be his duty to communicate the same, with his reason therefor, to the Board of Commissioners of the Sinking Fund; and if they concur with him they are hereby authorized and empowered to lease the same, in such manner as they may deem most fit for the interest of the City, conforming in the leasing to the provisions of the Greater New York Charter; and upon the production of a certificate, signed by a majority of said Commissioners, of which majority the Comptroller shall be one, it shall be the duty of the said Mayor and City Clerk to execute such leases under their hands and seal of the City. (R. O. 1897, sec. 90.)

Sec. 82. The Comptroller shall, as often as the state of the Sinking Fund shall render it necessary, advertise and sell at auction or private sale, as in his judgment may be most expedient, the water lot quit-rents belonging to the Corporation, in such parcels and on such terms as the Board of Aldermen or the Board of Commissioners of the Sinking Fund may prescribe, and cause proper conveyances to be executed to the purchasers, the avails of which shall be deposited in the Treasury to the credit of the Sinking Fund. (R. O. 1897, sec. 25.)

Sec. 83. In all cases of grants hereafter to be made of land under water on the shores of the island of New York, or on the shores of Long Island and within the limits of the various charters of The City of New York, or within the limits of the various charters of the former municipalities now forming the present City of New York, and in all cases of extensions of grants previously made, it shall be the duty of the Comptroller and the President of the Borough in which such grant or extension is to be made to report to the Board of Commissioners of the Sinking Fund what sum of moneys shall, in their judgment, be charged as consideration for such grant or extension; and if the said Board, or a majority of it, shall agree to the terms reported by the said Comptroller and Borough President, then the said Comptroller shall be and is hereby authorized to cause such grants to be issued to the parties who may be legally entitled to the same. (R. O. 1897, sec. 91.) The language of the section has been changed so as to include the greater City.)

Sec. 84. The preceding section shall not apply to grants to be made on the North, or Hudson, river between West Eleventh and Thirtieth streets, so far as the consideration money is concerned; but the rates to be charged for grants between West Eleventh and Thirtieth streets shall be as follows:

For each running foot along the exterior lines of the present grants (excluding the width of streets), and along the westerly side of Eleventh avenue (excluding the width of streets), when not granted, viz:

For grants between West Eleventh and Bank streets.....	\$20 00
For grants between Bank and Bethune streets.....	19 00
For grants between Bethune and West Twelfth streets.....	18 00
For grants between West Twelfth and Jane streets.....	17 00
For grants between Jane and Horatio streets.....	16 00
For grants between Horatio and Gansevoort streets.....	15 00
For grants between Gansevoort and Twelfth streets.....	14 00
For grants between Twelfth street and the centre of the block between Thirteenth and Fourteenth streets.....	13 00
For grants between Thirteenth, Fourteenth and Nineteenth streets.....	10 00
For grants between Nineteenth and Twenty-fourth streets.....	12 00
For grants between Twenty-fourth and Thirtieth streets, west of the Eleventh avenue.....	10 00

—(R. O. 1897, sec. 92.)

Sec. 85. No grant shall be made by virtue of these ordinances except for a specific consideration to be paid in cash, or in five annual installments secured by bond and mortgage on the premises granted, with annual interest at the rate of six per cent. per annum, the first installment to be paid on the issuing of the grants. (R. O. 1897, sec. 93.)

Sec. 86. All grants made by virtue of these ordinances shall contain the usual covenants, including those in relation to streets or avenues passing through them, and also in relation to bulkheads and wharfage. (R. O. 1897, sec. 94.)

Sec. 87. No grant made by virtue of this article shall authorize the grantee to construct bulkheads or piers or make land in conformity thereto, without permission so to do is first had and obtained from the Department of Docks; and the grantees shall be bound to make land, piers or bulkheads at such time and in such manner as the Department of Docks shall direct under penalty of forfeiture of such grant for non-compliance with such directions of the said Department. (R. O. 1897, sec. 95.)

Sec. 88. Nothing contained in the two last preceding sections shall be construed as applying to water grants to be made on the shores of Long Island. (R. O. 1897, sec. 96.)

Chapter 4—The Sinking Fund of The City of New York.

Article 1.—The Creation of the Fund.

Sec. 89. All moneys heretofore received and hereafter to be received from the following sources are hereby pledged and appropriated to and constitute and form a fund called "The Sinking Fund of The City of New York for the Redemption of the City Debt," until the whole of the stocks of The City of New York shall be finally and fully redeemed, namely:

1. For commutation of quit-rents on grants.
2. For quit-rents arising from such grants as were issued prior to the year one thousand eight hundred and four.
3. The net proceeds of all sales of real estate belonging to the corporation when sold.
4. The net proceeds of all bonds and mortgages payable to the corporation when collected.
5. For licenses to pawnbrokers and dealers in the purchase or sale of second-hand furniture, metals or clothes.
6. For hackney-coach licenses and street vaults.
7. For exclusive occupation of private wharves, basins and piers.
8. For market fees and market rents.
9. The proceeds of all bonds and mortgages which may have or shall become the property of the corporation, in pursuance of the ordinance creating "The Fire Loan Stock of The City of New York."
10. The buildings included in the establishment called the Almshouse, at Bellevue, together with the lots of land and water rights attached thereto, when sold, and the rents when leased.

11. Such portions thereof of the annual taxes levied in the City and County of New York as may be collected for the redemption of the "Floating Debt Stock of The City of New York" and the "Fire Indemnity Stock of The City of New York."
12. All such other sources of revenue or sums of money as the said corporation shall hereafter think proper to appropriate to said fund. (R. O. 1897, sec. 65.)

Sec. 90. All moneys hereafter to be received from the following sources are pledged, appropriated and are to be applied to and constitute and form a fund to be called "The Sinking Fund of The City of New York for the Payment of the Interest Accruing and to Accrue Upon the Stocks of The City of New York," until the same shall be fully and finally redeemed, namely:

1. For interest on all bonds and mortgages owned by the corporation.
2. For commutation of alien passengers.
3. For mayoralty fees.
4. For fines and penalties.
5. For fees and fines collected by the Clerks of the Courts for the City.
6. For rents from all sources not already pledged.
7. For tavern and excise licenses.
8. For sales of all property of the corporation other than real estate.
9. Such portion of the annual taxes levied in the water district of the City of New York as may be collected to supply the deficiency of interest accruing on the water stocks of the City of New York.

10. Nothing in this chapter shall be so construed as to impair or affect any pledge heretofore made and now existing of any property or its proceeds embraced in this chapter or in the ordinances relating to the City Debt. (R. O. 1897, sec. 66.)

Sec. 91. The Mayor, Comptroller, Chamberlain, President of the Board of Aldermen and the Chairman of the Finance Committee of the Board of Aldermen for the time being, shall constitute and be designated "The Board of Commissioners of the Sinking Fund." (R. O. 1897, sec. 67, see also sec. 204, Greater N. Y. Charter.)

Sec. 92. Any four or more of the persons named in the preceding section of this article, of which four the Comptroller shall be one, shall be and are hereby authorized to discharge the trusts and duties vested in them by this article. (R. O. 1897, sec. 68.)

Sec. 93. All purchases to be made of the city stocks shall be made by or under the direction of the Board of Commissioners of the Sinking Fund, as herein and hereby constituted. (R. O. 1897, sec. 69.)

Sec. 94. The said Board shall, from time to time, invest the moneys which shall constitute the Sinking Fund for the redemption of the City Debt, or as much as they can, in the purchase of stocks created by the City of New York, at the market price, not exceeding the par value thereof; and if, at any time, such investments cannot be made at par, then the said Board shall be authorized to invest the said moneys, or such part thereof as they may see fit, either in the purchase of the said stock or the stock or bonds of the State of New York, or the stock or bonds of the United States, notwithstanding such stock or bonds may be above the par value thereof. (R. O. 1897, sec. 70.)

Sec. 95. The powers conferred on the said Board in the preceding section of this article shall be so construed as to render it imperative on the said Board, at all times, to give preference to the purchase of City Stock, if the same can be procured at a reasonable rate. (R. O. 1897, sec. 71.)

Sec. 96. Whenever the said Board shall have invested any part of the said fund in the purchase of City Stock, and shall at any time thereafter be enabled to purchase any of the City Stock, which shall be by its terms redeemable at an earlier day, they may forthwith sell the same and invest the net proceeds in such other City Stock, if, in their opinion, such exchange shall be desirable and beneficial to the public interest. (R. O. 1897, sec. 73.)

Sec. 97. Whenever any of the moneys constituting "the Sinking Fund for the redemption of the City Debt" shall be required for any such purchases or investments as are in this chapter before mentioned, or for the redemption of any of the City Stocks at their maturity, the amount of money respectively required shall be paid from the treasury, by warrant, signed by the said Commissioners, or any four of them, the Comptroller being one of such four. (R. O. 1897, sec. 74, with verbal changes.)

Sec. 98. All stocks and securities which shall be purchased by the said Board, shall be transferred to the said Board, and all transfers thereof, when disposed of pursuant to the provisions of this article, shall be made by the said Commissioners, or any four of them, of which four the Comptroller shall be one. (R. O. 1897, sec. 75, with verbal changes.)

Sec. 99. The City Stock, which shall be purchased by the Commissioners, shall not be canceled by them until the final redemption of the said stock, and all interest accruing thereon shall regularly be carried to the "Sinking Fund for the Redemption of the City Debt." (R. O. 1897, sec. 76.)

Sec. 100. The revenues herein assigned for the Redemption of the City Debt shall be kept distinct from all other revenues belonging to the said Board. (R. O. 1897, sec. 77.)

Sec. 101. All moneys constituting the Fund for the Payment of the Interest on the City Debt, whenever required to meet such interest, shall be drawn from the treasury in the manner hereinbefore prescribed in this article. (R. O. 1897, sec. 78, with verbal changes.)

Sec. 102. Nothing in this ordinance shall be so construed as to prevent the said Board from temporarily investing the unemployed moneys belonging to the Sinking Fund in the temporary bonds of the corporation. (R. O. 1897, sec. 79.)

Sec. 103. It shall be the duty of the Comptroller to keep a correct journal of the proceedings of the said Board, to be verified by any four of them, himself being one; and once in each year, or oftener if required, to render unto the Board of Aldermen a full and detailed report of the proceedings of the said Board. (R. O. 1897, sec. 80, with verbal changes.)

Sec. 104. The said reports shall specify the disbursements, purchases, exchanges and sales made by the said Board; the prices at which and the parties from whom such purchases, with whom such exchanges, and to whom such sales shall have been made; the amounts and descriptions of the stocks of this City purchased by the said Board; the amounts and descriptions of the stocks of this State and of the United States then held by it; the amounts paid for interest on the City stocks, with a detailed statement of the receipts and the unemployed moneys in the City Treasury to the credit of each division of the Sinking Fund. (R. O. 1897, sec. 81.)

Sec. 105. The terms "City Debt" and "City Stock," used in this article, shall be construed to mean any stock or fund created by the Corporation of The City of New York. (R. O. 1897, sec. 82.)

Sec. 106. The Board of Commissioners of the Sinking Fund is hereby authorized, as provided by section 569 of the Greater New York Charter, by concurrent resolution, to direct that the bonds and stocks of The City of New York hereafter issued, pursuant to law, shall be exempt from taxation by said City and by the County of New York, but not from taxation for State purposes, and all bonds and stocks issued pursuant to such authority shall be exempt from taxation accordingly, provided that said bonds and stocks shall not bear interest exceeding the rate of 4 per cent. per annum. (R. O. 1897, sec. 83.)

Article 2—Of the Valuation at Which Real Estate Belonging to the Sinking Fund Shall be Sold.

Sec. 107. The Board of Commissioners of the Sinking Fund is hereby authorized to sell and dispose of all real estate belonging to the Corporation and not in use for or reserved for public purposes at public auction or by sealed bids, at such times and on such terms as they may deem most advantageous for the public interest, in conformity with the provisions of the statue in this article before referred to; provided, however, that no property shall be disposed of for a smaller sum than that affixed to the description of said property under this article, and at least thirty days' previous notice of the time and place of such sale, including a description of the property to be sold, be published in the "City Record." (R. O. 1897, sec. 97.)

Sec. 108. Real estate under lease, without covenants of renewal, shall not be sold for a less sum than the same may be appraised at by the Board of Commissioners of the Sinking Fund, or a majority of it, at a meeting to be held and on an appraisement made within one month prior to the date of sale. (R. O. 1897, sec. 98.)

Sec. 109. Real estate under lease, with covenant of renewal, shall not be sold for a less sum than an amount equal to a commutation on the present rents reserved, calculated at 6 per cent. (R. O. 1897, sec. 99.)

Sec. 110. Real estate not embraced in the last two preceding sections shall not be sold for a less sum than the same may be so appraised at. (R. O. 1897, sec. 100.)

Sec. 111. Whenever any real estate shall have been sold pursuant to the preceding sections of this article, it shall be the duty of the Board of Commissioners of the Sinking Fund, or a majority of it, to give a certificate under their hands that the same has been sold pursuant to the provisions of this article, and upon the production of such certificate and the evidence that the proceeds of such sale have been paid into the Treasury to the credit of the Sinking Fund for the Redemption of the City Debt, it shall be the duty of the Mayor of the City and the City Clerk to execute proper conveyances of such real estate, under their hands and the seal of the City. (R. O. 1897, sec. 101, with verbal changes.)

Chapter 5—Licenses.

Article 1—Organization.

Sec. 112. There shall be a Bureau of Licenses in and for The City of New York attached to the Mayor's office, with a principal office in the City Hall, in the Borough of Manhattan, and a branch office in such other boroughs as may be deemed necessary and be designated by the Mayor of said City, for the purpose of issuing and recording all licenses authorized by resolution or ordinance of the Board of Aldermen or now in force in any part of said City. (Ordinance of February 8, 1898, sec. 1.)

Sec. 113. The Bureau of Licenses shall consist of a Chief of said Bureau, with such deputies and assistants as may be found necessary for properly carrying on the work of the Bureau, to be appointed and removed at pleasure by the Mayor of said City, and paid such compensation as shall be fixed and established by said Mayor. (Id. sec. 2.)

Sec. 114. All licenses issued by the Bureau of Licenses shall be according to an established form, printed with corresponding stub and regularly numbered, with suitable blank spaces for writing in the name and residence of the licensee, kind and class of license, location and privileges allowed, and amount of fee paid, all properly bound in book form. All such licenses shall be duly classified and recorded in suitable registers and fully indexed. (Id. sec. 3.)

Sec. 115. All licenses issued by the Bureau of Licenses shall be granted by the Mayor and duly issued upon regular application to the Bureau of Licenses. The registers of licenses shall be public records, and extracts may be certified by the Chief of the Bureau or the deputy or assistant in charge of a branch office, for use as evidence. (Id. sec. 4.)

Sec. 116. There shall be kept in the principal office of said Bureau and each and every branch office thereof a book recording consecutively each license as issued, showing its kind and class, whether new or renewed, name of licensee, regular number of blank form, and amount of fee received, day by day. A daily report showing all of the above details shall be made by each branch office to the principal office. All moneys received each day shall be duly deposited in a designated City depository the following day. There shall also be kept in the principal office of said Bureau a book showing a statement of all licenses issued and fees received by said Bureau and its branches, tabulated by days, months and quarters of the year, and compiled annually. (Id. sec. 5.)

Article 2—Business Requiring a License.

Sec. 117. The following businesses must be duly licensed as herein provided, namely, public cartmen, truckmen, hackmen, cabmen, expressmen, drivers, junk dealers, dealers in second-hand articles, hawkers, peddlers, venders, ticket speculators, coal scalpers, common shows, shooting galleries, bowling alleys, billiard tables, dirt carts, exterior hoists and stands within stoop-lines and under the stairs of the elevated railroad stations. (Ord. of May 22, 1899, sec. 1.)

Sec. 118. No such business shall be engaged in or carried on without a license therefor, under a penalty of \$10 for each offense, to be paid by the person committing the offense.

Article 3—Licenses and License Fees.

Sec. 119. All licenses shall be granted by authority of the Mayor and issued by the Bureau of Licenses for a term of one year from the date thereof, unless sooner suspended or revoked by the Mayor, and no person shall be licensed except a citizen of the United States or one who has regularly declared his intention to become a citizen.

The Mayor shall have power to suspend or revoke any license or permit issued under the provisions of this ordinance. The Mayor shall also have power to impose a fine of \$5 for any violation of the regulations herein provided, and to suspend the license pending payment of such fine, which, when collected, shall be paid into the Sinking Fund for the Redemption of the City Debt. (Id. sec. 3.)

Sec. 120. The annual license fees shall be as below enumerated:

For each public cart or truck.....	\$5 00
For each public hack coach.....	5 00
For each special hack coach.....	3 00
For each special hack cab.....	5 00
For each express wagon.....	3 00
For each junk shop or dealer.....	5 00
For each dealer in second-hand articles.....	25 00
For each junk cart or boat.....	25 00
For each peddler using horse and wagon.....	5 00
For each peddler using push-cart.....	15 00
For each peddler carrying merchandise.....	10 00
For each ticket speculator.....	5 00
For each coal scalper.....	50 00
For each common show.....	250 00
For each public shooting gallery.....	25 00
For each public bowling alley.....	5 00
For each public billiard or pool table.....	3 00
For each dirt cart.....	1 00
For each general hoisting.....	25 00
For each special hoisting.....	1 00
For each fruit stand.....	20 00
For each soda-water stand.....	20 00
For each newspaper and periodical stand.....	10 00
For each chair of a bootblack stand.....	5 00
For each stand under elevated railroad stations.....	20 00
For each driver of any licensed vehicle.....	50

—(Id. sec. 4.)

Sec. 121. Any license, before its expiration or within thirty days thereafter, may be renewed for another term, upon payment of one-half the license fee above designated therefor.

All licenses in force when this ordinance takes effect for any business enumerated above may be renewed under the foregoing provisions regulating renewals of licenses hereunder issued. (Id. sec. 5.)

Article 4—Special Regulations and Rates.

Public Carts and Cartmen.

Sec. 122. Every vehicle, of whatever construction, drawn by animal power or propelled by other motive power, which shall be kept for hire or used to carry merchandise,

household furniture or other bulky articles for pay, shall be deemed a public cart, and the owner thereof shall be deemed a public cartman. (Id. sec. 6.)

Sec. 123. Every public cart shall show on each outside thereof the words "Public Cart" or the letters "P. C." together with the figures of its license. (Id. sec. 7.)

Sec. 124. The amount to be charged for loading, transporting or transmitting and unloading, may be agreed upon in advance, and such a contract shall regulate and control the employment. (Id. sec. 8.)

Sec. 125. The legal rates for moving household furniture, unless otherwise mutually agreed, shall be as follows:

For a single truck-load, within two miles.....	\$2 00
For every additional mile or part thereof.....	50
For loading, unloading and housing to ground floor.....	50
For each flight of stairs, up or down.....	25
For a double truck-load, within two miles.....	3 00
For every additional mile or part thereof.....	1 00
For loading, unloading and housing to ground floor.....	50
For every flight of stairs, up or down.....	50

—(Id. sec. 9.)

Sec. 126. Every public cartman shall be entitled to be paid the legal rate of compensation herein provided immediately after the transportation and before actual delivery, and in default of such payment to retain a load or part thereof sufficient to secure charges, and convey the same promptly to the Property Clerk of the Police Department, or to a convenient storage warehouse, where the same may be left on storage, subject to all charges incurred, including cartage to place of deposit. A notice, in writing, with a brief statement of particulars, shall be sent at once by the cartman to the Bureau of Licenses. (Id. sec. 10.)

Public Hacks and Hackmen.

Sec. 127. Any carriage kept for hire shall be deemed a public hack, a carriage intended to seat two persons inside shall be deemed a cab, a carriage intended to seat more than two persons inside shall be deemed a coach, and the term hackman shall be deemed to include owner or driver, or both. (Id. sec. 11.)

Sec. 128. None but licensed hacks shall use the following designated public hack stands in the City. The owner of any hack not intended to use the public stands, having the written consent of the owner or lessee of any real property, may, in the discretion of the Mayor or the Chief of the Bureau of Licenses, be specially licensed and permitted to use temporarily a portion of the street in front of said property as a stand and shall be confined to carrying passengers from said property. (Id. sec. 12.)

Sec. 129. The owner of hacks specially licensed shall, in addition to the lawful fees hereinbefore provided, pay annually an additional fee of \$25 for each hack allowed any stand other than a public hack stand, and no other licensed hackman shall come upon or use said stand. (Id. sec. 13.)

Sec. 130. The legal rates of fare, of which an official copy shall be furnished by the Bureau of Licenses and carried by every licensed hackman, shall be as follows:

Cabs.	
By distance—	
For one mile or any part thereof.....	\$0 50
For each additional half mile or part thereof.....	25
For any stop over five minutes in a trip, for every fifteen minutes or fraction thereof.....	25

By time—	
For one hour or any part thereof.....	\$1 00
For each additional half hour or part thereof.....	50

Coaches.	
By distance—	
For one mile or any part thereof.....	\$1 00
For each additional half mile or part thereof.....	50
For any stop over five minutes in a trip, for every fifteen minutes or fraction thereof.....	40

By time—	
For one hour or any part thereof.....	\$1 50
For each additional half hour or part thereof.....	75

No hackman shall demand more than the legal rates of fare or charge for one stop not over five minutes in a single trip.

No hack shall be driven by the time rate at a pace less than five miles an hour.

Line balls, for one or two passengers, \$2 for the first mile or part thereof, and \$1 for each additional mile or part thereof. Each additional passenger, 50 cents.

One piece of baggage, not to exceed 50 pounds in weight, shall be carried on a hack without extra charge. Additional baggage carried, 25 cents per piece.

In all cases where the hiring of a hack is not specified in advance to be by time, it shall be deemed to be by distance, and for any detention exceeding fifteen minutes the hackman may demand additional compensation at the rate of \$1 per hour. (Id. sec. 14.)

Sec. 131. Every licensed hack shall be provided with a suitable lamp on each side and shall have securely fastened across the middle of the outside of each lamp a metal band not less than two inches in width, out of which the official number of the license shall be cut after the manner of a stencil plate, the component figures of such numbers to be not less than one and one-half inches in height, and the style of the whole to be approved by the Chief of the Bureau of Licenses. Every licensed hack shall have the official number of the license legibly engraved or embossed upon a metal plate and affixed inside, as designated and approved by the Chief of the Bureau of Licenses, and no licensed hack shall carry or have affixed to it, inside or outside, any number except the official number, as aforesaid. (Id. sec. 15.)

Sec. 132. Every licensed hackman, immediately after the termination of any hiring or employment, must carefully search such hack for any property lost or left therein, and any such property, unless sooner claimed or delivered to the owner, must be taken to the nearest police station and deposited with the officer in charge within twenty-four hours after the finding thereof, and in addition a written notice, with brief particulars and description of the property, must be forwarded at once to the Bureau of Licenses. (Id. sec. 16.)

Sec. 133. Every licensed hackman shall have the right to demand payment of the legal fare in advance, and may refuse employment unless so prepaid, but no licensed hackman shall otherwise refuse or neglect to convey any orderly person or persons, upon request, anywhere in the City, unless previously engaged or unable so to do. No licensed hackman shall carry any other person than the passenger first employing a hack without the consent of said passenger. (Id. sec. 17.)

Expresses and Expressmen.

Sec. 134. Every vehicle of whatever construction kept or used for the conveyance of baggage, packages, parcels and other articles within or through The City of New York for pay, shall be deemed a public express, and the owner thereof shall be deemed a public expressman, and the term expressman shall be deemed to include any common carrier of baggage, packages, parcels or other articles within or through The City of New York. (Id. sec. 18.)

Sec. 135. Every public express shall show on each outside thereof the word "Express," or the letters "Exp," together with the figures of its license. (Id. sec. 19.)

Sec. 136. Every owner of a public express shall give a bond to The City of New York for each and every vehicle licensed in a penal sum of \$100, with sufficient surety, approved by the Chief of the Bureau of Licenses, conditioned for the safe and prompt delivery of all baggage, packages, parcels and other articles or things entrusted to the owner or driver of any such licensed express. (Id. sec. 20.)

Sec. 137. The legal rates for regular deliveries, unless otherwise mutually agreed, shall be as follows in the City:

Between points within any Borough:	
Not more than 5 miles apart, each piece.....	\$0 40
Not more than 10 miles apart, each piece.....	55
Not more than 15 miles apart, each piece.....	75

Between points in different boroughs: One-half the above rates in addition. Special deliveries at rates to be mutually agreed upon. (Id. sec. 21.)

Junk Dealers.

Sec. 138. Any one dealing in the purchase and sale of old junk, old rope, old iron, brass, copper, tin or lead, rags, slush or empty bottles shall be deemed to be a junk dealer and the place of business a junk shop, and every such junk dealer shall give a bond to The City of New York with sufficient surety, approved by the Mayor or Chief of the Bureau of Licenses, in the penal sum of \$1,000, conditioned for the due observance of all municipal ordinances. (Id., sec. 22.)

Sec. 139. Every junk dealer shall keep a book in which shall be legibly written, in the English language, at the time of every purchase, a description of every article so purchased, the name and residence of the person from whom such purchase was made and the day and hour of such purchase, and such book shall at all reasonable times be open to the inspection of the Mayor, Chief of the Bureau of Licenses, any Police Officer or Magistrate of The City of New York, or any person duly authorized, in writing, for such purpose by any of said authorities, and who shall exhibit such written authority to such dealer. (Id., sec. 23.)

Sec. 140. No junk dealer shall carry on business at any other place than the one designated in the license therefor, or shall continue to carry on business after such license is suspended or revoked or expired. (Id., sec. 24.)

Sec. 141. No junk dealer shall purchase any goods, article or thing whatsoever from any minor, apprentice or servant, knowing or having reason to believe the seller to be such, or from any person or persons whatsoever between the hour of six o'clock in the evening and the hour of seven o'clock in the morning. (Id., sec. 25.)

Sec. 142. If any goods, articles or thing whatsoever shall be advertised in any newspaper printed in The City of New York as having been lost or stolen, and if the same or any answering to the description advertised, or any part or portion thereof, shall be or come in the possession of any junk dealer, such dealer shall give information thereof, in writing, to the Police Commissioner and state from whom the same was received, and every junk dealer who shall have or receive any goods, article or thing lost or stolen, or alleged or supposed to have been lost or stolen, shall exhibit the same on demand to the Mayor, Chief of the Bureau of Licenses, any Police Officer or Magistrate of The City of New York, or any person duly authorized, in writing, by any of said authorities, and who shall exhibit such written authority to such dealer. (Id., sec. 26.)

Sec. 143. No junk dealer while licensed as such shall be licensed as pawnbroker or dealer in second-hand articles in The City of New York. (Id., sec. 27.)

Sec. 144. Any vehicle in the streets or any vessel in the waters of The City of New York, used for the purpose of collecting junk, rags, old rope, paper, bagging, old iron, brass, copper, tin, empty bottles, slush or lead, shall be deemed, respectively, a junk cart or junk boat and every junk cart or junk boat shall show on each outside thereof the words "junk cart" or "junk boat," together with the figures of its license number, and no person shall do such collecting in any other way or manner than as aforesaid. (Id., sec. 28.)

Sec. 145. A violation of any of the provisions of this ordinance relating to junk dealers shall be punishable by a penalty of \$50 for each offense, to be paid by the person so offending.

Dealers in Second-Hand Articles.

Sec. 146. Any one dealing in the purchase and sale of second-hand furniture, metal or clothes shall be deemed to be a dealer in second-hand articles, and every such dealer in second-hand articles shall give a bond to The City of New York with sufficient surety, approved by the Mayor or Chief of the Bureau of Licenses, in the penal sum of \$100, conditioned for the due observance of all municipal ordinances. (Id., sec. 29.)

Sec. 147. Every dealer in second-hand articles shall keep a book in which shall be legibly written, in the English language, at the time of every purchase, a description of every article so purchased, the name and residence of the person from whom such purchase was made and the day and hour of such purchase, and such book shall at all reasonable times be open to the inspection of the Mayor, Chief of the Bureau of Licenses, any Police Officer or Magistrate of The City of New York, or any person duly authorized, in writing, for such purpose by any of said authorities, and who shall exhibit such written authority to such dealer. (Id., sec. 30.)

Sec. 148. No dealer in second-hand articles shall carry on business at any other place than the one designated in the license therefor, or shall continue to carry on business after such license is suspended or revoked or expired. (Id., sec. 31.)

Sec. 149. No dealer in second-hand articles shall purchase any goods, articles or thing whatsoever from any minor, apprentice or servant, knowing or having reason to believe the seller to be such, or from any person or persons whatsoever, between the hour of six o'clock in the evening and the hour of seven o'clock in the morning.

No article or thing, except wooden furniture, stoves and kitchen utensils purchased in the way of business, shall be sold or disposed of by any dealer in second-hand articles or junk dealer until the expiration of fifteen days after such purchase, and no such dealer shall receive any article by way of pledge or pawn. (Id., sec. 32.)

Sec. 150. If any goods, article or thing whatsoever shall be advertised in any newspaper printed in The City of New York as having been lost or stolen, and if the same or any answering to the description advertised, or any part or portion thereof, shall be or come in the possession of any dealer in second-hand articles, such dealer shall give information thereof, in writing, to the Police Commissioner and state from whom the same was received, and every dealer in second-hand articles who shall have or receive any goods, article or thing lost or stolen, or alleged or supposed to have been lost or stolen, shall exhibit the same, on demand, to the Mayor, Chief of the Bureau of Licenses, any Police Officer or Magistrate of The City of New York, or any person duly authorized, in writing, by any of said authorities, and who shall exhibit such written authority to such dealer. (Id., sec. 33.)

Sec. 151. No dealer in second-hand articles, while licensed as such, shall be licensed as pawnbroker or junk dealer in The City of New York. (Id., sec. 34.)

Peddlers.

Sec. 152. Any person hawking, peddling, vending or selling merchandise in the streets of The City of New York shall be deemed to be a peddler, and shall be classified as follows: A peddler using a horse and wagon; a peddler using a pushcart, and a peddler carrying merchandise in business; but the selling of newspapers or periodicals in the street is not hereby regulated in any way. (Id., sec. 35.)

Sec. 153. Any vehicle used in peddling shall show on the outside thereof a metal plate, to be furnished by the Bureau of Licenses, containing thereon the words "Licensed Peddler," and the figures of the official number of the license. No person holding any other license and no person regularly engaged in any other business shall hold a pushcart peddler's license.

Any person owning or operating a farm in The City of New York and selling in the streets of said city produce raised on such farm shall not be deemed a peddler within the meaning of this ordinance. Any such person may make application to the Bureau of Licenses upon affidavit setting forth sufficient facts to entitle him to this exception, and thereupon shall receive a certificate thereof. (Id., sec. 36.)

Ticket Speculators.

Sec. 154. Any person selling or offering to sell in any street of The City of New York any ticket of admission to any public place of amusement for any price shall be deemed a ticket speculator, and no ticket speculator shall sell or offer for sale nor shall any tickets of admission be sold on the sidewalk in front of the entrance to any place of amusement. (Id., sec. 37.)

Sec. 155. No ticket speculator shall deceive any purchaser by misstating or misrepresenting what is secured to the purchaser by the ticket sold, under a penalty of \$25 for each offense. (Id., sec. 38.)

Coal Scalpers.

Sec. 156. Any person who shall sell, peddle or vend any order or permit in relation to the freighting of coal by canal boat within The City of New York, or offer so to do, shall be deemed to be a coal scalper, and shall give a bond to The City of New York, with two or more sufficient sureties, to be approved by the Chief of the Bureau of Licenses, in the penal sum of \$2,500, conditioned for faithful compliance with municipal ordinances. (Id., sec. 39.)

Common Shows.

Sec. 157. A common show shall be deemed to include a carousel, Ferris wheel, gravity steeplechase, chute, scenic cave, bicycle carousel, scenic railway, striking machines, switchback, merry-go-round, puppet show, ball game, and all other shows of like character, but not to include games of base-ball, or to authorize gambling or any games of chance. (Id., sec. 40.)

Shooting Galleries.

Sec. 158. Any shooting gallery in a place open to the public and not otherwise licensed shall be deemed to be included within the terms of this ordinance, and every keeper of a public shooting gallery shall maintain good order and allow no person under sixteen years of age to shoot therein. (Id., sec. 41.)

Bowling Alleys.

Sec. 159. Any bowling alley in a place open to the public and not otherwise licensed shall be deemed to be included within the terms of this ordinance, and every keeper of a public bowling alley shall maintain good order and allow no person under sixteen years of age to bowl therein. (Id., sec. 42.)

Billiard and Pool Tables.

Sec. 160. Any billiard or pool table in a place open to the public and not otherwise licensed shall be deemed to be included within the terms of this ordinance, and every keeper of a public place where there are billiard or pool tables shall maintain good order and allow no person under sixteen years of age to play therein. (Id., sec. 43.)

Dirt Carts and Cartmen.

Sec. 161. Every vehicle of whatever construction used in carting or transporting dirt, sand, gravel, clay, paving stones, ashes, garbage or building rubbish within The City of New York shall be deemed a dirt cart, and every dirt cart shall be furnished with a good and tight box, whereof the sides, forepart and tailboard shall be at least eighteen inches high, and of sufficient capacity to contain not less than twelve cubic feet, and shall be securely covered when loaded, so as to prevent the contents from being scattered upon the streets. (Id., sec. 44.)

Sec. 162. Every dirt cart shall show on each outside thereof the words "Dirt Cart," or the letters "D. C." together with the figures of its license. (Id., sec. 45.)

Exterior Hoists.

Sec. 163. No person shall hoist anything whatsoever on the outside of a building from the street into any loft or lower anything on the outside thereof by any means without a license or permit therefor, and giving an indemnity bond to The City of New York with sufficient surety, approved by the Chief of the Bureau of Licenses. (Id., sec. 46.)

Sec. 164. Any one generally engaged in such a business shall take out a general license or permit, and any one so hoisting in front of certain premises only shall take out a special license or permit therefor. (Id., sec. 47.)

Sec. 165. It shall be the duty of any person, while engaged in such hoisting or lowering over any sidewalk, roadway or public place, to give warning thereof by two conspicuous signs displaying the word "Danger," in letters at least six inches long. (Id., sec. 48.)

Stands Within Stoop-Lines.

Sec. 166. Stands within stoop-lines may be permitted, with the consent of the owner of the premises, for the sale of fruit, soda-water, newspapers and periodicals, and the blacking of boots, and such stands shall be classified as follows: Fruit stands, soda-water stands, movable stands for the sale of newspapers only; stationery booths or stands for the sale of newspapers and periodicals; boothblack stands, consisting of not more than three chairs. (Id., sec. 49.)

Sec. 167. Any such stand must be strictly within the stoop-line and shall not be an obstruction to the free use of the street by the public, nor exceed six feet long by four feet wide, except that in the case of boothblack stands a space not more than three feet wide and four feet long may be occupied by each chair of such stand. The construction and erection of all stands permitted by this ordinance shall be at the expense of the applicant and under the direction of the President of the Borough in which it is situated. No stand shall be kept open after twelve o'clock at night. No person shall be permitted to sleep in any portion of said structure, or hold more than one permit. Upon the written revocation by the owner of the consent previously given therefor, the Chief of the Bureau of Licenses shall have power to transfer the permit to another location, with the consent of the owner of such premises, for the unexpired term of the permit. (Id., sec. 50.)

Sec. 168. Every such stand shall be authorized by resolution of the Local Board of Improvements of the district in which it is situated, specifying the name and residence of the person and location and kind of stand, and a copy of such resolution shall be forthwith certified by the Secretary thereof to the Bureau of Licenses, whereupon the permit may be regularly issued according to the further provisions of this ordinance. (Id., sec. 51.)

Stands Under Elevated Railroad Stations.

Sec. 169. Any person desiring to erect a stand underneath the stairs of the elevated railroad stations for the sale of newspapers and periodicals, shall file in the office of the City Clerk an application indorsed by the Alderman of the Aldermanic District in which said stand is to be located, in which the applicant shall state (1) his name and residence; (2) that he is a citizen of the United States, or has declared his intention to become such; (3) the location desired for such stand. No such booth or stand or any projection therefrom shall be erected which is wider than the width of the stairs under which it is placed or which extends along the sidewalk a greater distance than to a point where the under surface of the stairs is not over seven feet from the level of the sidewalk; said stand shall be constructed, erected and maintained at the applicant's expense, under the direction of the President of the Borough in which said stand is situated, upon plans to be approved by the chief engineer of the elevated railroad company affected, so as to permit of a ready removal of so much thereof as may be necessary to enable the said company, its agents or employees, to get convenient access to the under part of said stairways for the inspection, painting or repairing thereof, and shall be painted the same color as the stairs of the elevated railroad, and no advertisement shall be painted or displayed thereon. (Id., sec. 52.)

Sec. 170. Every permit granted pursuant to this ordinance shall contain the following reservation: "It is expressly agreed and understood that this permit is given subject to the right of the elevated railroad company affected, its agents, employees, successors or assigns, or the owner of said stairway, at any time properly to inspect, paint, repair, renew, reconstruct or remove said stairway, or any portion thereof, and without claim on the part of said licensee as against said company, its agents, employees, successors or assigns, or the owner of said stairway, for damages to or interference with said booth or stand, or the business therein conducted, occasioned by such inspection, painting, repair, renewal, reconstruction or removal." (Id., sec. 53.)

Sec. 171. Each such stand shall be authorized by a resolution of the Local Board of Improvements of the district in which it is situated, specifying the name and residence of the person and location of the stand, and a copy of such resolution shall be forthwith certified by the Secretary thereof to the Bureau of Licenses, whereupon the permit may be regularly issued according to the further provisions of this ordinance. (Id., sec. 54.)

Drivers of Licensed Vehicles.

Sec. 172. Every person driving a licensed hack or express, other than the person named in the license therefor, shall be licensed as such driver and every application for such a license shall be indorsed, in writing, by two reputable residents of The City of New York, certifying to the competence of the applicant. (Id., sec. 55.)

Article 5—General Regulations and Complaints.

Sec. 173. All license fees and fines received by the Bureau of Licenses shall be regularly paid over to the City Treasury, except those required by statute to be paid into the Sinking Funds for the Redemption of the City Debt. (Id., sec. 56.)

Sec. 174. The Mayor shall have the power to appoint Inspectors in the Bureau of Licenses to see that the provisions of this ordinance are fully and properly complied with; and all licensed vehicles and places of business shall be regularly inspected, and the result of such inspection shall be indorsed on the official license therefor, together with the date of inspection and the signature of the Inspector, and all inspections shall be regularly reported to the Bureau of Licenses. (Id., sec. 57.)

Sec. 175. Every licensee shall have the official license and exhibit the same upon the demand of any person; and shall report within three days to the Bureau of Licenses any change of residence or place of business; and shall at all times perform the public duties of the business licensed when called upon so to do, if not actually unable. (Id., sec. 58.)

Sec. 176. All words, letters and numbers hereinbefore prescribed for licensed vehicles shall be shown permanently and conspicuously on each outside thereof in colors contrasting strongly with background, and not less than two inches high, as directed and approved by the Chief of the Bureau of Licenses, and shall be kept legible and plainly visible at all times during the term of the license; and shall be obliterated or erased upon change of ownership or expiration of the license; and no

person shall have or use any vehicle with words, letters or numbers thereon like those herein prescribed for licensed vehicles without being duly licensed therefor. (Id., sec. 59.)

Sec. 177. Every licensed hackman, whenever with a hack or waiting for employment anywhere in The City of New York; every licensed peddler, while peddling; every person while using a licensed junk cart or boat, and every licensed ticket speculator while acting as such, shall wear conspicuously on the left breast of the outer coat a metal badge, of a shape, size and style approved by the Chief of the Bureau of Licenses, and furnished by said Bureau, having engraved or embossed thereon the official designation and number of the license, together with the words "New York City."

Sec. 178. The Chief of the Bureau of Licenses, or Deputy Chief, shall have power to hear and determine complaints against licensees hereunder and impose a penalty of \$5 for any violation of the regulations herein provided, and shall have power to suspend the license pending payment of such fine. (Id., sec. 61.)

Article 6—Violations.

Sec. 179. Every violation of any of the regulations of this chapter shall be subject to a penalty of \$5 for each offense, to be paid by the person committing such violation. No such violation shall be continued under a penalty of \$1 for each day so continued. Any person engaging in or carrying on any business herein regulated without a license therefor, or any person violating any of the regulations of this ordinance, or of any existing ordinances not inconsistent or conflicting herewith, shall be deemed guilty of a misdemeanor, and upon conviction thereof by any magistrate either upon confession of the party or competent testimony, may be fined two (2) dollars for each offense, and in default of payment of such fine may be committed to prison by such magistrate until the same be paid; but such imprisonment shall not exceed two days. (Id., sec. 62.)

Article 7—Weights and Measures.

Sec. 180. There shall be a Mayor's Bureau of Weights and Measures in The City of New York, in charge of an Inspector of Weights and Measures, to be appointed by the Mayor and removable by him at his pleasure, who shall be paid a salary of twenty-five hundred dollars per annum. The present Sealers and Inspectors of Weights and Measures shall hereafter be known as Deputy Inspectors of Weights and Measures, and they and their successors shall each receive a salary of fifteen hundred dollars per annum.

Sec. 181. The present Sealers and Inspectors of Weights and Measures shall continue to hold office as Deputy Inspectors of Weights and Measures. Any vacancy which shall hereafter occur shall be filled by appointment by the Mayor.

Sec. 182. Each of said Deputy Inspectors of Weights and Measures shall, before entering upon the duties of his office, execute to The City of New York a bond with one or more sufficient sureties to be approved by the Mayor, in the penal sum of two thousand dollars, conditioned for the faithful performance of the duties of his office.

Sec. 183. All persons using weights and measures, scale beams, patent balances, steelyards or any other instrument in weighing or measuring any article intended to be purchased or sold in The City of New York shall cause the same to be sealed and marked by a Deputy Inspector of Weights and Measures of said City.

Section 184. In weighing or measuring any article for purchase or sale within The City of New York every weight, measure, scale beam, patent balance, steelyard or other instrument shall be sealed and marked as herein required, under a penalty of \$25 for each and every failure so to do and \$25 additional thereto for each or any unsealed or unmarked weight, measure, scale beam, patent balance, steelyard or other instrument is used; such penalty to be paid by the person owning or found using such unsealed and unmarked weight, measure, scale beam, patent balance, steelyard or other instrument.

Sec. 185. All weights, measures, scale beams, patent balances, steelyards and other instruments for weighing, to be sealed and adjusted by a Deputy Inspector of Weights and Measures in The City of New York, shall be made to conform to the standard of the State, and shall be marked by him with the initials of his name and the date on which the same shall be sealed and marked.

"Upon the written request of any resident of The City of New York, the Inspector of Weights and Measures shall test or cause to be tested, within a reasonable time after the receipt of such request, the weights, measures, scale beams, patent balances, steelyards or other instruments used in buying or selling by the person, firm or corporation designated in such request."

Section 186. In The City of New York in weighing or measuring as aforesaid, no weight, measure, scale beam, patent balance, steelyard or other instrument shall be used or kept for use which shall not conform to such standards, nor shall there be used in weighing as aforesaid any scale beam, patent balance, steelyard or other instrument which shall be out of order or incorrect or which shall not balance under the penalty of \$25 for every such offense, to be paid by the person owning or using such scale beam, patent balance, steelyard or other instrument.

Sec. 187. The Inspector shall keep a register of the name of each person, firm or corporation whose weights, measures, scale-beams, patent balances, steelyards or other instruments have been inspected, together with the number and size of same, and what of each was approved and what condemned, with the date of inspection, and such record shall be open to the inspection of the public at all reasonable times.

Sec. 188. No fruits, vegetables or berries in crates, baskets or other measures, or any butter in prints, or any ice or coal or other fuel shall be sold or offered for sale in any market or in the public streets or in any other place in The City of New York at or for a greater weight or measure than the true measure thereof; and all ice, coal, coke, meats, poultry and provisions (except vegetables sold by the head or bunch) of every kind, sold in the streets or elsewhere in The City of New York, shall be weighed or measured by scales, measures or balances, or in measures duly tested and stamped by the Inspector or Deputy Inspectors of Weights and Measures; provided that poultry may be offered for sale and sold in other manner than by weight, but in all cases where the persons intending to purchase shall so desire and request poultry shall be weighed as hereinbefore provided.

Sec. 189. Any weights or scales found by the Deputy Inspector to use in any market or in the public streets, which upon being tested are found to be short in weight by one-quarter of a pound or upwards, may be summarily confiscated and destroyed.

Sec. 190. No coal or coke shall be sold or supplied within the limits of The City of New York, unless there shall be delivered to the person in charge of the wagon or conveyance used in such delivery a certificate duly signed by the person selling such fuel, showing the weight of the fuel proposed to be delivered, the weight of the wagon or conveyance used in such delivery, the total weight of fuel and conveyance used, and the name of the purchaser.

Sec. 191. No person in charge of a wagon or conveyance used in delivering coal, coke or other fuel, to whom the certificate mentioned in the previous section has been given, shall neglect or refuse to supply such certificate to the Inspector or Deputy Inspector of Weights and Measures, or to any person designated by either of them, or to the purchaser or intending purchaser of the fuel being delivered; and when the said officer or person so designated, or the intending purchaser, shall demand that the weight shown by such certificate be verified, it shall be the duty of the person delivering such fuel to convey the same forthwith to some public scale in the district, or to any private scale the owner whereof shall consent to such use, and permit the verifying of the weight shown, and shall after the delivery of such fuel return forthwith with the wagon or conveyance used to the same scale and verify the weight of said wagon or conveyance.

Sec. 192. It shall be the duty of the Deputy Inspectors of Weights and Measures, and each of them is hereby authorized, to inspect, examine, test and seal, at least once in each year, and as much oftener as the Inspector of Weights and Measures may deem proper, the weights, measures, scale-beams, patent balances, steelyards and other instruments used in The City of New York in weighing and measuring as aforesaid.

Sec. 193. All weights, measures, scale-beams, patent balances, steelyards or other instruments shall be exhibited to any of said Deputy Inspectors for the purpose of being so inspected and examined, under the penalty of twenty-five dollars for every refusal so to do, to be paid by the owner thereof or such person so refusing.

Sec. 194. No person shall in any way or manner obstruct, hinder or molest any Inspector of Weights and Measures in the performance of his duties as hereby imposed upon him, under a penalty upon every such person of twenty-five dollars for every such offense, to be paid by such person so refusing.

Sec. 195. All new weights, scale-beams, patent balances, steelyards and other instruments used for weighing shall be inspected and sealed at the stores and places where the same may be used; but in case they or any of them shall be found not to conform to the standard of this State, the owner thereof shall within five days, at his expense, have the same so altered and repaired as to conform it to the said standard of the State, under the penalty of ten dollars for each neglect so to do to be paid by such owner.

Sec. 196. It shall be the duty of each of the said Deputy Inspectors to make a record and certificate as hereinafter provided of all the weights, measures, scale-beams, patent balances, steelyards and other instruments used for weighing and measuring inspected by him, in which he shall state the names of the owners of the same, and whether they are conformable to the standard of the State.

Sec. 197. It shall be the duty of the Deputy Inspectors of Weights and Measures to report promptly to the Inspector of Weights and Measures the names of all persons whose weights, measures or other instruments for weighing and measuring shall be found to be incorrect.

Sec. 198. It shall also be the duty of said Deputy Inspectors to file monthly reports with the Inspector of Weights and Measures, and to make such other and further reports and keep such further records as may be required from time to time by said Inspector.

Sec. 199. It shall be the duty of the Inspector of Weights and Measures to report forthwith to the Corporation Counsel the names and places of business of all persons violating any of the provisions of this chapter, and of all persons making use of any fraudulent or unsealed weights, measures, scales or other instruments for weighing or measuring.

Sec. 200. No weights, measures, scale-beams, patent balances, steelyards or other instruments to be used for weighing or measuring, shall be offered or exposed for sale in The City of New York by any Inspector or Deputy Inspector, under the penalty of fifty dollars for so doing to be paid by said Inspector or Deputy Inspector for each such offense.

Sec. 201. Each Deputy Inspector shall give a certificate to the owner of the weights or measures inspected, and shall keep a record of each certificate given on a corresponding stub. The certificates and corresponding stubs shall be numbered consecutively. The books containing the stubs, after the corresponding certificates have been given out, shall become a public record. The Inspector shall be authorized, when required, to certify extracts from these records.

Sec. 202. All complaints against Deputy Inspectors of Weights and Measures shall be lodged with the Inspector of Weights and Measures, and by him reported with his recommendation thereon, to the Mayor for his final action.

Sec. 203. The Deputy Inspectors shall be assigned for service by the Inspector to such districts as he may deem proper. Whenever any Deputy Inspector shall resign or be removed from office it shall be his duty to deliver at the office of the Inspector of Weights and Measures all the standard weights and measures and other official property in his possession.

Article 8—Miscellaneous.

Sec. 204. The Mayor shall from time to time issue licenses under his hand and seal to so many and such persons as he shall think proper, to keep for hire, in the said City, horseless coaches, carriages and cabs, designed for propulsion by electricity supplied by an electric storage battery or batteries, and may revoke any and all of said licenses for cause.

Sec. 205. The provisions and penalties of the ordinance relating to the licensing of hacking coaches or cabs and of the driving thereof and the rates and prices of fares, so far as the same may be consistent, shall apply to coaches, carriages and cabs, to be licensed hereunder and to the owners and drivers thereof.

Sec. 206. Every such horseless coach, carriage or cart shall be equipped with a bell to be used to signal its approach to pedestrians and to other vehicles.

Sec. 207. The Chief of the Bureau of Licenses of The City of New York shall from time to time furnish to the Police Commissioner of said City a list of unexpired licenses and permits, such list to contain the names of the persons to whom licenses were issued, the place and business for which issued, and the date of expiration of such license or permit, and thereafter, during the first week of each month, the said Police Board shall send to the Captains of Police of the various precincts of The City of New York, a list of licenses and permits granted affecting their respective precincts, with the names of persons to whom granted, location of stand or business, and date of expiration of such permit or license, and also a list of all licenses or permits expiring the month for which the report is sent.

Sec. 208. No cask, bale, bundle, box, crate or any other goods, wares or merchandise, or any boards, planks, joists or other timber, or anything whatsoever, shall be raised from any street on the outside of any building, or to be lowered on the outside of any building, by means of any rope, pulley, tackle or windlass, under the penalty of one hundred dollars, to be recovered in an action by The City of New York against any person, agent, owner or employer violating the provisions of this section, in any court of competent jurisdiction, unless a permit shall be first obtained from the Bureau of Licenses upon the payment of a fee of one dollar, upon such conditions and with such security, by bond or otherwise, as may be approved by the Chief of the Bureau of Licenses, to save the City harmless from any loss that may occur or damages that may be done while exercising the privilege granted in such permit.

Sec. 209. To persons, firms or corporations engaged in a business requiring the frequent or constant hoisting or lowering of merchandise or materials, the Bureau of Licenses shall, on the filing of such satisfactory security, to be approved by the Chief of the Bureau of Licenses as aforesaid, and on the payment of a fee of twenty-five dollars, grant a general permit to such persons, firms or corporations, permitting them to hoist, raise or lower the goods, property, merchandise or materials therein described on the outside of any and all buildings for the term of one year thereafter. Nothing in this subdivision contained shall affect the right, in any case, to obtain a single permit under subdivision.

Sec. 210. In every case, it shall be the duty of all persons, firms or corporations, while engaged in such hoisting or lowering over any sidewalk, roadway or public place, to give warning on such sidewalk, roadway or public place, by two conspicuous flags or placards, on which shall be inscribed in letters at least six inches long, the word "danger." For every failure to comply with this provision, there shall be a penalty of twenty-five dollars, recoverable by The City of New York in any court of competent jurisdiction, against any person, firm or corporation guilty of such violation. (R. O., 1897, sec. 205, with verbal changes.)

Chapter 6—Contracts.

Sec. 211. All supplies to be furnished or work to be done for the Corporation of The City of New York, whether to be paid for out of the City Treasury or out of trust moneys under the control of or to be assessed or collected by the Corporation, shall be furnished or performed by contract, except as is otherwise provided by law. (R. O. 1897, sec. 344, amended.)

Sec. 212. The several departments and officers empowered by law to make contracts on the part of the Corporation shall issue invitations for bids or proposals therefor by public notices, and shall advertise the same as provided by law when and after the said public notice and the terms of the said contract shall have been approved as to form by the Corporation Counsel. There shall be kept by each of said departments an appropriate box, to be designated "bid box," with a proper opening in the top thereof to receive bids or proposals for which invitations have been issued. Such "bid box" shall be locked, except at such times as it may be necessary to open the same to examine and decide upon bids or proposals, and the key thereof shall be retained by the head of the department. It shall be the duty of the head of the department to deposit in said box the bids or proposals duly presented to him for work to be done or supplies to be furnished, under the direction of the department, immediately on the receipt thereof by him. (Id., sec. 345, amended.)

Sec. 213. The invitations for bids or proposals shall be in such form as may be prescribed by the department making the same, and as shall be approved as to form by the Corporation Counsel, and they shall contain the following particulars:

1. They shall require that the person making the bid or proposal shall furnish the same in a sealed envelope to the head of the appropriate department, at his office, on or before a day and hour herein named, not less than ten (10) days from the first publication thereof.

2. They shall state the quantity and quality of supplies, or the nature and extent, as near as possible, of the work required, or a reference to specifications or

schedules where the quantity and quality of supplies, or the nature and extent, as near as possible, of the work, is stated.

3. They shall state that the bids or proposals received will be publicly opened by the head of the department issuing the public notice, at his office, at a day and hour therein mentioned.

4. They shall state the amount in which security is required for the performance of the contract.

5. They shall state the time or period within which the work must be done or the supplies furnished. (Id., sec. 346, amended.)

Sec. 214. Each bid or proposal shall contain:

1. The name and place of residence of the person or party making the same.

2. The names of all persons or parties interested with the bidder therein, and if no other person or party be so interested the bid or proposal shall distinctly state that fact.

3. A statement that the bid or proposal is made without any connection with any other person or party making the bid or proposal for the same purpose, and that the bid or proposal is in all respects fair and without collusion or fraud.

4. A statement that no member of the Board of Aldermen, head of a Department, chief of a Bureau, deputy thereof, or Clerk therein, School Commissioner or other officer of the corporation is directly or indirectly interested therein, or in the supplies or the work to which it relates, or any portion of the profits thereof, either as principal, surety or otherwise. (Id., sec. 347, amended.)

Sec. 215. Each bid or proposal shall be verified by the oath or affirmation, in writing, of the party making the bid or proposal, that the several matters stated therein are in all respects true, and if the bid or proposal be made by a firm it shall be verified by each and every member of the firm. (Id., sec. 348, amended.)

Sec. 216. Each bid or proposal shall be accompanied by the consent, in writing, of two (2) householders or freeholders in The City of New York, or of a responsible guaranty or surety company duly authorized by law to act as surety, to the effect that if the contract be awarded to the person or party making the bid or proposal they or it will, upon its being so awarded, become bound as his or its sureties for its faithful performance, and that if he shall omit or refuse to execute the same they or it will pay to the corporation any difference between the sum to which he would be entitled upon its completion and that which the corporation may be obliged to pay to the person to whom the contract shall be awarded at any subsequent letting; the amount of security in each case to be calculated upon the estimated cost of the work to be done or of the supplies to be furnished by which the bids are tested. (Id., sec. 349, amended.)

Sec. 217. The consent mentioned in the last section shall be accompanied by the oath or affirmation, in writing, of each of the persons signing the same that he is a householder or freeholder in The City of New York and is worth the amount of the security required for the completion of the contracts and stated in the bids or proposals, over and above all his debts of every nature, and over and above his liabilities as bail, surety or otherwise, and that he has offered himself as a surety in good faith and with an intention to execute the bond required by law; and a like affidavit shall be required of the proper officers of any such guaranty or surety company, setting forth the name of the company, the title of the act or laws under which it is incorporated, the date when incorporated, a statement that it is authorized to do business under the laws of the State of New York and is authorized under its charter to execute the said bond or undertaking and to guarantee the obligations assumed in the bid or proposal and according to the contract and referred to in the bids or proposals; a true and correct statement of the financial condition of the company at its last accounting, which shall have been made within a period of one year, and of any changes in its condition that impairs or affects its financial liability or status. (Id., sec. 350, amended.)

Sec. 218. The sealed envelope containing the bid or proposal shall be indorsed with the name or names of the person or party presenting the same, the date of its presentation and a statement of the work to which it relates; and no bid or proposal shall be taken from the "bid box," or the sealed envelope thereof opened by any one, except at the time and in the manner herein designated for deciding on such bids or proposals. At the same time and place appointed for that purpose in the public notice as prescribed in this ordinance, the head of the Department, or other officers empowered to make the contract, in the presence of the Comptroller or his duly authorized representative, and such of the parties making the said bid or proposals as may desire to be present, shall then and there open the said bid box, and the bids or proposals to be examined at that time, as may appear from the indorsements thereon, shall be taken from said box. The said head of Department, or his deputy, shall then and there publicly open and read all bids or proposals which may have been received for the contract mentioned in such public notice, and shall reject all bids or proposals not furnished in conformity with the law and the ordinances relating thereto and the requirements thereof. The award of the contract shall be made according to law (Id., sec. 351, amended).

Sec. 219. When public notices are issued for a contract to furnish any article of which a sample can conveniently be furnished or for which specifications and plans can be prepared and furnished within the time allowed, the head of the department issuing the same may require that such sample or specifications and plans be delivered at his office or at the office of the head of the appropriate bureau of the department within such time before the opening of the bids or proposals as he may prescribe; and if it or they be not so furnished, or do not conform to the requirements of the public notices and of the specifications and requirements issued by the department for the said article, the bid or proposal delivered by the person or party furnishing or omitting to furnish the same, as the case may be, shall be rejected. Wherever samples are required to be prepared and furnished to the head of the department, at least ten (10) days shall be given for the furnishing of such sample and for the preparation and furnishing of such specifications and plans (Id., sec. 352, amended).

Sec. 220. Except as herein otherwise provided, in all contracts for work for the corporation where provision is made for the payment of the contract price by installments, a provision shall be inserted that the corporation may retain, and the contractor shall allow to be retained, at least ten (10) per cent. of the contract price of the work actually done as security until the whole work shall be completed and the contract shall be fully and completely performed (Id., sec. 353, amended).

Sec. 221. In all contracts for the performance of work or the furnishing of supplies, the time or period for the completion of such work and the furnishing and delivery of such supplies shall be specified and inserted therein (Id., sec. 354, amended).

Sec. 222. In all contracts for public works or supplies, and agreements in relation thereto, by which the City shall be liable to pay money, the award, if any, must be to the lowest bidder unless the Board of Estimate, by the vote of three-quarters of its members, shall determine that it is for the public interests that a bid other than the lowest should be accepted. No contract shall be made until the Comptroller certifies thereon that the necessary funds are provided and applicable thereto (sec. 419, the Greater New York Charter).

Sec. 223. In all contracts for work for the corporation upon any public building, or in any public street or place, in the performance of which accidents or injuries may happen to the person or property of another, a provision shall be inserted that the contractor shall place proper guards for the prevention of accidents, and shall put up and keep at night suitable and sufficient lights during the performance of the work; and that he will indemnify the corporation for damages or costs to which it may be put by reason of injury to the person or property of another resulting from negligence or carelessness in the performance of the work (Id., sec. 355, amended).

Sec. 224. Every contract for supplies or work by the corporation shall be executed by the contractor or contractors to whom the same may be awarded, and shall be accompanied by a bond in the amount mentioned in the public notice therefor, executed by the persons or company consenting to become bound as sureties, or by such other persons or company as shall be substituted therefor, with the consent of the Comptroller, conditioned for the faithful performance of the contract and of every provision therein contained, and which bond shall be accompanied by the oath in writing or the person signing the same that each is a householder or freeholder in The City of New York, and of the person or any officer of such company that he or it is worth the amount of the security required for the completion of the contract, and stated in the public notice as hereinbefore prescribed. And it shall be the duty of the Comptroller to require such sureties to be further examined before himself or an officer authorized to administer oaths, deputed by him, in respect to the items and details of their property, before approving the adequacy and sufficiency of such sureties, and the several departments of the City government

and officers aforesaid by which every and each contract for work to be done or supplies to be furnished for the corporation shall be made in pursuance of this ordinance, shall have power and it shall be their duty to require and enforce the faithful execution of each and every contract so made by them; and in case the contractor or contractors shall fail in any respects to perform the work or to furnish the supplies which he or they have contracted to render or furnish within the time limited for the performance of the same, then it shall be the duty of such department or officers aforesaid to do and complete the same work or to furnish and deliver the said supplies in the manner provided for the performance of the same in the contract, and the cost of the same shall be charged against the delinquent contractor or contractors; provided, however, that the head of any department or officer aforesaid by whom any such contract shall be made may, on good and sufficient cause, extend for a reasonable time the period fixed for the completion thereof (Id., sec. 356, amended).

Sec. 225. Whenever any contract shall be made hereafter by any of the departments or officers aforesaid of the corporation, the amount whereof is to be afterward collected by assessment from the property benefited by the work to be done under said contract, it shall be the duty of the head of department or officers aforesaid making such contracts to cause to be inserted therein a clause that, as the work progresses, payments will be made to the contractors by monthly installments of seventy per cent. (70%) on the work performed, provided the amount of work done on each installment shall amount to one thousand five hundred dollars (\$1,500); and the head of department making such contracts shall forthwith file a copy thereof with the Comptroller (Id., sec. 357).

Sec. 226. The amount due contractors on all contracts, and on work now in progress under contracts, on account of regulating and paving streets, building sewers, ordered to be done by contract, by virtue of the provisions of law or ordinance, the expense whereof is to be assessed upon property locally benefited thereby, shall be paid by the Comptroller from the Street Improvement Fund; but no money shall be paid on account of said assessments or contracts until a copy of the original contracts has been filed with the Comptroller of the City by the head of the Department having such work in charge, with a certificate in writing from the head of such Department, stating the amount of work that has been completed and the amount due the contractor for such work according to the terms of the original contract; upon the amount thus certified and ascertained to be due to the contractor, the Comptroller shall pay seventy per cent. (70 per cent.). The remaining thirty per cent. (30 per cent.) shall be reserved until thirty days after the final completion and acceptance of the work. (Id., sec. 358, amended).

Sec. 227. Whenever any payment shall become due upon any contract, according to the provisions thereof or in accordance with any of the provisions of this ordinance, it shall be the duty of the head of Department or officer aforesaid having such work in charge to furnish to the person or party entitled to such payments a certificate, in writing, specifying the contract upon which such payment is due and the amount due under such contract (Id., sec. 360, amended).

Sec. 228. It shall be the duty of the Comptroller on the presentation of such certificate to him to pay the amount thereof and indorse such payment upon the contract on account of which such payment is made; but no payment shall be made under such contract beyond the amount of such certificate, and the final payment thereon shall not be made until the head of Department or officer aforesaid having such work in charge shall furnish the Comptroller, who shall file the same in his office, a certificate signed by the head of such Department or officer aforesaid, that the work mentioned in such contract has been completed according to the terms of said contract, and to the satisfaction of the head of Department giving such certificate (Id., sec. 361, amended).

Sec. 229. Each and every contractor shall be required to have an affidavit from the surveyor, setting forth the amount of work done of every description that may be charged in each bill or assessment list of said contract, and said affidavit shall be attached to said assessment list. The Inspector shall also furnish an affidavit attached to each contract that the work is done according to the plans and specifications, said affidavit to be attached to each assessment list before presented for confirmation (Id., sec. 363).

Sec. 230. No payment shall be made by the Comptroller for work done or supplies furnished except upon proper vouchers rendered by the head of the appropriate Department, or other proper officer, Board or Commission for whom such work was done or supplies furnished. Such vouchers shall be made out in duplicate, and shall contain the certificates of such subordinate officers as the head of the Department and the Comptroller may require, and shall be of such form and purport as the Comptroller shall prescribe, and also a certificate of the head of the Department. One of the duplicate vouchers shall be retained in the Department or office by which the vouchers are rendered, and the other shall be transmitted to the Department of Finance for payment. A receipt for the amount paid shall be taken upon the vouchers sent to the Department of Finance (Id., sec. 367, amended).

Sec. 231. All old and waste material under the care of any Department shall be sold from time to time, as it may be deemed best for the public interest so to do, in accordance with the provisions of law, the sale of such material to be under the immediate supervision of the head of the Department or Bureau having charge of such material, the proceeds therefor to be collected by said head of Department or Bureau and transmitted within twenty-four hours by him to the Comptroller for deposit in the City Treasury, except as otherwise specially provided (Id., sec. 368, amended).

Sec. 232. All meetings of the Boards or Commissions constituting Departments of the City Government of The City of New York for the transaction of public business, shall be held openly, and shall in all cases be accessible to the public. Such meetings shall be held at such times and places as may be determined upon by each of such departments, and due notice thereof shall be published daily in the "City Record" (Id., sec. 369).

Chapter 7—Ordinances and By-Laws Relating to Territory Less in Extent than the Entire City.

Article 1.—Ordinances Relating Solely to the Borough of Manhattan.

Sec. 233. The Sixth avenue Railroad Company, or any lessee of its property, shall run cars over so much of its route as continues from West Third street and Sixth avenue to Carmine street, to Varick street, to Watts street, to the Desbrosses street ferry and return, in the Borough of Manhattan, at intervals of not more than five minutes between the hours of 5 o'clock a. m. and 7 o'clock p. m., under a penalty of twenty-five dollars for each violation of this ordinance.

Sec. 234. Whenever any street in the Borough of Manhattan north of and including Ninth street shall be directed to be numbered or renumbered, the President of the Borough of Manhattan shall cause the numbers to commence at the Fifth avenue, numbering east and west, beginning with No. 1 on the west side of Fifth avenue, No. 100 on the west side of Sixth avenue, No. 200 on the west side of Seventh avenue, and so on east and west of Fifth avenue through the whole series of streets north of Ninth street, and including Ninth street; and said streets shall hereafter be called and known as East Ninth street and West Ninth street, and so on; the dividing line to be the Fifth avenue. (R. O. 1897, sec. 230, with verbal changes.)

Sec. 235. No areas, steps, courtyards, or other projections, except show windows not exceeding eighteen inches in width, and signs not projecting more than twelve inches from the house line, shall hereafter be built, erected or made upon Broadway to the South of Fifty-ninth street, Manhattan Borough, and all buildings hereafter erected shall conform to and be upon the street line of such street. (R. O. 1897, sec. 330, with verbal changes.)

Sec. 236. No area, steps, stoop, courtyard, or other projection shall hereafter be made, built or erected in contravention of the preceding section of this ordinance. A violation of this provision shall be a misdemeanor and there shall in addition thereto be a penalty of \$10 for such offense, and of \$10 for each and every day that such offense shall continue, to be paid by the person or persons committing such misdemeanor.

Sec. 237. No areas, steps, courtyards or other projections, except show windows not exceeding eighteen inches in width, and signs not projecting more than twelve inches from the house line, shall hereafter be built, erected or made upon Fourteenth street, between Broadway and Sixth avenue, Manhattan Borough. (R. O. 1897, sec. 332, with verbal changes.)

Sec. 238. No area, steps, stoop, courtyard, or other projection, shall hereafter be made, built or erected in contravention of the preceding section of this ordinance. A violation of this ordinance shall be a misdemeanor and there shall in addition thereto

be a penalty of \$10 for such offense, and of \$10 for each and every day that such offense shall continue, to be paid by the person or persons committing such misdemeanor.

Sec. 239. No furniture, goods, wares, merchandise or other article or thing whatever shall be sold at auction or exposed for sale by any auctioneer, his agent or servant, or by any other person or persons, upon the sidewalks of Chatham square, Manhattan Borough, between James street and Catharine street, under the penalty of twenty dollars for every such offense, to be sued for and recovered from the seller, auctioneer or his agent or servant, or any other person or persons offending, jointly and severally. (R. O. 1897, sec. 646, with verbal changes.)

Sec. 240. No auctioneer or other person shall sell or expose for sale at public auction or vendue, any dry goods, hardware, woodenware, tinware, earthenware, chinaware, glassware, goods, wares or merchandise of any description, or any other article whatever, by retail or in small parcels or pieces, in Chatham square, Manhattan Borough, between James street and Catharine street aforesaid, under the penalty of ten dollars for each offense, to be sued for and recovered from the seller, auctioneer or his agent or servant, jointly and severally. (R. O. 1897, sec. 647, with verbal changes.)

Sec. 241. Licensed venders are hereby authorized and permitted to stand with their wagons every Saturday evening until midnight on both sides of Ninth and Columbus avenues, Manhattan Borough, in the carriageway, and without obstructing the intersecting streets, between the north side of Thirty-eighth street and the south side of One Hundred and Eighth street and Columbus avenue, provided the said avenues be cleaned thoroughly by said venders immediately after 12 o'clock every Saturday night. (R. O. 1897, sec. 651, with verbal changes.)

Sec. 242. Licensed venders are hereby authorized and permitted to stand with their wagons every Saturday evening until midnight on both sides of Tenth avenue, Manhattan Borough, in the carriageway and without obstructing the intersecting streets, within the blocks from Forty-ninth to Fifty-third street, provided the said avenue be cleaned thoroughly by said venders immediately after 12 o'clock every Saturday night. (R. O. 1897, sec. 652, with verbal changes.)

Sec. 243. No person shall raise or fly any kite in any street, lane, avenue or public place in Manhattan Borough to the southward of Fourteenth street, under the penalty of five dollars for each offense. (R. O. 1897, sec. 663, with verbal changes.)

Article 2—Ordinances Relating Solely to the Borough of Brooklyn.

Sec. 244. The Commissioner of the Department of Water Supply, Gas and Electricity shall grant licenses to such persons as he may deem proper and who shall have a bond executed with good and sufficient sureties for the payment for the water to the Department of Water Supply, Gas and Electricity, and who will comply with the conditions of this ordinance, for permission to use Ridgewood water from such of the public hydrants as may be designated by said Department, for the purpose of sprinkling the streets of the Borough of Brooklyn. (Brooklyn Ords., ch. 1, art. X., sec. 3.)

Sec. 245. Every person who shall thus obtain a license shall pay to the Department of Water Supply, Gas and Electricity at the rate of one cent for every hundred gallons that shall be respectively used by them for such purposes, the payments to be made monthly under oath. (Brooklyn Ords., ch. 1, art. X., sec. 4.)

Sec. 246. The annual license fee for each street or horse car daily operated or used in the Borough of Brooklyn shall be twenty dollars. Every railroad company operating or using such cars shall, on or before the first day of June in each year, certify to the City Clerk the average number of cars daily operated and used by said company, which certificate shall be verified by the oath of one of the managing officers of said company, and every such railroad company shall, on or before the first day of July in each year, pay to the City Chamberlain the license fees so established for the average number of cars so operated and used by said company. The payment of said fees shall not relieve said companies from their obligations to keep streets and avenues or parts thereof in repairs. (Brooklyn Ords., ch. 2, art. I., sec. 4.)

Sec. 247. No person shall run or cause or permit to run or be interested in running any line of stages, omnibuses or other vehicles for the carriage of passengers for hire upon any of the streets of the Borough of Brooklyn, without first obtaining a license fixing the route upon which the same shall run, under a penalty of twenty-five dollars for each day that such line shall be run without such license. (Brooklyn Ords., ch. 2, art. 2, sec. 6.)

Sec. 248. No person shall drive any railroad car for carrying passengers in any of the streets of the Borough of Brooklyn, unless he be twenty-one years of age, a resident of this State for one year and of the City for four months, and have obtained a license from the Mayor for such purpose, under a penalty of twenty-five dollars for every such offense, to be recovered from the owner or owners of such railroad car, and from such driver, both or either. (Brooklyn Ords., ch. 2, art. V., sec. 1.)

Sec. 249. The Mayor is hereby authorized to grant licenses from time to time to drivers of such cars, as often as may be necessary, and to suspend and revoke the same whenever he may deem it expedient; and every driver of such car shall, on receiving his license, pay therefor to the Mayor for the use of the City, the sum of one dollar, which will entitle every such driver to drive one such car for one year from the date of such license; and every renewal thereof shall be fifty cents, payable in like manner and for like purpose to the Mayor. All drivers thus licensed shall wear a badge bearing the number of said license, the said badge to be furnished by the City with the license, and for which twenty-five cents shall be paid by the party obtaining the license. (Brooklyn Ords., ch. 2, art. V., sec. 2.)

Sec. 250. The amount to be paid by the city railroad companies to the City for running their cars in the Borough of Brooklyn shall be calculated on the average number of cars run annually on each route, respectively, excluding the extra cars run on holidays. (Brooklyn Ords., ch. 2, art. V., sec. 3.)

Sec. 251. The Mayor shall have the power, upon any complaint made to him, to require any car conductor or driver to appear before him, upon a notice of at least twenty-four hours, and if, upon investigation and examination of witnesses, he shall adjudge that said conductor or driver has been guilty of insolence, extortion, reckless or other improper conduct, he shall notify the president of the company in whose employment such conductor or driver may be of such determination, and thereafter such conductor or driver shall not act as such without the permission of the Mayor. (Brooklyn Ords., ch. 2, art. V., sec. 4.)

Sec. 252. It shall not be lawful for any person or persons to smoke inside or upon the platforms of any car or other public conveyance in the Borough of Brooklyn. (Brooklyn Ords., ch. 2, art. V., sec. 5.)

Sec. 253. Conductors, drivers or other employees are prohibited from eating their meals in or upon any car or other public conveyance while making a trip. (Brooklyn Ords., ch. 2, art. V., sec. 6.)

Sec. 254. No car shall be used by any of the railroad companies upon their respective routes which may have a broken window or door, or insufficient fastening, or be otherwise damaged, longer than during the day such break, insufficient fastening or damage may occur, nor shall any bell, rope or indicator rope on each car be so arranged as to hang over either platform thereof from the roof thereof. The penalty for violating the provisions of this section shall be ten dollars for each car for each and every day said car is operated in violation thereof. (Brooklyn Ords., ch. 2, art. V., sec. 7, as amended December 23, 1895.)

Sec. 255. All railroad cars shall be distinctly numbered, both inside and outside, and the cars of different routes running in part on the same track shall be distinguished by a difference of color, and the appropriate lettering to indicate the streets or routes upon which the same run; and in the night shall, in all cases, be sufficiently distinguished by the form or color of their signal lights, so as to prevent the cars of different routes being mistaken for each other. (Brooklyn Ords., ch. 2, art. V., sec. 8.)

Sec. 256. No person who shall be indecent or scandalous in behavior, or filthy or foul in person, shall be carried in the cars; nor shall any conductor allow any such person to remain in the cars. (Brooklyn Ords., ch. 2, art. V., sec. 9.)

Sec. 257. The cars shall have the right to the tracks as against any person, carriage, vehicle or incumbrance put, driven or being thereon with a view to delay or embarrass the progress of the cars; and no person shall obstruct the said tracks or obstruct or prevent the cars from running or progressing thereon, or remain or keep any vehicle on said tracks in the way of any car, if there shall be an opportunity to turn off. (Brooklyn Ords., ch. 2, art. V., sec. 10.)

Sec. 258. It shall be the duty of every conductor or driver to give his name to any passenger who shall request the same. (Brooklyn Ords., ch. 2, art. V., sec. 11.)

Sec. 259. The said railroad companies shall, whenever required to do so by the Mayor, furnish a list of all the conductors and drivers, and of any one of them conducting or driving any car at any specified time. (Brooklyn Ords., ch. 2, art. V., sec. 12.)

Sec. 260. In order to facilitate travel the railroad companies are authorized and required to clear their tracks of snow during the falling thereof, or immediately thereafter, to the distance of two feet outside thereof. The said companies shall not place or pile any such snow or ice on the sidewalks or in the gutters to the distance of one foot from the curbstone, nor such snow or ice in the space between the said tracks and gutters where the owner or occupant of any premises shall have removed the same from the said space in front of such premises, nor place or pile any such snow or ice at the intersection of any street or avenue so as to prevent the passage of carriages, sleighs or foot travelers from or to any street or avenue crossing such track. (Brooklyn Ords., ch. 2, art. V., sec. 13.)

Sec. 261. The Brooklyn City Railroad shall be subject to the following regulations: 1. There shall be at all times when practicable, between the hours of 6:30 a. m. and 12:30 at night, from the 15th of November to the 1st of May, and the hours of 5:15 a. m. and 12:30 at night in the other months, cars running on the respective routes of the said company from the ferries to their respective depots as the public travel shall require; and beyond the respective depots of the said routes and on Hamilton avenue the said company shall run cars at such times as shall be required by the Mayor. (Brooklyn Ords., ch. 2, art. V., sec. 14.)

Sec. 262. Cars stopping at a street intersection shall stop at the further walk thereof, so that the cars shall not, when stopped, interfere with the travel on the cross streets. (Brooklyn Ords., ch. 2, art. V., sec. 15.)

Sec. 263. Cars shall not be driven at a greater rate than five miles per hour. (Brooklyn Ords., ch. 2, art. V., sec. 16.)

Sec. 264. The said railroad companies shall provide for every street car run in the Borough of Brooklyn, on and after May 1, 1883, a conductor as well as a driver; and no car shall be run without a conductor as well as a driver. (Brooklyn Ords., ch. 2, art. V., sec. 17.)

Sec. 265. The said companies shall be subject to a penalty of fifty dollars for any violation on their part of any provision of this article; and any conductor, driver or other person violating any provision of this article shall be liable to a penalty of ten dollars. (Brooklyn Ords., ch. 2, art. V., sec. 18, with verbal changes.)

Sec. 266. It shall be the duty of the Commissioner of Police to daily report any violations of laws, ordinances and regulations appertaining to railroads or other public conveyances in the Borough of Brooklyn, to the Corporation Counsel. (Brooklyn Ords., ch. 2, art. V., sec. 19.)

Sec. 267. It shall not be lawful for any railroad company to lay more than a single track on any street or highway when the roadway of such street or highway shall not exceed thirty feet in width. (Brooklyn Ords., ch. 2, art. V., sec. 20; adopted October 15, 1894.)

Sec. 268. It shall not be lawful for any or either of the street surface railroads or corporations within the limits of the Borough of Brooklyn, or their officers, agents or servants, to cause or allow any snow plough, sweeping machine or other similar instrument to pass over or to propel the same over the tracks or lines occupied or used by them within the said limits unless by the express permission in that behalf to be granted to them by the Mayor. (Brooklyn Ords., ch. 2, art. V., sec. 20; adopted December 23, 1895; duplicate number.)

Sec. 269. Any of the said companies, proprietors or corporations who shall violate the provisions of the above section shall be punished by a fine not exceeding one hundred dollars for each offense, and the officers, agents or servants of such companies, proprietors or corporations who shall violate the said provisions shall be punished by a fine not exceeding one hundred dollars for each offense. (Brooklyn Ords., ch. 2, art. V., sec. 21; adopted December 23, 1895.)

Sec. 270. No such permit or renewal thereof shall be granted, unless upon the express condition and agreement, to be assented to on the part of the company, proprietor or corporation applying for such permit or renewal, that in case of any fall of snow so deep that the throwing up of the snow by any such snow plough or machine will render the highway unsafe for travel, or make inconvenient the approach to the curbstone, then, within twenty-four hours after any such fall of snow, and after the use of such snow plough or machine, the President of the Borough may direct such company, proprietor or corporation, at his or their own expense, to remove and carry away as much snow as has been thrown up by said plough or machine, upon the adjacent highway, leaving said highway level and approachable for all vehicles (the same to be done under the supervision of the Borough President), and shall and will keep the crosswalks and crossings at the intersection of streets and avenues free and unobstructed from snow, and that such snow plough, sweeping machine or other instrument be so constructed as not to throw any snow or slush on the sidewalks or buildings, or upon pedestrians or others using the street. (Brooklyn Ords., ch. 2, art. V., sec. 22; adopted December 23, 1895.)

Sec. 271. No such permit or renewal shall be granted unless such company, proprietor or corporation shall expressly covenant, stipulate and agree that in case of his or their failure, neglect or omission to remove and carry away the snow to be thrown up by such snowplough or machine, and to reduce and level the snow on the adjacent highway within the time and in the manner aforesaid, then the same may be removed, reduced and leveled under the direction of the Borough President, and the expense of such removing, reducing and leveling shall be paid by such company, proprietor or corporation to the City Chamberlain upon demand; nor unless such company, proprietor or corporation shall also expressly stipulate, covenant and agree that in case the City authorities shall determine to remove the snow from any street or avenue he and they will at the same time remove the snow from between the tracks and rails of said company and a space three feet outside thereof on each side. (Brooklyn Ords., ch. 2, art. V., sec. 23; adopted December 23, 1895.)

Sec. 272. In case of the neglect or refusal or omission of any company, proprietor or corporation to whom such permit or renewal may be granted, to remove and carry away the snow as herein provided, and to reduce and level the snow within or at the time and in the manner aforesaid, then the Borough President, by the direction of the Mayor, may forthwith cause the same to be removed, reduced and leveled at the public expense, and all expenses which may be incurred therefor shall be chargeable upon the company, proprietor or corporation so neglecting, refusing or omitting to perform his or their agreement, and the same shall be recoverable by an action at law, to be commenced by the Corporation Counsel on behalf of the City. (Brooklyn Ords., ch. 2, art. V., sec. 24; adopted December 23, 1895.)

Sec. 273. The permission to use each snowplough, sweeper or similar machine shall be determined by and continue only during the pleasure of the Mayor. (Brooklyn Ords., ch. 2, art. V., sec. 25; adopted December 23, 1895.)

Sec. 274. It shall be the duty of every person having the direction, care, management or control of any place of amusement in the Borough of Brooklyn, to procure two or more competent men to be in constant attendance at every exhibition or performance at such place, at which movable scenery or drapery of whatever description shall be used, and to be then and there well and sufficiently supplied with suitable hose pipe, properly connected with an ample supply of water under sufficient pressure, so as to afford adequate means for the prompt extinguishment of any fire which may occur in such place of amusement at any time during such exhibition or performance, and it shall be the further duty of every such person hereinbefore mentioned to cause the said men to be exclusively occupied with adequate appliances in protecting such places of amusement against fire. The supply pipes used to furnish said supply of water shall be of the same force as the fire hydrants, and shall be connected with the street mains, under the supervision of the Commissioner of the Department of Water Supply, Gas and Electricity. Every person who shall offend against this section, or any provision thereof, shall be subject to a penalty of two hundred and fifty dollars for each and every offense. (Brooklyn Ords., ch. 3, art. IV., sec. 8.)

Sec. 275. No person shall attempt to cross the railroad on Atlantic avenue at any street crossing while the gates for the protection of such crossings are closed, under a penalty of five dollars for every offense, and it shall be the duty of the police at once to arrest any person so offending. (Brooklyn Ords., ch. 3, art. VII., sec. 33.)

Sec. 276. Billboards or signs (not exceeding two in number) to advertise theatrical performances or public entertainments, may be placed upon the sidewalk in front of theatres and places of public entertainment adjacent to the curb, but neither of said billboards or signs shall occupy a space across the street of more than nine inches, nor be more than three feet in width parallel to the street, nor be less than fifteen feet apart. (Brooklyn Ords., ch. 3, art. VII., sec. 39.)

Sec. 277. No person or persons shall erect or maintain within the Borough of Brooklyn any building, shed, or other structure in which is or shall be carried on the manufacture of asphaltum, unless such building, shed or other structure shall first have been inspected and approved by the Department of Health, and the manu-

facture of asphaltum shall not be permitted or conducted at any place within the Borough of Brooklyn without a special written permit from the Department of Health. Any person or persons who shall violate the provisions of this ordinance, or either of such provisions, shall be subject to a penalty of two hundred and fifty dollars for every such offense. (Brooklyn Ords., ch. 3, art. VII., sec. 40.)

Sec. 278. Every railroad company operating or using street railroad cars, on horse railroads or steam railroads, shall, on or before the first day of June in each year, certify to the City Clerk the average number of cars daily operated and used by said company, which certificate shall be verified by the oath of one of the managing officers of the said company, and every such railroad company shall, on or before the first day of July in each year, pay to the City Chamberlain for each of the cars so certified to be daily operated and used by said company, the license fee required by section 246 of these ordinances. (Brooklyn Ords., ch. 2, art IV., sec. 29, with verbal changes.)

Sec. 279. No person or persons shall erect or construct upon twenty feet on each side of the Bushwick Avenue Boulevard by law set apart to be used as court yards only, any piazza, veranda, covered or inclosed porch, platform, or erection other than stoops, steps or platforms with open backs and sides, or railings not to exceed seven feet in height, or to extend upon said court yards more than seven feet, or of a greater width than is necessary for the purpose of a convenient passage-way into the houses or buildings to which the same shall be attached; nor shall any person or persons dig, build, or construct any area into said court yard. (Brooklyn Ords., ch. 6, sec. 1.)

Sec. 280. Any owner or owners of property in the Borough of Brooklyn may lay a sidewalk in front of his, her or their premises, of such material and in such a manner as may be prescribed by ordinance, or by the President of the Borough, but no sidewalk shall be so laid unless under a written permit issued by the President of the Borough, which permit shall state the kind of material to be used in forming such sidewalk. If bluestone or granite flags are to be used, they shall be of the following dimensions, to wit: Not less than five feet in length nor less than three feet in width, and not less than two and one-half inches in thickness at the thinnest part; provided, however, that where the sidewalk is to be laid the full width thereof, the outer and inner courses of flags may be of lesser length, but shall conform to the other courses in thickness and width, each and every course to be of flags of a uniform length. The specifications for flagging the sidewalks of various streets in the Borough of Brooklyn to be done under public contracts shall apply to the work to be done under any permit issued as aforesaid in every respect, as to quality of stone, foundation for flagging, filling of joints, regulating the grade of sidewalks, relaying of sidewalks to full width, cleaning up rubbish, defective work, condemned material, etc., so far as the same can be made properly applicable to such private work. The penalty for a violation of any of the foregoing provisions shall be ten dollars for each offense.

It shall be the duty of the borough President to insert in all specifications for flagging under proceedings for assessing the cost thereof upon the owner of the abutting property, the following provisions:

"All flags laid under a contract of which these specifications form a part shall be of the following dimensions, to wit: Not less than five feet in length, nor less than three feet in width, nor less than two and one-half inches in thickness at their thinnest part, provided, however, that when the sidewalk is to be laid the full width thereof the outer and inner courses of flags may be of a lesser length, but shall conform to the other courses in thickness and width, and each and every course shall be of a uniform length. The flags shall be placed upon the carriageway or sidewalk adjoining the premises in front of which such flagging is to be done, and shall not be placed in position until the same shall have been inspected by some inspector authorized by the borough President, nor until the bed for such flags shall have been approved by such inspector." (Brooklyn Ords., ch. VII., sec. 5, as amended June 8, 1891.)

Sec. 281. Any owner or owners of property in the Borough of Brooklyn may lay a granolithic, cement or concrete sidewalk in front of his, her or their premises, but no sidewalk shall be so laid without a written permit issued by the borough President. Whenever such sidewalk is to be laid, there shall be a foundation therefor at least twelve inches in thickness, composed of steam cinders or clean, sharp gravel, resting on a firm base. All material, composition and work shall conform to specifications approved by the borough President, on file in his office; and all provisions of these ordinances as to the inspection of material or work in the flagging of sidewalks or as to the remedy to be applied in the case of flagging improperly laid, shall equally apply to the sidewalks laid under this section. (Brooklyn Ords., ch. 7, sec. 9; adopted July 17, 1893.)

Article 3—Ordinances Relating Solely to That Portion of the City Comprising the Former City of Long Island City.

Sec. 282. No made ground or ground formerly covered with salt or stagnant water within Long Island City shall be turned up or the surface thereof removed at any time between the first day of June and the first day of October in any year, unless by special permission of the Board of Aldermen, under a penalty of one hundred dollars for each offense. (Long Island City Ords., ch. 26, sec. 1.)

Sec. 283. No street railroad operated within the limits of Long Island City and propelled by either horse or electric power, shall permit its cars to be run at a greater speed than at the rate of eight miles per hour, and all violations of this ordinance shall be subject to a penalty of twenty-five dollars for each offense, to be sued for as other penalties in said ordinance provided. (Long Island City Ords., ch. 25, sec. 35.)

Sec. 284. From and after the date of the passage of this ordinance no frame buildings shall be erected in that portion of the First Ward of Long Island City, bounded on the south by Newtown creek, on the north by Nott avenue, on the west by the East River and on the east by Van Alst avenue, without the permission of the Board of Aldermen, and no frame buildings shall be used for blacksmiths' shops, wheelwrights' shops, forges or foundries or wood working establishments where fire or steam is used. (Long Island City Ords., ch. 31, sec. 1; adopted May 16, 1893.)

Article 4—Ordinances Relating Solely to That Portion of the City Comprising the Former Village of New Brighton.

Sec. 285. No wood ashes shall be kept or deposited in any building or yard, unless in a close and secure iron, tin or earthen vessel, or in a brick or stone ash house, under the penalty of three dollars for every offense and the further penalty of one dollar for every twenty-four hours the same shall thereafter so remain in violation of this ordinance. (Ords. Village of New Brighton, art. VII., sec. 1.)

Sec. 286. It shall be unlawful for persons to assemble in the public park for the purpose of holding any kind of meetings or for the purpose of playing any kind of games or sports; and it shall in like manner be unlawful for any persons to form any procession or to hold or take part in any meeting or assemblage or to join or take part in any games or sports in said park, or upon the walks therein or surrounding the same without the permission of the Local Board of Public Improvements, under a penalty of five dollars for each offense, to be imposed upon each person so offending.

Any person wantonly or maliciously injuring any tree, shrub or flower in, or the grass or grounds of said park, or otherwise injuring, defacing or destroying the said park, or the trees, grounds, shrubs, flowers, walks or signs thereof or therein, shall be liable to a penalty of ten dollars for each offense. (Ords. of the Village of Port Richmond, passed July 25, 1882.)

Article 5—Ordinances Relating Solely to the Borough of Richmond.

Sec. 287. No person or corporation shall open or excavate any highway or place any encumbrances thereupon, or open any public sewer or private sewer leading into a public sewer, or any private sewer in a public street, or cause any of the above acts to be performed in the Borough of Richmond without a permit issued by the President of the Borough or his duly authorized representative.

Sec. 288. Application for such permit must be made in writing to the President of the Borough, upon blank forms to be furnished by him, such form of application to contain a diagram of the location affected, with the dimensions of street surface to be disturbed.

Sec. 289. Work must be begun within twenty-four (24) hours from the time of issuance of the permit, and be prosecuted without unnecessary delay to completion.

Sec. 290. Excavations in public streets shall be refilled by the party by whom such excavation was made, but only under the supervision and at all times in the presence of a City Inspector specially assigned to the work by the Superintendent of Highways, whose duty shall be to see that each and every part of the filling shall be placed and thoroughly rammed in layers of not more than eight (8) inches in depth up to the level of the bottom of the street pavement. The street pavement shall be loosely and temporarily replaced by the party by whom the excavation had been made, but in such manner as in the opinion of the City Inspector shall be safe for travel.

Sec. 291. Any trench or opening or encumbrance upon the highway shall at all times be properly guarded for the prevention of accidents, and be properly lighted at night.

Sec. 292. Wherever rock is excavated not more than one-third of the total excavation shall be refilled with the broken stone, which must be in small pieces, and replaced in such manner, mingled with clean earth or sand, as to insure the thorough and compact filling of all spaces.

Sec. 293. Tunneling under crosswalks and railroad tracks will not be allowed at any time. The bridge stones forming such crosswalks must be removed and placed out of the way of street traffic, being carefully relaid and thoroughly bedded when the work is completed.

Sec. 294. At the intersection of cross streets not more than one-half of the width of the street shall be opened at one time; the other half shall remain untouched for the accommodation of traffic until the first half is restored for safe use.

Sec. 295. All work shall be so prosecuted as not to interfere with easy access to fire hydrants and United States mail boxes.

Sec. 296. The full restoration of the pavement shall in all cases be made by employees of the Bureau of Highways or persons having contracts with the City affecting said pavement, which make it their duty to restore the same.

Sec. 297. The fee for the inspection of the back filling of any trench in a City street or highway shall be as follows:

For trenches not more than four (4) feet in depth, or more than thirty (30) feet in length.....	\$2 00
For trenches over four (4) feet and under nine (9) feet in depth and not more than thirty (30) feet in length.....	3 00
For trenches over nine (9) feet and under sixteen (16) feet in depth and not more than thirty (30) feet in length.....	4 00
For trenches of greater dimensions than the foregoing.....	Special charge.

Sec. 298. Every sewer connection shall be made under the supervision of a City Inspector of Sewer Connections.

The fee for such inspection shall be \$3, which shall be deposited with the Department of Finance and credited to a special fund entitled "Sewer Inspection and Repair, Borough of Richmond."

Sec. 299. Fees for the restoration of pavement shall be as follows, for areas less than ten (10) square yards:

For restoring granite or other blocks or brick on concrete foundation, per square yard.....	\$2 50
For restoring granite or other blocks or brick on sand foundation, per square yard.....	1 00
For sheet asphalt on concrete foundation, per square yard.....	3 00
For macadam, per square yard.....	80
For areas in excess of ten (10) square yards.....	Special, as may be determined by the President of the Borough or his representative.

Sec. 300. The area of surface to be repaved shall, in all cases, be computed by the President of the Borough or his representative, from the diagram in the application, as verified or corrected by comparison with the maps and records on file.

Sec. 301. All fees for inspection and for restoration of pavements must be paid by the applicant in cash upon the issuing of the permit, and a receipt shall be given therefor. Regular return of the money shall be made to the Comptroller of The City of New York, who shall credit it to the special fund for "Restoring and Repaving Streets in the Borough of Richmond."

Sec. 302. For special uses of the streets, permits may be issued and the President of the Borough or his representative may require therefor as security deposit such sum or sums as may seem to him fair and just; such moneys to be deposited with the Finance Department, to be drawn upon by the Comptroller upon order of the President of the Borough after proper completion of the work, payable to the party taking out the original permit, either in full or to the amount of such balance as may be left, if it shall be found necessary to use said deposit for purpose of repairing damages. In the latter event the amount retained shall be credited to the fund drawn upon for making the repairs.

In general, such deposits shall be similar to the following: No permit shall be given for over ninety (90) days without formal extension.

Placing building material on highway.....	\$5 00
Moving one (1) story building over highway.....	10 00
Moving building larger than one (1) story over highway.....	25 00
Moving steam roller over highway.....	25 00

Sec. 303. The applicant for a permit to move a building on or across streets where there are car tracks or overhead wire construction must obtain and file with the application the consent of the company affected.

Sec. 304. Storage of building or other material on the streets will only be permitted on express condition that the gutters to the full width of three (3) feet shall be kept absolutely clear and free for the passage of water; such storage shall be limited to the frontage of the property mentioned in the application and to one-third of the width of the street.

Sec. 305. Where any heavy teaming is necessary across sidewalks, either the flagstones shall be removed and a clean dry walk maintained, or the crossing shall be so thoroughly protected with heavy planking as to prevent injury thereto and present no obstruction to the safe use of the same by pedestrians.

Sec. 306. All work to be done must be carried on in such manner as not to unnecessarily interrupt business on the streets, or in any way interfere with existing sewers, piping, subways, tracks, or other public conveniences or utilities already laid under authority.

Sec. 307. The person or corporation to whom a permit for street opening is granted must remove within twenty-four (24) hours all snow and ice that may fall or form upon the street within five feet upon either side of the opening and keep the space free from snow and ice until the opening is properly refilled.

Sec. 308. All work must be carried out by men competent and skilled in their respective duties, and full compliance must be given to all laws affecting the work or the employment of labor.

Sec. 309. Failure to comply with any of the conditions of this ordinance by any person or corporation, or failure to perform any of the above acts in the manner prescribed and directed by the President of the Borough, or his Inspectors or other duly appointed agents, will be punishable by the revocation of the permit for such work, the refusal to issue permits to the offending party for any purpose whatever for a period not exceeding six months, or forfeiture of the temporary security deposits, or any or all of these penalties.

(Resolution 2345 of 1903.)

Sec. 310. In carrying out street improvements in the Borough of Richmond, where the regulation of sidewalks and curbing is affected, in all new streets and in old ones, where possible, unless serious difficulties interfere, to be then determined by the President of the Borough, the sidewalks between street lines and curbs shall be of widths as follows:

A. Where street is less than forty (40) feet wide to be determined by the President of the Borough, as each special case may require.....	Special
B. Where street is forty (40) feet wide and less than fifty (50), feet.....	10
C. Where street is fifty (50) feet wide and less than sixty (60), feet.....	12 1/2
D. Where street is sixty (60) feet wide and less than seventy (70), feet.....	15
E. Where street is seventy (70) feet wide and less than eighty (80), feet.....	17 1/2
F. Where street is eighty (80) feet wide and less than one hundred (100), feet.....	20
G. Where street is one hundred (100) feet wide and over, feet.....	25

Sec. 311. For all new sidewalk pavement the footway shall be not less than five (5) feet in width, with either flagstones or artificial stone, in full accordance with or better than called for in the Standard Specifications for this work, on file in the office of the President of the Borough of Richmond.

Sec. 312. All sidewalks shall be laid on a grade rising from top of the curb one-half ($\frac{1}{2}$) of an inch to each foot where only one five (5) foot width of pavement is laid, and of one-third (1-3) of an inch where the whole sidewalk width is to be paved.

(Resolution 1935 of 1903.)

Article 6—Ordinances Relating Solely to the Borough of The Bronx.

Sec. 313. It shall be the duty of every person, company or corporation operating or controlling any railroad in the Twenty-third or Twenty-fourth Wards, in the Borough of The Bronx, upon which cars are drawn by locomotive engines other than those known as "dummies" to erect and maintain suitable and substantial gates or doors on each and either side of said railroad, at every point in said borough at which its road or tracks cross any public street, road or avenue at the grade thereof. Such gates or doors shall be kept well painted and in good repair, and be attended at all times during the approach and passage of cars or trains by sober, careful and experienced men, whose duty it shall be to keep the tracks clear of all horses, cattle and vehicles, to properly warn all persons against crossing said tracks during the approach of any train, locomotive or car, and to close said gates or doors at least one minute before the passage of any locomotive, engine or car over said public street, road or avenue. (R. O. 1897, sec. 597, with verbal changes.)

Sec. 314. It shall not be lawful for any person, company or corporation operating or controlling any railroad in the Borough of The Bronx to run or allow to be run any locomotive or locomotive and tender without cars across any public street, road or avenue in said borough unless the gates or doors at such street crossings are closed or down, or to permit any locomotive or steam engine, car, carriage, wagon or vehicle of any kind whatever to stand for a longer time than five minutes on the intersection caused by the crossing of such railroad and any public street, road or avenue at the grade thereof. (R. O. 1897, sec. 598, with verbal changes.)

Sec. 315. Every failure to comply with the provisions of the last two sections of these ordinances on the part of the president, directors, superintendent or other officers of any company or corporation, or on the part of any person or persons operating or controlling any such railroad, shall be deemed a misdemeanor, and the person or persons so offending shall be punished, on conviction before any of the City Magistrates of The City of New York, pursuant to the provisions of section 42 of the Greater New York Charter.

Article 7—Ordinances Relating Solely to the Borough of Queens.

Sec. 316. The thoroughfare known as Hillside avenue, from Madison avenue, Jamaica, easterly to Flushing avenue, Hollis, in the Borough of Queens, is hereby designated as a speedway, and the driving of horses thereon at any rate of speed is hereby allowed between the hours of 2 o'clock p. m. and 6 o'clock p. m.

Sec. 317. No car, commonly known as a steam or elevated railroad car, shall be operated or run upon any street surface railroad in the streets or highways of the Borough of Queens; nor shall cars of any kind be run or operated for the carriage of passengers or freight, upon any street surface railroad in the streets or highways of said borough, in trains of two or more, or connected with another.

Sec. 318. Any person violating or assisting in the violation of either of the provisions of the foregoing section shall be guilty of a misdemeanor, punishable by a fine not exceeding fifty dollars, or imprisonment not exceeding three months, or both; and any individual, company or corporation operating the railroad upon which such violation shall take place shall be liable to a penalty of one hundred dollars for each and every violation.

Sec. 319. It shall not be lawful for any individual, company, or corporation, operating a street surface railroad, to run or operate any cars upon any portion of its route in the streets or highways of the Borough of Queens, without providing for the operation and management of every such car a conductor, as well as a driver or motorman; nor shall it be lawful for any such individual, company or corporation, in the operation of its cars upon any of such streets or highways, to use a steam, electric or other power whistle, for the purpose of giving warning of their approach or otherwise.

Sec. 320. For each and every trip or part of a trip made in the operation of any such car in violation of either of the provisions of the last section, the individual, company or corporation, operating the same, shall be subject to a penalty of fifty dollars.

Sec. 321. Every car for the carriage of passengers run or operated upon any street surface railroad, in the streets or highways of the Borough of Queens, shall be stopped at the intersection of every street or highway along its route for the purpose of receiving or discharging passengers, upon any passenger, or intending passenger, giving a signal of his desire to embark upon or alight from such car at such intersection.

Sec. 322. And any individual, company or corporation operating any such car in violation of the last section, shall be liable to a penalty of twenty-five dollars for each and every such violation.

Chapter 8—Traffic Regulations.

Article 1—Railroads.

Sec. 323. Each and every passenger railroad car running in The City of New York shall pay into the City Treasury the sum of fifty dollars annually for a license, except the one-horse passenger cars, and the cars of the Ninth Avenue Railroad Company, which shall each pay the sum of twenty-five dollars annually for said licenses as aforesaid, and except such as pay the sum of three per cent. or over on the gross receipts, or where the franchise has been sold at public sale to the highest bidder. Certificates of such payment are to be secured from the Mayor by the companies operating such cars. (R. O. 1897, sec. 584; see authorities cited.)

Sec. 324. Every certificate of payment of license shall be affixed to some conspicuous place in the car, that it may be inspected by the proper officer to be designated and appointed by the Mayor. (R. O. 1897, sec. 585.)

Sec. 325. For every passenger car run upon any of the railroads without the proper certificate of license, the proprietor or proprietors thereof shall be subject to a penalty of fifty dollars for each day every such car shall be so run. (R. O. 1897, sec. 586, with verbal changes.)

Sec. 326. Every railroad car company whose cars are propelled or driven within the limits of the City of New York shall provide each passenger car, baggage car, freight car, or other vehicle in use of said company, upon their tracks or the tracks of other companies used by them, within the city limits, with a good light or lantern, which shall be placed in a conspicuous position on the front of the car, and maintained in such position between sunset and sunrise of each day, to warn persons of the approach of such car or vehicle. (R. O. 1897, sec. 587, with verbal changes.)

Sec. 327. Every such company which shall refuse or neglect to conform to the provisions of the foregoing section shall be subject to a penalty of one hundred dollars for each and every trip or part of trip through the city limits made by a car of such company that is not provided with said light. (R. O. 1897, sec. 588, with verbal changes.)

Sec. 328. It shall not be lawful for any railroad company to operate any cars upon any portion of its route in the streets or highways of the City of New York without providing for the operation and management of every such car a conductor as well as a driver. (R. O. 1897, sec. 589.)

Sec. 329. For every trip or part of a trip made by any car of any street railway company in violation of the provisions of the foregoing section of this ordinance, the company so offending shall be subject to a penalty of fifty dollars for each trip or part of a trip which such car shall so make. (R. O. 1897, sec. 590, with verbal changes.)

Sec. 330. No person shall drive any railroad car, carrying passengers, in any of the streets of the City unless he is twenty-one years of age, a resident of this State for one year and of the City for four months, and have obtained a license from the Mayor for such purpose, under a penalty of twenty-five dollars for every such offense, to be recovered from the owner or owners of such railroad car, and from such driver, both or either. (R. O. 1897, sec. 591.)

Sec. 331. The Mayor is hereby authorized to grant licenses, from time to time, to drivers of such cars, as often as may be necessary, and to suspend and revoke the same whenever he may deem it expedient; and every driver of such car shall, on receiving his license, pay therefor to the Mayor the sum of one dollar, which will entitle every such driver to drive any such car for one year from the date of such license, and every renewal thereof shall be fifty cents, payable in like manner. Every such driver shall, while at work, wear conspicuously upon his breast a badge having legibly engraved thereon the words "Licensed Car Driver," together with the number

of his license, such badge to be approved and furnished by the Chief of the Bureau of Licenses. (R. O. 1897, sec. 592, with verbal changes.)

Sec. 332. In all cases where, by law, a passenger is entitled to be carried for one fare over the route or routes of any company or companies operating a street surface railroad or railway in The City of New York, and such company or companies shall require to transfer such passenger from one car to another, there shall be conspicuously posted and maintained by such company or companies, on the inside of every car employed in traversing such route or routes, a notice that a transfer ticket will be furnished without additional charge to each and every passenger, who, having paid one fare, desires to traverse such route or routes. (R. O. 1897, sec. 593.)

Sec. 333. Every violation of the foregoing provision of this ordinance shall subject such company or companies to a penalty of five dollars for each day or part thereof during which the notice above provided for shall not be posted and maintained, as hereinbefore required, in each and every of the cars included in the preceding section. (R. O. 1897, sec. 594, with verbal changes.)

Sec. 334. The several City railroad companies now running cars on the surface of any of the streets in The City of New York are hereby directed and required to cause their cars to be run and operated on their tracks as frequently as public convenience may require, and not less than one car every twenty minutes, between the hours of twelve midnight and six o'clock a. m., each and every day, both ways, for the transportation of passengers. (R. O. 1897, sec. 595.)

Sec. 335. Each and every company who shall neglect or refuse to comply with the provisions of the preceding section of this ordinance shall thereby incur a penalty of one hundred dollars for each and every such neglect or refusal. (R. O. 1897, sec. 596, with verbal changes.)

Sec. 336. It shall be unlawful for any railroad company or companies using the tunnel or tunnels in the Fourth avenue, Manhattan Borough, and for any manager, employee or servant of such company or companies, to permit bituminous coal smoke to escape from any locomotive while in or running through said tunnels. (R. O. 1897, sec. 600, with verbal changes.)

Sec. 337. Any company, manager, employee or servant of any railroad company or companies, who shall allow or suffer any violation of the preceding section of these ordinances to be committed within any of said tunnels, shall pay a penalty of fifty dollars, and in default of payment of such penalty, shall be punished by imprisonment as provided by section 85 of the New York City Consolidation Act of 1882. (R. O. 1897, sec. 601.)

Sec. 338. Such penalty shall be without prejudice to the right of action of any person injured by violation of this ordinance. (R. O. 1897, sec. 602.)

Sec. 339. The several railroad companies whose lines terminate at the port of New York may draw or cause to be drawn their freight cars by the use of dummy engines furnished by the said railroads, or the Central Park, North and East River Railroad Company as may be agreed upon between the hours of 7 o'clock in the evening and 5 o'clock in the morning, between the 15th day of April and the 15th day of September, and between the hours of 6 o'clock in the evening and 5.30 o'clock in the morning, between the 15th day of September and the 15th day of April in each year, over the railroad tracks used by the said Central Park, North and East River Railroad Company on West street, and from West street to and on the East river side of the Borough of Manhattan, as far as Grand street, with the consent of said company, and also to lay down railroad tracks to and upon any of the bulkheads and piers and into warehouses on the North and East rivers to connect with any railroad tracks now laid on West street, and also to connect with any railroad tracks from West street to Grand street on or near the East river used by the said Central Park, North and East River Railroad Company, with the necessary branches, switches and turnouts, and to run their freight cars thereon, provided the consent of the owners, lessee or lessees of said bulkheads and piers and warehouses for the construction of said branches, switches and turnout be first had and obtained. Every railroad company which shall avail itself of the permission hereby granted shall limit the number of loaded cars to be drawn by a dummy engine at any one time to fifteen, and the speed of said engine to six miles an hour, and shall pay to The City of New York an annual license fee of fifty dollars for each dummy engine run by said company. None of said cars shall be permitted to stand on said railroad tracks, nor shall they be loaded or unloaded except on said bulkheads and piers, or in said warehouses, provided always that said Central Park, North and East River Railroad Company shall extend equal privileges to said first-mentioned companies in the use of its railroad tracks. (R. O. 1897, sec. 603.)

Sec. 340. Each street, surface or other railroad company operating or running passenger cars on the surface of any street, avenue or thoroughfare, shall, between the 1st day of October and 1st day of April in each year, properly heat and keep heated every car on its line or lines whenever the temperature upon the street shall fall below 40 degrees Fahrenheit. (R. O. 1897, sec. 604.)

Sec. 341. A failure to heat and keep heated each car where the thermometer shall record a temperature below 40 degrees Fahrenheit shall subject the company or companies so violating the conditions of the preceding section to a penalty of twenty-five dollars fine for each and every failure so to do. (R. O. 1897, sec. 605, with verbal changes.)

Sec. 342. Every car owned, operated, managed or controlled by a street surface railroad company in the streets or highways of The City of New York, shall carry throughout its route on the outside, in front and on top of each and every car so operated, a signboard or placard upon which shall appear conspicuously the destination of the said car. Every such company must carry for a single fare upon such car, without change therefrom, each and every passenger to any regular stopping place desired by him, upon said car's route, in the direction of the destination so designated; and for every violation of the ordinance there shall be recoverable against the company so offending a penalty of one hundred dollars in an action to be brought in the name of The City of New York.

Sec. 343. The preceding section of these ordinances shall not apply to a transfer made to a connecting line, going in a different direction from that in which such car may be going, nor where by reason of any accident compliance with the ordinance is rendered impossible.

Article 2—Elevated Railroads.

Sec. 344. There shall be placed or suspended and lighted beneath each depot station of the several elevated railroads two lights of gas or other illuminating material of not less power, inclosed in "boulevard lamps" or glass globes, of such pattern and in such places under said depots as shall be approved by the President of the Borough in which such depot is located, and every such light shall be kept burning during the same hours as the ordinary street lamps. Every failure to comply with the provisions of this section on the part of the president, superintendent, directors or other officer of every such railroad company shall be deemed a misdemeanor and shall be punished on conviction before any of the City Magistrates by a fine not exceeding ten dollars for each offense, or in default of payment of such fine, by imprisonment not exceeding ten days. (R. O. 1897, sec. 608, with verbal changes.)

Sec. 345. It shall not be lawful to permit any oil, grease, water, coal, scraps of iron, tools, or other liquid or solid substances to fall or be dropped or be thrown from any engine, car, track, depot or other part or portion of the elevated railroads, into or upon any street, avenue or public place; and every person offending against the above provisions of this section, and the president, superintendent, directors or other officers of every such railroad company who shall permit or allow any of the employees, agents or servants of any railroad company to violate any of the provisions of this section shall be deemed guilty of a misdemeanor, and on conviction thereof before any of the City Magistrates of this City shall pay a fine not exceeding ten dollars for each offense, or in default of payment of said fine shall be imprisoned for a term not exceeding ten days. (R. O. 1897, sec. 609, with verbal changes.)

Sec. 346. All elevated railroad companies and other companies operating elevated railroads shall place a guard rail and a board pathway on each side and in the centre of such elevated structures throughout the entire length thereof, and keep and maintain the same. For a violation of this ordinance each such company shall be liable to a penalty of \$50 for each day such violation shall continue.

Article 3—Snowploughs and Sweeping Machines by Railroad Companies and Others.

Sec. 347. No street or horse car railroad or stage company, proprietor or corporation, or other officers, agents or servants thereof, shall cause or allow any snowplough, sweeping machine or other similar instrument to pass over the tracks or lines occupied or used by them, unless by the express permission in that behalf to be granted to them by the Mayor. (R. O. 1897, sec. 604, with verbal changes.)

Sec. 348. Any of the said corporations, proprietors or companies who or which shall violate the provisions of the above section shall be punished by a penalty of fifty

dollars for each offense, and the officers, agents or servants of such corporations, proprietors or companies who shall violate the said provisions shall be punished by a penalty of fifty dollars for each offense. (R. O. 1897, sec. 685, with verbal changes.)

Sec. 349. No such permit or renewal thereof shall be granted unless on the express condition and agreement to be assented to on the part of the company, proprietor or corporation applying for such permit or renewal, that in case of any fall of snow so deep that the throwing up of the snow by any such snowplough or machine will render the highway unsafe for travel, or make inconvenient the approach to the curbstone, then, within twenty-four hours after any such fall of snow and after the use of such snowplough or machine, such company, proprietor or corporation shall and will, at his or their own expense, remove and carry away the snow thrown up by such plough or machine, and shall and will reduce the snow upon the highway adjacent to their tracks or lines to such level as will make convenient for all vehicles the approach to the curbstone, and render the whole width of the roadway safe for travel; and that such snowplough, sweeping machine or other instrument be so constructed as not to throw any snow or slush on the walks or buildings under a penalty of ten dollars for every house or sidewalk in front thereof upon which such snow or slush shall be thrown. (R. O. 1897, sec. 686, with verbal changes.)

Sec. 350. No such permit or renewal shall be granted unless such company, proprietor or corporation shall expressly covenant, stipulate and agree that in case of his or their failure, neglect or omission to remove and carry away the snow to be thrown up by such snowplow or machine, and to reduce and level the snow on the adjacent highway within the time and manner aforesaid, then same may be removed, reduced and levelled under the direction of the Commissioner of Street Cleaning, and the expense of such removing, reducing and levelling shall be paid by such company, proprietor or corporation to the said Commissioner on demand. (R. O. 1897, sec. 687.)

Sec. 351. In case of the neglect or refusal or omission of any company, proprietor or corporation to whom such permit or renewal may be granted, to remove and carry away the snow thrown up by such plow or machine, and to reduce and level the snow within the time and in the manner aforesaid, then the Commissioner of Street Cleaning, by the direction of the Mayor, shall forthwith cause the same to be removed, reduced and levelled at the public expense, and all the expenditures made or incurred therefor shall be chargeable upon the company, proprietor or corporation so refusing, neglecting or omitting to perform his or their agreement, and the same shall be recoverable by an action at law, to be commenced by the Corporation Counsel on behalf of the city. (R. O. 1897, sec. 688, with verbal changes.)

Sec. 352. The permission to use such plow, sweeper or similar machine, shall be determined by and continue only during the pleasure of the Mayor. (R. O. 1897, sec. 689.)

Article 4—Removal Snow, Ice and Other Matter.

Section 353. No person or persons shall throw, cast or lay, or direct, suffer or permit any servant, agent or employee to throw, cast or lay any ashes, offal, vegetables, garbage, dross, cinders, shells, straw, shavings, paper, dirt, filth or rubbish of any kind whatsoever in any street in The City of New York, either upon the roadway or sidewalk thereof, except that in the morning before 8 o'clock or before the first sweeping of the roadway by the Department of Street Cleaning, in the boroughs of Manhattan, Brooklyn and The Bronx, dust from the sidewalk may be swept into the gutter, if there piled, but not otherwise, and at no other time.

The wilful violation of any of the foregoing provisions of this section shall be and is hereby declared to be a misdemeanor, subject to the jurisdiction of the City Magistrates, and shall be punished by a fine of not less than one dollar nor more than ten dollars, or by imprisonment for a term of not less than one nor more than five days.

Sec. 354. No person other than an authorized employee or agent of the Department of Street Cleaning, or the Bureau of Street Cleaning in the boroughs of Queens and Richmond, shall disturb or remove any ashes, garbage, or light refuse or rubbish placed by householders, or their tenants, or by occupants or their servants, within the stoop or area line, or in front of houses or lots, for removal, unless requested by residents of house.

Sec. 355. It shall be the duty of all persons and corporations engaged in sprinkling the streets of The City of New York to use on asphalt pavement a quantity of water sufficient thoroughly to wash off and clean the same, and on all other pavements to use not more water than shall be sufficient to lay the dust thereon.

Every street railroad corporation in the boroughs of Richmond and Queens shall sprinkle the pavement between its tracks and rails when and as often as directed so to do by the Superintendent of Highways. Water shall be furnished for this purpose free of charge by The City of New York.

Sec. 356. No one being the owner, driver, manager or conductor of any cart or other vehicle, or of any receptacle, shall scatter, drop or spill, or permit to be scattered, dropped or spilled, any dirt, sand, gravel, clay, loam, stone or building rubbish, or hay, straw, oats, sawdust, shavings or other light materials of any sort, or manufacturing, trade or household waste, refuse, rubbish of any sort, or ashes or manure, garbage or other organic refuse or other offensive matter therefrom, or permit the same to be blown off therefrom by the wind, in or upon any street, avenue or public place.

Sec. 357. No person shall throw, cast or distribute in or upon any of the streets, avenues or public places, or in front yards or stoops, any hand bills, circulars, cards or other advertising matter whatsoever.

Sec. 358. Every owner, lessee, tenant or occupant, or other person having charge of any building or lot of ground in the city abutting upon any street, avenue or public place, where the sidewalk is paved, shall, before 10 o'clock in the forenoon, after any snowfall, or after the deposit of any dirt or other material upon said sidewalk, remove the snow and ice, dirt or other material from the sidewalk and gutter within four hours after the snow ceases to fall, or after the deposit of any dirt or other material upon said sidewalk, the time between 9 p. m. and 7 a. m. not being included in the above period of four hours; provided, however, that such removal shall in all such cases be made before the removal of snow and ice from the roadway by the Commissioner of Street Cleaning, or by the Borough President of Queens or Richmond, or subject to the regulations of said Commissioner of Street Cleaning, or of said Borough President of Queens or Richmond for the removal of snow and ice, dirt or other material, except that, in the boroughs of Queens and Richmond, any owner, lessee, tenant or occupant or other person who has charge of any ground abutting upon any paved street, avenue or public place, for a lineal distance of five hundred feet or more shall be considered to have complied with this ordinance, if such person shall have begun to remove the snow and ice from the sidewalk and gutter before the expiration of the said four hours and shall continue such removal, and shall complete it within a reasonable time.

Sec. 359. In case the snow and ice on the sidewalk shall be frozen so hard that it cannot be removed without injury to the pavement, the owner, lessee, tenant, occupant or other person having charge of any building or lot of ground as aforesaid, shall, within the time specified in the last preceding section, cause the sidewalk abutting on the said premises to be strewed with ashes, sand, sawdust, or some similar suitable material, and shall, as soon thereafter as the weather shall permit, thoroughly clean said sidewalk.

Sec. 360. Whenever any owner, lessee, tenant, occupant or other person having charge of any building or lot of ground abutting upon any street or public place, where the sidewalk is paved, shall fail to comply with the provision of any ordinance of the City for the removal of snow and ice, dirt, or other material from the sidewalk or gutter in the street, on the side of the street on which such building or lot abuts, the Commissioner of Street Cleaning, or the Borough President of Queens or Richmond may cause such removal to be made, meeting such expense from any suitable Street Cleaning or Highway Fund, and thereafter the expense of such removal as to each particular lot of ground, shall be ascertained and certified by the said Commissioner of Street Cleaning or by the President of Queens or Richmond to the Comptroller of the City and the Board of Estimate and Apportionment may authorize such additional expenditures as may be required for the said removal of such ice and snow, dirt or other material, to be repaid to the fund from which the payments were made, or instead in the boroughs of Queens or Richmond to the special funds "Restoring and Repaving" in said boroughs, if the Presidents of these boroughs so elect, with proceeds from the issue and sale of revenue bonds which shall be sold by the Comptroller, as provided by law.

The Commissioner of Street Cleaning or Borough President of Queens or Richmond shall, as soon as possible, after the work is done, certify to the Corporation Counsel the amount of the expense chargeable against each piece of property, with a description of said property as assessed on the last preceding assessment-roll, and the name or names of the owner or owners, lessee, or lessees, occupant or occupants of the property, where possible to obtain the same. The Corporation Counsel is hereby directed and authorized to sue for and recover the amount of this expense, together

with \$10 penalty for each offense, and when so recovered the amount shall be turned over to the City Chamberlain to be deposited to the credit of the general fund of The City of New York for the reduction of taxation.

Sec. 361. It shall be the duty of the Commissioner of Street Cleaning and the Borough Presidents of Queens and Richmond, immediately after every snowfall or the formation of ice on the crosswalks or in the culverts or paved streets, avenues or public places, forthwith to cause the removal of said snow and ice from the said crosswalks and culverts, and to keep the crosswalks and culverts aforesaid clean and free from obstruction.

Sec. 362. Every street railroad corporation shall remove all the snow and ice from its tracks and the spaces between, and shall not throw the same on either side thereof, and shall immediately carry away and dispose of the same under the direction of the Commissioner of Street Cleaning, or the Borough President of Queens or Richmond under a fine of one hundred dollars for every city block in length, in which the said corporation shall fail to so remove and dispose of the same, as aforesaid; provided, however, that for the more speedy and effective removal of snow and ice from the paved streets, avenues and public places of the city, the Commissioner of Street Cleaning and the Borough Presidents of Queens and Richmond shall have power and authority in their respective boroughs to enter into agreements for the entire winter season, or part thereof, with any street surface railroad or other railroad having tracks in the city for the removal of snow and ice for the entire width of the street, avenue or public place, from house-line to house-line, at any part of the route of the said railroad, provided that nothing in said agreements shall be inconsistent with any law of the State of New York or with any right of The City of New York.

Sec. 363. It shall not be lawful for any surface railroad company or other company, or any corporation of persons whatever, or the officers, agents or servants thereof, to cause or allow any snow plow, sweeping machine or other similar instrument to pass over the tracks or lines used by them within the limits of the city unless by the written permit of the Commissioner of Street Cleaning or the Borough President of Queens or Richmond; any violation of this section shall be punished by a fine not exceeding one hundred dollars for each such offense.

Sec. 364. No such permit or renewal thereof shall be granted except upon the condition and agreement upon the part of the company applying for such permit or renewal that the party to whom the said permit has been granted shall and will, at his own expense, promptly remove and carry away the snow thrown up by such plow or machine, and that such snow plow, sweeping machine or other instrument shall be so constructed as not to throw any slush or snow upon the sidewalks or buildings, under a penalty of ten dollars for every house, or sidewalk in front thereof, upon which slush or snow shall be thrown.

Sec. 365. No such permit or renewal shall be granted unless the party to whom granted shall expressly covenant, stipulate and agree that in case of its failure, neglect or omission to promptly remove and carry away the snow and ice thrown up by such snowplow or other instrument, then the same may be removed under the direction of the Commissioner of Street Cleaning or the Borough President of Queens or Richmond, and the expense of removing the same shall be paid by the said party to the said Commissioner or the Borough President of Queens or Richmond, on demand, and the Board of Estimate and Apportionment may authorize that the amount or amounts of money so paid shall be credited to the appropriation for Street Cleaning, in the respective boroughs, for the removal of snow and ice; but nothing herein contained shall be deemed to prohibit said Commissioner or Borough Presidents from demanding, before issuing said permit, and as a condition thereof, the deposit of such sum of money or other security as in their judgment may be necessary to pay the cost of properly performing the work above mentioned, together with the expense of the inspection thereof.

Sec. 366. In case of neglect or refusal or omission of the party to whom such permit may be granted promptly to remove and to carry away the snow and ice thrown up by such plow or instrument, then the Commissioner of Street Cleaning or the Borough President of Queens or Richmond may forthwith cause the same to be removed at the public expense, and all expenditures made or incurred therefor shall be chargeable upon the party so neglecting, refusing or omitting to perform its agreement, and shall be recoverable by an action at law on behalf of The City of New York, and when so recovered shall be placed to the credit of the Department of Street Cleaning or the Bureau of Street Cleaning in the boroughs of Queens or Richmond, as the case may be, to supply the deficiency occasioned by such additional expenditure.

Sec. 367. Any person violating any provision or regulation hereof shall be deemed guilty of a misdemeanor, and upon conviction thereof by any magistrate, either upon confession of the party or competent testimony, may be fined for such offense any sum not less than one dollar and not exceeding three dollars, except as herein otherwise provided; and in default of payment of such fine may be committed to prison by such magistrate until the same be paid, but such imprisonment shall not exceed one day.

Article 5—Sprinkling Salt or Other Substance in the Street.

Sec. 368. Every person who shall throw, expose or place, or who shall cause or procure to be thrown, exposed or placed in or upon any street, highway or public place, except upon the curves, crossings or switches of railroad tracks, any salt, saltpetre or other substance for the purpose of dissolving any snow or ice which may have fallen or been deposited thereon, shall be guilty of a misdemeanor. It shall not be lawful for any person to throw or place upon the curves, crossings or switches of railroad tracks any salt, saltpetre or other substance for the purpose of dissolving snow or ice, unless permission therefor be first obtained from the Mayor. (R. O. 1897, sec. 693.)

Article 6—Rules of the Road.

Section 369. Vehicles Keeping to the Right—Vehicles shall keep to the right, and as near the right hand curb as possible.

Sec. 370. Vehicles Meeting—Vehicles meeting shall pass each other to the right.

Sec. 371. Vehicles Overtaking Others—Vehicles overtaking others shall, in passing, keep to the left.

Sec. 372. Turning and Starting—The driver or person having charge of any vehicle, before turning the corner of any street, or turning out or starting from or stopping at the curb line of any street, shall first see that there is sufficient space free from other vehicles, so that such turn, stop or start may be safely made, and shall then give a plainly visible or audible signal.

Sec. 373. Turning to the Right Into Another Street—A vehicle turning to the right into another street shall turn the corner as near to the curb as practicable.

THUS:



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Sec. 374. Turning to the Left Into Another Street—A vehicle turning to the left into another street shall pass to the right of and beyond the centre of the street intersection before turning.

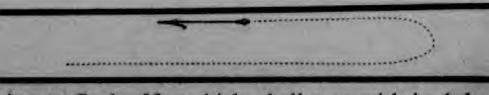
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Sec. 375. Crossing Streets—A vehicle crossing from one side of the street to the other shall do so by turning to the left so as to head in the same direction as the traffic on that side of the street.

THUS:



Sec. 376. Stopping at Curb—No vehicle shall stop with its left side to the curb.

Sec. 377. Driving, Backing, etc., on Sidewalk—It shall not be lawful for any public

cartman, or for any person driving or having charge of any public cart, wagon or other vehicle, to drive or back any such public cart or any other cart, wagon or other vehicle, onto the sidewalk of any of the streets of said City, except as hereinafter provided, or to stop any such cart, or any other vehicle, on any of the crosswalks or intersections of streets, so as to obstruct or hinder the travel along such crosswalks or intersection of streets, or to place any such carts or other vehicles crosswise of any streets of said City, except to load theron or unload therefrom; but in no case shall it be lawful for any person to permit such cart or other vehicle to remain so crosswise of any street for a longer period than may be actually necessary for such purpose; but it shall be lawful for the owner or occupant of any store, warehouse or building in any street or avenue in which the rails of any railroad company are laid so close to the curbstones as to prevent the owners or occupant from keeping any such cart or other vehicle in the carriageway in front of his place of business without interference with the passing cars of any such railroad company to occupy with such cart or other vehicle during business hours so much of the sidewalk as may be necessary for such cart or other vehicle; provided that sufficient space be retained for the passage of pedestrians between the cart or other vehicle so permitted to occupy such portion of the sidewalk and the stoop or front of every such store, warehouse or other building. In no case shall it be lawful to place any such carts, wagons or other vehicles, crosswise of the carriageway on Broadway or Fifth avenue, south of Fifty-ninth street, or on Park row, nor shall any such cart, wagon or other vehicle be permitted to remain in front of any premises on said Broadway or Fifth avenue south of Fifty-ninth street, or on Park row, unless placed in close proximity to the curb, with the side of such cart, wagon or other vehicle parallel therewith.

Sec. 378. In no case shall a vehicle remain backed up to the curb, excepting when actually loading or unloading.

Sec. 379. Stopping Close to Curb Line—Unless in an emergency or to allow another vehicle (as provided in sections 16, 17 and 18) or pedestrians to cross its path, no vehicle shall stop in any public street or highway of this City, except close to the curb line.

Sec. 380. Obstructing Crossings—No vehicle shall stop, for the purpose of taking or setting down a passenger or loading or unloading freight, or for any other purpose except in case of accident or other emergency, or when directed to stop by the police, in such a way as to obstruct any street or crossing.

Sec. 381. Stopping Near Corners—No vehicle shall stop or stand within the intersection of any street, nor within ten feet of a street corner.

Sec. 382. Surface Cars Taking on or Discharging Passengers—Surface cars shall stop only on the near side of the street, and before reaching crosswalk, to discharge or take on passengers.

Sec. 383. Right of Way—On all public streets and highways of the City, all vehicles going in a northerly or southerly direction shall have the right of way over any vehicle going in an easterly or westerly direction.

Sec. 384. Right of Way of Certain Vehicles—The officers and men of the Fire Department and Fire Patrol, with their fire apparatus of all kinds, when going to, or on duty, at or returning from a fire, and all ambulances, and the officers and men and vehicles of the Police Department, and all physicians who have a Police permit (as hereinafter provided) shall have the right of way in any street and through any procession, except over vehicles carrying the United States mail. The Police Department is hereby empowered to issue, upon application therefor, a permit for such right of way to any duly registered physician, which permit shall not be transferable.

Sec. 385. Right of Way of Cars—Subject to the preceding section of this article, surface cars running on tracks laid in the streets especially for their use shall have the right of way along such tracks, between cross streets, over all vehicles moving in the same direction at a less rate of speed than ten miles an hour; and the driver of any vehicle proceeding upon the track in front of a surface car shall turn out as soon as possible upon signal by the motorman or driver of the car.

Sec. 386. Signal in Slowing Up or Stopping—In slowing up or stopping, a signal shall always be given to those behind by raising the whip or hand vertically.

Sec. 387. Signal for Automobiles—Every Person driving an automobile or motor vehicle shall, at the request or signal by putting up the hand, from a person driving or riding a restive horse or horses, or driving domestic animals, cause the automobile to immediately stop, and to remain stationary as long as may be necessary to allow said horses or domestic animals to pass.

Sec. 388. Slowly Moving Vehicles—Vehicles moving slowly shall keep as close as possible to the curb line on the right, so as to allow faster moving vehicles free passage on the left.

Article VII.—Speed.

Sec. 389. Speed of Vehicles—The following rates of speed through the streets of the City shall not be exceeded, that is: Eight miles an hour by bicycles, tricycles, velocipedes and motor vehicles, however propelled, or by passenger and other vehicles drawn by horses or other animals, except that in portions of the City not built up, where the buildings are at least one hundred feet apart, a speed of fifteen miles an hour may be maintained.

Sec. 390. Exceptions—Nothing in this article shall apply to the apparatus and wagons of the Fire and Police Departments, the Fire Patrol, ambulances, emergency repair wagons of street railroads, and vehicles carrying the United States mail.

Sec. 391. Excessive Speed Prohibited—No person riding, driving or in charge of any vehicle on any street, avenue, pathway or driveway in the City shall drive the same at a speed greater than reasonable and proper, having regard to the traffic and use of the highways, or so as to endanger the life or limb of any person.

Sec. 392. Speed in Crossing Streets and Turning—No vehicle shall cross any street or avenue running north and south, or make any turn at a speed rate exceeding one-half its legal speed limit.

Article VIII.—Lights.

Section 393. Lights—Each and every vehicle using the public streets or highways of this City, except vehicles of licensed truckmen, shall show, between one hour after sunset and one hour before sunrise, a light or lights, so placed as to be seen from the front and each side; if dash lantern is carried, it shall be placed on the left-hand side; such light or lights to be of sufficient illuminating power to be visible at a distance of two hundred feet; said light or lights shall show white in front, but may be colored on the sides, excepting licensed truckmen. Every automobile shall exhibit during the same period two lamps showing white lights visible at a distance of three hundred feet in the direction toward which the automobile is proceeding, and shall also exhibit a red light, visible in the reverse direction. The lamps shall be so placed as to be free from obstruction to light from other parts of said automobile. In the Borough of The Bronx, excepting south of Tremont avenue and One Hundred and Seventy-seventh street, east of Jerome avenue and west of the Bronx river, and in the Boroughs of Richmond and Queens, and in the Twenty-sixth, Thirtieth, Thirty-first and Thirty-second Wards of the Borough of Brooklyn, every car or other vehicle between said hours, while moving on, along or standing upon the portion of streets in said boroughs or parts of boroughs, shall also carry a light or lights of such illuminating power as to be plainly visible two hundred feet, both ahead and behind said car or vehicle.

Sec. 394. Exceptions—But this section shall not apply to any equestrian, or to any animal led or driven, not attached to any vehicle, nor to the rider of a bicycle, tricycle or similar vehicle, whose light has become extinguished, or who is necessarily absent from his home without a light, when going at a pace not exceeding six miles an hour, when a clearly audible signal is given as often as thirty feet are passed over.

Article IX.—Improper Use of Streets.

Section 395. Coasting Forbidden to Bicycles—No bicycle shall be allowed to proceed in any street of the City by inertia or momentum, with the feet of the rider removed from the pedals.

Sec. 396. Trick Riding Forbidden—No rider of a bicycle shall remove both hands from the handle-bars, or practice any trick or fancy riding in any street.

Sec. 397. Carrying Children on Bicycles—No bicyclist in The City of New York shall carry upon his bicycle any child under the age of five years.

Sec. 398. Ages of Drivers—Drivers or persons in charge of vehicles other than licensed vehicles shall not be less than sixteen years of age, unless provided with a permit from the Police Department.

Sec. 399. Riding on Backs of Vehicles—No person shall ride upon the back of any vehicle without the consent of the driver, and when so riding no part of the person's body must protrude beyond the limits of the vehicle.

Sec. 400. "Cruising" by Hacks, Etc., Forbidden—No public or private hack, while awaiting employment by passengers, shall stand in or upon any public street or

place other than at or upon public or private hackstands, respectively, designated by the Board of Aldermen; nor shall any hackman seek employment by repeatedly and persistently driving his hack to and fro in a short space before, or by otherwise interfering with proper and orderly access to, or egress from, any theatre, hall, hotel, public resort, railway or ferry station, or other place of public gathering, but any hackman may solicit employment by driving through any public street or place without stops other than those due to obstruction of traffic, and at such speed as not to interrupt or impede traffic, and may pass and repass before any theatre, hall, hotel, public resort, railway or ferry station or other place of public gathering, provided that after passing such public place he shall not turn and repass until he shall have gone a distance of two blocks beyond such place.

Article X.—Use of Sidewalks.

Section 401. Driving on Sidewalks—Except as provided in this article, no horse or vehicle shall be driven, backed, led or allowed to stand on any sidewalk which has been curbed, except that wares or merchandise in process of loading and unloading, shipment, or being received from shipment, may be transferred from trucks or other vehicles over the sidewalk by the use of skids, or by backing up trucks on the sidewalk in so doing, provided a passageway be kept open within the stoop line of buildings for the free passage of pedestrians.

Sec. 402. Leading Bicycles—Riders of bicycles, when dismounted, may lead their bicycles along the sidewalk in single file, and bicycles may be allowed to stand on the sidewalk, provided they are within the stoop line and cause no obstruction.

Sec. 403. Riding on Sidewalks—Bicycles may be ridden on the sidewalks of any street in the suburbs of the City, the roadway of which is not reasonably rideable for such vehicles.

Sec. 404. Driving across Sidewalks—Nothing contained in this article shall prevent the riding or driving of horses or vehicles from private property directly across the sidewalks of any street to the roadway, or from the roadway back to such private property.

Article XI.—General Rule Covering the Use of Streets.

Section 405. Reasonable Care to be Used—Nothing contained herein or omitted herefrom shall be construed or held to relieve any person using, or traveling, or being upon any street, for any purpose whatever, from exercising all reasonable care to avoid or prevent injury through collision with all other persons and vehicles.

Sec. 406. Traffic Not to be Obstructed—No vehicle shall be allowed to remain upon or be driven through any street of The City of New York so as wilfully to blockade or obstruct the traffic of that street.

No vehicle shall be so overloaded that the horse or horses are unable to draw it.

Article XII.—Powers of Police Department.

Section 407. Police Department to Regulate Traffic—The Police Department shall have all powers and duties in relation to the management of vehicular traffic.

Sec. 408. Police Department to See That Ordinances Are Posted—The Police Department shall see that these ordinances are posted in all public stables and at the hacks, cab and truck stands, and shall keep copies of them at all of its stations and issue them on application.

Article XIII.—Definitions.

Section 409—Definitions of Terms Used Herein—The following terms, whenever used herein, except as otherwise specifically indicated, shall be defined to have, and shall be held to include each of the meanings herein below respectively set forth; and any such term used in the singular number shall be held to include the plural.

Street—Every avenue, boulevard, highway, roadway, cartway, lane, alley, strip, path, square and place used by or laid out for the use of vehicles.

Roadway—That portion of any street which is included between the curbs or curb-lines thereof and is designed for the use of vehicles.

Curb—The lateral boundaries of that portion of a street designed for the use of vehicles, whether marked by curbstones or not so marked.

Vehicle—Every wagon, carriage, omnibus, sleigh, pushcart, bicycle, tricycle and other conveyance (except baby carriages), in whatever manner or by whatever force or power the same may be driven, ridden or propelled, which is or may be used for or adapted to pleasure riding or the transportation of passengers, baggage or merchandise upon the street; and every draught and riding animal, whether driven, ridden or led, excepting that an animal or animals attached to any vehicle shall, with such vehicle, constitute one vehicle.

Article XIV.—Penalties for Violations.

Section 410. Penalties for Violations—Any person violating any provision or regulation hereof shall be deemed guilty of a misdemeanor, and upon conviction thereof by any Magistrate, either upon confession of the party or by competent testimony, may be fined for such offense any sum not less than one dollar and not exceeding ten dollars, and in default of payment of such may be committed to prison by such Magistrate until the same be paid; but such imprisonment shall not exceed ten days.

Sec. 411. No horse shall be suffered or permitted to go loose or at large in any street, under the penalty of ten dollars for every such offense, to be paid by the owner or person having the care, charge or keeping thereof, severally and respectively. (R. O. 1897, sec. 373, with verbal changes.)

Sec. 412. No person shall run or race any horse in any public street, road or avenue, nor shall consent to or suffer such racing, under the penalty of fifty dollars, to be recovered from the person or persons who shall so race or suffer or permit such racing, and the owner, rider, and the person having charge of any animal who shall so race and run, severally and respectively. (R. O. 1897, sec. 375, with verbal changes.)

Sec. 413. The last preceding section of this article shall be construed to prevent and punish the running, racing or trotting of any horse or horses, for any trial of speed, or for the purpose of passing any other horse or horses, whether the same be founded upon any stake, bet or otherwise. (R. O. 1897, sec. 376.)

Sec. 414. No person shall drive any horse before a sleigh or sled through any of the public streets or avenues of this City, unless there shall be a sufficient number of bells attached to the harness of such horse, or to such sleigh or sled, to warn persons of the approach of such horse and sleigh or sled, under the penalty of ten dollars for each offense, to be paid by the driver, owner or person having the care, charge or keeping thereof, jointly and severally. (R. O. 1897, sec. 378.)

Chapter 9—Miscellaneous.

Article I.

Sec. 415. The seal heretofore in use as the corporate seal of the corporation known as the Mayor, Aldermen and Commonalty of The City of New York, and in the custody of the Clerk of the Board of Aldermen of said City, shall be the seal of The City of New York, to be kept and used by the City Clerk of said City as provided by law. (Ordinance approved January 3, 1808.)

Sec. 416. Before entering on the duties of their respective offices, the persons elected or appointed to the following offices shall severally execute bonds to the City, with one or more sufficient sureties, to be approved by the Comptroller, conditioned for the faithful performance of the duties of such office and in the penal sum set opposite each office:

Chief Clerk of the Mayor.....	\$1,000 00
(R. O. 1897, ch. 1, art. II, sec. 3.)	
Each Marshal of The City of New York.....	2,000 00
(R. O. 1897, ch. 1, art. III, sec. 6.)	
Supervisor of the City Record.....	5,000 00
Assistant Supervisor of the City Record.....	3,000 00
(Ord. app. June 23, 1893.)	
Deputy Comptrollers.....	10,000 00
(R. O. 1897, sec. 37.)	
Collector of the City Revenue and Superintendent of Markets.....	15,000 00
(R. O. 1897, sec. 40.)	
Deputy Collectors of the City Revenue.....	2,000 00
(R. O. 1897, sec. 41.)	
Clerk to the Collector of the City Revenue and Superintendent of Markets	5,000 00
(R. O. 1897, sec. 42.)	
Collection Clerks.....	2,000 00
(R. O. 1897, sec. 43.)	
Corporation Counsel.....	5,000 00
(R. O. 1897, sec. 111.)	
Borough President.....	10,000 00
(R. O. 1897, sec. 130.)	

Superintendent of Street Improvements.....	2,000 00
(R. O. 1897, sec. 169.)	
Superintendent of Lamps and Gas.....	2,000 00
(R. O. 1897, sec. 170.)	
Superintendent of Streets.....	2,000 00
(R. O. 1897, sec. 176.)	
Superintendent of Repairs and Supplies.....	2,000 00
(R. O. 1897, sec. 178.)	
Poundmasters.....	500 00
(R. O. 1897, sec. 745.)	
Sec. 417. For the purpose of defraying any minor or incidental expenses contingent to the Boards, Officers and Departments named herein, as cannot be conveniently accounted for as separate vouchers, such Boards, Officers and Departments may by a requisition drawn upon the Comptroller for a sum not exceeding that set opposite the title of such Board, Officer or Department in the list herein, such Board, Officer or Department may in like manner renew the drafts as often as may be deemed necessary, to the extent of the appropriation set apart for the contingencies of such Board, Officer or Department; but no such renewal shall be made until the money paid on the preceding draft shall be accounted for to the Comptroller by the transmittal of the voucher or vouchers, certified to by such Board, Officer or Department through its or his proper representative, covering the expenditure of the money paid thereon.	
Municipal Civil Service Commission.....	\$150 00
(Res. of February 21, 1876.)	
City Clerk.....	80 00
(R. O. 1897, chap. 2, art. II, sec. 16.)	
Corporation Counsel.....	500 00
(Resolution, approved July 7, 1899.)	
Each Borough President.....	500 00
(R. O. 1897, secs. 142 and 143.)	
Department of Street Cleaning.....	100 00
(R. O. 1897, sec. 313.)	
Supervisor of the City Record.....	100 00
(Res. No. 715, 1902.)	
Department of Taxes and Assessments.....	500 00
(Res. No. 781, 1902.)	
Board of Education, for the use of the Nautical Schoolship "St. Mary's".....	1,000 00
(Res. No. 494 of 1903.)	
Board of Education.....	250 00
(Res. No. 1642 of 1903.)	
Board of Trustees of Bellevue and Allied Hospitals.....	300 00
(Res. No. 1577 of 1903.)	
Art Commission.....	100 00
(Res. of 1903.)	
Sheriff of the County of Kings.....	100 00
(Res. No. 1565 of 1903.)	
Board of Health for Bronx Borough, \$250; for Brooklyn Borough, \$350; for Queens Borough, \$150; for Richmond Borough, \$150..	900 00
(Res. No. 814 of 1902.)	

Water Rents.

Sec. 418. All rents for the use of water shall be paid in advance at the time of applying for the water and before any permit is issued; to be calculated up to the first day of May succeeding, and all rents shall continue to be collected in advance on the first day of May annually, so long as the contract exists, and no contract for the supply of water shall be binding for a longer period than until the second succeeding first day of May after such contract is entered into. (R. O. 1897, sec. 153.)

Sec. 419. The supply of water shall be cut off in all cases where the rent is behind and unpaid ten days. (R. O. 1897, sec. 154.)

Sec. 420. For the protection and health of citizens water from public hydrants only shall be used for the purpose of sprinkling streets, avenues or places in the boroughs of Manhattan and Brooklyn, and shall be taken from such of the public hydrants as shall be designated in writing by the Commissioner of the Department of Water Supply, Gas and Electricity. (Adapted from R. O. 1897, sec. 155.)

Sec. 421. No person or persons other than those authorized by license from the Commissioner of the Department of Water Supply, Gas and Electricity shall be allowed to use water from the public hydrants to sprinkle streets, avenues or places of the City, under the penalty of ten dollars for each and every offense. (Adapted from R. O. 1897, ch. 5, art. IV., sec. 156.)

Sec. 422. No new works connected with the Croton Aqueduct or other aqueducts belonging to the City shall be constructed, nor shall any mains or pipes be constructed or laid down, except with the authority of the Board of Aldermen; and except also that in case of any unexpected casualty or damage to the pipes, reservoirs or other structures connected with any such aqueduct, the Chief Engineer of the Department of Water Supply, Gas and Electricity, under direction of the Commissioner, shall take immediate measures for the preservation and repair of the same, the expense of which shall be paid by the warrant of the Comptroller on the requisition of the Commissioner. (Adapted from R. O. 1897, ch. 5, art. V., sec. 157.)

Sec. 423. All persons contracting for a supply of water shall pay the cost of the materials and labor used and expended on the streets necessary to make the connection with the conduit pipes, or pay such annual interest thereon as required by the rules and regulations of the Department of Water Supply, Gas and Electricity. No street shall be opened, or pipes bored, or connection made, unless under the direction of the Department of Water Supply, Gas and Electricity, under the penalty of fifty dollars for each offense. (R. O. 1897, sec. 158, with verbal changes.)

Sec. 424. If any person shall bathe in or go into the Croton water at any of the reservoirs, or any part of the Croton Aqueduct, or any reservoir or aqueduct containing city water, or shall throw any stones, chips or dirt, or any other material, substance or thing whatever into any such reservoir, or into the water or gate-houses, or into the ventilators or aqueduct or fountain-basins, or shall in any manner injure or disfigure any part of the Croton or other City aqueduct works, he shall be subject to a fine not to exceed fifty dollars, to be imposed by any City Magistrate, either on his view or in a summary manner, and in default of payment of any fine so imposed, such City Magistrate shall commit such offender to the City Prison for a period not to exceed thirty days, unless such fine is sooner paid. (Adapted from R. O. 1897, sec. 159.)

Sec. 425. In case any person shall trespass on any part of the embankment of the Croton Aqueduct reservoirs, or any other reservoir or reservoirs containing city water, or go or remain on the same without permission of the proper persons having charge of the same, or in case any persons do not comply with the regulations of the Commissioner of the Department of Water Supply, Gas and Electricity, or of the Aqueduct Commissioners, as to the time they shall leave the embankment of said reservoirs or the grounds or buildings attached to said reservoirs, such persons shall be subject to a penalty of twenty-five dollars, to be collected in the manner prescribed in the last section, and, in default of payment, imprisonment in the City Prison for a term not exceeding twenty days. (Adapted from R. O. 1897, sec. 160.)

Sec. 426. No person or persons, except the Mayor and Aldermen of the respective districts and the Engineers or Foremen of the Fire Department shall, without previous permission, in writing, from the Commissioner of the Department of Water Supply, Gas and Electricity, unscrew or open any hydrant belonging or attached to the Croton Aqueduct Works, or other part of the City water supply system, erected for the extinguishment of fires, nor shall have said fire hydrant open for a longer time than shall be limited in said permission; nor shall use the water for other purposes than may be mentioned in said permission, under the penalty of ten dollars for each offense. (Adapted from R. O. 1897, sec. 161.)

Sec. 427. No person or persons, except such as may be licensed by the Commissioner of the Department of Water Supply, Gas and Electricity to sell water to shipping, shall take the water from any hydrant or water connection erected or to be erected in The City of New York, and attached to the water pipes, for the purpose of using same on any boat, vessel, barge or pile-driver, or for the purpose of selling or offering the same for sale to the owner of any boat, vessel, barge or pile-driver, without first having obtained permission, in writing, from the Commissioner of the Department of Water Supply, Gas and Electricity, under the penalty of twenty-five dollars for each offense, to be recovered against such person or persons, or such owner or owners of any such boat, vessel, barge or pile-driver. (Adapted from R. O. 1897, sec. 162.)

Sec. 428. No person other than an employee of the Department of Water Supply, Gas and Electricity, or of the Fire Department, shall be permitted to use the large or double fire hydrants placed throughout the City for the use of the Fire Department; and any Street Sprinkler, Sweeper, Cleaner, or other person or persons not connected with either the Department of Water Supply, Gas and Electricity or the Fire Department found tampering with or using any of the said hydrants shall be deemed guilty of a misdemeanor, and on conviction thereof shall be fined the sum of twenty-five dollars, and in default of payment thereof shall be punished by imprisonment for a period not exceeding ten days. (Adapted from R. O. 1897, sec. 163.)

Sec. 429. The Commissioner of the Department of Water Supply, Gas and Electricity is instructed to cause the hydrants to be kept closed, and to report all violations of the laws to the Corporation Counsel. (R. O. 1897, sec. 164, with verbal changes.)

Sec. 430. The Commissioner of the Department of Water Supply, Gas and Electricity shall at all times, when the general supply of water is not thereby endangered, permit the hydrants to be used for cleaning the streets, under the regulation of said Commissioner. (R. O. 1897, sec. 165, with verbal changes.)

Sec. 431. No person or persons shall use the City water for washing the streets, sidewalks, steps or buildings from the first day of May to the first day of November following, in each year, after eight a. m.; and from the first day of November to the first day of May following, after nine a. m., under the penalty of five dollars for each offense. (R. O. 1897, sec. 166, with verbal changes.)

Sec. 432. Any person or persons who shall obstruct the access to the different stop-cocks connected with the water pipes by placing thereon stone, brick, lumber, dirt or any other materials, or who shall permit any such materials to be placed thereon by those in his or their employ, shall be subject to the penalty of fifty dollars for each offense, with an additional penalty of twenty-five dollars for each day the same shall be continued after notice of removal shall have been served. (R. O. 1897, sec. 167.)

Sec. 433. The penalties prescribed in this article shall be imposed on the offender in like manner as above provided in respect to the penalty for bathing in the Croton or other aqueducts, and in default of the payment the offender shall be subject to like punishment by imprisonment in the said section prescribed. (R. O. 1897, sec. 168, with verbal changes.)

Lamp-posts.

Sec. 434. Any person breaking, mutilating or obstructing any of the public lamps in The City of New York shall be liable to the penalty of five dollars for each offense. (R. O. 1897, sec. 171.)

Sec. 435. Any person who shall break, misplace or carry away any of the street signs now or hereafter to be placed in or on any of the public lamps or lamp-posts, shall be liable to a penalty of three dollars for each offense. (R. O. 1897, sec. 172, with verbal changes.)

Sec. 436. No person, without the permission of the Commissioner of the Department of Water Supply, Gas and Electricity shall take up, remove or carry away any public lamp post in The City of New York, under the penalty of ten dollars for each offense. (R. O. 1897, sec. 173.)

Sec. 437. No person shall remove, or cause or permit to be removed, any public lamp post now or hereafter to be placed in front of his premises, without the permission of the President of the Borough in which such lamp post is situated, and any person removing or causing a lamp post to be so removed shall be subject to a penalty of twenty-five dollars for each offense. The owner or owners of a vault who shall remove any lamp post for the purpose of constructing such vault, shall immediately upon the completion of such vault cause all lamp posts removed by them to be reset immediately at their own expense, under a like penalty. (Adapted from R. O. 1897, sec. 174.)

Sec. 438. The Bureau of Repairs and Supplies, the chief officer of which shall be called the Superintendent of Repairs and Supplies, shall have charge of the construction and repairing the public buildings, the construction and repairing of which is not otherwise provided for by law. (R. O. 1897, sec. 177, with verbal changes.)

Sec. 439. No person shall encumber or obstruct any street, roadway or sidewalk which has been opened, regulated or graded according to law in The City of New York with any article or thing whatsoever, except as elsewhere permitted in these ordinances, without first having obtained written permission from the President of the Borough in which such street, roadway or sidewalk is situated under the penalty of five dollars for each offense, and the further penalty of five dollars for each day or part of a day such obstruction or encumbrance shall continue. (R. O. 1897, sec. 179.)

Projections.

Sec. 440. The Borough Presidents and the Park Commissioners having jurisdiction shall, subject to the restrictions of this ordinance, issue permits for the construction of ornamental projections which project beyond the building line; provided, in the opinion of the officer having jurisdiction no injury will come to the public thereby. Permits for the construction of such projections, lying within any park, square or public place, or within a distance of three hundred and fifty feet from the outer boundaries thereof, shall be issued by the Park Commissioner having jurisdiction, as provided in section 612 of the Charter, as amended by section 1, chapter 723, of the Laws of 1901. Permits for the erection of all other ornamental projections shall be issued by the Borough President having jurisdiction.

Sec. 441. For the purposes of this ordinance, "an ornamental projection" shall be taken to mean and include all decorative projections on the face of a building beyond the building line, in the nature of porches, arches, porticos, columns and pillars, which are erected purely for the enhancement of the beauty of the building from an artistic standpoint.

Sec. 442. Before the erection of any such ornamental projections shall be commenced the owner of the building, or his duly authorized agent, shall make application in writing to the said Borough President or Park Commissioner having jurisdiction, on suitable blanks furnished by him, for the permit herein provided for, and shall file a plan and drawing showing the nature of the proposed ornament with the dimensions thereof, the number of stories through which it is intended to be carried and the number of square feet of area covered by that portion of the ornamentation projecting beyond the building line.

Each application shall be accompanied by the amount of compensation due the City for the privilege of erecting said ornamentation, as hereinafter provided.

Sec. 443. Each application for the erection of an ornamental projection, which projects more than one foot beyond the building line, shall be accompanied by a certified copy of the last assessed valuation of the property on which said ornamental projection is to be erected, which appears upon the books of the Department of Taxes and Assessments. Except as hereinafter provided, the amount that shall be paid as a compensation to the City for the privilege of erecting each ornamental projection shall be, for each and every square foot or fraction thereof of area extending more than one foot beyond the building line, at the rate of ten per cent. per square foot of the assessed value of the property on which the said ornamental projection is to be erected.

Sec. 444. Ornamental projections which shall extend not more than two feet beyond the building line may hereafter be erected on buildings in the Borough of Manhattan, situated on Broadway to the south of Fifty-ninth street; on Fourteenth street, between Broadway and Sixth avenue; on Twenty-third street, between Third and Sixth avenues; on Thirty-fourth street, between Third and Ninth avenues; on Fifty-ninth street, between Third and Ninth avenues, and on Fifth avenue, between Fourteenth street and Fifty-ninth street, and on all other streets in The City of New York ornamental projections may be erected, provided they shall extend not more than one-fifteenth part of the width of the street they are upon, nor in any case more than five feet beyond the building line.

Sec. 445. The permits mentioned herein shall be issued in duplicate, one of which shall be retained by the applicant and kept at the building during the erection of the projection, and the other shall be filed by him with the plans for the building in the Bureau of Buildings. If it shall appear upon completion that the ornamental projection occupies a greater number of square feet than shall have been paid for, the applicant shall pay twice the sum previously paid for each square foot of area occupied by said projection, over and above the number of square feet paid for originally, but in no case shall said ornamental projection exceed the limit allowed by law.

Sec. 446. Permits granted pursuant to the provisions of this ordinance are revocable permits, and shall have the following clause printed thereon, viz.: "This permit is issued subject to revocation thereof, at any time hereafter by the Board of Aldermen of The City of New York, upon the recommendation of the officer having

jurisdiction, when the space occupied by said ornamental projection or any portion thereof, may be required for any public improvement, or upon any violation of any of the terms or conditions upon which this permit is issued." A permit for the erection of an ornamental projection shall be deemed to have expired when such projection is taken down, and the space formerly occupied thereby shall no longer be used for the purpose for which the permit was issued, unless a permit for its reconstruction shall have been granted, as provided in section 448 of this ordinance. In case it is thereafter desired to erect an ornamental projection on the said property, the applicant shall comply with all of the provisions of this ordinance.

Sec. 447. Permits as hereinbefore described, and subject to the conditions therein attached, may be issued to the owners of all buildings having ornamental projections, which buildings have been erected or are being erected, and have ornamental projections thereon beyond the building line, without any authorization therefor.

Sec. 448. No fees shall be charged for granting a permit to reconstruct an ornamental projection within the limitations imposed by an original permit therefor.

Sec. 449. Nothing herein contained shall be deemed to conflict with the provisions of the Building Code. No plans for the construction of a building having ornamental projections thereon, beyond the building line, as defined in this ordinance, shall be approved by the Superintendent of Buildings until the permit therefor is filed, as provided by section 445 of this ordinance.

Section 450. All fees received by the Borough Presidents or Park Commissioners for the issuing of permits provided by this ordinance shall be accounted for in proper books kept for that purpose and shall be turned over by them to the City Treasury.

Section 451. Any person, firm or corporation violating any of the provisions of the preceding eleven sections of these ordinances shall be guilty of a misdemeanor, and shall in addition thereto be liable to a penalty of ten dollars for each offense and ten dollars for each and every day that such offense shall continue. (Ordinance approved April 20, 1903.)

Bay Windows.

Section 452. The Borough Presidents and the Park Commissioners having jurisdiction shall issue permits for the erection of bay-windows, projecting beyond the building line, provided, in the opinion of the officer having jurisdiction, no injury will come to the public thereby. Permits for the erection of bay-windows laying within any park, square or public place within a distance of three hundred and fifty feet from the outer boundaries thereof shall be issued by the Park Commissioner having jurisdiction as provided in section 612 of the Charter, as amended by section one, chapter 723 of the Laws of 1901; permits for the erection of all other bay-windows shall be issued by the Borough President having jurisdiction. (Ordinance approved January 30, 1903, first paragraph of section one.)

Sec. 453. In case a Borough President or Commissioner of Public Works refuses to grant a license for the erection of a bay window, the applicant may appeal to the Local Board for the district in which the bay window is to be erected, and its decision shall be final.

Sec. 454. For the purposes of this ordinance a "bay window" shall be taken to mean and include all projections on the face of a building in the nature of windows, such as are commonly called bay windows, oriel windows and bow windows, without regard to the material of which they are constructed or to the purposes for which they are to be used. (Ord. June 30, 1903, part of sec. 1.)

Sec. 455. Before the erection of any bay window projecting beyond the building line shall have been commenced, the owner, or his duly authorized agent, shall make application in writing to the Borough President or Commissioner of Public Works having jurisdiction, on suitable blanks furnished by him, and shall state the length and width of the proposed bay window, the number of stories through which it is intended to be carried and the number of square feet of area covered by that portion of the bay window projecting beyond the building line. Each application shall have indorsed thereon the consent of all the adjoining property owners within a distance of one hundred and fifty feet from the centre line of the bay window, on the same side of the street (meaning thereby so much of the side of a street as is unintersected by any other street) on which it is proposed to be erected.

A drawing showing the size of and area covered by the bay window, the number of stories through which it is proposed to be carried, and its location in reference to the lot and building lines, shall be submitted with each application.

Each application shall be accompanied by a certified check for the amount of the compensation due the City for the privilege of erecting said bay window, as hereinafter provided. (Id. sec. 2.)

Sec. 456. The amount that shall be paid to the Commissioner of Public Works for the Borough of Manhattan, as a compensation to the City for the privilege of erecting each bay window in that borough shall be two dollars (\$2) for each and every square foot, or fraction thereof, of area covered by said bay window beyond the building line, for each and every story through which it is carried. For the boroughs of Brooklyn and The Bronx one and one-half dollars (\$1.50), and for the boroughs of Queens and Richmond one dollar (\$1) shall be paid for each and every square foot, or fraction thereof, of area covered by said bay window beyond the building line for each and every story through which it is carried.

Sec. 457. For the purpose of computing the area covered by a bay window projecting beyond the building line, the outside face of the bay, exclusive of cornices, pilasters, trim, etc., shall be the line taken as a basis of computation.

Sec. 458. Bay windows may be erected with a projection of not more than three (3) feet beyond the building line, provided that when the projection exceeds one (1) foot beyond the building line, the total number of feet in width occupied by all the bay windows on the same frontage of the same building shall not exceed fifty per cent. of the width of the frontage of the building on which they are located.

Sec. 459. No bay window shall be erected projecting more than one (1) foot beyond the building line, or carried higher than the sill course of the second story windows on a street forty (40) feet or less in width, or on any street south of Twenty-fourth street in the Borough of Manhattan.

Sec. 460. Permits for the erection of bay windows shall be issued in duplicate, one of which shall be retained by the applicant and kept at the building during the erection of the window, and the other shall be filed by him, with the plans for the construction of the window in the Department of Buildings.

Sec. 461. It shall be the duty of the applicant, upon the completion of the bay window, to file with the Borough President or Commissioner of Public Works issuing the permit, a certificate from a City Surveyor stating the dimensions of said window, the number of square feet contained therein and the number of stories through which it has been carried as erected. If it shall appear by said certificate or otherwise that the bay window occupies a greater number of square feet, or has been carried through a greater number of stories than shall have been paid for, the applicant, in addition to the penalty imposed by this ordinance, shall pay twice the sum previously paid for each square foot of area occupied by said bay window over and above the number of square feet paid for originally.

Sec. 462. Permits granted, pursuant to the provisions of this ordinance shall be revocable permits, and shall have the following clause printed thereon, viz.: "This permit is issued subject to revocation thereof at any time hereafter by the Board of Aldermen of The City of New York, upon recommendation of the Borough President or Commissioner of Public Works having jurisdiction, when the space occupied by said bay, or any portion thereof, may be required for any public improvement, or upon any violation of any of the terms or conditions upon which this permit is issued."

Sec. 463. A permit issued for the erection of a bay window shall be deemed to have expired when the bay window shall be taken down for any cause whatever, except that a bay window may be rebuilt if damaged by fire or by other cause, through no fault of the owner, without the issuing of a new permit, provided that the bay window when reconstructed shall conform to the bay window as originally constructed in all particulars.

Sec. 464. Nothing herein contained shall be deemed to conflict with any of the provisions of the Building Code, and all bay windows for which permits are issued under the provisions of this ordinance shall be erected in accordance with all the provisions of said code in regard to kind and quality of materials used.

Sec. 465. All fees received by the Borough Presidents or Commissioner of Public Works for the issuing of permits for the erection of bay windows shall be accounted for in proper books kept for that purpose, and shall be turned over by them to the City Treasury.

Sec. 466. A permit for the continuance of any now existing bay window which projects beyond the building line may be issued by the officer who, according to section 452 of this ordinance, has jurisdiction over the erection of bay windows at the

same place. Application for such permit must be in writing and must be accompanied by a certified copy of the last assessed valuation of the property on which such bay window stands, which appears upon the books of the Department of Taxes and Assessments, and must also be accompanied by a survey showing the dimensions of such bay window and the number of stories through which it is carried. The application shall be accompanied by the amount of the compensation due the City for the privilege of continuing the bay window, calculated in the same manner and at the same rate as provided in sections 455 and 456 of this ordinance. Permits shall be issued under this section without consent of adjoining property owners. Permits issued under this section shall be subject to all the provisions of sections 462 and 463 of this ordinance in like manner as are permits for the erection of bay windows. Permits issued under this section shall be issued in duplicate, and one of such duplicates shall be filed in the Department of Buildings. All fees received under this section shall be accounted for and paid over as provided in section 465 of this ordinance. Nothing herein contained shall be construed to revoke any permit or authority heretofore lawfully issued or given.

Sec. 467. Any person, firm or corporation violating any of the provisions of this ordinance relating to bay windows, shall be liable to a fine of one hundred dollars (\$100) for each offense, and for ten dollars (\$10) for each and every day that such offense shall continue.

Sec. 468. No person or persons shall hereafter construct, in the boroughs of Manhattan, Brooklyn or The Bronx, any porch over a cellar-door, under the penalty of one hundred dollars. (R. O. 1897, sec. 181.)

Sec. 469. No person or persons shall construct or continue any platform, stoop or step in any street in The City of New York, which shall extend more than one-tenth part of the width of the street, nor more than seven feet, nor with any other than with open backs or side railings, nor of greater width than is necessary for the purpose of a convenient passageway into the house or building; nor, in the boroughs of Manhattan, Brooklyn or The Bronx, any stoop or step which shall exceed five feet in height, under the penalty of one hundred dollars. (R. O. 1897, sec. 182, with verbal changes.)

Sec. 470. Nothing contained in the preceding sections of this article shall be deemed to prohibit the continuance of any porches, doors, stoops, platforms or steps which were heretofore erected, unless the same shall be complained of to the Board of Aldermen, which may direct their removal or alteration within a reasonable time. (R. O., 1897, sec. 183.)

Balustrades.

Sec. 471. All persons who wish hereafter to erect balustrades beyond the street line, shall first obtain permission from the Board of Aldermen. (R. O., 1897, sec. 184.)

Sec. 472. No balustrade shall hereafter be erected, excepting from the second story of any house, nor shall it project more than one-twentieth of the width of the street wherein it may be erected, nor more than three feet in any case whatever (R. O., 1897, sec. 185.)

Sec. 473. None but iron braces and railings shall be used for balustrades; the strength and firmness shall be tested by the Superintendent of Buildings and in case he objects to the strength of the same it shall be made as he shall direct or be removed under the penalty of five dollars for each day during which it remains after such direction. (R. O. 1897 sec. 186.)

Sec. 474. No posts shall be erected or put up in any of the streets, roads, lanes or highways in The City of New York, unless under the direction of the President of the Borough in which such post is to be erected, under the penalty of five dollars for every such post so erected. (R. O., 1897, sec. 187, with verbal changes.)

Sec. 475. Iron posts for awnings erected in any street in this City shall be well and securely braced from the building with wrought-iron rails or rods at least one inch in diameter, in the proportion of one brace for every post. (R. O., 1897, sec. 188.)

Sec. 476. No person, firm or corporation shall hereafter erect, place, keep or maintain any sign, sign post, awning or marquee, awning-post, horse-trough or storm-door, or exhibit any banner, placard or flag in or across any street or thoroughfare, or from houses or other buildings, unless a license therefor shall have been granted as hereinafter more specifically provided.

Sec. 477. All such licenses shall be granted by authority of the Mayor and issued by the Bureau of Licenses, for such terms as are hereinafter named, and shall be in force and effect for the term specified, unless sooner suspended or revoked by the Mayor. The Chief of the Bureau of Licenses shall have power to hear and determine complaints against any of the licensees hereunder, and impose a fine of two dollars (\$2) for any violation of the regulations herein provided, and, subject to the approval of the Mayor, shall have power to suspend the license pending payment of such fine.

Sec. 478. Signs, showbills and showboards may be placed on the fronts of buildings, with the consent of the owner thereof, and shall be securely fastened. They shall not project more than one foot from the house wall, except that signs may be hung or attached at right angles to any building and extend not to exceed three feet therefrom in the space between the second floor (the ground floor being considered the first floor), and a point eight feet in the clear above the level of the sidewalk in front of such building. Signs may be attached to the sides of stoops, but not to extend above the railing or beyond the stoop line of any stoop. No sign, showbill, or showboard shall be placed, hung or maintained except as in this section prescribed, and for each sign, showbill or showboard so placed, hung or maintained a license fee of one dollar (\$1) shall be paid.

Sec. 479. Transparencies may be placed on public lampposts, not to exceed the number of six, by any church, educational, charitable or beneficial association, upon the payment of a license fee of one dollar (\$1), and such permission shall continue only for a period of thirty days from the date of the issue of such license.

Sec. 480. Awnings (or marqueses) of tin or other light metal or canvas, or of iron and glass, may be erected across the sidewalks of any of the streets of The City of New York, except Broadway, Fifth avenue, Lexington avenue, Madison avenue and the Bowery, in the Borough of Manhattan, provided any and every such awning shall not be higher than the floor of the second story of the building (the ground floor being considered the first floor), but in no case to be covered with wood, and every awning or watershed of any kind covering one-half or less than the full width of the sidewalk shall have connected therewith a gutter and leader of material and size sufficient for conducting the water from the same to the outer line of the curbstone. Drop awnings, without vertical supports, may be erected within the stoop lines, but in no case to extend beyond six feet from the house line, and to be at least eight feet in the clear above the sidewalk.

Sec. 481. All posts fixed in any street for the purpose of supporting any awning shall be of iron not exceeding six inches in diameter, and the rail crossing the same shall be also of iron; the said posts shall be placed next to and along the inside of the curbstone, and the cross rail, which is intended to support the awning, shall not be less than eight, nor more than ten, feet in height above the sidewalk, and the said cross rail shall be strongly secured to the upright posts. No portion or part of any canvas or cloth, or tin, or other light metal, used as an awning, shall hang loosely or project upward or downward from the same over any sidewalk or footpath. Iron posts for awnings shall be well and securely braced from the building with wrought-iron rails or rods at least one inch in diameter, in the proportion of one brace for every post.

Sec. 482. The President of the Borough within which the same is erected shall order and direct any awning, awning post or bracket, which may be erected contrary to the provisions of these ordinances to be forthwith removed; and any person who shall neglect or refuse to comply with such direction and order shall forfeit and pay for every such offense the sum of ten dollars.

Sec. 483. No awning shall be erected except as prescribed in sections 480 and 481, and for each awning so erected a license fee of one dollar (\$1) shall be paid.

Sec. 484. Horse troughs may be placed on sidewalks, adjacent to the curb, provided they be of a size and pattern approved by the President of the Borough in which they are located, and shall in no way prove an impediment to pedestrians. For each horse trough located in The City of New York the licensee therefor shall stipulate with the Commissioner of Water Supply, Gas and Electricity to pay as compensation such amount as shall be deemed an equivalent to or as may be provided by the scale of water rates for the water supplied.

Sec. 485. No horse trough shall be placed except as prescribed in section 484, and for each horse trough so placed a license fee of one dollar (\$1) shall be paid.

Sec. 486. Storm doors not exceeding ten feet in height nor more than two feet wider than the doorway or entrance of any building may be temporarily erected within the stoop lines, but in no case to extend more than six feet outside the

Sec. 523. It shall be the duty of the Borough President of each borough to see that the requirements contained in this article in regard to the erection of fencing and placing lights, in all cases occurring in his borough, be complied with severally, under the penalty of fifty dollars for each and every neglect. (R. O. 1897, sec. 224, with verbal changes.)

Sec. 524. It shall be the duty of any such Borough President, when any of the work referred to in any of the preceding sections shall be performed, whether for digging down lots, streets or roads, paving streets, building sewers and building wells, or digging trenches for water pipes, by persons under contract with the City, or for building vaults or placing building materials in the streets, or constructing drains, or any other work forming an obstruction of said street, by virtue of permission duly obtained, to see that the requirements of this chapter in regard to erecting the necessary fences and placing the necessary lights, be complied with, and to make the necessary complaint to the Corporation Counsel for any omission on the part of the person referred to, under a penalty of fifty dollars for every neglect so to do. (R. O. 1897, sec. 225, with verbal changes.)

Sec. 525. In all contracts for paving streets, constructing sewers and building wells and pumps, or for doing any work whereby accidents or injuries may happen in consequence of any neglect or carelessness during the performance thereof, it shall be the duty of the departments by whom such contracts are made to insert a covenant requiring the contractor or contractors to place proper guards for the prevention of accidents, and to put up and keep suitable and sufficient lights burning at night during the performance of the work; and that they will keep the City harmless as against all loss and damage which may be occasioned by reason of any unskillfulness or carelessness in any manner connected with the execution and completion of the work. (R. O. 1897, sec. 226, with verbal changes.)

Sec. 526. In all contracts for digging down any lot, road or street, where such digging if left exposed would be dangerous to passersby, the head of the proper department shall insert a covenant in such contracts whereby the contractor or contractors shall be bound, at their own expense, to erect a fence or railing along or across such road, lot or street in such manner as to prevent danger to passersby, and to continue the said fence or railing until such digging is completed. (R. O. 1897, sec. 227, with verbal changes.)

Sec. 527. A like fence or railing shall be put up and maintained in all cases in which a road or street is dug out at the cost of the City. (R. O. 1897, sec. 228, with verbal changes.)

Article 2—Flagging, Curbing and Repairing Sidewalks.

Sec. 528. All streets of twenty-two feet and upward shall have sidewalks on each side thereof laid with granite or bluestone flagging, not less than three inches thick and not less than two feet wide, and containing a superficial area of at least eight square feet. (R. O. 1897, sec. 242.)

Sec. 529. In all streets of the width of forty feet and upward which are paved or shall hereafter be paved or repaved the sidewalks or footwalks between the lines of the streets and kennels shall be of the following width, that is to say:

1. In all streets 40 feet wide, 10 feet.
2. In all streets 50 feet wide, 13 feet.
3. In all streets 60 feet wide, 15 feet.
4. In all streets 70 feet wide, 18 feet.
5. In all streets 75 feet wide, 18 feet 6 inches.
6. In all streets 80 feet wide, 19 feet.
7. In all streets above 80 and not exceeding 100 feet, 20 feet.
8. In all streets of more than 100 feet, 22 feet and no more.

(R. O. 1897, sec. 243, with verbal changes.)

Sec. 530. In all streets less than forty feet in width such proportion thereof as may be directed by the President of the borough in which said street is located, shall be used and flagged for sidewalks and footpaths. (R. O. 1897, sec. 244, with verbal changes.)

Sec. 531. All sidewalks shall be raised from the curbstone in the proportion of two inches on ten feet, under the penalty of ten dollars, to be sued for and recovered from the persons laying and fixing the same, and also from the owner or owners of the lot fronting on said sidewalk, either jointly or severally. (R. O. 1897, sec. 245, with verbal changes.)

Sec. 532. No person shall extend the sidewalk in front of his lot beyond that of his neighbor, in any street where the same is not yet extended to the width allowed by law, under the penalty of ten dollars for each offense, to be paid by the person or persons extending such sidewalk, and the owner or owners of the lots fronting on such sidewalk, jointly or severally. (R. O. 1897, sec. 246, with verbal changes.)

Sec. 533. The last preceding section of this article shall not be construed to prevent the extending of any such sidewalks when a majority of the owners of property on the same side of the street and between the two nearest corners, by and with the permission of the President of the borough in which such street is situated, agree to and do extend the sidewalks in front of their respective lots of ground in like manner. (R. O. 1897, sec. 247.)

Sec. 534. No sidewalk or any part of a sidewalk laid with brick or flagging shall hereafter be taken up or the brick or flagging removed therefrom for any purpose whatever, without the written permission of the President of the borough in which such sidewalk is situated, under the penalty of twenty-five dollars for so doing. Nothing in this ordinance contained, however, shall be construed to apply to any person engaged in the necessary repairs of any such sidewalk, the resetting, when necessary, of any curb or gutter stones that may have become displaced, broken or sunken, or the necessary repair or alteration of any coal slide under any such sidewalk, nor shall a permit for any of such purposes be necessary. (R. O. 1897, sec. 248, with verbal changes.)

Sec. 535. All private cartways crossing any sidewalk, and all sidewalks whatever shall be paved with granite or bluestone, not less in size than eight superficial feet, hewn and laid closely together, and not with brick or with round or paving stones, under the penalty of ten dollars upon the owner or occupant, or both, of the lot in front of which such cartway or sidewalk shall be. (R. O. 1897, sec. 249, with verbal changes.)

Sec. 536. In case any part of such private cartway or any part of such sidewalk shall not be paved, repaved or repaired according to the provisions of the last section, it shall be lawful for the President of the borough in which such private cartway or sidewalk is situated to order in writing the same to be paved, repaved or repaired within a time mentioned in such order. If such order is not complied with within the time specified therein, said President of the Borough may cause the work required to be done by such order, to be done under his direction, and double the expense thereof collected of the owner or owners, or occupant or occupants of the lot fronting thereon, through the Corporation Counsel in the manner in which other penalties are collected. (Adapted from R. O. 1897, sec. 250.)

Sec. 537. All curbstones which shall hereafter be laid for the purpose of supporting the sidewalks shall not be less than three feet in length, five inches thick, twenty inches wide throughout, and shall be of the best bluestone or gray granite, cut, prepared and laid in the following manner, that is to say: Ten inches of the stone shall be laid below the kennel and ten inches above it, except where the length of curbstone to be laid or relaid shall be less than the space between the streets crossing that in which it is to be laid, in which case, if the curbstone in front of the lots adjoining shall be but eight inches above the gutter stone, the curb to be laid or relaid as aforesaid shall not be placed more than eight inches above the gutter stone unless the person or persons laying or relaying the same shall, by permission of the owner or owners of the lots adjoining, at his, her or their own expense, raise the adjoining sidewalk or sidewalks, and replace the same in a proper manner for a space of at least five feet in width, so as to prevent any abrupt irregularity in the pavement of the sidewalk; the top of the stone shall be cut to a bevel of one inch; the front to be cut smooth and to a fair line with a depth of fourteen inches; the ends from top to bottom to be truly squared so as to form close and even joints, and the front so laid as to present a fair and unbroken line, under a penalty of ten dollars for each and every violation of any of the provisions of this section, to be sued for and recovered from the persons laying and fixing such curbstone, and the owner or owners of the lot fronting on the sidewalk so fixed, jointly and severally; provided, however, that in all cases where streets are repaved and curbs are reset at the public expense, the President of any borough may lay curb not exceeding eight inches in width and not less than twelve inches in depth, with a foundation of cement of not less than five inches in depth. (R. O. 1897, sec. 251, as amended April 20, 1897, with verbal changes.)

Sec. 538. All gutter stones which shall hereafter be laid shall be of the best hard bluestone granite, at least thirty inches in length, fourteen inches in width, and six inches thick, and shall be cut to a fair and level surface without windings, with true

and parallel sides, and the ends square so as to form tight and close joints, under the penalty of ten dollars to be sued for and recovered from the person or persons laying the same, and the owner or owners of the lot fronting on the sidewalk or street, jointly and severally. (R. O. 1897, sec. 252, with verbal changes.)

Sec. 539. If any street, when paved, shall not exactly range, the gutter or outside of the footpath or sidewalk shall be laid out and made as nearly in a straight line as the street will permit, and the ascent and descent of the same shall be regulated by the President of the borough in which such street is situated, and a profile thereof, with the regulations distinctly marked thereon, shall be deposited and kept in the office of the Borough President regulating the same. (R. O. 1897, sec. 253, with verbal changes.)

Sec. 540. When any carriageway shall have been paved, and a majority of owners of lots on the same block shall have regulated and paved their sidewalks, the President of the borough in which such carriageway is situated shall give notice to the owner or owners, or occupant or occupants, on any lots in front of which the sidewalks shall not be paved, to regulate and pave the same within a certain time, to be designated in such notice. (R. O. 1897, sec. 254, with verbal changes.)

Sec. 541. In case of any neglect or refusal to comply with the direction contained in the notice mentioned in the last preceding section, the owner or owners, occupant or occupants, shall jointly and severally be liable to a penalty of twenty-five dollars for each neglect or refusal. (R. O. 1897, sec. 255, with verbal changes.)

Sec. 542. The owner or owners, lessee or lessees, occupant or occupants of any house or other building or vacant lots fronting on any street or avenue shall, at his, her or their charge and expense, well and sufficiently pave, according to the ordinances, and keep and maintain in good repair, the sidewalks and curb and gutter of such street or avenue in front of any such house or other building or vacant lot. (R. O. 1897, sec. 256.)

Sec. 543. Upon complaint being made to the Borough President having jurisdiction thereof, showing to his satisfaction that any sidewalk, curb or gutter is not paved or repaired according to these ordinances, it shall be lawful for the said Borough President to cause a notice to be served upon the owner or owners, lessee or lessees, occupant or occupants of any such house or other building or vacant lot of ground fronting on any street or avenue, to repair or relay, as the case may require, such sidewalk, curb or gutter in front of the same within ten days after the service of such notice. (R. O. 1897, sec. 257, with verbal changes.)

Sec. 544. In default of such owner or owners, lessee or lessees, occupant or occupants, repairing or relaying, as the case may require, such sidewalks and curb and gutter within the time required by said notice and complying with the said notice, the said Borough President is hereby authorized and required to lay or relay the flagging and to set or reset the curb or gutter or both, and otherwise repair such sidewalks, and to certify the expense of so doing to the Board of Assessors, who are directed to make a just and equitable assessment of such expense among the owners, lessees or occupants upon whom the notice referred to in the preceding section was served, in proportion as near as may be to the advantages which the respective properties owned or occupied by them may be deemed to have acquired, and thereupon the Borough President shall certify to the Corporation Counsel the fact of such refusal or neglect to comply with said notice, and such Corporation Counsel shall recover a penalty of ten dollars from each owner, lessee or occupant of each house, building or lot on front of which the expense was incurred, in the manner in which other penalties are by law recovered. (R. O. 1897, sec. 258, with verbal changes.)

Article 3.—Surveyors and Surveying.

Sec. 545. There shall be so many Surveyors appointed as the Board of Aldermen shall, from time to time, think proper, whose duty it shall be to assist the Borough Presidents in laying out and regulating all streets and roads, and to lay out and survey ground for the purpose of building thereon, and to advise and direct concerning the same. (R. O. 1897, sec. 259, with verbal changes.)

Sec. 546. The said Surveyors so to be appointed, before they respectively enter upon the execution of the said office, shall take an oath well and truly to execute the same. (R. O. 1897, sec. 260.)

Sec. 547. No person shall erect any building bounded by any of the public streets or avenues on his, her or their ground, unless the same be previously viewed and laid out by the said Surveyors, or any of them, under the penalty of fifty dollars for each offense. (R. O. 1897, sec. 261.)

Sec. 548. No such Surveyor shall survey or establish any corner of any street or avenue for the purpose of erecting any building on an old foundation or otherwise, unless the same be viewed and approved of by the President of the Borough in which the same is situated, or in any other manner that such Borough President shall direct, under the penalty of twenty-five dollars for each offense. (R. O. 1897, sec. 262, with verbal changes.)

Sec. 549. For laying out each lot other than the corner of any street or avenue and giving a certificate thereof, the said Surveyor or Surveyors shall be entitled to demand and receive from the owner or owners thereof, the sum of one dollar and fifty cents, and for every corner lot of any street or avenue, the sum of two dollars and fifty cents. (R. O. 1897, sec. 263.)

Sec. 550. If any wall shall be erected alongside of any street and above the level of the street without notice thereof having been given to the President of the Borough in which such wall is situated, or to one of the City Surveyors, the owner or builder of such wall shall be liable to a penalty of one hundred dollars. (R. O. 1897, sec. 264, with verbal changes.)

Sec. 551. Upon any one of the City Surveyors being duly notified as aforesaid, it shall be his duty to examine such wall and to give such directions as may be necessary to prevent encroachments upon the streets, and for every such service he shall be entitled to demand and receive from the owner of such wall the sum of one dollar. (R. O. 1897, sec. 265.)

Sec. 552. Whenever, in the proper administration of the duties of his office, any of the aforesaid Borough Presidents may require the services of a City Surveyor, he shall have authority to employ such one of the City Surveyors as he may appoint for that purpose. (R. O. 1897, sec. 266.)

Sec. 553. No City Surveyor employed by the said Borough Presidents shall receive compensation therefor at a greater rate than as follows, nor shall any Surveyor's bill be paid unless the same be first certified by the Borough President so employing him:

For a preliminary survey in regulating a street or avenue, or for making a country road, for the first line of level, three cents per linear foot, measuring through the centre of the street, avenue or road; and for every additional line of levels, one cent per linear foot, to be measured in the same manner.

For a preliminary survey in filling sunken lots, one dollar and fifty cents per lot of two thousand five hundred square feet.

For grading, when done alone, five cents per linear foot, measuring through the centre of the street or avenue.

For grading and setting curb and gutter, when done under the same contract, eight cents per linear foot, measuring through the centre of the street or avenue.

For grading, setting curb and gutter and flagging, when done under the same contract, eleven cents per linear foot, measuring through the centre of the street or avenue.

For setting curb and gutter alone, three cents per linear foot along the line of work done.

For setting curb and gutter and flagging, when done under the same contract, but not in connection with the grading, four and one-half cents per linear foot along the line of the curb.

For flagging, when done alone, three cents per linear foot, along the line of work done.

For setting stakes, making final surveys and so forth, in the filling of sunken lots, one dollar and fifty cents per lot of two thousand five hundred square feet.

For fencing, including the preliminary survey, three cents per foot.

For making a country road, ten cents per linear foot, measuring through the centre of the road.

For establishing a new grade line, one cent per linear foot, measuring along the line. For assessment lists and maps, three cents per linear foot of map front; it being understood that the surveyor shall in every case furnish a duplicate list and map without additional charge.

A surveyor employed by one of the said Borough Presidents to make a survey, the compensation for which is not otherwise provided for, shall receive such compensation as shall be certified by the Borough President employing him. (R. O. 1897, sec. 267, with verbal changes.)

Sec. 554. In all cases when the same is required, a projection and profile, and such drawings and calculations shall be furnished to the said Borough President as may be required by him, without extra compensation. A surveyor shall be entitled to receive payment for a preliminary survey on the completion of the same to the satisfaction of the Borough President employing him. He shall receive payment for the other services mentioned in this paragraph on the completion of the work and its acceptance by the Department or Commissioner having charge thereof. (R. O. 1897, sec. 268, with verbal changes.)

Sec. 555. The amount paid for any of the services mentioned in the last section, whenever the same shall have been rendered in relation to any improvement or work for which an assessment may afterwards be made, shall be included in such assessment. (R. O. 1897, sec. 269.)

Sec. 556. A surveyor shall be entitled to receive ten dollars for every certificate for seventy per cent. payment to a contractor on any work done by contract made upon public advertisement and letting, which shall be paid by the Borough President making the contract, and except as herein otherwise provided, no surveyor shall be entitled to any payment for a certificate to a contractor; the amount so paid for a certificate for seventy per cent. payment shall be deducted from the payment to be made to the contractor on account of the work certified to be done. (R. O. 1897, sec. 270.)

Article 4—Paving, Repaving and Repairing the Carriageways of Streets and Avenues.

Sec. 557. All streets of twenty-two feet in width and upward shall be laid or paved in the middle, which part shall remain as a cartway and shall have a gutter or kennel on each side next adjoining the footpath, and shall be paved with sufficient paving stone, and arched in such a manner as the Local Board for the district in which such street is located shall direct. (R. O. 1897, sec. 271; with verbal changes.)

Sec. 558. Whenever the carriageway of any street, or part of said carriageway, not less than the space or distance between and including the intersection of two streets, shall be repaired or newly paved, and the crosswalks laid, and the sidewalks extended to the width required by law, at the expense of the individual owners of the lots abutting thereon, and the work approved by the proper City authorities, such street, streets or parts of streets shall forever thereafter be paved, repaired or repaved at the expense of the City, but this section shall not be construed to apply to sidewalks, nor to any wooden pavement in said City. (R. O. 1897, sec. 272, with verbal changes.)

Sec. 559. Any citizen or number of citizens shall be allowed to pave the street opposite his or their property where the same shall extend from the intersection of one cross street to the intersection of another, provided the same be done in conformity with the regulations of the Local Board for the district in which such street is situated. (R. O. 1897, sec. 273, with verbal changes.)

Sec. 560. All pavements hereafter to be laid in any of the streets or lanes of this City by the Commissioner of the Department of Water Supply, Gas and Electricity, or contractors for the construction of sewers, or for the laying of any water, gas or other pipes, shall, after the pavement is laid or driven down, have covered over them one inch in thickness of pure sand. (R. O. 1897, sec. 274, with verbal changes.)

Sec. 561. Any and all persons other than the Commissioner of the Department of Water Supply, Gas and Electricity, who may hereafter pave, or cause to be paved, any street, lane or other thoroughfare or portion thereof in this City, shall have the sand, dirt and rubbish cleaned off the said street, lane or thoroughfare, or any part thereof, within twelve days after any such pavement shall be completed. This section shall be so construed as to apply to the removal of all sand, dirt or rubbish collected in any part of any and all streets, lanes and thoroughfares covered by any pavement so done or laid, or excavation that may have been made, or other work done in pursuance thereof; and no contract for paving in pursuance of this section shall be accepted as completed unless the person by whom the contract was made on behalf of the City shall certify that this section has been fully complied with. (R. O. 1897, sec. 275, with verbal changes.)

Sec. 562. Any person or persons, excepting the Commissioner of the Department of Water Supply, Gas and Electricity, neglecting or refusing to remove the dirt, sand or rubbish mentioned herein, within the time specified therein, shall forfeit and pay the sum of twenty-five dollars for each offense; and in addition thereto the President of the borough in which said work has been done shall cause the same to be removed, and the party neglecting or refusing to remove the same as hereinbefore provided shall be liable to a penalty in the sum of twice the cost of such removal, which penalty shall be collected in the manner provided by law for the collection of penalties and paid into the City Treasury. (R. O. 1897, sec. 276, with verbal changes.)

Sec. 563. Any contractors or other person or persons causing any cart to be loaded and heaped up with manure, sand, earth, mud, clay or rubbish, so that the contents or any part thereof shall be scattered in any street, lane, avenue, pier or bulkhead, shall forfeit and pay the sum of five dollars for each offense. (R. O. 1897, sec. 277, with verbal changes.)

Sec. 564. It shall not be lawful for any gas company to break up any of the pavements of this City without the permission of the President of the borough in which said work is to be done, and such permission shall not be given until the party applying therefor shall enter into a stipulation satisfactory to the said Borough President to repair and replace the said pavement to the satisfaction of the said Borough President, at his and their own expense, by a day to be named in such permit; and if any person or persons shall neglect or refuse to repair and replace the same, in accordance with such stipulation and permit, they shall be liable to a penalty of fifty dollars for each offense, and in addition thereto shall be liable to pay the expense of repairing and replacing such pavement, which shall be done by and under the direction of the President of the Borough in which such street is located. (R. O. 1897, sec. 278.)

Sec. 565. It shall be lawful for the persons employed to pave or repave any street in the City of New York to place proper obstructions across such street or cart-way for the purpose of preserving the pavement then newly made or to be made, until the same shall be fit to use, leaving at all time a sufficient passage for foot passengers. (R. O. 1897, sec. 279.)

Sec. 566. No person or persons shall, without the consent in writing of the President of the Borough in which said obstruction is placed, or without the consent of the persons superintending such paving, throw down, displace, or remove any such obstruction mentioned in the last preceding section, under penalty of fifteen dollars for every such offense. (R. O. 1897, sec. 280, with verbal changes.)

Sec. 567. Nothing contained in this article shall be construed to authorize any person or persons to stop up or obstruct more than the space of one block and one intersection at the same time, in any one street, or to keep the same so stopped up for more than two days after the cartway is finished. (R. O. 1897, sec. 281.)

Sec. 568. Whenever any person or persons shall have authority under any contract with the City, or any officer thereof, or under any permit authorizing the same, to remove the pavement from or to excavate, or to occupy or use any part of the public streets and avenues in the City, so as to obstruct the travel in any streets or avenues, and to prevent the same from being used for the time being for the purposes of travel, such person or persons shall erect, or cause to be erected, in conspicuous positions, at the several points of intersection of such streets or avenues so obstructed, with the cross street nearest to such obstruction, a suitable notice of such obstruction, which notice shall be in such manner and form as the Borough President having jurisdiction of such street may at any time direct. (R. O. 1897, sec. 282.)

Sec. 569. Every person who shall violate the preceding section shall be subject to a penalty of ten dollars. (R. O. 1897, sec. 283, in part.)

Sec. 570. No pavement in any street which has been accepted by the City to be kept in repair at the public expense, shall hereafter be taken up, or paving stones removed therefrom, for any purpose whatever, without the authority of the Department or Commissioner having charge thereof, under penalty of one hundred dollars for every offense. (R. O. 1897, sec. 284.)

Sec. 571. Whenever any pavement in any such street, or any part or portion thereof has been or shall be taken up, or the paving stones in any such street or part of the street have been or shall be removed therefrom, or from the place or position in which they have been put in such pavement, in violation of the preceding sections, it shall be the duty of the President of the borough in which such pavement has been taken up, forthwith to restore such pavement to its former condition, and replace the same, and restore the paving stones so removed as aforesaid to their place in the said pavement, so as to restore the said pavement as nearly as may

be practicable to the condition in which it was before such taking or removal as aforesaid. (R. O. 1897, sec. 285, with verbal changes.)

Sec. 572. Whenever any wood, timber, stone, iron or any other metal has been or shall be put or placed in or upon any such pavement, so as to hinder or obstruct or be in the way of the restoration of said pavement, as mentioned in the preceding section, it shall be the duty of the Borough President having charge of the street or pavement, forthwith to cause such wood, timber, stone, iron or other metal to be taken up and removed from said street or pavement, so that they shall not incumber or obstruct said street and the free use of the pavement therein and all parts thereof. (R. O. 1897, sec. 286, with verbal changes.)

Sec. 573. When hereafter any person or association or body of persons, or any incorporated company, shall attempt to take up any such pavement mentioned in this article, or to remove the paving stones or any of them therefrom, it shall be the duty of the Borough President having charge thereof forthwith to prevent the same, and generally to prevent the pavement in the street aforesaid, and every part thereof, from being taken up, removed, incumbered or obstructed. (R. O. 1897, sec. 287, with verbal changes.)

Article 5—Public Wells, Pumps, Cisterns and Hydrants.

Sec. 574. All applications for wells and pumps shall be made to the Local Board for the district in which such well or pump is to be situated. (R. O. 1897, sec. 288, with verbal changes.)

Sec. 575. No person shall build any well in any avenue, under a penalty of fifty dollars; and the President of the Borough in which such well shall be built shall cause the same, in all such cases, to be filled up. (R. O. 1897, sec. 291, with verbal changes.)

Sec. 576. No person or persons shall take the water from any public well, pump or cistern for the purpose of selling or offering the same for sale, under the penalty of twenty-five dollars for each offense. (R. O. 1897, sec. 292.)

Sec. 577. No person shall take or use the water from any public cistern or hydrant except in the case of fire and for the purpose of extinguishing the same, under the penalty of twenty-five dollars for each offense. (R. O. 1897, sec. 293.)

Sec. 578. No person shall wilfully do, or cause or suffer to be done, any damage to any of the public pumps, under the penalty of twenty-five dollars for each offense. (R. O. 1897, sec. 294, with verbal changes.)

Sec. 579. Every person who shall place, or assist in placing, or cause or procure to be placed, any hogshead, barrel, tub or other vessel of greater capacity than ten gallons in any street, within twenty-five feet of any public well or pump, for the purpose of filling the same with water from any such well or pump, or who shall put or cause to be put into any such vessel any water from such well or pump, shall forfeit and pay the sum of ten dollars for each offense. (R. O. 1897, sec. 295, with verbal changes.)

Sec. 580. The last preceding section shall not be construed to prevent the immediate filling of any vessel therein mentioned, provided the same shall be forthwith removed. (R. O. 1897, sec. 296.)

Sec. 581. If any person, unless connected with or employed by the Fire Department, shall unscrew any of the hydrants belonging to or attached to the City water works erected for the extinguishment of fires, or interfere with the same, or any part of the works belonging to the said establishment, whereby the said establishment or any or either of the pipes, hydrants, stop-cocks, or any part of the works may be injured, or the water taken therefrom or wasted, such person shall be liable to a penalty of fifty dollars for each and every such offense. (R. O. 1897, sec. 297, with verbal changes.)

Sec. 582. No person shall wash, or cause or procure, or permit to be washed, any horse or carriage within twenty-five feet of any pump in any street, under the penalty of ten dollars for every such offense. (R. O. 1897, sec. 298.)

Sec. 583. No person shall water, or suffer or permit any horse to drink or be watered at or within ten feet of any pump or well in any street, under the penalty of five dollars for each offense, to be paid by the owner or person watering or permitting such horse to be watered, jointly and severally. (R. O. 1897, sec. 299, with verbal changes.)

Sec. 584. All persons are forbidden to open any street pavement and bore any water pipe for the purpose of conducting water into any dwelling or other edifice, or for any other use, under the penalty of fifty dollars for each offense, unless with the written permission of the Commissioner of the Department of Water Supply, Gas and Electricity. (R. O. 1897, sec. 300, with verbal changes.)

Article 6—Sewers and Drains.

Sec. 585. All sewers and drains in any of the streets, avenues or public places in the City shall be under the charge of the President of the borough in which such sewers and drains are situated, and said Borough Presidents in their respective boroughs shall keep the same in good order and condition, and clean and free from obstructions, and shall cause such repairs to be made to them and to the receiving basins, culverts and openings connected therewith, as may from time to time become necessary. Such sewer culverts shall be cleaned at night and not in the daytime. (R. O. 1897, sec. 301, with verbal changes.)

Sec. 586. The Presidents of the several boroughs shall prescribe the mode of piercing or opening any of the sewers or drains in their respective boroughs, and the form, size and material of which connections therewith shall be composed, and shall have authority to grant permission to make lateral connections with said sewers. (R. O. 1897, sec. 302, with verbal changes.)

Sec. 587. The said Borough Presidents may grant permission to persons to construct, at their own expense, sewers or drains, or to lay pipes to connect with any sewers or drains built in any of the streets or avenues under their respective supervision, on being furnished with the written consent of the owners of a majority of the property upon the street through which said sewer, drain or pipe is to pass; but such permission shall not be granted except upon the agreement, in writing, of the persons applying therefor, that they shall comply with the ordinances in relation to excavating the streets, and that they will indemnify the City for any damages or costs to which they may be put by reason of injuries resulting from neglect or carelessness in performing the work so permitted, and that no claims will be made by them or their successors in interest against the City, if the work so permitted be taken up by the authority of the Board of Aldermen; or for exemption from assessment lawfully imposed for constructing sewers or drains in the vicinity of their property; and upon the further condition that the Board of Aldermen may, at any time, revoke and annul such permission, and direct such sewers, drains or pipes to be taken up or removed. (R. O. 1897, sec. 303, with verbal changes.)

Sec. 588. Each of the said Borough Presidents shall keep a record of all permits granted for connection with sewers or drains, in which record he shall enter the names of all persons from whom he may receive money for such permits, with the amount received from each person and the time when it was received. He shall render an account thereof, under oath, item by item, to the Comptroller, on Thursday of each week, and shall thereupon pay over the amount so received to the Chamberlain. He shall also thereupon receive from the Chamberlain a voucher for the payment thereof, which he shall forthwith, on the same day, exhibit to the Comptroller, and shall at the same time leave with him a copy thereof. (R. O. 1897, sec. 304, with verbal changes.)

Sec. 589. No connection shall be made with any sewer or drain without the written permission of the President of the Borough having jurisdiction as aforesaid; and any connection or opening made into any sewer or drain without such permission, or in a manner different from the mode prescribed for such opening by said Borough President, shall subject the person making the same and the owner of the premises directing it, respectively, to a penalty of fifty dollars (\$50). (R. O. 1897, sec. 305, with verbal changes.)

Sec. 590. All openings into any sewers or drains for the purpose of making any connections therewith from any house, cellar, vault, yard or other premises, shall be made by persons to be licensed by the several Borough Presidents, and the said persons, before being so licensed, shall execute a bond to the City in the sum of one thousand dollars, with one or more sureties, to be approved by the Borough President issuing such license, conditioned that they will carefully make the openings into any sewers or drains in the manner prescribed by the Commissioners having jurisdiction to permit such openings to be made, without injuring them, leave no obstructions of any description whatever in them and properly close up the sewer or drain around the connection made by them, and make no opening into the arch of any sewer or drain; that they will faithfully comply with the ordinances relating to opening and excavating streets; be responsible for any damages or injuries that may accrue to persons, animals or

property by reason of any opening in any street, lane or avenue made by them or those in their employment; and that they will properly refill and ram the earth and suitably restore the pavement taken up for excavating and repave the same, should it settle or become out of order within six months thereafter; and in case any person so licensed shall neglect to repair the pavement aforesaid within twenty-four hours after being notified, the Borough President in whose borough the same is located may cause the same to be done, and charge double the expense thereof as a penalty to the person so neglecting. (R. O. 1897, sec. 306, with verbal changes.)

Sec. 591. Ten dollars shall be paid to the Borough President granting the permit for permission to connect each house, store or building with any sewer or drain. Each hotel, boarding house or public building covering more ground than twenty-five feet by fifty feet shall pay proportionately for such additional space of ground covered by each respectively. Manufactories, breweries, distilleries, and the like, for permission to connect with sewers or drains for the purpose of carrying off water or fluids that will not deposit sediment or obstruction shall pay such sums as shall be fixed and determined by the said Borough President; and any manufacturer, brewer, distiller, or the like, permitting any substance to flow into any sewer or drain or receiving basin which shall form a deposit that tends to fill said sewer, drain or basin, shall be subject to a penalty of fifty dollars for each offense. (R. O. 1897, sec. 307, with verbal changes.)

Sec. 592. All connections with sewers or drains used for the purpose of carrying off animal refuse from water closets or otherwise and slops or kitchens, shall have fixtures for a sufficiency of water, to be so applied as to properly carry off such matters, under the penalty of five dollars for each day the same are permitted to remain without such fixtures for supplying said water. (R. O. 1897, sec. 308, with verbal changes.)

Sec. 593. No butcher's offal or garbage, dead animals or obstructions of any kind whatsoever, shall be placed, thrown or deposited in any receiving basin or sewer; and any person so offending or causing any such obstruction or substance to be placed so as to be carried into such basin or sewer, shall be subject to a penalty of ten dollars for each offense; and any person injuring, breaking or removing any portion of any receiving basin, covering, flag, manhole, vent or any part of any sewer or drain or obstructing the mouth of any sewer or drain, shall be subject to a penalty of twenty dollars for each offense; nor shall any quantity of marble or other stone, iron, lead, timber or any other substance exceeding one ton in weight be placed or deposited upon any wharf or bulkhead through which any sewer or drain may run; nor upon or over any sewer or drain where the same shall be within three feet of the surface of the street, under the penalty of fifty dollars for each offense, to be recovered of the person or persons causing or permitting the same. (R. O. 1897, sec. 309.)

Sec. 594. It shall be the duty of all police officers to report any violation of the provisions of this article to the Corporation Counsel. The Captains of the several police precincts shall, on observing or being informed of the opening of or excavating in any street or avenue, require the person making such opening or excavation to exhibit to him the authority or permission for such opening; and if none have been given by the proper officer, or if the exhibition thereof be refused, said Captain of Police shall, without delay, make complaint to the Corporation Counsel and report the same to the President of the borough in which such violation occurs. (R. O. 1897, sec. 310, with verbal changes.)

Sec. 595. It shall be the duty of every person having charge of the sweeping and cleaning of the streets to see that the gutters are properly scraped out before the water is suffered to flow from any hydrant for the purposes of washing the same, in order that no substance or obstruction be carried into any of the receiving basins; every person violating this section to be subject to a penalty of five dollars for each offense. (R. O. 1897, sec. 311, with verbal changes.)

Sec. 596. Whenever any sewer, culvert, watermains or pipes are to be constructed, altered or repaired in any street, in which the gas-pipes of gas-light companies are laid, or whenever any such street shall be regulated or graded, it shall be the duty of the contractor or contractors thereof to give notice in writing of the same to the said companies, or to the one whose pipes are laid in the street about to be disturbed by the construction, alteration or repairing of such sewer, culvert, watermain or pipe, or by the regulation or grading thereof, at least twenty-four hours before breaking ground therefor. (R. O. 1897, sec. 312.)

Sec. 597. It shall be the duty of the said gas companies, or the one whose pipes are about to be disturbed by the construction, alteration or repairing of any sewer, culvert, water-main or pipe, or the regulation or grading of any street, on the receipt of the notice provided for in the preceding section, to remove or otherwise protect and replace the main and service-pipes, lamp-posts and lamps, where necessary, under the direction of the President of the borough in which such pipes, posts or lamps are situated. The company notified in accordance with the preceding section shall comply with such notice by causing the pipes, lamp-posts and lamps to be protected and replaced, where necessary, during the progress of the work (R. O. 1897, sec. 313, with verbal changes.)

Sec. 598. The preceding provisions shall be made part of every contract hereafter made for constructing, altering or repairing any sewer or culvert, water-mains or pipes, in any street in which the pipes of gas-light companies shall be laid at the time of making such contract, or for the regulation or grading of any such street (R. O. 1897, sec. 314.)

Sec. 599. It shall be the duty of the person or persons by whom or for whose benefit any excavation is to be made, for constructing, altering or repairing a vault, waste-pipe or drain in any street, to give notice in writing thereof to the company whose pipes are laid in the street about to be disturbed by the construction, alteration or repairing of such vault, waste-pipe or drain, at least twenty-four hours before commencing the same; and such person or persons shall, at his or their expense, sustain, secure and protect said pipes from injury, and replace and pack the earth wherever the same shall have been removed, loosened or disturbed, under or around them, so that such pipes shall be well and substantially supported; and if such persons shall fail to sustain, secure and protect said pipes from injury, or to replace and pack the earth under or around them, as by the provisions of this section required, then the same may be done by the company to whom the same may belong, and the cost thereof, and all damages sustained by either of said companies thereby, shall be paid by said person or persons to said company; and the said company may, in default thereof, maintain an action against him or them therefor. (R. O. 1897, sec. 315.)

Sec. 600. The provisions of the last preceding section shall be made part and a condition of every permit that shall hereafter be granted to any person or persons for making any excavation for the construction, alteration or repairing any vault, waste-pipe or drain in any street in which the pipes of either of the said companies shall be laid at the time of granting said permits; provided said companies or either of them provide such permits or pay a just proportion thereof. (R. O. 1897, sec. 316.)

Sec. 601. No connection with or opening into any sewer or drain shall be used for the conveyance or discharge into said sewer or drain of steam or hot water above 100 degrees Fahrenheit from any boiler or engine, or from any manufactory or building in which steam is either used or generated, or to discharge or permit to escape into any sewer or drain or into any public street, steam from any stop cock, valve or other opening in any steam pipe or main under the penalty of fifty dollars for each and every day during any part of which such connection or opening may have been used for that purpose; and the Borough President having jurisdiction of said street or sewer is hereby authorized and directed, upon the expiration of five days after notice, to discontinue the discharge of steam or hot water from any connection, to cancel the permit and to close up and remove the same if such discharge of steam or hot water from such connection shall not have been discontinued. This penalty shall be imposed upon and recovered from the owner and occupants, severally and respectively, of such manufactory or building, or from any corporation having mains for the conveyance of steam or hot water in the streets, avenues or public places. (R. O. 1897, sec. 317, with verbal changes.)

Article 7—Vaults, Cisterns and Areas.

Sec. 602. The Borough Presidents of the respective boroughs, on application for that purpose, are empowered to give permission to construct any vaults or cisterns in the streets within their respective boroughs, provided that in the opinion of the Borough President granting such permit no injury will come to the public thereby. (R. O. 1897, sec. 318, with verbal changes.)

Sec. 603. No person shall cause or procure any vault or cistern to be constructed or made without the written permission of the President of the Borough in which such vault or cistern is to be constructed, under the penalty of one hundred dollars, to be

sued for and recovered either from the person owning such vault or cistern, or from the person who constructed the same, or both. (R. O. 1897, sec. 319, with verbal changes.)

Sec. 604. Every application for permission to erect such vault or cistern shall be in writing, signed by the person making such application, and shall state the number of square feet of ground which is required for the same, and the intended length and width of the same. (R. O. 1897, sec. 320, with verbal changes.)

Sec. 605. After obtaining permission to construct or make such vault or cistern, and previous to the commencement thereof, the person so applying shall forthwith pay to the Borough President, granting the permit therefor, an amount, for each square foot of ground required for such vault or cistern, equal to four (4) per cent. of the assessed valuation per square foot of the abutting property (exclusive of the buildings), as certified by the Department of Taxes and Assessments, and yearly thereafter the said sum as an annual rental for such privilege, and shall give a satisfactory bond, in amount of the annual rental, but in no case not less than five hundred dollars (\$500), for the faithful performance of the conditions prescribed by the said Commissioner. And it is hereby made the duty of the Department of Taxes and Assessments to furnish to such Commissioner on his requisition therefor, its certificate of the said assessed valuation per square foot of such abutting property.

Sec. 606. No person shall erect or build, or cause or permit any vault or cistern to be made which shall extend further than the line of the sidewalk or curbstone of any street, under the penalty of one hundred dollars. (R. O. 1897, sec. 322.)

Sec. 607. It shall be the duty of every person for whom any vault or cistern may be in process of construction, to procure the same to be measured by one of the City Surveyors, and to deliver to the Borough President granting the permit therefor a certificate of the said measurement signed by such Surveyor, before the arching of such vault or cistern shall be commenced. The penalty for failure to deliver said certificate shall be the sum of one hundred dollars. (R. O. 1897, sec. 323, with verbal changes.)

Sec. 608. If it shall appear by such certificate or otherwise that such vault or cistern occupies a greater number of square feet than shall have been paid for as aforesaid, the owner of such vault or cistern, and the master builder by whom or under whose direction such vault or cistern shall be constructed, shall, in addition to the penalty imposed by this article, severally and respectively forfeit and pay as a penalty twice the sum previously paid for each square foot of ground occupied by such vault or cistern over and above the number of square feet paid as aforesaid. (R. O. 1897, sec. 324, with verbal changes.)

Sec. 609. All vaults or cisterns shall be constructed of brick or stone, and the outward side of the grating or opening into the street shall be either within twelve inches of the outside of the curbstone of the sidewalk, or within twelve inches of the coping of the area in front of the house to which such vault shall belong, under the penalty of one hundred dollars, to be paid by the owner or person making or causing the same to be made. (R. O. 1897, sec. 325.)

Sec. 610. All grates of vaults shall be made of iron, the bars whereof shall be three-fourths of an inch wide and one-half of an inch thick, and not more than three-quarters of an inch apart, under the penalty of twenty-five dollars, to be paid by the owner of the vault or occupant of the house to which the same shall belong, jointly and severally. (R. O. 1897, sec. 326.)

Sec. 611. Every owner or occupant of any house or lot of ground within the paved parts of the city, before which any vault, pit, hole, cistern or well shall be made, and every person making or having charge of such vault, pit, hole, cistern or well, shall, during the whole of every night while such vault, pit, hole, cistern or well shall be opened or uncovered, cause a lighted lamp or lantern to be placed and kept at some convenient spot, so as to cast its light upon such vault, pit, hole, cistern or well, under the penalty of ten dollars for each night during which such light is not so placed. (R. O. 1897, sec. 327.)

Sec. 612. All vaults and cisterns shall be completed and the ground closed over them within three weeks after they are commenced, under the penalty of five dollars for every day thereafter during which the same shall remain uninclosed, to be recovered from the owner or builder of the same, jointly and severally. (R. O. 1897, sec. 328.)

Sec. 613. No area in front of any building shall extend more than one-fifteenth part of the width of any street, nor in any case more than five feet, measuring from the inner wall of such area to the building; nor shall the railing of such area be placed more than six inches from the inside of the coping on the wall of such area, under the penalty of one hundred dollars, to be recovered from the owner and builder thereof, jointly and severally. (R. O. 1897, sec. 329, with verbal changes.)

Sec. 614. Every area shall be inclosed with a railing, the gates of which shall be so constructed as to open inwardly, under the penalty of one hundred dollars for each offense, to be recovered from the owner or builder thereof, jointly and severally. (R. O. 1897, sec. 333.)

Sec. 615. Every description of opening below the surface of the street in front of any shop, store, house or other building, if covered over, shall be considered and held to be a vault or cistern within the meaning of this article; and the master-builder or owner, or person for whom the same shall be made or built, shall be liable to the provisions, payments and penalties of this article, jointly and severally. (R. O. 1897, sec. 334.)

Sec. 616. The last preceding section of this chapter shall not be construed to refer to those openings which are used exclusively as places for descending to the cellar floor of any building or buildings by means of steps. (R. O. 1897, sec. 335.)

Sec. 617. No person shall remove, or cause or procure, or suffer or permit to be removed or insecurely fixed so that the same can be moved in its bed any grate or covering to the opening or aperture of any vault, under the penalty of ten dollars. (R. O. 1897, sec. 336, with verbal changes.)

Sec. 618. The last preceding section of this article shall not be construed to prevent the removal of such grate or covering, providing the aperture to such vault during the removal of such grate or covering shall be enclosed with a strong box or curb at least twelve inches high. (R. O. 1897, sec. 337.)

Sec. 619. No person shall suffer or permit any grate or covering to any vault to be removed therefrom, or insecurely fixed thereon, so that the same can be moved in its bed within one hour before sunset on any day, under the penalty of twenty dollars, to be sued for and recovered from the owner and occupant of the house to which such vault shall belong, jointly and severally. (R. O. 1897, sec. 338, with verbal changes.)

Sec. 620. The Commissioner of Police is hereby directed to report to the President of the Borough in which the same is situated the names of the owners or occupants and the location of any store, dwelling or other buildings having vaults under the sidewalks in front thereof, with covering over the opening thereto presenting a smooth surface, and the President of the Borough in which the same is located is hereby directed, immediately after receiving such report, to notify such owners or occupants to remove such coverings and to substitute therefor coverings presenting a rough surface and affording a secure footing for pedestrians. Should any such owner or occupant neglect or refuse to comply with the directions contained in such notification for a period of six months he shall be liable to a penalty of five dollars for every twenty-four hours in excess of said six months that such neglect or refusal shall continue; and it is hereby made the duty of the said Borough Presidents to cause to be reported to the Corporation Counsel every violation of the provision of this ordinance. (R. O. 1897, sec. 339, with verbal changes.)

Sec. 621. In all cases where the owners of property shall, in the erection of dwellings, set the same back from the line of the streets or avenues a distance of three feet and upward for the purpose of ornamental courtyards, they shall be permitted to inclose for such purpose with a neat railing, in addition to the space re-cessed from, so much of the sidewalk in front as is allowed by ordinance for stoops, the gates of such inclosure to be so constructed as to open inwardly, under the penalty of one hundred dollars for each offense. (R. O. 1897, sec. 340.)

Sec. 622. No person or persons shall construct or continue any cellar door which shall extend more than one-twelfth part of any street, or more than five feet into any street, under the penalty of one hundred dollars for each offense. (R. O. 1897, sec. 341.)

Sec. 623. Every entrance or flight of steps projecting beyond the line of the street and descending into any cellar or basement story of any house or other building, where such entrance or flight of steps shall not be covered, shall be inclosed with a railing on each side, permanently put up, from three to three and a half feet high, with a gate to open inwardly, or with two iron chains across the front of the entrance way, one near the top and one near the centre of the railing, to be closed

during the night, unless there be a burning light over the steps to prevent accidents, under the penalty of twenty dollars for each offense, to be recovered from the owner, occupant, person in charge, or lessee thereof, jointly and severally. (R. O. 1897, sec. 342.)

Article 8—Weighers of Hay.

Sec. 624. No person, except those to whom the Chief of the Bureau of Licenses shall grant a license pursuant to law, shall erect or have any scale or apparatus for weighing hay on any street, avenue or public place, under a penalty of twenty-five dollars. (R. O. 1897, sec. 610, with verbal changes.)

Sec. 625. The Chief of the Bureau of Licenses shall designate in all licenses granted by him the location at which the persons licensed by him shall erect their respective scales for weighing hay, and such license shall convey an authority and permission to erect at such location, under the direction of the President of the borough in which it is located, a scale for weighing hay in the mode then in use in this City. (R. O. 1897, sec. 611, with verbal changes.)

Sec. 626. The fee charged on granting such licenses shall be twenty-five dollars a year. (R. O. 1897, sec. 612.)

Sec. 627. In case of weighing bale-hay, the license weighers shall designate in the certificate given by them the amount of tare on each bale, and shall legibly mark the amount of said tare on each bale, as well as the gross weight, under a penalty of ten dollars for each omission to mark the said tare. (R. O. 1897, sec. 613.)

Sec. 628. No weigher of hay shall charge any person applying for his services as such weigher, and for a certificate of the weight of any hay, more than six cents on each bale for weighing and marking the same and for a certificate thereof. (R. O. 1897, sec. 614.)

Article 9—The Sale and Manufacture of Bread.

Sec. 629. All bread baked and offered or exposed for sale shall be made of good and wholesome flour and meal, and sold by avoirdupois weight. (R. O. 1897, sec. 615, with verbal changes.)

Sec. 630. If any baker or other person shall make for sale, offer or procure to be sold, any bread of any other than wholesome flour or meal, or shall sell the same contrary to the preceding section of this article, such person shall forfeit and pay the sum of ten dollars for every such offense. (R. O. 1897, sec. 616.)

Sec. 631. All loaf bread offered for sale in this City not in conformity with the provisions of this article shall be forfeited, and shall and may be seized and disposed of, and any moneys received therefor paid into the City Treasury. (R. O. 1897, sec. 617, with verbal changes.)

Article 10—Coal.

Sec. 632. All coal which shall be sold from any coal yard or any other place in the City shall be sold by the bushel, except anthracite coal, which may be sold by weight. (R. O. 1897, sec. 618.)

Sec. 633. No person shall unload, vend or expose for sale any charcoal at either of the slips in front of any of the public markets of this City, under the penalty of ten dollars for every such offense. (R. O. 1897, sec. 619.)

Sec. 634. In the sale of anthracite coal, the hundredweight shall consist of one hundred pounds avoirdupois, and twenty such hundredweight shall constitute a ton. (R. O. 1897, sec. 620.)

Article 11—The Sale, etc., of Firewood, Hay and Straw.

Sec. 635. No firewood brought to this City for sale shall be landed on any of the docks, wharves or piers until the same shall have been sold, and all firewood so sold and landed shall be immediately carried away, under the penalty of one dollar for every load which may be so landed before sale or not taken away when sold. (R. O. 1897, sec. 621, with verbal changes.)

Sec. 636. No firewood shall be sold otherwise than according to the following regulations, that is to say: The stanchions of each cart or sled which shall be employed in the carrying of such wood shall be five feet four inches high from the floor of the cart or sled, and no higher, and the breadth of such cart or sled between the two foremost stanchions shall be two feet five inches, and between the two hindmost stanchions two feet nine inches, and no more; in which space between the two stanchions every cartman who shall cart any wood shall stow as much and as close together as can conveniently be put, or as much of it as will amount to thirty-seven feet ten inches and two-thirds of an inch cubic measure, which shall constitute and be deemed a load, and shall and may be bought and sold accordingly. (R. O. 1897, sec. 622.)

Sec. 637. No person or persons shall buy or sell any firewood contrary to the above regulations, and no cartman shall cart any firewood brought to this City for sale, except in carts made and constructed as by law directed and loaded as above mentioned, under the penalty of five dollars for each offense. (R. O. 1897, sec. 623.)

Sec. 638. No crooked wood shall be stowed in any cart or sled constructed in manner aforesaid with other wood, but the same may be sold or disposed of as refuse wood, not subject to the above regulations; and if any cartman who shall cart firewood shall put, or suffer to be put, in his cart any such crooked wood as will prevent his cart from containing a full load between the stanchions thereof, he shall, for every load so carted, forfeit the sum of one dollar as a penalty. (R. O. 1897, sec. 624, with verbal changes.)

Sec. 639. No cartman or wood sawyer or other person for or on account of such cartman or wood sawyer, shall purchase any firewood which shall be brought to this City for sale, except it be for the only use of such cartman, wood sawyer or his family, under the penalty of twenty-five dollars for each offense, except such cartman or wood sawyer shall have received an order, which order it shall be incumbent upon him to prove, to purchase wood. No cartman or wood sawyer shall sell, or expose for sale, any firewood which shall be brought to this City for sale on his own account, or as agent for or on account of any person or persons, under a penalty of fifteen dollars for each offense. (R. O. 1897, sec. 625.)

Sec. 640. No cartman shall cart or carry, for wages or hire, any hay brought to this City for sale unless he shall be duly licensed for that purpose, under the penalty of five dollars for every load or part of a load of hay which he shall so cart or carry. (R. O. 1897, sec. 626, with verbal changes.)

Sec. 641. Every cartman to be so licensed shall first take and subscribe an oath or affirmation before the Chief of the Bureau of Licenses well and carefully to examine and inspect all the hay to be carted or carried by him, for the purpose of ascertaining whether it be well and sufficiently cured and dry; and no such cartman shall cart or carry any hay, and pass the same as good and merchantable, unless the same shall be well and sufficiently cured and dry, under the penalty of five dollars for every load or part of a load which he shall so cart or carry. (R. O. 1897, sec. 627, with verbal changes.)

Sec. 642. Nothing in the last section contained shall be taken or construed to prohibit the importation within this City, or the cartage or sale, of any injured or damaged hay, as being so injured or damaged. (R. O. 1897, sec. 628.)

Sec. 643. Every cartman to be so licensed shall cause the number of his license to be affixed on the cart or wagon used by him in the transportation of hay, in such a manner as the Chief of the Bureau of Licenses may direct, under the penalty of twenty dollars for every neglect or default. (R. O. 1897, sec. 629.)

Sec. 644. The street or place known as Hall place, between Sixth and Seventh streets, in the Seventeenth Ward, Manhattan Borough, is hereby designated as the place for the sale of hay coming from the country by the wagon, cart or sled load. (R. O. 1897, sec. 630, with verbal changes.)

Sec. 645. All the foregoing provisions of law shall apply to the sale of straw in this City, except straw made up into bundles and sold by the bundle. (R. O. 1897, sec. 631.)

Sec. 646. It shall not be lawful for any person to sell, or offer for sale, any hay or straw by the bale unless the exact gross and net weight shall be legibly and distinctly marked on every such bale of hay or straw, under a penalty of ten dollars for each bale of hay or straw so sold or offered for sale in contravention of the provisions of this ordinance. (R. O. 1897, sec. 632, with verbal changes.)

Article 12—Sales and Auctions in the Public Streets.

Sec. 647. The following places are hereby designated as the places at which articles of furniture may be exposed for sale and sold; that is to say:

1. At Peck slip, Manhattan Borough, between Pearl street and Front street.
2. At Burling slip, Manhattan Borough, between Pearl street and Front street.
3. At Old slip, Manhattan Borough, between Water street and Front street.
4. In Broad street, Manhattan, Borough, between Front street and South street.
5. In Vesey street, between Church street and Washington street.

6. In the square in front of Greenwich Market, on a line with Christopher street, west of Greenwich avenue. (R. O. 1897, sec. 633, with verbal changes.)

Sec. 648. No goods, wares, merchandise or other thing whatever shall be sold at public auction, or exposed for sale at any street, road, lane, highway or public place, except between the hours of nine o'clock in the morning and two o'clock in the afternoon each day, under the penalty of ten dollars for every such offense, to be sued for and recovered from the seller, auctioneer or his agent, jointly and severally. (R. O. 1897, sec. 634.)

Sec. 649. No person shall sell, or offer for sale, in any of the streets, avenues or public places, any sawdust, except in bags, securely tied, which shall neither be filled nor emptied, nor the contents thereof permitted to be scattered or blown about in any such street, avenue or public place, under the penalty of twenty-five dollars for every violation of the provisions of this section. (R. O. 1897, sec. 635, with verbal changes.)

Sec. 650. No auctioneer, or his agent or servant, or any other person, shall sell at auction or expose for sale or lay or place any goods, wares, merchandise, or other thing, in any street, road, lane, highway or public place, unless such person shall first obtain the consent or permission in writing of the occupant of the lot or building before which such articles or any part thereof shall be placed or exposed for sale, under the penalty of ten dollars for every such offense, for which penalty the seller, auctioneer or his agent shall be jointly and severally liable. (R. O. 1897, sec. 636, with verbal changes.)

Sec. 651. Such articles, after such permission granted, when placed or exposed for sale, shall not occupy more than one-third part in width of the carriageway in any street, under the penalty of ten dollars for every such offense, for which penalty the seller, auctioneer, or his agent shall be jointly and severally liable. (R. O. 1897, sec. 637, with verbal changes.)

Sec. 652. No person shall sell or expose for sale, or lay or place in any street, lane, roadway, highway or public place, at any time between the first day of June and the first day of November in each year, any salted beef or pork, dried or pickled fish, blubber, hides, cotton or wool, under the penalty of ten dollars for each offense, for which penalty the seller, auctioneer or his agent shall be jointly and severally liable. (R. O. 1897, sec. 638, with verbal changes.)

Sec. 653. No person shall sell or expose for sale at auction any carriage or carriages, any animal or animals of any description, in any public street or place, under the penalty of ten dollars for each offense, for which penalty the seller, owner or purchaser thereof shall be jointly and severally liable. (R. O. 1897, sec. 639, with verbal changes.)

Sec. 654. Every article exposed for sale at public auction, or sold in any public place, street, lane, road or highway, shall be removed from the same by six p. m. of the day of selling or exposing for sale, under the penalty of ten dollars for each failure so to do, to be recovered from the auctioneer, his agent or the purchaser thereof, jointly and severally. (R. O. 1897, sec. 640, with verbal changes.)

Sec. 655. No bellman or crier, nor any drum or fife, or other instrument of music, or any show signal or means of attracting attention of passersby other than a sign or flag, shall be employed or suffered or permitted to be used at or near any place of sale, or at or near any auction room, or at or near the residence of any auctioneer, or at or near any auction whatsoever, under a penalty of ten dollars for each offense, to be paid by the person using the same, or the auctioneer or his agent suffering or permitting the use of the same, jointly or severally. (R. O. 1897, sec. 641, with verbal changes.)

Sec. 656. No auctioneer or other person shall sell or expose for sale at public auction or vendue, any dry goods, hardware, woodenware or tinware, by retail or in small parcels or pieces, in any public street, lane, highway or public place (articles of household furniture at the places and as hereinbefore provided alone excepted), under the penalty of ten dollars for each offense, for which penalty the seller, auctioneer or his agent shall be jointly and severally liable. (R. O. 1897, sec. 642, with verbal changes.)

Sec. 657. No auctioneer or his agent or servant shall sell or expose for sale at public auction, any goods, wares, merchandise or other thing whatsoever, to any person or persons who at the time of bidding for the same, or whilst examining the same, shall be on the sidewalk or carriageway of any of the streets of the City, under the penalty of ten dollars for every such offense. (R. O. 1897, sec. 643, with verbal changes.)

Sec. 658. Nothing in these ordinances shall be construed to prevent the sale of goods to persons who may be standing on the carriageways of such streets or parts of streets or places as are hereinbefore mentioned and designated. (R. O. 1897, sec. 644, with verbal changes.)

Sec. 659. No auctioneer or his agent or servant, or any other person, shall lay or place, or sell or expose for sale, any article of household furniture in any street or public place other than such as is hereinbefore designated or mentioned, under the penalty of twenty dollars for every such offense, for which penalty the seller, auctioneer or his agent or servant shall be jointly and severally liable. (R. O. 1897, sec. 645, with verbal changes.)

Sec. 660. No person shall sell or expose for sale, in any streets or slips, any tinplate ware, earthenware, chinaware, glassware, goods, wares and merchandise of any description, or any other article, under penalty of ten dollars for each offense. (R. O. 1897, sec. 648, with verbal changes.)

Sec. 661. No person shall sell or expose for sale, in any of the streets of said City, any firewood of any description, under a penalty of ten dollars for each offense; but nothing herein contained shall prevent the sale, by any licensed cartman of said City, of any firewood on any of the wharves of said City. (R. O. 1897, sec. 649.)

Sec. 662. All persons who may be residents of this City may sell on the sidewalks of streets, provided they do not obstruct more than one-quarter of the same, between the fifteenth day of December and the first day of January following, fruits, game, poultry, Christmas greens and any other holiday goods of any kind, providing they obtain, in writing, the consent of the occupant of any store or building in front of which such goods are to be exposed for sale; provided that this permission shall not extend to Grand street, Manhattan Borough, between the Bowery and Clinton street. (R. O. 1897, sec. 650, with verbal changes.)

Article 13—Nuisances.

Sec. 663. Any person who shall permit any bear or other noxious or dangerous animal to run at large, or who shall lead any such animal with a chain or rope or any such appliance, whether such animal be muzzled or unmuzzled, in any street, avenue, lane, highway or public place, shall be deemed guilty of a misdemeanor, provided, however, that butchers may drive cattle on Eleventh avenue, Manhattan Borough, from Sixtieth to Fortieth streets, between the hours of twelve m. and five a. m. (R. O. 1897, sec. 653, with verbal changes.)

Sec. 664. No goat shall be permitted to go at large in any streets, avenues, lanes, alleys, piers, wharves or public places, under the penalty of three dollars for every such goat which shall be found at large, to be paid by the owner or person having charge, care or keeping thereof. (R. O. 1897, sec. 654, with verbal changes.)

Sec. 665. No person or persons shall throw, cast or lay any ashes, offal, garbage, dross, cinders, shells, straw, paper, shavings, dirt, filth or rubbish of any kind whatever, in any street, lane, alley or public place, nor shall any person throw, cast or distribute in any of the public streets, avenues or places any handbills, circulars, cards or any other advertising matter whatever, under a penalty of five dollars for each and every offense. (R. O. 1897, sec. 655, with verbal changes.)

Sec. 666. The owner or builder of any house or other building which may be being erected or repaired, shall cause all the rubbish of every kind occasioned thereby which may accumulate in the street, or be cast into the street, and all the dirt, stone, sand and clay which may be dug from the cellar, yard, area or vault and cast into the street to be removed out of the said street before six p. m. on each day, under the penalty of five dollars for each day's neglect, to be recovered from the owner or builder, jointly and severally. (R. O. 1897, sec. 656, with verbal changes.)

Sec. 667. No collector of ashes or other person shall unload from any cart, wagon or other vehicle, in any of the streets, any ashes by dumping or starting the same in the street or on the sidewalk, under the penalty of ten dollars for each offense. (R. O. 1897, sec. 657, with verbal changes.)

Sec. 668. No person shall throw or deposit any water or other liquid in any part of any street, alley, lane or public place, except in the side gutter thereof, under the penalty of two dollars for every such offense. (R. O. 1897, sec. 658.)

Sec. 669. No person shall expose, in any of the streets, lanes, avenues or public places, any table or device of any kind whatever, upon or by which any game of chance or hazard can be played, or shall play at or upon any such table or device,

under the penalty of twenty-five dollars for every such offense. (R. O. 1897, sec. 660, with verbal changes.)

Sec. 670. No person shall swim or bathe, at any time, in the waters of the East or North rivers, adjacent to any ferry or to the Battery, in the Borough of Manhattan, under the penalty of ten dollars for each offense. (R. O. 1897, sec. 661, with verbal changes.)

Sec. 671. No person shall swim or bathe in any of the waters within the jurisdiction of The City of New York, except in public or private bathing houses, unless covered with a bathing suit, so as to prevent any indecent exposure of person, under a penalty of five dollars for each offense; nor shall any person dress or undress in any place in said City, exposed to view, under a like penalty. (R. O. 1897, sec. 662.)

Sec. 672. No person shall place or post, or cause to or permit to be placed or posted, in any street, any handbill or advertisement, giving notice of any person having or professing to have skill in the treatment or curing of any disorder or disease, or giving notice of the sale or exposure to sale of any nostrum or medicine, under the penalty of twenty-five dollars for every such offense. (R. O. 1897, sec. 664, with verbal changes.)

Sec. 673. No dyer or scourer, or any other person, shall wash, rinse or cleanse, or cause or procure to be washed, rinsed or cleansed, any cloth, yarn or garment in any street, under the penalty of ten dollars for each offense. (R. O. 1897, sec. 665, with verbal changes.)

Sec. 674. No dyer or scourer, or any other person, shall place or suspend, or cause or procure to be placed or suspended, in or over any street, any cloth, yarn or garment for the purpose of dyeing the same, under the penalty of ten dollars for each offense. (R. O. 1897, sec. 666, with verbal changes.)

Sec. 675. No person shall beat any drum or instrument for the purpose of attracting the attention of passersby, in any street, to any show of beasts or birds or other things, nor shall any person use or perform with, or hire, procure or abet any other person to use or perform with any musical or other instrument, in any of the streets or public places. The provisions of this section shall apply only to itinerant musicians and side shows, and shall not be construed so as to affect any band of music or organized musical society engaged in any military or public parade, or in serenading, who shall comply with the laws of the State relating to parades in The City of New York, or to any musical performance conducted under a license from the proper municipal authorities. No person shall use or perform with, or hire, procure or abet any other person to use or perform with, any hand organ in any of the streets or public places, before the hour of nine a. m. nor after the hour of seven p. m. of any day, nor during any part of the first day of the week, commonly called Sunday, nor within a distance of five hundred feet of any schoolhouse or house of public worship, during the school hours or hours of public worship, nor within a like distance of any hospital, asylum or other public institution, nor within a distance of two hundred and fifty feet of any dwelling-house or other building when directed or requested by an occupant thereof not to so perform. No person shall use or perform upon any hand organ, except such organ shall be licensed as hereinafter ordained. Upon the payment of a license fee of one dollar per annum, the Bureau of Licenses may license such number of organs as the Chief thereof may deem proper, not to exceed, however, the total number of three hundred. Such licenses must be conspicuously displayed upon the front of said organ. Any violation of this ordinance or any part thereof shall be a misdemeanor, and punishable by a fine not exceeding ten dollars, or imprisonment not exceeding ten days for each offense. (R. O. 1897, sec. 667, with amendments.)

Sec. 676. No person shall, from any window or open space situated in any story of a house above the street floor, which window or open space is visible from the street or from the sidewalk on the opposite side of the street, exhibit to the public upon said street or upon the opposite sidewalk, any pantomime performance of puppet or other figures, ballet or other dancing, comedy, farce, show with moving figures, play or any entertainment of the stage or dramatic performance, or of that nature, under the penalty of ten dollars for each such offense. (R. O. 1897, sec. 668.)

Sec. 677. No advertising trucks, vans or wagons shall be allowed in the streets under a penalty of ten dollars for each offense. (R. O. 1897, sec. 669, with verbal changes.)

Sec. 678. Nothing in the preceding section contained shall prevent the putting of business notices upon ordinary business wagons so long as such wagons are engaged in the usual business or regular work of the owner, and not used merely or mainly for advertising. (R. O. 1897, sec. 670, with verbal changes.)

Sec. 679. No person shall place or keep on any windowsill, railing or balcony, top of porch or any other projection from any house or other building, any earthen flower-pots, wooden box or other article or thing whatever, for the cultivation or retention of flowers, shrubs, vines or any other article or thing whatever, unless every such flower-pot, box or other article is securely and firmly fastened or protected by iron railings, so fastened as to render it impossible for any such pot, box or other article to fall into the street, under the penalty of ten dollars for every such offense. (R. O. 1897, sec. 671, with verbal changes.)

Sec. 680. No person shall permit any dog to go abroad loose or at large in any of the streets, highways, parks or public places, unless such dog shall be securely muzzled so that it shall be impossible for it to bite, tear or otherwise wound with the teeth any human being or any other animal.

Sec. 681. The Police Commissioner is hereby directed to secure the enforcement of this ordinance by providing for the taking and detention in the public pound of any dog found going abroad loose or at large and not muzzled as aforesaid. Every dog so taken shall be detained in the public pound for a period not to exceed three days. The owner of such dog may recover the same upon his filing with the Clerk employed by the Police Commissioner and designated Property Clerk, pursuant to section 331 of the Greater New York Charter, an affidavit stating the fact of ownership, his place of residence, and a description of the dog sought to be recovered, and upon payment to said Clerk of the sum of three dollars (\$3). The said Clerk shall thereupon furnish to the said owner a certificate authorizing the Keeper of the Pound to deliver the said dog to the said owner, and upon delivery to him of the said certificate the said Keeper shall forthwith release the dog detained as aforesaid. At the expiration of three days' detention of any dog, such dog shall be destroyed. All moneys collected pursuant to this ordinance shall be paid into the Police Pension Fund.

Sec. 682. Nothing in this ordinance shall prevent the presence of any dog in any street, highway or public place, provided such dog shall be in charge of a competent person, and shall be securely held by a chain or leather strap not more than four feet long. (Res. 1920, of 1903.)

Sec. 683. All rails, pillars and columns of iron, steel or other material, which are being transported over and along the streets, upon carts, drays, cars or in any other manner, shall be so loaded as to avoid causing loud noises or disturbing the peace or quiet of such streets, under the penalty of twenty-five dollars for each offense. (R. O. 1897, sec. 673.)

Article 14—The Burial of Strangers or Unknown Persons Who May Die in Any of the Public Institutions of the City.

Sec. 684. The Commissioner of Public Charities and the Commissioner of Correction are hereby instructed and required to advertise in the "City Record" on the day succeeding the death of any stranger or unknown person who may die in any of the institutions under their charge a notice giving a full description of such person and a statement of all the property found in his or her possession at the time such person became an inmate of such institution, together with such other information as in the opinion of the officers in charge of any such institution shall be most likely to lead to the identification of the person so dying. (R. O. 1897, sec. 694, with verbal changes.)

Sec. 685. All the interments in any of the city cemeteries shall be in trenches, to be numbered consecutively, commencing with number one; every such trench shall contain one hundred and fifty bodies and no more, and each coffin shall be numbered by figures to be made of iron or other metal, or branded into the lid or cover of said coffin so as to be indelible, in the following manner, viz.: Each trench shall be constructed running in a direction from east to west; shall be of a size sufficient to contain the said number of one hundred and fifty bodies, which shall be laid therein in the order following, to wit: No. 1 at the northeast corner, No. 2 adjoining, and so on in regular order until No. 25 is deposited, when a layer of earth shall be placed on the twenty-five coffins thus deposited; No. 26 shall then be placed at the southeast corner, directly in the rear and in a line with No. 1, No. 27 adjoining, and so on until No. 50 is interred, which will be directly in the rear and on a straight line with No. 25; then covered with a layer of earth similar to those num-

bered 1 to 25, thus completing the first stratum of coffins in the trench. No. 51 shall then be placed directly over No. 1, No. 52 over No. 2, and so on until No. 75 is interred over No. 25, then covered as before from 1 to 25; No. 76 being placed directly over No. 26, and so on in the regular order until No. 100 is interred directly over No. 50, thus completing the second stratum of coffins. No. 101 shall then be placed directly over Nos. 1 and 51, and so on in regular order until No. 125 is placed directly over No. 75. This half of the trench shall then be permanently covered. No. 126 shall then be placed directly over Nos. 26 and 76, and so on in regular order until No. 150 is placed directly over Nos. 50 and 100, when the trench shall be considered full and finally covered. A new trench, to be numbered trench No. 2, shall then be commenced and filled in the manner above provided, and succeeded by trench No. 3 and so on for the future. At the head of each tier of coffins shall be placed a proper and durable board or stone, with the numbers corresponding with the numbers on such coffins placed therein, with figures made of iron or other durable metal, or branded thereon in such a manner as to be indelible. Each trench, when completed and the number placed at the head of each tier of coffins, shall be inclosed by a substantial fence, leaving a space sufficient to pass between it and the head-boards to admit of the passage of two persons, to afford an opportunity to inspect each head-board to ascertain the numbers thereon. (R. O. 1897, sec. 695, with verbal changes.)

Sec. 686. A register of burials shall be kept by the Superintendent or other person in charge of each City cemetery, which shall be so arranged that the name of each person interred shall be numbered to correspond with the numbers on the headboards of the tiers of coffins deposited in each trench, and shall be accessible at all reasonable times for the inspection of the public or the use of any person desiring to ascertain a particular place in which any person may be buried. A duplicate copy of such register shall be kept in the offices of the Commissioner of Public Charities and the Commissioner of Correction. (R. O. 1897, sec. 696, with verbal changes.)

Article 15—Partition Fences and Walls.

Sec. 687. All partition fences shall be made and maintained by the owners of the land on each side; and each party shall make and keep in repair one-half part thereof when it can be conveniently divided. (R. O. 1897, sec. 697.)

Sec. 688. In case of any dispute between the parties concerning the division of any such fence, or as to what part or portion of it shall be made or repaired by each party, respectively, and in all cases of dispute concerning the sufficiency of any fence, the matter shall be determined by the Aldermen for the time being of the district in which such partition or other fence may be situated. (R. O. 1897, sec. 698, with verbal changes.)

Sec. 689. When any partition fence cannot be conveniently divided the same shall be made and kept in repair at the joint and equal expense of the owners of the land on each side. (R. O. 1897, sec. 699.)

Sec. 690. When the regulation of a lot, in conformity with the street on which it is situated, shall require the ground of such lot to be raised and kept up higher than the ground of the adjoining lot or lots, and a partition wall for supporting the same shall be necessary, such partition wall shall be made and maintained by the owners, respectively, of the land on each side; and when the same can be equally divided, each party shall make and keep in repair one-half part thereof. (R. O. 1897, sec. 700.)

Sec. 691. If any dispute shall arise concerning the divisions of such partition wall between the parties, or as to what part or portion of it should be made or repaired by each, respectively, or concerning the sufficiency of any such partition wall, the same shall be determined by the Alderman of the district in which such wall is situated. (R. O. 1897, sec. 701, with verbal changes.)

Sec. 692. Where any partition wall cannot be conveniently divided, the same shall be made and kept in repair at the joint and equal expense of the owners of the land on each side. (R. O. 1897, sec. 702.)

Sec. 693. The regulation of lots, in conformity with the street, shall be calculated not to exceed a descent of two inches on every ten feet. (R. O. 1897, sec. 703.)

Sec. 694. Where any owner or owners shall insist on maintaining his, her or their ground higher than such regulation, the surplus partition wall which may be necessary to support such height shall be made and maintained at the individual expense of such owner or owners. (R. O. 1897, sec. 704.)

Sec. 695. Where any owner or owners shall insist on regulating his, her or their grounds with a descent less than two inches on every ten feet, the surplus partition wall necessary to support the ground on the adjoining lot, regulated in conformity with the preceding section, shall in like manner be made and maintained at the individual expense of such owner or owners. (R. O. 1897, sec. 705.)

Sec. 696. If any person whose duty it may be to make or repair any partition fence or partition wall, or any part thereof, in pursuance of the provisions of this ordinance, shall neglect so to do for six days after being requested, in writing, by the owner or occupant of the adjoining ground, it shall be lawful for such owner or occupant to make or repair such partition fence or wall, or cause the same to be done, and to recover from such person the expense of making or repairing so much thereof as ought to have been made or repaired by him or her, together with the cost of suit, in any court having cognizance thereof. (R. O. 1897, sec. 706.)

Sec. 697. All outside and boundary fences and all fences erected on the line of any public road, street, lane or avenue, shall be at least five feet high, and shall be built of good and substantial materials, and sufficient in all respects to keep out and prevent the encroachment of cattle, sheep, hogs and other animals, and shall be kept in good repair and of the height above mentioned. (R. O. 1897, sec. 707.)

Sec. 698. The owner or owners, lessee or lessees, tenant or tenants of any lot, piece of ground or premises upon which any fence not of the height and that shall not be erected in the manner and maintained at the height mentioned in the preceding section, or who, having erected the same, shall not keep the same in good repair, shall not recover any damage he, they or she may sustain from any cattle, sheep, hogs or other animals doing damage upon his, their or her premises; nor shall any cattle, sheep or other animals be placed in pound for doing damage; unless such fence be erected and kept of the height and in the manner mentioned in the last preceding section. (R. O. 1897, sec. 708.)

Sec. 699. In case of any dispute between the parties concerning any fence embraced within this article or the sufficiency thereof, the matter shall be determined by the Aldermen for the time being of the district in which such fence may be situated. (R. O. 1897, sec. 709.)

Article 16—To Prevent Injury to Hoses at Fires.

Sec. 700. The driver of any vehicle who shall drive any such vehicle over or across any hose in use or about to be used, or while lying in the carriage way after being used, in any street, avenue or public place, by any portion of the Fire Department for extinguishing any fire shall be deemed guilty of a misdemeanor, and on conviction thereof before any City Magistrate shall pay a fine of ten dollars, or in default of the payment of such fine be imprisoned, provided such imprisonment does not exceed ten days. (R. O. 1897, sec. 710.)

Sec. 701. The provisions of the last preceding section shall not apply to drivers of wagons carrying the United States mail, to drivers of ambulances, when conveying any patient or injured person to any hospital or when proceeding to the scene of any accident by which any person or persons have been injured, or to any driver of any vehicle who may be permitted to drive over or across any such hose by the officer of the Fire Department in command of the force operating at any such fire and under his direction. (R. O. 1897, sec. 711.)

Sec. 702. No cannon or piece of artillery shall be discharged or fired off in any street, avenue, lane or public park or place without a written permission from the Mayor, under a penalty of twenty-five dollars for every offense. The provisions of this section shall not apply to the fourth day of July in each and every year. (R. O. 1897, sec. 712, with verbal changes.)

Sec. 703. Any person or persons, commander or other officer or private of any artillery or other military company, troop of horse, corps, regiment, battalion, brigade or division, who shall violate any or either of the provisions of this article of these ordinances, or shall cause or permit the same to be done, shall severally forfeit and pay the sum of fifty dollars for each discharge or firing off of any piece of artillery, to be paid into the City Treasury for the use of the City. (R. O. 1897, sec. 713.)

Sec. 704. No hotel keeper, keeper of a public house, garden or place of resort, nor any other person, shall suffer or permit any person to practice with or fire off any pistol, gun, fowling piece or other firearms, in or upon his or her premises, nor shall suffer or permit any pistol gallery erected in his or her house or upon his or her premises, to be used for the purpose of practicing with any pistol, gun, fowling piece or other firearms, upon the first day of the week, called Sunday,

under the penalty of fifty dollars for each offense, to be sued for and recovered from the person keeping such public house, hotel, public garden, pistol gallery, place of resort or premises; and also the further penalty of fifty dollars for each offense, to be sued for and recovered from the person firing off or practicing with a pistol, gun, fowling piece or firearms. In case such person offending shall be an apprentice, such penalty shall be sued for and recovered from the master of such apprentice; or in case such person offending shall be a minor and not an apprentice, the same shall be sued for and recovered from the father of, or in case of the death of the father, then from the mother or guardian of such minor. (R. O. 1897, sec. 717.)

Article 17—The Firing of Firearms, Cannon and Fireworks.

Sec. 705. No person shall fire, discharge or set off in The City of New York any rocket, cracker, torpedo or other fireworks, or thing containing any substance in a state of combustion, unless a permit to do so shall first have been issued by the Fire Commissioner, under such restrictions as the said Fire Commissioner may deem necessary for the protection of life and property, except that general permission to discharge fireworks shall not be denied on Independence Day, July 4, of each year.

Sec. 706. Each and every violation of the provisions of the foregoing section shall be punishable by a fine of not more than five dollars (\$5), and in default of payment of such fine, by imprisonment until the same be paid, but such imprisonment shall not exceed one day.

Sec. 707. No person shall sell or expose for sale, or fire, discharge or set off any fireworks called or known by the names of "snakes" or "chasers," or any fireworks called or known by the name of "double headers," nor any fireworks under any other name composed of the same material and of the same character as those fireworks specified in this section, under the penalty of fifty dollars for each offense, to be sued for and recovered of the person selling or exposing the same for sale, firing off or discharging the same. In case such person shall be a minor, the same shall be sued for and recovered of and from the father, or in case of the death of the father, then from the mother or guardian of such minor. (R. O. 1897, sec. 719, with verbal changes.)

Sec. 708. The sale or use of the instrument known as the "patent flying cap exploder" is hereby prohibited under a penalty of ten dollars for every such offense, to be imposed by any City Magistrate of this City, upon the arrest of any offender, after proof of the violation of the provisions of this ordinance. (R. O. 1897, sec. 720.)

Sec. 709. No person shall fire off or discharge any gun, pistol, fowling piece or other firearm in The City of New York, under a penalty of ten dollars for each offense. The provisions of this section shall not apply to Washington Park, Hamilton Park, Bender's Schutzen Park, Bellevue Garden, Harlem River Park, Christ's Park, Kuntz's Elm Park, National Park, Karl Park, Hudson River Park, Brien's Undercliff Park, High Bridge; the dock at the foot of One Hundred and Fifty-fifth street, North river; the land lying between One Hundred and Sixty-eighth street, the Hudson river, One Hundred and Seventy-second street and the Kingsbridge road, while said property is used for the purpose of a rifle range by the Fort Washington Rifle Club, and no longer; Manhattan Park, situated in One Hundred and Fifty-fifth street, two hundred feet west of Eighth avenue; Cosmopolitan Park, located on One Hundred and Sixty-ninth street and Tenth avenue, near High Bridge; Zeltner's Park, located at the northeast corner of Third avenue and One Hundred and Seventieth street; St. Nicholas Park, located on One Hundred and Fifty-fifth street, between Eighth and Columbus avenues; Fort George Park, located on Amsterdam avenue, west side, between One Hundred and Ninety-fourth and One Hundred and Ninety-seventh streets; Rifle Range, located on the east side of Amsterdam avenue, between One Hundred and Eighty-seventh and One Hundred and Eighty-eighth streets; Manhattan Field, on Eighth avenue, from One Hundred and Fifty-fifth to One Hundred and Fifty-seventh streets; the premises of Tony Eiser, on the northeast corner of One Hundred and Eighty-fifth street and Amsterdam avenue; the Berkeley Oval, on Burnside avenue, between Sedgwick avenue and Macomb's Dam road; the premises of Henry Martens, No. 1151 Stebbins avenue, known as Pioneer Park; the premises of Theobald Noll (Morrisania Schuetzen Park), No. 1300 Boston avenue; the premises of Morris Dietsch, situated on the East river, adjoining the premises of the Oak Point Yacht Club, in the Twenty-third Ward; the grounds of the Columbia College Gun Club at Williamsbridge; the premises of the Washington Heights Club, One Hundred and Fifty-second street and Amsterdam avenue; the premises of the Country Club of Westchester County, situated on Eastchester bay, in the late Town of Westchester, now New York City; the grounds of Mrs. M. W. Ditmar, in Baychester; the grounds of the Kingsbridge Gun Club; the premises at the corner of Willow avenue and One Hundred and Twenty-ninth street, in The City of New York; the grounds of the Melrose Shooting Club at the end of Beretto's Point; the grounds of Frank Strassburg, Broadway and Myers road, Van Cortlandt, New York City; the premises of Frederick Lohbauer, known as Bay View Park, Pelham Bay, Throgg's Neck, Westchester, in The City of New York; the premises known as Nunley's Railroad Hotel and Casino, on Seaside Boulevard, South Beach, Staten Island; the premises of David Crabb, Linoleumville, Staten Island; Madison Square Garden, New York City; the grounds occupied by the Transit Rod and Gun Club, located near Lafayette avenue and the Bronx river; the premises known as Manhattan Casino Park, situate on the north side of One Hundred and Fifty-fourth street, between Eighth avenue and Central avenue, in the Borough of Manhattan; the premises of the Craig Sea Rod and Gun Club, Pelham bay, Bronx Borough. (R. O. 1897, sec. 721, as amended by resolutions as follows: March 20, 1897; October 12, 1897; October 18, 1897; October 25, 1898; February 16, 1899; May 8, 1900, and February 19, 1901; Res. 2001, of 1903.)

Article 18—Flags and Decorations at the City Hall.

Sec. 710. All power and authority to display flags or other decorations on, in or about the City Hall or other public buildings, with the City Hall Park, is hereby vested in the Mayor of The City of New York, unless otherwise ordered by the Board of Aldermen by a vote of the majority of all the members elected thereto. (R. O. 1897, sec. 722. See ch. 36, L. 1895.)

Article 19—Calcium or Drummond Lights.

Sec. 711. Any person who shall use or place in any street, avenue or public place any calcium, Drummond or other light of intense brilliancy, unless a permit therefor shall be first obtained from the Mayor, shall be deemed guilty of a misdemeanor; any such person who shall place any such light in or upon any house or other building, so that the same shall reflect or shine upon or into any such street, avenue or public place shall be deemed guilty of a misdemeanor. (R. O. 1897, sec. 723, with verbal changes.)

Article 20—Lime.

Sec. 712. No sloop or other vessel which shall bring any slaked or unslaked lime to this City for sale shall be permitted to lie in any of the public slips or at any of the public wharves while she has lime on board, except as hereinafter provided, under a penalty of fifty dollars for each offense. (R. O. 1897, sec. 724.)

Sec. 713. The last preceding section shall not be construed to prevent the lying of vessels having lime on board at the public wharves and in the slips while discharging cargo or during the period the lime is bona fide for sale, and the person having charge of said vessel and lime is ready and willing to sell and deliver the same. (R. O. 1897, sec. 725.)

Sec. 714. Any cartman who shall cart any slaked lime, whether merchantable or not, shall provide his cart with a tight box, sufficient to contain sixteen bushels, struck measure, which box shall, whenever any lime is contained therein, be covered with cloth or other sufficient covering to keep the contents from wasting. (R. O. 1897, sec. 726.)

Sec. 715. Every cartman who shall cart any slaked lime, excepting in the box, and furnished with the covering mentioned in the last preceding section, shall forfeit and pay the penalty of five dollars for every such offense. (R. O. 1897, sec. 727, with verbal changes.)

Sec. 716. No person shall keep a limehouse in any of the public streets, lanes or alleys between the first day of December and the first day of April in any year, under the penalty of fifty dollars for every twenty-four hours the same shall be kept therein. (R. O. 1897, sec. 728.)

Sec. 717. No person shall keep a limehouse in any of the public streets, lanes or alleys for a longer period than three months, under the penalty of ten dollars for every twenty-four hours the same shall be kept therein. (R. O. 1897, sec. 729.)

Article 21—Placards on Lampposts, etc.

Sec. 718. No person shall attach, place, paste, or cause to be attached, placed or pasted, any sign, advertisement or other matter upon any public lamp-post, telegraph pole, shade tree or fire hydrant now erected, or that may hereafter be so erected, under the penalty of five dollars for each offense; nor shall any person attach, place or paste,

or cause to be attached, placed or pasted, any sign, advertisement, notice or handbill, or other matter, on any curbstone, flagstone, or any other portion or part of any sidewalk or curbstone under a like penalty. (R. O. 1897, sec. 730, with verbal changes.)

Sec. 719. No person shall deface any sidewalk by printing thereon any advertisement or other matter without the consent of the owner thereof, under the penalty of five dollars for each offense. (R. O. 1897, sec. 732.)

Article 22—Carrying of Pistols.

Sec. 720. Every person, except Judges of the Federal, State and City courts, and officers of the general, State and municipal government authorized by law to make arrests, and persons to whom permits shall have been issued as hereinafter provided, who shall have in his possession a pistol of any description concealed on his person, or not carried openly, shall be deemed guilty of a misdemeanor, and shall be punished on conviction by a fine of ten dollars, or, in default of payment of such fine, by imprisonment not exceeding ten days. (R. O. 1897, sec. 733.)

Sec. 721. Any person, except as provided in this article, who has occasion to carry a pistol for his protection, may apply to the officer in command of the station house of the precinct in which he resides, and such officer, if satisfied that the applicant is a proper and law-abiding person, shall give such person a recommendation to the Commissioner of Police, who may, in his discretion, issue a permit to said person allowing him to carry a pistol of any description. Any non-resident who does business in The City of New York, and has occasion to carry a pistol while in said City, must make application for permission to do so to the officer in command of the station house of the police precinct in which he so does business, in the same manner as required by residents of said City, and shall be subject to the same conditions and restrictions. (R. O. 1897, sec. 734.)

Sec. 721A. If, at the time of the arrest, a pistol of any description shall be found concealed on the person of or not carried openly by any one arrested, the officer making the arrest shall state such fact to the City magistrate before whom the prisoner is brought, and shall make a separate complaint against such prisoner for violation of the provisions of this article. (R. O. 1897, sec. 735.)

Sec. 722. The Commissioner of Police is hereby authorized and empowered to annul or revoke any permission given under this article. Every person to whom a permit shall be granted, as above provided, shall pay therefor the sum of two dollars and fifty cents, which shall be applied in aid of the Police Pension Fund, and a return, in detail, made to the Comptroller monthly, under oath, of the amount so received and credited. All persons to whom such permission shall be given are hereby declared to be individually responsible for their own acts or the consequences that may arise from the use of pistols carried under the permission obtained as provided in this article. (R. O. 1897, sec. 736.)

Article 23—Blasting of Rocks.

Sec. 723. In all cases of blasting rock, each blast, before firing it, shall be covered on the top and sides with tin sufficiently large to cover the rock to be broken, and the tin shall be covered with at least twelve timbers each ten inches square and ten feet long, held together at each end by a chain of either steel or iron three-quarters of an inch in diameter. The explosive to be used shall not exceed one pound in weight of forty per cent, explosive for each four feet depth of hole that is not ten feet below the curb, and one pound in weight of sixty per cent, explosive for each four feet of depth of hole that is more than ten feet below the curb. (R. O. 1897, sec. 737.)

Sec. 724. Three minutes' notice before firing the blasts shall be given by displaying a red flag on a staff not less than ten feet high, set in a conspicuous place within twenty-five feet of the point where the charge is placed, and also by calling out the words "A blast" several times repeated and loud enough to be distinctly heard at a distance of two hundred feet from the point of discharge. The occupants of all houses within three hundred feet of the place of blasting shall be notified on the morning of each day upon which blasting is done. (R. O. 1897, sec. 738.)

Sec. 725. For every violation of either of the preceding sections of this article the offending party, upon complaint and conviction thereof before a City Magistrate, shall be liable to a fine of twenty-five dollars, and stand committed until the same is paid. (R. O. 1897, sec. 739.)

Article 24—Repavement of Streets and Avenues.

Sec. 726. It is hereby made the duty of the Borough Presidents, each in his respective jurisdiction, whenever granting a permit for any excavation, opening or disturbance of the pavement of the carriageway of any street, avenue or public place, or sidewalk thereof, except in cases where such opening, excavation or disturbance shall be directly authorized by law, to require of the person or persons by whom or for whose benefit any excavation or opening is to be made, for any purpose whatever, a deposit of such sum as shall be deemed sufficient to cover and pay all the expenses on the part of the department granting the permit, as the case may be, of furnishing such material, doing such work, and taking such means as shall be required to properly restore and secure against sinking the street and sidewalk, pavement, curb and flagging necessary to be replaced, in consequence of making such excavation, opening or disturbance; which deposit shall be a full discharge of all liability and claim against the person or persons making such deposit and payment for the work herein provided for and required of the departments aforesaid. (R. O. 1897, sec. 740, with verbal changes.)

Sec. 727. The said Borough Presidents shall deposit weekly with the City Chamberlain all moneys received under the last preceding section, an account of which moneys shall be kept separate and distinct from all other funds and accounts whatsoever by the said Borough Presidents and the City Chamberlain, who shall receive the same as a "special fund" in respect to each department separately, which fund is hereby established subject to such payments as hereinafter provided for. (R. O. 1897, sec. 741, with verbal changes.)

Sec. 728. Whenever any pavement, sidewalk, curb or gutter in any street, avenue or public place shall be taken up, it shall be the duty of the Borough Presidents aforesaid within whose jurisdiction said street or avenue is, to restore such pavement, sidewalk, curb or gutter to its proper condition as soon thereafter as is practicable, requiring the person or persons by whom or for whose benefit the same is removed to deposit the material composing the superstructure without breaking or injuring the same, and in a manner which will occasion the least inconvenience to the public, and to fill in any excavation made, and to leave the same properly packed, rammed and repaired for the repaving required. And the said Borough Presidents are hereby authorized to establish such rules and regulations as in their judgment shall be deemed necessary for the purpose of carrying out the provisions of this ordinance. (R. O. 1897, sec. 742, with verbal changes.)

Sec. 729. Such sums as shall be certified by the said Borough Presidents to have been necessarily expended by them for any repaving done pursuant to this ordinance, shall be paid from the special fund hereby created upon the requisition of the said Borough President, after examination, audit and allowance of accounts by the Finance Department, in the same manner that payments are or shall be required by law to be made from the City Treasury, provided that the amount so certified and paid shall not exceed the aggregate amount of such special fund. (R. O. 1897, sec. 743, "borough presidents" substituted for "commissioners.")

Article 25—Public Pounds.

Sec. 730. The Mayor shall appoint proper persons as masters of the public pounds, who, before entering upon the duties of their office, shall take and subscribe an oath or affirmation well and truly to execute the duties of their office. (R. O. 1897, sec. 744.)

Sec. 731. All swine or neat cattle found at large in violation of this article may be taken by any person or persons and driven or carried to such place as may be designated by the Board of Aldermen as a public pound. It shall be the duty of the Pound Master or person having charge of such public pound to enter in a book, to be kept by him for that purpose, the names and places of abode of all persons who may bring any such swine or neat cattle to such pound and the time of bringing the same respectively; no person shall receive any compensation for driving or bringing any neat cattle or swine to any of the public pounds. (R. O. 1897, sec. 746, with verbal changes.)

Sec. 732. If the owner of any such swine or neat cattle, or any other person entitled to redeem the same, shall appear and claim the same at any time before a sale thereof, it shall be the duty of the Poundmaster to deliver the same on receiving the amount of his fee for keeping and feeding the same, not exceeding one dollar for each beast for every twenty-four hours, and at that rate for any less period of time. (R. O. 1897, sec. 746.)

Sec. 733. It shall be the duty of the Poundmaster, on making any delivery of swine or neat cattle before sale, or on payment of surplus money after sale, to obtain from the person or persons claiming the same, his, her or their name or names and residence; and once in each month to report to the Corporation Counsel the same, and the name or names of all persons claiming swine or neat cattle, and their places

of residence, the date when the same were sold or redeemed, and the names of the persons leaving the same at the pound. (R. O. 1897, sec. 748.)

Sec. 734. If no person shall appear to claim such swine or neat cattle within three days after the same may have been impounded, it shall be the duty of the Pound master to give three days' notice of the sale thereof. (R. O. 1897, sec. 749.)

Sec. 735. Such notice shall contain some general description of the beasts impounded, and shall be posted up in some conspicuous place at said public pound and in the City Hall of the City of New York, and shall also be inserted in two or more of the public newspapers published in the City. (R. O. 1897, sec. 750.)

Sec. 736. In case of the sale of any impounded swine or neat cattle, the said Pound Master shall retain, out of the proceeds of such sale, sufficient to pay the amount of his fees and all charges incurred by him on account of said swine or neat cattle. (R. O. 1897, sec. 751.)

Sec. 737. If, after any such sale, and whilst the proceeds thereof remain in the hands of the said Pound Master, the former owner of any swine or neat cattle shall appear and claim the same, it shall be the duty of the said Pound Master to deduct from the proceeds of such sale the fees and charges as provided in the last preceding section, to ascertain the name and residence of such owner, and to pay over the residue of the proceeds of such sale to the person so claiming to be the owner. (R. O. 1897, sec. 752.)

Sec. 738. It shall be the duty of the said Pound Master, once in every month, to account to the Comptroller of The City of New York for all moneys received or expended by him by virtue of this article, and to pay over to the said Comptroller all such moneys remaining in his hands, after deducting his legal fees and charges. (R. O. 1897, sec. 753.)

Article 26—Public Worship in the Streets and Public Places.

Sec. 739. No person shall be concerned or instrumental in collecting or promulgating any assemblage of persons under the pretense of or for public worship or exhortation in the Battery or any of the markets or streets or parks or any public place in The City of New York laid out and appointed for the common use of the citizens under the penalty of twenty-five dollars for each offense.

Sec. 740. It shall be the duty of all Police Officers of The City of New York to prevent all such assemblies and to prosecute, apprehend and report to the Corporation Counsel all persons concerned or instrumental in promoting the same.

Sec. 741. Every Police Officer who shall neglect or refuse to perform his duty in the premises shall for every such neglect forfeit and pay the sum of five dollars.

Sec. 742. Nothing contained in the three preceding sections of this article shall be construed to prevent any clergyman or minister of any denomination or any person responsible to or regularly associated with any church, missionary association or incorporated missionary society located in or working for New York City, or lay-preacher or lay-reader, from preaching in any specified place or places in The City of New York, providing that such person shall have obtained the written permission of either the Mayor, Commissioner of Police or one of the Aldermen of the City thereof.

Sec. 743. Nothing contained in these ordinances shall be construed to prevent any ministers or people of any church, usually called Baptists, from assembling in proper places in The City of New York for the purpose of performing the rites of baptism according to the ceremonies of such church.

Sec. 744. No person shall disturb, molest or interrupt any clergyman, minister, missionary, lay-preacher or lay-reader who shall be preaching and have obtained permission according to this ordinance or any minister or people who shall be performing the rites of baptism as permitted by this ordinance, nor shall any person commit any riot or disorder in any such assembly, under the penalty of twenty-five dollars for each offense.

Article 27—Walks and Bridges Over Gutters.

Sec. 745. It shall be lawful for any person who so desires to place and keep a bridge over the gutter in front of any building other than those used as private residences, except on Broadway, Fifth avenue and Madison avenue, Manhattan Borough, on the following conditions: First—Application must be made to the Bureau of Licenses, and the sum of one dollar per annum, dating from the granting of such permit, paid for the privilege. Second—Every such bridge shall be constructed under the supervision and subject to the direction of the President of the borough in which it is situated. Third—Every such bridge shall be so constructed that it can be easily moved, and it shall be the duty of every person to whom such privilege may be granted, and to all persons now enjoying a like privilege, to clean thoroughly, or cause to be so cleaned, the gutter underneath every such bridge on Wednesday of each week, between the hours of sunrise and nine o'clock a. m. The Mayor may, for any violations of this section of these ordinances, or on the complaint of any citizen, or for any cause that he may deem sufficient, revoke any such permit so granted, or like privilege now enjoyed without a permit. (R. O. 1897, sec. 780, with verbal changes.)

Sec. 746. Hereafter the owner or general contractor engaged in the construction or erection of any building over five stories in height shall build or cause to be built a temporary roof structure over the sidewalk in front of said building, and said contractor or owner, prior to the erection of such bridge or roof, must secure permission for such construction from the President of the Borough in which the same is situated, and shall pay therefor such compensation as may be deemed equivalent by said Borough President for the privilege so conferred. (R. O. 1897, sec. 781, with verbal changes.)

Article 28—Steam Boilers.

Sec. 747. Every owner, agent or other person having charge of and operating any portable steam boiler used for rock drilling, excavating, hoisting or other purpose, and every steam boiler which is required to be tested by the sanitary company of the Police Department, under the provisions of chapter 180 of the Laws of 1884, shall have firmly placed and permanently secured upon such boiler a metal number or numbers corresponding with the number of said boiler as it is recorded upon the books of the Police Department.

Every failure to comply with the provisions of this ordinance shall be deemed a misdemeanor, and shall be punished, on conviction thereof, by a fine not exceeding twenty-five dollars for each offense, or, in default of payment of such fine, by imprisonment not exceeding ten days. (R. O. 1897, sec. 782.)

Sec. 748. All boilers in vessels now used on the waters in and around The City of New York not coming under the jurisdiction of the Marine Department of the United States Government or the Police Department of The City of New York are hereby placed under the jurisdiction of said Police Department, which is hereby authorized and empowered to test said boilers and to examine the persons operating the same as to their qualifications as engineers and firemen. Such tests of boilers and the examinations of persons operating the same shall be conducted in accordance with such provisions of the Greater New York Charter and Laws of the State of New York as are applicable to boilers operated on land. (Res. 2328 of 1903.)

Article 29—Ice Wagons.

Sec. 749. It shall not be lawful for the owner or driver of any wagon used for the sale of ice in any of the streets, avenues or public places to permit or allow the scale thereon, or the beam to which it may be attached, or other implements for handling ice, to project or hang outside or beyond the side or end of such wagon when in motion, under the penalty prescribed by section 44 of the Greater New York Charter and by these ordinances. (R. O. 1897, sec. 783.)

Article 30—Municipal Explosives Commission.

Section 750. There shall be a Municipal Explosives Commission which shall be constituted as follows: The said Commission shall consist of five (5) members; the Fire Commissioner of The City of New York shall be ex-officio Chairman and a member of the said Commission. The remaining four (4) members shall be appointed by the Mayor, and one of the said four (4) must be appointed from a list of ten to be submitted by the New York Section of the American Chemical Society. The said Commission shall hold office during the pleasure of the Mayor. (Ordinance approved May 19, 1902, sec. 1.)

Sec. 751. It shall be the duty of the said Commission to formulate and adopt such regulations as in its judgment may be necessary to carry out the purpose of this ordinance, and from time to time to add to or in any way change or amend such regulations. The said regulations and the amendments thereto and any changes which shall be made therein shall be subject to approval by the Mayor, and when so approved shall be published by the Fire Commissioner in the "City Record," and in such other manner as he shall deem necessary. (Id. sec. 2.)

Sec. 752. Said Commission, hereby established, shall meet at the call of the Fire Commissioner for the consideration of all matters pertaining to this ordinance, and each member thereof shall receive a fee of ten dollars (\$10) for attendance at each meeting. A majority of such Commission shall constitute a quorum for the purpose of doing business. (Id. sec. 3.)

Sec. 753. No person, firm or corporation, shall have, keep, sell, use, give away or transport, any gunpowder, blasting powder, guncotton, dynamite, nitro-glycerine, or any substance or compound or mixture or article having properties of such a character that alone or in combination or contiguity with other substances or compounds, it may decompose suddenly and generate heat, or gas, or pressure, or all of them, to produce rapid-flaming combustion, or administer a destructive blow to surrounding persons or things, within the corporate limits of The City of New York, excepting in the manner and upon the conditions herein provided, and under license issued by the Fire Commissioner under such regulations as the Municipal Explosives Commission shall prescribe. The said Fire Commissioner shall have power to revoke the license or licenses in case, in his judgment, there is an infraction of the provisions of this ordinance or of the regulations of the Municipal Explosives Commission. (Id. sec. 4.)

Sec. 754. No licensee shall employ any one in the use or care of explosives such as are used in blasting operations unless such person shall hold a certificate of fitness issued to him by the Fire Commissioner under the regulations established by the Municipal Explosives Commission. (Id. sec. 5.)

Sec. 755. No gunpowder, blasting powder, dynamite, gun cotton, nitro-glycerine, or such other explosives as may be hereafter designated for prohibition under this ordinance by the Municipal Explosives Commission shall be manufactured in the said city. (Id. sec. 6.)

Sec. 756. No holder of a license hereunder can avail himself of any of the privileges of the same until he shall have filed a bond with the said Commissioner in the penal sum of not less than one thousand dollars (\$1,000) or more than five thousand dollars (\$5,000), to be approved by the Comptroller, the amount of the said bond to be determined by the regulations as prescribed by the Municipal Explosives Commission, said bond to be conditioned for the payment of any loss, damage or injury resulting to persons or property from explosions, and for the strict observance of this ordinance and the regulations made hereunder. (Id. sec. 7.)

Sec. 757. The Municipal Explosives Commission may, by a unanimous vote of its members, subject to the approval of the Fire Commissioner, provide for an increase of the amount of the bond to be filed with the said Commissioner, in accordance with section 756 of these ordinances, to an amount not exceeding twenty-five thousand dollars (\$25,000), said bond to be approved by the Comptroller in accordance with section 756 of these ordinances. (Id. sec. 8.)

Sec. 758. In case of the violation of the provisions of these ordinances or regulations on explosives, even though no damage to persons or property be sustained, twenty (20) per cent. of said bond for the first infraction and the whole amount for the second offense shall be forfeited therefor and paid over to and for the use and benefit of the Relief Fund of the Fire Department of The City of New York. (Id. sec. 9.)

Sec. 759. The commander, owner or owners of any ship or vessel arriving in the harbor of New York, and having more than twenty-eight (28) pounds of gunpowder or other explosive named in this ordinance on board shall, immediately upon arrival and before such ship or vessel shall approach nearer than 300 yards of the pier line of said city, give written notice to the Fire Commissioner of the fact that such explosives are on said vessel. And all vessels having on board or loading explosives exceeding twenty-eight (28) pounds shall cause to be displayed at the masthead nearest the land while remaining within the city limits a red flag at least five feet square, and no ship or vessel shall lie at the pier after sunset having more than twenty-eight (28) pounds of explosives without a permit from the said Commissioner, said permit to be issued for not exceeding forty-eight (48) hours. (Id. sec. 10.)

Sec. 760. Nothing in these ordinances shall be construed to apply to any ship or vessel of war in the service of the United States or any foreign government while lying at a distance of 300 yards or upward from the pier line of said city, nor to any ship or vessel of war in the service of the United States while lying in any part of the Navy Yard in the Borough of Brooklyn. (Id. sec. 11.)

Sec. 761. No person, firm or corporation shall have, use, keep, sell or give away any substance or compound or mixture having such properties that it may, spontaneously or acting under the influence of any contiguous substance, or of any chemical or physical agency, ignite, inflame or generate inflammable vapors to a dangerous extent, within the limits of The City of New York, except in the manner and upon the conditions herein provided and under such regulations as the Municipal Explosives Commission shall prescribe. The Fire Commissioner of said City, under and in pursuance of regulations established by the Municipal Explosives Commission, may issue licenses to any person desiring to have, use, keep, sell or give away, any of the articles designated in this section. The Municipal Explosives Commission shall prepare such regulations as in its judgment may be necessary to control the storage and handling of the materials specified in this section, and it shall from time to time add to such list and bring under such regulations such other materials as the public safety may require. Said regulations and the amendments thereto shall be subject to approval by the Mayor, and when so approved shall be published by the Fire Commissioner in the "City Record" and in such other manner as he may deem necessary. (Ordinance approved May 19, 1902.)

Article 31—Miscellaneous.

Sec. 762. The minimum annual rents and the special charges to be collected by the Department of Water Supply, Gas and Electricity, shall be as follows:

Front Width.	One Story.	Two Stories.	Three Stories.	Four Stories.	Five Stories.
16 feet and under.....	\$4 00	\$5 00	\$6 00	\$7 00	\$8 00
16 to 18 feet.....	5 00	6 00	7 00	8 00	9 00
18 to 20 feet.....	6 00	7 00	8 00	9 00	10 00
20 to 22½ feet.....	7 00	8 00	9 00	10 00	11 00
22½ to 25 feet.....	8 00	9 00	10 00	11 00	12 00
25 to 30 feet.....	10 00	11 00	12 00	13 00	14 00
30 to 37½ feet.....	12 00	13 00	14 00	15 00	16 00
37½ to 50 feet.....	14 00	15 00	16 00	17 00	18 00

The apportionment of the regular frontage rates upon dwelling-houses is on the basis that but one family is to occupy the same, and for each additional family one dollar per year shall be charged.

Building purposes—10 cents per 1,000 brick. All masonry at the same rate, 500 brick being equal to one cubic yard.

Plastering—40 cents per 100 square yards, openings not included.

Baths—All baths \$3 per annum.

Water-closets and urinals of every description, \$2 per annum.

One water-closet and one bath in each house supplied free of charge.

Steam lighters and tugboats, H. P., per year.....	\$90 00
Steam lighters and tugboats, L. P., per year.....	45 00
Pile drivers and hoisting engines, per month.....	5 00
Steam yachts, per month.....	5 00
All others, per month.....	5 00
Water boats supplying shipping, per month.....	25 00

Meter Rates.

Water meters shall be placed, at the discretion of the Commissioner of Water Supply, Gas and Electricity, for all stores, workshops, hotels, manufactories, office buildings, public edifices, on wharves, ferry-houses, horse-troughs, and in all places where water is furnished for business consumption, except private dwellings; the charge for water measured by meter to be ten cents per 100 cubic feet.

All charges not herein mentioned or fixed are reserved for special contract by and with the Commissioner of Water Supply, Gas and Electricity. (Ordinance approved April 10, 1900.)

Section 763. Schedule for determining the compensation to be paid for the privilege of laying pipes (16-inch diameter or less) in streets and avenues, and the fee for opening street or avenue.

For Privilege.	Annual Rental Per Foot.
For first 100 feet (1 foot to 100 feet).....	\$2 00
For next 50 feet (100 feet to 150 feet).....	1 90
For next 50 feet (150 feet to 200 feet).....	1 80
For next 50 feet (200 feet to 250 feet).....	1 70
For next 50 feet (250 feet to 300 feet).....	1 60
For next 50 feet (300 feet to 350 feet).....	1 50
For next 50 feet (350 feet to 400 feet).....	1 40
For next 50 feet (400 feet to 450 feet).....	1 30
For next 75 feet (450 feet to 525 feet).....	1 20
For next 75 feet (525 feet to 600 feet).....	1 10
For 600 feet and over	1 00

Fee for opening street or avenue:

Twenty-five per cent. of amount paid for privilege.

Sec. 764. In pursuance of section 3314 of the Code of Civil Procedure, it is hereby directed that the sum of two dollars be allowed to each trial juror for each day's necessary attendance by him as such a juror at a term of any court of record of civil jurisdiction held within the County of New York; provided, however, that no such juror shall be so paid for attendance on any day on which he shall be excused from service at his own request. (Ord. of Feb. 13, 1903.)

Sec. 765. The New York and Brooklyn bridge shall be designated as the Brooklyn bridge; the new East River Bridge shall be designated as the Williamsburg bridge; bridge No. 3, crossing the East river shall be designated as the Manhattan bridge; Bridge No. 4, crossing the East river, shall be designated as the Blackwell's Island Bridge; the bridge crossing the Harlem river from the foot of One Hundred and Fifty-fifth street, in the Borough of Manhattan, to Jerome avenue, in the Borough of The Bronx, now known as the Central bridge, shall hereafter be designated as Macomb's Dam bridge. (Ord. of Mar. 28, 1902; Res. 846 of 1902.)

Sec. 766. Any and all contractors, or any other person or persons, are forbidden to dump, throw, empty, convey or cause to be conveyed for the purpose of dumping, any snow, ice or water in a vacant lot or tract of land, if such lot or tract of land be within a radius of three hundred feet of a dwelling, factory, school, any public building, or any place of business. (Ord. of April 8, 1902.)

Sec. 767. All public offices in The City of New York, except as otherwise provided by law, shall be open from nine o'clock a. m. to four o'clock p. m., except on Saturdays, when such offices shall be closed at twelve o'clock noon, and the heads of all departments may, when public business requires it, keep the said offices open after such hours, respectively. (R. O. 1897, sec. 15, with verbal changes.)

Sec. 768. Any person or persons, firm, partnership, company or corporation of whatsoever nature, to whom consent may issue or to whom permission may be granted to use or open up any streets, avenues or thoroughfares, shall be required, before such consent or permission may be granted to so use or open up any of the streets, avenues and thoroughfares by the department having jurisdiction thereover, to agree that none but competent men, skilled in the work required of them, shall be employed thereon, and that the prevailing scale of union wages shall be paid to those so employed; and no consent shall be granted or permission given until such agreement shall have been entered into with the department having jurisdiction, respectively, over the streets, avenues and thoroughfares to be so used or opened. (Ordinance approved May 8, 1899.)

Sec. 769. All general ordinances of The City of New York and of the former municipal and public corporations consolidated into The City of New York, except as herein contained, are hereby repealed. This section shall not be construed to affect or impair any right, interest, privilege or power which has accrued or been conferred heretofore, or any penalty, obligation, liability or forfeiture heretofore incurred, or any action or proceeding now pending; and any right, interest or privilege which by the terms of any ordinance in force at the adoption of these ordinances continues in force during the pleasure of the Board of Aldermen shall not be hereby terminated. The provisions of any of the foregoing ordinances, in so far as they are substantially the same as those of ordinances existing at the time these ordinances take effect, shall be construed as a continuance of such ordinances, modified or amended, according to the language employed in the foregoing ordinances and not as new enactments. Whenever the provisions of any of the foregoing ordinances applicable to the whole City conflict with the provisions of any of the foregoing ordinances applicable to a portion only of the City, the latter provisions shall alone govern and apply in the portion of the City affected by them.

Sec. 770. The provisions of these ordinances shall apply to The City of New York and every part thereof, except in cases where otherwise expressed, and the penalty for violating any of the same shall be \$10 for each offence, except in cases where a different penalty is by these ordinances imposed for any violation thereof, and any person violating any of such provisions shall be liable for such penalty for each offense, respectively.

LEOPOLD HARBURGER, REGINALD S. DOULL, PIERCE N. POOLE, ISAAC MARKS, WILLIAM T. JAMES, Committee on Codification.

Which was laid over.

In connection herewith Alderman Harburger offered the following:

No. 836.

Resolved, That the City Clerk be and he is hereby instructed to make requisition on the Supervisor of the City Record to have printed in pamphlet form three hundred copies of the proposed code of ordinances submitted by the Committee on Codification this day, for the use of the members of the Board of Aldermen and the office of the City Clerk.

Which was adopted.

MOTIONS, ORDINANCES AND RESOLUTIONS RESUMED.

No. 837—(S. O. No. 21.)

By the Vice-Chairman—

Resolved, That the Board of Estimate and Apportionment be and hereby is requested, in pursuance of the provisions of subdivision 8 of section 188 of the Amended Greater New York Charter, to authorize the Comptroller to issue Special Revenue Bonds to the amount of three hundred and sixteen thousand three hundred and forty-three dollars and seventy-two cents (\$316,343.72), the proceeds whereof shall be applied to meet the expenses charged against the account of the Board of Education of The City of New York entitled "General Repairs."

Which was laid over and made a Special Order for 2 o'clock at the next meeting.

COMMUNICATIONS FROM CITY, COUNTY AND BOROUGH OFFICERS RESUMED.

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

No. 838.

Department of Finance—City of New York, }
July 5, 1904. }

Hon. CHARLES V. FORNES, President, Board of Aldermen:

Dear Sir—I send you herewith certified copy of resolution adopted by the Board of Estimate and Apportionment July 1, 1904, recommending the fixing of the salary of the position of Auditor under the jurisdiction of the Police Commissioner at the rate of \$3,000 per annum, together with copy of communication from the Police Commissioner relative thereto.

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

Very truly yours,
J. W. STEVENSON, Deputy Comptroller.

Whereas, The Board of Estimate and Apportionment, at a meeting held July 1, 1904, adopted the following resolution:

"Resolved, That the Board of Estimate and Apportionment hereby recommends to the Board of Aldermen, in accordance with the provisions of section 56 of the Greater New York Charter, that the salary of the position of Auditor under the

jurisdiction of the Police Commissioner be fixed at the rate of three thousand dollars (\$3,000) per annum."

Resolved, That the Board of Aldermen hereby concurs in the above resolution and fixes the salary of the position of Auditor under the jurisdiction of the Police Commissioner at the rate of three thousand dollars (\$3,000) per annum.

(Copy.)

Police Department of The City of New York, }
No. 300 Mulberry Street, }
June 28, 1904. }

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

Gentlemen—I have the honor to request that the salary of the Auditor of the Police Department be fixed at the rate of three thousand dollars per annum.

I would not submit this request were it not for the fact that I feel the Auditor is justly entitled to at least three thousand dollars per annum for the work he is performing. Under the old Police Board there were three Auditors attached to the Auditing Bureau, drawing salaries ranging from two to three thousand dollars per annum. The entire work of these Auditors now devolves upon the present incumbent, and is much greater than formerly required, owing to the considerable and steady growth of his department.

I have the honor to be,

Very respectfully,

(Signed) WILLIAM MCADOO, Police Commissioner.

Which was referred to the Committee on Salaries and Offices.

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

No. 839.

Department of Finance—City of New York, }
July 5, 1904. }

Hon. CHARLES V. FORNES, President, Board of Aldermen:

Dear Sir—I send you herewith certified copy of resolution adopted by the Board of Estimate and Apportionment July 1, 1904, recommending the fixing of the salaries of the position of Stenographer in the Police Department at the rates of \$750, \$900, \$1,050, \$1,200, \$1,350, \$1,500, \$1,650 and \$1,800 per annum, respectively, together with copy of communication from the Police Commissioner relative thereto.

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

Very truly yours,

J. W. STEVENSON, Deputy Comptroller.

Whereas, The Board of Estimate and Apportionment at a meeting held July 1, 1904, adopted the following resolution:

"Resolved, That the Board of Estimate and Apportionment hereby recommends to the Board of Aldermen, in accordance with the provisions of section 56 of the Greater New York Charter, that the salaries of the following position in the Police Department be fixed as follows:

	Per Annum.
Stenographer.....	\$750 00
Stenographer.....	900 00
Stenographer.....	1,050 00
Stenographer.....	1,200 00
Stenographer.....	1,350 00
Stenographer.....	1,500 00
Stenographer.....	1,650 00
Stenographer.....	1,800 00

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

Police Department of The City of New York, }
Bureau of Records and Complaints, No. 300 Mulberry Street, }
New York, June 22, 1904. }

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

Sirs—I have the honor to request that the salary of Isadore Albert, Stenographer and Typewriter in the Police Department of The City of New York, be fixed at the sum of twelve hundred dollars per annum.

Very respectfully,

(Signed) WILLIAM MCADOO, Police Commissioner.

Which was referred to the Committee on Salaries and Offices.

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

No. 840.

Department of Finance—City of New York, }
July 5, 1904. }

Hon. CHARLES V. FORNES, President, Board of Aldermen:

Dear Sir—I send you herewith certified copy of resolution adopted by the Board of Estimate and Apportionment July 1, 1904, recommending the fixing of the salary of the position of Assistant to the Secretary of the New York City Improvement Commission at the rate of \$1,200 per annum; together with copy of communication from the Chairman of said Commission relative thereto.

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

Very truly yours,

J. W. STEVENSON, Deputy Comptroller.

Whereas, The Board of Estimate and Apportionment, at a meeting held July 1, 1904, adopted the following resolution:

"Resolved, That the Board of Estimate and Apportionment hereby recommends to the Board of Aldermen, in accordance with the provisions of section 56 of the Greater New York Charter, that the salary of the position of Assistant to the Secretary of the New York City Improvement Commission be fixed at the rate of twelve hundred dollars (\$1,200) per annum."

Resolved, That the Board of Aldermen hereby concurs in said resolution and fixes the salary of the position of Assistant to the Secretary of the New York City Improvement Commission at the rate of twelve hundred dollars (\$1,200) per annum.

New York City Improvement Commission, }
New York, June 20, 1904. }

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

Sir—The New York City Improvement Commission has found it necessary to provide for an assistant to the Secretary, and the salary for this position agreed upon by the Commission is \$1,200 per annum.

The Secretary of the Commission has not the time to attend to the clerical work of the Commission, and the appointment of an assistant, who shall be in charge of the office, care for the plans and records, and attend to the correspondence, is found to be necessary.

I beg to ask that, in accordance with section 56 of the Greater New York Charter, the Board of Estimate and Apportionment recommend to the Board of Aldermen the fixing of the salary of an assistant to the Secretary of the New York City Improvement Commission at the sum of \$1,200 per annum.

Respectfully,

(Signed) F. K. PENDLETON, Chairman.

Which was referred to the Committee on Salaries and Offices.

MOTIONS, ORDINANCES AND RESOLUTIONS AGAIN RESUMED.

The Vice-Chairman moved that all reports be received and laid over, and that all resolutions not acted upon and pending at this meeting be referred to the appropriate committees.

Which was adopted.

REPORTS OF SPECIAL COMMITTEES.

No. 630—(G. O. No. 112).

The undersigned, to whom was referred on May 24, 1904 (Minutes, page 568), the annexed resolution requesting that the Police Commissioner place upon the list of honorable mention the names of those in the Uniformed Force who were instrumental in the good work performed at the fire in Proctor's Theatre, on One Hundred and Twenty-fifth street, in the Borough of Manhattan, on May 6, 1904, respectfully

REPORT:

That, having examined the subject, and finding, as shown in the communication from the Police Department hereto attached, that the provisions of the resolution have been complied with, he therefore recommends that the said resolution be placed on file.

Police Department of The City of New York,
No. 300 Mulberry Street,
New York, June 29, 1904.

Hon. JAMES OWENS, Alderman:

Dear Sir—I have the honor to transmit herewith copy of proceedings of the Police Commissioner granting honorable mention and commendation to members of the Police Force who were instrumental in the work of handling the people and bringing them to safety at the fire which occurred at Proctor's One Hundred and Twenty-fifth Street Theatre on the 6th day of May, 1904, viz.:

Extract from Minutes of Police Commissioner McAdoo, June 29, 1904.

On reading and filing report of Inspector Elbert O. Smith, and on recommendation of First Deputy Commissioner Thomas F. McAvoy,

Ordered, That honorable mention be and is hereby made in the records of the Department of the meritorious conduct of Captain John J. McNally, of the Thirty-second Precinct, for the intelligent manner in which he handled the people at the fire which occurred at Proctor's One Hundred and Twenty-fifth Street Theatre May 6, 1904, where about eighteen hundred persons were in danger and were safely brought to the street.

On recommendation of the First Deputy Commissioner,

Ordered, That honorable mention be and is hereby made in the records of the Department of the meritorious service of Inspector Elbert O. Smith for the intelligent manner in which he controlled the operations of the Police Force at the fire which occurred at Proctor's One Hundred and Twenty-fifth Street Theatre on May 6, 1904.

On reading and filing report of Captain John J. McNally, concurred in by Inspector Elbert O. Smith, and on recommendation of First Deputy Commissioner Thomas F. McAvoy,

Ordered, That the following-named members of the Police Force be and are hereby commended for the cool and manly manner in which they handled the people at the fire which occurred at Proctor's One Hundred and Twenty-fifth Street Theatre May 6, 1904, and brought them to safety:

Roundsman Patrick Kenny Patrolmen Thomas Teeven, Jeremiah Shea, William McCracken, William Henry, Frederick Schaefer, Stephen J. Reardon, James E. Liston, Patrick L. Donovan, John F. Higgins, Joseph T. Gorman, William J. McGowan, Wilfred McGowan, Selig Whitman, Charles A. Becker, William Zankl, Eugene F. Fox, William Wehrenberg, James J. Skeehan, Andrew Hogan, all of Thirty-second Precinct; James McLaughlin, Thomas McLaughlin, Central Office, and Detective Sergeant Joseph T. Meehan Twenty-fourth Precinct.

Very respectfully,

WM. H. KIPP, Chief Clerk.

Whereas, On the 6th day of May, 1904, a fire occurred at Proctor's One Hundred and Twenty-fifth Street Theatre, where about eighteen hundred persons were in danger, and were safely brought to the street by the cool and manly manner the Police who were there handling the people and bringing them to safety without any injury to any one; be it

Resolved, That the Police Commissioner be requested by this Board that all members of Police who were instrumental in the good work to place their names on the list of Honorable Mention.

JAMES OWENS.

Which was laid over.

MOTIONS, ORDINANCES AND RESOLUTIONS AGAIN RESUMED.

No. 841.

By the President of the Borough of Manhattan—

Resolved, That, in pursuance of the provisions of subdivision 8 of section 188 of the amended Greater New York Charter, the Board of Estimate and Apportionment is hereby requested to authorize the Comptroller to issue Special Revenue Bonds to the amount of twenty thousand dollars (\$20,000) for the purpose of repairing and refurbishing the structure known as the Brownstone Building in the City Hall Park. Which was referred to the Committee on Finance.

No. 842.

By Alderman Wirth—

Resolved, That permission be and is hereby given to the Kings County Refrigerating Company to open streets, as shown in the accompanying diagram, for the purpose of laying pipes under Hall street and under and across Flushing avenue to Wallabout Market, under Washington avenue, between Park and Flushing avenues; under and across Flushing avenue, between Waverly and Washington avenues, and under and across Washington avenue, within the bounds of the Wallabout Market, provided that said pipe-line shall not be laid at more than three feet below the surface of the street and that said Kings County Refrigerating Company shall enter into an undertaking, to be approved by the President of the Borough of Brooklyn, to save The City of New York harmless from any loss or damage that may be occasioned by reason of the construction or maintenance of said pipe-line. The work of said construction to be done under the direction of the President of the Borough of Brooklyn and the permission hereby granted to continue only during the pleasure of the Board of Aldermen.

And provided further, that the said Kings County Refrigerating Company shall pay to The City of New York, as compensation for the privilege hereby granted, such amount as may be deemed equivalent therefor by the Board of Estimate and Apportionment, and that the permission hereby granted shall take effect only upon and after the payment by the said Kings County Refrigerating Company of any sum or sums so provided by the Board of Estimate and Apportionment; and no permit shall be issued to said company for the construction of said pipe-line until a proper receipt for the amount so paid is produced and submitted to the President of the said Borough. And in case of any default being made at any time in making any payment fixed by the Board of Estimate and Apportionment, the license herein provided for shall cease and determine without any action on the part of the Board of Aldermen at the expiration of ninety days after such default.

Which was referred to the Committee on Bridges and Tunnels.

No. 843.

By the Vice-Chairman—

Whereas, A contract was entered into January 1, 1904, by the Park Board for the construction of a pipe sewer from the mineral springs in Central Park to the sewer near the dairy, with necessary appurtenances and branches; and

Whereas, It has been found to be expedient to modify said contract by providing for certain changes in the work, by substituting a 12-inch for the original 8-inch pipe in a portion of the trunk sewer and by enlarging and extending the several branches, etc., involving an additional cost of the work of, approximately, \$9,275, based upon the prices named in the contract for similar work, and the said amount is in excess of five per cent. of the amount of the contract, to which extra work thereunder is thereto limited,

Resolved, That the Commissioner of Parks for the Boroughs of Manhattan and Richmond, through the Park Board, be and he hereby is authorized to provide for such additional work by further contract or modification of the existing contract without public letting at the contract prices for similar work not exceeding the estimated cost of \$9,275, payable from the funds now available for the purpose.

Which was referred to the Committee on Public Letting.

No. 844.

By Alderman Sturges—

Whereas, At the last meeting of this Board a resolution was adopted requesting the President of the Borough of Manhattan to immediately put a stop to certain alleged

work in connection with the premises of the Metropolitan Life Insurance Company on East Twenty-fourth street, between Madison and Fourth avenues; and

Whereas, Such resolution recites that said company has proceeded with the construction of a tunnel or vault in said street; and that such action is in defiance of law, in that it is without the sanction of this Board; and

Whereas, As appears from the communications hereto attached and made part of this preamble and resolution, such statement is without foundation in fact; and the said company is not in any manner engaged in the construction of such tunnel, has not entered upon such construction, and has no intention of beginning such construction until authorized by the City authorities; and

Whereas, The adoption of the resolution referred to has placed the said company in an unjust and false position before this Board and the entire community; therefore

Resolved, That it be and hereby is referred to the President of the Borough of Manhattan, and he is respectfully requested to ascertain and report to this Board whether or not the Metropolitan Life Insurance Company is or has been in any manner engaged in the construction of a vault or tunnel in connection with its premises on East Twenty-fourth street, to the end that if the charge as to the alleged action of the Metropolitan Life Insurance Company be without foundation all prejudice against said company may be removed, and its application for authority to construct such tunnel be entitled to due and proper consideration.

We, the undersigned architects and builders of the building in course of construction for the Metropolitan Life Insurance Company, located on the north side of Twenty-fourth street, distant 150 feet east from Madison avenue, do hereby certify that no work has been done in connection with the construction of a proposed tunnel connecting the said property with the property of the Metropolitan Life Insurance Company, located on the south side of Twenty-fourth street, immediately opposite, and for which resolution granting permission to construct such tunnel has been introduced in the Board of Aldermen of The City of New York.

N. LEBRUN & SONS, Architects.

V. J. HEDDEN & SONS CO., Builders.

New York, June 29, 1904.

Metropolitan Life Insurance Company,
New York, June 29, 1904.

FRANK D. STURGES, Esq., No. 71 Wall Street, N. Y. City:

Dear Sir—I was greatly astonished to learn that a resolution was introduced yesterday in the Board of Aldermen which would indicate that there is an impression that we have started the work of constructing the tunnel connecting this building with the one we are building on the north side of Twenty-fourth street, and in connection with which you were kind enough to introduce for us a resolution in the Board of Aldermen granting permission to construct the same.

Permit me to assure you that there has been absolutely no work whatever done in the way of constructing this tunnel, not even any preliminary work other than the preparation of plans.

I cannot imagine what could give rise to such an impression, and assure you that under no circumstances would we undertake this construction without having permission from the municipal authorities.

I inclose a certificate signed by both our architects and builders certifying that no work has been done in the way of construction of the proposed tunnel.

I have not a copy of the resolution that was introduced in the Board on June 28, but if my understanding of it is correct, it would certainly put us in a false position. I trust you will present the facts as they are to his Honor the Mayor, and will be pleased to furnish you with any further certificates or affidavits that you might regard as desirable.

Assuring you of my appreciation of your attention to this matter, I beg to remain,

Respectfully yours,

F. H. ECKER, Manager, B. and M. D.

Which was referred to the President of the Borough of Manhattan.

No. 845.

By Alderman Stapleton—

Resolved, That permission be and the same is hereby given to Patrick Fitzsimmons to place and keep a watering-trough on the sidewalk near the curb in front of his premises No. 122 Worth street, in the Borough of Manhattan; the work to be done and water supplied at his own expense under the direction of the President of the Borough of Manhattan, the permission hereby given to continue only during the pleasure of the Board of Aldermen.

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

No. 846.

By Alderman Owens—

Resolved, That permission be and the same is hereby given to the various political organizations and associations of The City of New York to erect stands for the purpose of holding political meetings on the sidewalks or carriageways of The City of New York, providing said stands shall be removed within twenty-four hours after having been used; and be it further

Resolved, That permission be given to all political parties to erect, place and keep transparencies, erect poles and swing banners therefrom, the Presidents of the Boroughs consenting thereto, and where banners are swung from houses the property-owners consenting thereto, the work to be done and materials supplied at their own expense;

Resolved, That permission also be given to said associations to parade through the streets, avenues and thoroughfares of The City of New York with vehicles containing bells or bands of music, the last privilege to be under the direction of the Chief of Police and the first two privileges to be under the Presidents of the Boroughs, respectively; said permission to continue only until November 10, 1904, any resolution or ordinance heretofore passed to the contrary notwithstanding.

Which was referred to the Committee on Affairs of Boroughs.

No. 847.

By Alderman Gass—

Resolved, That permission be and the same is hereby given to St. Peter's Episcopal Church to construct and maintain at its own expense, in front of its property on the southeast side of Westchester avenue, opposite Union avenue, Borough of The Bronx, a terrace or slope, within the stoop-line, under the direction of the President of the Borough of The Bronx, said permission to continue only during the pleasure of the Board of Aldermen.

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

No. 848.

By Alderman Davies—

Resolved, That the Commissioner of Water Supply, Gas and Electricity is hereby respectfully requested to light the following-named streets, as follows:

1. To light Manhattan street, in the Borough of Manhattan, with electric lights.

2. To light One Hundred and Forty-fifth street with electric lights.

Which was referred to the Committee on Water Supply, Gas and Electricity.

No. 849.

By the same—

Be it Resolved, by the Board of Aldermen of The City of New York, as follows: That the Commissioner of Water Supply, Gas and Electricity is hereby respectfully requested to place Welsbach burners on the lamp-posts in front of the following churches:

1. In front of the Lutheran Church at the southeast corner of One Hundred and Forty-fifth street and Edgecombe avenue.

2. In front of the Roman Catholic Church of St. Charles Borromeo, in West One Hundred and Forty-first street, between Seventh and Eighth avenues.

Which was referred to the Committee on Water Supply, Gas and Electricity.

No. 850.

By Alderman Culkin—

Resolved, That permission be and the same is hereby given to the Manhattan Refrigerating Company to lay pipes for the supply of refrigeration to its customers, as shown by the dotted lines in the accompanying diagram, under and across the following thoroughfares in the Borough of Manhattan: From a point at the junction of Horatio and Washington streets to West Twelfth street, through West Twelfth street to Greenwich street, thence up Greenwich street into Ninth avenue

to a point at the junction of West Fourteenth street and Ninth avenue; provided that said pipe-line shall not be laid at more than three feet below the surface of the street and that said Manhattan Refrigerating Company shall enter into an undertaking, to be approved by the President of the Borough of Manhattan, to save The City of New York harmless from any loss or damage that may be occasioned by reason of the construction or maintenance of said pipe-line. The work of said construction to be done under the direction of the President of the Borough of Manhattan, and the permission hereby granted to continue only during the pleasure of the Board of Aldermen.

And provided further, that the said Manhattan Refrigerating Company shall pay to The City of New York, as compensation for the privilege hereby granted, such amount as may be deemed equivalent therefor by the Board of Estimate and Apportionment, and that the permission hereby granted shall take effect only upon and after the payment by the said Manhattan Refrigerating Company of any sum or sums so provided by the Board of Estimate and Apportionment; and no permit shall be issued to said company for the construction of said pipe-line until a proper receipt for the amount so paid is produced and submitted to the President of the said Borough. And in case of any default being made at any time in making any payment fixed by the Board of Estimate and Apportionment, the license herein provided for shall cease and determine without any action on the part of the Board of Aldermen at the expiration of ninety days after such default.

Which was referred to the Committee on Bridges and Tunnels.

Alderman Donohue moved that when this Board adjourns it do adjourn to meet on Tuesday, July 26, 1904, at 1 o'clock p. m.

The President put the question whether the Board would agree with said motion.

Which was decided in the affirmative by the following vote:

Affirmative—Aldermen Ahner, Baldwin, Boyhan, Brenner, Callahan, Chambers, Donohue, Dougherty, Doull, Gass, Grimm, Haenlein, Harburger, Harnischfeger, Hann, Higgins, James, Jones, Kenney, Lochner, Morris, Arthur H. Murphy, Owens, Poole, Shea, Sheil, Stapleton, Stumpf, Twomey, Wafer, President Haffen and the Vice-Chairman—32.

Negative—Aldermen Davies, Goodman, Grifenhagen, Meyers, Robinson, Sickles, Sturges, Ware and Wirth—9.

Alderman Donohue moved that the Board do now adjourn.

The President put the question whether the Board would agree with said motion.

Which was decided in the affirmative.

And the President declared that the Board stood adjourned until Tuesday, July 26, 1904, at 1 o'clock p. m.

P. J. SCULLY,
City Clerk and Clerk of the Board of Aldermen.

POLICE DEPARTMENT.

New York, June 22, 1904.

The following proceedings were this day directed by Police Commissioner McAdoo:

Approved.

Application of Captain James E. Dillon, Twenty-third Precinct, for detail of Patrolman George Hasenmiller, to crossing, Forty-second street and Lexington avenue, in place of Patrolman William Barry.

Recommendation of First Deputy Commissioner Thomas F. McAvoy, relative to transfer of certain Roundsmen.

Recommendation of First Deputy Commissioner Thomas F. McAvoy, that Patrolman James McNulty, First Precinct, be transferred to the Second Precinct, and assigned to duty at ferry foot of Whitehall street.

Request of Department of Docks and Ferries that an Officer be detailed to North river front, from Fourteenth to Fifteenth street.

Referred to the Chief Inspector.

Communication from F. Halpin, commanding Detective Sergeant McCafferty, for arrest and conviction of one Edwin P. Hoyt. To Inspector McClusky through the Chief Inspector.

Referred to the Second Deputy Commissioner.

Communication from Taxpayers' Improvement Association, of Windsor Terrace, Brooklyn, asking for additional Police protection, etc. For attention.

Communication from Rear Admiral Fred'k Rodgers, commanding Patrolman George W. Hackett, Fiftieth Precinct, for recovery of stolen property. Through the Second Deputy Commissioner to the Captain of precinct, with direction to read contents to Officer.

Referred to the Third Deputy Commissioner.

Petitions for pension of the following: Margaret A. Hughes, widow of Vincent T. Hughes, deceased Patrolman, and Lizzie J. Corvin, widow of Patrick J. Corvin, deceased pensioner.

Chief Clerk to Answer.

Louis H. Voss, asking if Daniel J. Ryan has been notified to commence work on new Sixty-eighth Precinct station-house.

Fred S. Smith, asking to be reinstated as Patrolman or appointed as Patrol Wagon Driver.

Cowperthwait & Sons, asking for address of Edward W. Kealey, Fifteenth Precinct.

Luke O'Reilly, asking what action the Commissioner intends to take in the matter of reinstating H. B. Gorsuch.

R. G. Betts, asking that order be issued to prevent arrests of motor cyclists.

Ordered, That the following-named persons whose names appear upon the eligible list of the Municipal Civil Service Commission, dated June 9, 1904, be and are hereby employed on probation as Patrolmen, viz.:

James W. Murray.

Jacob Kauff.

Albert C. Mollers.

Charles P. Clerke.

Martin E. Byrnes.

James Palmer.

Ordered, That Jeremiah J. Murphy be and is hereby appointed as Patrolman, his term of probation having expired, and assigned to duty in the Twenty-eighth Precinct.

In accordance with notice received from the Finance Department that the Comptroller on May 26, 1904, endorsed the contract for furnishing all the labor and furnishing and delivering all the materials for erecting the new station-house for the Sixty-eighth Precinct, which was awarded to Daniel J. Ryan, and that the same is a valid contract,

Ordered, That the contractor, Daniel J. Ryan, be and is hereby notified to commence the work of erecting such station-house, in accordance with plans and specifications.

On reading and filing report of Sergeant Thomas E. O'Brien, Inspector of Repairs and Supplies,

Ordered, That the Commissioners of the Sinking Fund be and are hereby respectively informed that the easterly end of the Fourteenth Precinct station-house building (Union Market) may be rented for the month of July, 1904.

On reading and filing communication from the Corporation Counsel, dated June 13, 1904,

Ordered, That the Chief Clerk be and is hereby directed to prepare and forward to the Comptroller for payment, pay-roll for Donald Grant, as Inspector of Police from the date of his reinstatement.

On reading and filing communication from George W. Copland, No. 116 Broad street, Manhattan,

Ordered, That the requirement of Rule 17, paragraph e of the Rules and Regulations, that Special Patrolmen shall report to the Bureau of Information between the first and fifth days of each month, be and is hereby waived in the case of George W. Copland.

On reading and filing report of Captain Patrick Murphy, Forty-fifth Precinct, and Inspector John Wiegand, approved by Second Deputy Commissioner Thomas F. Farrell,

Ordered, That Patrolman Daniel Gill, Forty-fifth Precinct, be and is hereby "Commended" for his promptness and courage in arresting one Dominick Don-

dino, who had shot and instantly killed one Francesco Repe at Sackett and Columbia streets, Brooklyn, on the morning of June 13, 1904.

Approved (additional).

Application of Captain James McGlynn, Thirty-first Precinct, to be excused for twelve hours from 8 A. M., the 23d inst.

Retired on Surgeon's Certificate.

Patrolman William Reidy, Thirty-first Precinct, \$600 per annum.

Resignation Accepted of Special Patrolman.

Paul Mattley, employed by John C. Roe, Coney Island, Brooklyn.

Appointment Revoked of Special Patrolman.

W. G. Carney, employed by Manhattan Protective Company, Manhattan.

Special Patrolmen Appointed.

John T. Cuff, for O'Rourke Engineering and Construction Company, Manhattan.

James Maccano, for Aiello & Co., No. 5 Mulberry street, Manhattan.

Leave of Absence Granted.

Roundsman Eugene C. Casey, Sixth Precinct, 60 days, with sick pay.

Disapproved.

Application of Patrolman William H. McCauley, Forty-ninth Precinct, for full pay from April 5 to May 9, 1904.

On File, Send Copy.

Resolution of Commissioners of the Sinking Fund, adopted June 17, 1904, amending resolution of March 29, 1904, authorizing renewal of lease of premises Nos. 105-107 Second avenue, College Point, Borough of Queens, by substituting as the term of the lease from June 17, 1904, to May 1, 1905, in place of one year from June 17, 1904. Copy to the Bookkeeper and to the Auditor.

On File.

Communication from Edgar L. Fursman, asking that pay due Captain Henry Halpin for time while under suspension be paid to said Captain Halpin. Denied.

Reports of Precincts in Manhattan, The Bronx and Richmond, relative to places of amusements, under Rule 49, paragraph 7.

Report of Inspector Albertson relative to work done at and around the wreck of the "General Slocum."

Communication from Charles P. Sanford, thanking the Commissioner for copies of reports relative to arrests.

Report of Surgeon Terry, of contagious disease in the family of Patrolman J. C. Holzberger, Sixty-fourth Precinct.

Report of Surgeon Nesbitt, of contagious disease in the family of Patrolman Stephen Dowling, Twenty-second Precinct.

The following transfers were this day ordered by the Commissioner, to take effect 4 P. M., the 23d inst.:

Roundsman George Busby, from Sixth Precinct to Forty-fourth Precinct.

Roundsman Julius E. Pattengill, from Tenth Precinct to Sixty-first Precinct.

Roundsman George B. Starkey, from Eighty-third Precinct to Sixtieth Precinct.

Roundsman Willard Miller, from Sixteenth Precinct to Eighth Precinct.

Roundsman Edward Hallahan, from Thirtieth Precinct to Twenty-fourth Precinct.

Patrolman James McNulty, from First Precinct to Second Precinct, assigned at ferry foot Whitehall street.

Patrolman William Barry, Twenty-third Precinct, remanded from crossing, Forty-second street and Lexington avenue.

Patrolman Geo. Hasenmiller, Twenty-third Precinct, assigned to crossing, Forty-second street and Lexington avenue.

Roundsman James F. Shaw, from Eighth Precinct to Eighty-third Precinct.

Roundsman Henry L. Hawkins, from Twenty-fourth Precinct to Seventy-sixth Precinct.

Roundsman George W. Jackson, from Fifteenth Precinct to Sixth Precinct.

Roundsman Henry Scherb, from Fifteenth Precinct to Tenth Precinct.

The following was ordered to be entered in proceedings of June 18, 1904:

To the Police Commissioner, No. 300 Mulberry street, City:

Sir—I beg to acknowledge receipt of your letter of June 17, in reference to the raising of the hull of the "General Slocum."

I agree with you, that in order to recover any bodies that may be therein and to obtain any physical evidence which may throw light on the cause of the disaster, the hull of the "Slocum" should be raised without delay.

As the underwriters are unwilling to expend more than six thousand dollars for the work, and as you inform me it will cost twelve thousand dollars, I hereby authorize you to contract with the Merritt & Chapman Company to raise the hull at an expense not to exceed twelve thousand dollars, the work to be done as soon as possible, you to take entire direction of the work. I am,

Respectfully,

(Signed)

GEORGE B. McCLELLAN, Mayor.

To the President of the Board of Health of The City of New York:

Dear Sir—Acknowledging the receipt of a copy of minutes adopted by your Board as of this date, which reads as follows:

At a meeting of the Board of Health, held at the office of the Board on Saturday, June 18, 1904, the report of the Sanitary Superintendent was received, as follows:

"Board of Health of The City of New York:

"Gentlemen—I have the honor to report that I have this day visited the wreck of the steamboat 'General Slocum,' lying off Hunt's Point, in the Borough of The Bronx, and it is my opinion that, owing to the number of bodies of persons who are missing, bodies are retained in the water on account of the presence of the wreckage. I therefore recommend that action be taken forthwith to have the steamer 'General Slocum' raised in order that the conditions existing there may be ascertained and the bodies retained there may be released, as their presence is a menace to the public health.

"As it would seem that bodies are being detained in the water in and adjacent to the wreck of the steamboat 'General Slocum,' and this being a menace to the public health, it is therefore

"Resolved, That the Commissioner of Police be requested to co-operate with this Department, pursuant to chapter 310 of the Charter, and take all necessary steps immediately to raise the wreck of the steamboat 'General Slocum' and remove all bodies found in connection therewith.

"Yours respectfully,

"By order of the Board of Health.

(Signed) By CHARLES F. ROBERTS, M. D., Secretary."

I beg to say that in carrying out the request of your Board, to raise the wreck of the steamboat "General Slocum" and to remove all bodies found in connection therewith, I have this day entered into the following contract with the Merritt & Chapman Derrick and Wrecking Company of this City, for that purpose, and that the work will commence immediately:

This agreement, signed in duplicate and made this 18th day of June, 1904, by and between William McAdoo, Police Commissioner of The City of New York, party of the first part, and the Merritt-Chapman Derrick and Wrecking Company, party of the second part;

Witnesseth: First—That the party of the first part, pursuant to authority vested in him by law and pursuant to the resolutions of the Board of Health, dated June 18, 1904, hereby agrees to pay to the party of the second part the sum of eleven thousand dollars.

Second—That for and in consideration of the promise of the party of the first part, the party of the second part hereby covenants, promises and agrees to raise and deliver at such point and in the manner prescribed by the party of the first part the hull, body and wreck of the excursion boat known as the "General Slocum," now lying in the waters adjacent to Hunt's Point, in The City of New York.

Third—That the party of the second part, for and in consideration of the promises of the party of the first part, further covenants, promises and agrees, if the wreck is in such condition as to render it practicable and not too dangerous to life, to stop, plug and render into such condition as to float the hull and wreck of the steamer "General Slocum."

Fourth—That the party of the second part, for and in consideration of the promises of the party of the first part further covenants, promises and agrees, while carrying on the work of preparation to raise the wreck and while working at raising the said wreck and hull, to maintain a vigilant and unceasing search for bodies in and around the same

and to employ proper divers for such purpose. This in addition to other employment to search for said bodies.

Fifth—That the party of the second part, for and in consideration of the promises of the party of the first part, further covenants, promises and agrees to deliver such bodies at the water's surface near said wreck to the Police on duty at that point.

Sixth—That the party of the second part, for and in consideration of the promises of the party of the first part, further covenants, promises and agrees to conduct the work of preparing to raise the said wreck and hull of the said steamer "General Slocum," subject at all times to the orders of the party of the first part, and also to aid in procuring such evidence as the District Attorney of the County of New York may request.

Seventh—That the party of the second part, for and in consideration of the promises of the party of the first part, further covenants, promises and agrees to allow the District Attorney or his duly accredited representative to have full ingress and egress to the wreck and hull of the steamer "General Slocum" for the purpose of obtaining evidence of any offence committed against the laws of the State of New York.

Eighth—That the party of the second part, for and in consideration of the promises of the party of the first part, further covenants, promises and agrees that his employees and agents in connection with the work of raising the hull and wreck of the said steamer "General Slocum" shall be strictly enjoined to hold no conversations in regard to the facts discovered, or the condition of the bodies recovered, or the circumstances discovered in and around the wreck of said steamer "General Slocum" with any one, except the District Attorney, his accredited representative, or with a member of the Police Department authorized to receive such information.

Ninth—That the party of the second part, for and in consideration of the promises of the party of the first part, further covenants, promises and agrees to commence the work provided for in above contract at once, and to pursue it with the greatest diligence until finished.

(Signed) WILLIAM McADOO,
Police Commissioner of The City of New York.
(Signed) MERRITT & CHAPMAN DERRICK AND
WRECKING COMPANY,
By Isaac N. Chapman, Vice President.

Witnesses:

(Signed) Charles L. Guy,
(Signed) Harris Lindsay.
Very truly,
(Signed) WILLIAM McADOO, Police Commissioner.
WM. H. KIPP, Chief Clerk,

POLICE DEPARTMENT.

New York, June 23, 1904.

The following proceedings were this day directed by Police Commissioner McAdoo:

Approved.

Recommendation of First Deputy Commissioner Thomas F. McAvoy relative to detailing certain Patrolman to bathe at Pelham Bay Park.

Recommendation of Second Deputy Commissioner Thomas F. Farrell relative to transfer of certain Patrolmen.

Application of Patrolman Louis Cohen, Sixty-fifth Precinct, for transfer to the Fifth Precinct, an exchange with Patrolman Frederick R. Kotteman.

Recommendation of Surgeon Williams that Patrolman Emerson J. Lake, Thirty-fourth Precinct, be dismounted.

Application of Patrolman Louis Hyams, Seventy-ninth Precinct, for transfer with his horse and equipments to the Nineteenth Precinct.

Application of Captain William G. Hogan, Twenty-fifth Precinct, for transfer of Patrolman David Isenberg, Third Precinct, to his command for duty in plain clothes.

Recommendation of Second Deputy Commissioner Thomas F. Farrell that Patrolman Patrick Riley, Forty-fifth Precinct, be transferred to the Forty-sixth Precinct, and Patrolman Gilliam Berthoff, Forty-fifth Precinct, be transferred to the Forty-ninth Precinct.

Application of Captain Francis J. Kear, Sixth Precinct, to be excused for twelve hours on June 25, 1904.

Application of Captain John J. McNally, Thirty-second Precinct, to be excused for twelve hours on June 26, 1904.

Referred to the Chief Inspector.

Communication from Building Department, stating that complaint has been made on account of dust caused by tearing down buildings in the vicinity of No. 109 Avenue A. For report.

Communication from Health Department, stating that complaint has been received relative to conditions existing at the West End Casino, No. 226 West One Hundred and Twenty-fifth street. For report.

Communication from National Committee of Audubon Societies for Protection of Birds, complaining that Mrs. Marie Ackerman, of Dyckman street, Kingsbridge, violates the law by shooting birds. For report.

Communication from William Colahan commanding Patrolman Joseph Reynolds, Fourteenth Precinct, for stopping a runaway. For report.

Communication from Dr. A. Maisner commanding Patrolman Lenahan for saving his daughter from being burned. For report.

Communication from Civil Service Commission asking that Patrolmen John L. Sullivan, of No. 102 Waverley place, and John L. Sullivan, of No. 513 West One Hundred and Fifty-ninth street, be notified to report at office of the Civil Service Commission as soon as possible. To issue necessary order and to cause report to be made if complied with.

Application of Alter Geller for appointment of Martin Frey as Special Patrolman.

Application of Rear Admiral Frederick Rodgers for appointment of J. J. Prew as Special Patrolman for Navy Yard.

Referred to the Second Deputy Commissioner.

Communication from President of the Borough of Brooklyn, forwarding complaint from Rev. John L. Belford, relative to girls being maltreated in vacant lots at Kent avenue and South Second street, and First street and Wythe avenue. For report.

Referred to the Third Deputy Commissioner.

Communication from Mrs. S. Grace asking relative to her petition for pension. For report.

Referred to Inspector of Repairs and Supplies.

Communication from Tabor Sash Company, inclosing circular of their goods and recommending their use in Police Department.

Communication from Zeglen Bullet-proof Company, recommending the use of their cloth in the Police Department.

Recommendation of Sergeant Thomas E. O'Brien that steam-heating apparatus and system be installed at the First, Seventh, Eighth, Twelfth, Thirteenth, Fourteenth, Fifteenth, Sixteenth, Seventeenth, Eighteenth, Twentieth, Twenty-first, Twenty-second, Twenty-eighth, Thirtieth, Thirty-first and Thirty-second Precinct station-houses and easterly and westerly wings of Central Department, application to be made for special appropriation for such purpose, approximately \$50,000. To prepare approximate estimate of cost of work required in each station-house, respectively, with specifications therefor.

Chief Clerk to Answer.

W. E. Scarritt, President, Automobile Club of America, relative to his letter of June 7, 1904, asking that the National Surety be permitted to furnish bond for automobileists when arrested.

Appointment Revoked of Special Patrolman.

Charles H. Thomas, employed by Hecht Brothers, No. 259 Sixth avenue, Manhattan.

Granted.

Request of Hon. F. E. Shober that Thaddeus A. Neggesmith be afforded another opportunity of appearing before the Board of Surgeons. Answer by the Commissioner.

Ordered, That a copy of a communication dated June 4, 1904, received from the Municipal Civil Service Commission, forwarding a copy of a book prepared for the keeping of permanent and continuous records of the employees of the Police Department occupying graded positions, together with a copy of the said book, be forwarded to Second Deputy Commissioner Thomas F. Farrell with directions to comply with the instructions of the Municipal Civil Service Commission, except as to members of the Uniformed Force.

On reading and filing peremptory writs of mandamus issued by Hon. Samuel T.

Maddox, one of the Justices of the Supreme Court, Kings County, and opinions of the Corporation Counsel, dated June 9 and June 22, 1904.

Ordered, That the following named persons be and are hereby recognized as Detective Sergeants, with the pay of Detective Sergeants, as of January 1, 1902: Daniel S. Mundy, Richard G. Duffy, John O'Brien, Frank J. Conboy, James H. Gillen, James J. McDonald, Denis F. Lyons, George G. Walden, James J. Duffy, Frederick Baker and James Haggerty.

Ordered, That the Chief Clerk be and is hereby directed to prepare and forward to the Comptroller pay-rolls therefor, less any salary which may have been received by said persons as Patrolmen, Roundsmen or Sergeants; and in the case of James Haggerty to the date of his retirement as Patrolman.

Ordered, That entry be made in the minutes that the officers hereinabove referred to are at this time holding the following grades, viz.: Daniel S. Mundy, Sergeant; Richard G. Duffy, Sergeant; John O'Brien, Sergeant; Frank J. Conboy, Sergeant; James H. Gillen, Roundsman; James J. McDonald, Roundsman; Denis F. Lyons, Patrolman; George G. Walden, Patrolman; James J. Duffy, Patrolman; Frederick Baker, Patrolman; James Haggerty, retired.

Ordered, That requisition be and is hereby made upon the Municipal Civil Service Commission for an eligible list to enable the Police Commissioner to appoint twenty (20) Patrolmen, and the Civil Service Commission is respectfully requested to include in such list the names of Thaddeus Neggesmith and Peter Conlon.

On reading and filing communication from Sergeant Thomas E. O'Brien, Inspector of Repairs and Supplies, dated June 22, 1904.

Ordered, That the Commissioner of Water Supply, Gas and Electricity be and is hereby respectfully requested to have electric light service brought to the inside line of the new Seventy-fifth Precinct Police Station-house, north side of Fifth street, one hundred and fifty feet east of Vernon avenue, Long Island City, so that connection can be made to fixtures in said station-house.

Ordered, That the Commissioner of Water Supply, Gas and Electricity be and is hereby respectfully requested to furnish and erect two lampposts with green globes and connections complete at curb line in front of the present Thirty-sixth Precinct station-house, One Hundred and Sixty-second street and Brook avenue, Borough of The Bronx.

On reading and filing communication from Sergeant Thomas E. O'Brien, Inspector of Repairs and Supplies,

Ordered, That the following-described old material, brought from several precinct station-houses, be condemned and turned over to the Property Clerk to be sold at public auction, viz.: One lot old bicycles and bicycle attachments; one lot old iron; one lot old harness; one lot of old carpets; one old desk; one lot old stoves; one lot old rogues' galleries; one lot old blinds.

Ordered, That the communication from Messrs. York & York, attorneys for the relator in case Supreme Court, People ex rel. Daniel F. Donohor vs. F. V. Greene, as Police Commissioner, peremptory writ of mandamus, order of Appellate Division, First Department, and bill of costs, be respectfully referred to the Corporation Counsel for advice as to whether the same shall be complied with or an appeal taken.

Whereas, It appears from the certificate of the Fire Department for the boroughs of Brooklyn and Queens that the requirements of said Department have been complied with at the premises known as "Dreamland," located as West Eighth street and Surf avenue, Coney Island, Brooklyn, on application for concert license of William H. Reynolds; and

Whereas, It appears from the certificate of the Superintendent of Buildings of the Borough of Brooklyn that premises located at Coney Island, known as "Dreamland," meet with the requirements of said Bureau, with the following exception: "Permission for the general public to use elevators in tower was denied by this Bureau."

Ordered, That the application of William H. Reynolds for concert license for "Dreamland" be and is hereby granted, provided that no permission be given for use of elevator in the tower by the general public, the commanding officer of the Precinct to see that this order is enforced.

Ordered, That the Chief Clerk be and is hereby directed to prepare form of contract and specifications for approval by the Corporation Counsel and to advertise for proposals for supplying the Police Department with eleven thousand copies of the "Manual containing the Rules and Regulations of the Police Department of The City of New York."

On reading and filing report of Captain John D. Herlihy, Twenty-ninth Precinct, approved by First Deputy Commissioner Thomas F. McAvoy,

Ordered, That Patrolman Patrick Dinan, Twenty-ninth Precinct, be and is hereby "commended" for bravery in stopping a runaway horse attached to a wagon in One Hundred and Eleventh street, between First and Second avenues, on the night of June 1, 1904.

On reading and filing report of Captain Henry Halpin, Thirty-third Precinct, and Inspector Elbert O. Smith, approved by First Deputy Commissioner Thomas F. McAvoy,

Ordered, That Patrolman James Cavanagh, Thirty-third Precinct, be and is hereby "commended" for bravery in stopping a runaway horse attached to a buggy at One Hundred and Fortieth street and Seventh avenue on the night of May 25, 1904.

On reading and filing report of Captain Stephen O'Brien, Third Precinct, and Inspector George F. Titus, approved by First Deputy Commissioner Thomas F. McAvoy,

Ordered, That Patrolman Patrick Colleary, Third Precinct, be and is hereby "commended" for bravery in stopping a runaway horse attached to a cab at Broadway and Liberty street on the afternoon of June 3, 1904.

On File.

Report of Inspector Albertson relative to work performed at hull of "General Slocum."

Communication from Civil Service Commission forwarding a book for the keeping of permanent and continuous records of employees occupying graded positions except members of the Uniform Force.

On File, Send Copy.

Report of Sergeant Thomas E. O'Brien on communication from Captain Michael Devanney, Forty-seventh Precinct, relative to repairs to cells, etc. Copy to Captain Devanney through the Second Deputy Commissioner.

Report of Sergeant Thomas E. O'Brien on communication from Captain Owen Rooney, Forty-eighth Precinct, relative to condition of stable floor. Copy to Captain Rooney through the Second Deputy Commissioner.

Report of Sergeant Thomas E. O'Brien on communication from Ronalds & Johnson Company relative to delivering boilers contracted for.

Copy of order relative to enforcing ordinance relating to the discharge of fireworks and copy of letter of Commissioner to Mrs. William Gerry Slade to be forwarded to his Honor the Mayor. Copy of the order also to be sent to Mrs. Slade.

Copy of order relative to enforcing ordinance relative to discharge of fireworks to be sent to Josiah C. Pumelly, Secretary, City Improvement Society.

Copy of communication of Commissioner to the Corporation Counsel and copy of answer thereto from Corporation Counsel relative to the necessity of two licenses where a roof garden is run in connection with theatre, to be sent to Messrs. Klaw & Erlanger, for New Amsterdam Theatre and Roof Garden, and to New York Theatre Company, for the New York Theatre Roof Garden. With request that their counsel confer with Corporation Counsel in this matter.

The following transfers, etc., were this day ordered by the Commissioner, to take effect 4 P. M. the 24th inst.:

Patrolman David Isenberg, from Third Precinct to Twenty-fifth Precinct, assigned in plain clothes.

Patrolman James M. Morton, from Thirty-sixth Precinct to Thirty-eighth Precinct, assigned to bath in Pelham Bay Park.

Patrolman Charles Hodges, Thirty-eighth Precinct, assigned to bath in Pelham Bay Park.

Patrolman Emerson J. Lake, Thirty-fourth Precinct, dismounted.

Patrolman Louis Hyams, from Seventy-ninth Precinct to Nineteenth Precinct, assigned to Fifth Avenue Mounted Squad.

Patrolman Arthur M. Werner, from Thirty-third Precinct to Seventy-ninth Precinct, mounted.

Patrolman Frederick R. Kotteman, from Fifth Precinct to Sixty-fifth Precinct.

Patrolman Timothy Cronin, from First Precinct to Forty-fourth Precinct.

Patrolman Oscar J. Dunn, from Forty-fourth Precinct to Sixty-ninth Precinct.

Patrolman Louis Cohen, from Sixty-fifth Precinct to Fifth Precinct.

Patrolman Lester M. Washburn, from Sixty-ninth Precinct to Thirty-third Precinct.

WM. H. KIPP, Chief Clerk.

BOARD OF EXAMINERS.

JUNE 28, 1904.

Present—Messrs. Walter Cook, Warren A. Conover, William C. Smith, Charles G. Smith, Edward F. Croker, Charles Brendon and William J. Fryer (Chairman).

Meeting called to order at 2 p. m.

On motion, minutes approved as read.

Appeal No. 61—66 N. B., of 1904, premises West Eighth street, Thirty-first Ward, Coney Island. Messrs. Kirby, Petit & Green, architects.

Laid over at last meeting pending submission of plans.

Amendment filed June 28, 1904:

"The tower was constructed under section 82 of the Building Laws, which section leaves the matter of the construction of an observation tower entirely to the discretion of the Superintendent of Buildings.

"This tower has been built in a very much superior manner as to its strength, quality of materials and manner of construction, than the requirements of the law.

"It is now our desire to incorporate in the tower two elevators, to be used to gain access to an observation platform about 165 feet above the level of the sidewalk, and it is also intended to inclose the elevator shaft with fireproof material, heavy tin and asbestos.

"The observation floor is to be similarly treated.

"In addition to the fireproofing of the elevator shaft and the floor, it is proposed to equip it with a complete sprinkler system. This system is to be put in subject to the approval of the Board of Fire Underwriters.

"It is also agreed that the elevators shall not be put in operation until the said sprinkler system is installed and approved by the Board of Examiners.

"It is impossible at this time to file any plans with this amendment showing the layout of the sprinkler system, as the plans and specifications covering same have not yet been received by the architects from the company who is to install same.

"As soon as the plans are received by the architects they will be forwarded to the Board of Examiners."

Laid over, pending filing of plans by architects.—"As soon as the plans are received by the architects they will be forwarded to the Board of Examiners."

Appeal No. 78—2911 N. B., of 1904, premises, south side of Third street, 285 feet east of Third avenue, Brooklyn. George Haiss Manufacturing Company, appellant.

"Application denied on account of being a frame building within the fire limits.

"The Code makes no direct provisions for such structures, the nearest reference thereto being for grain elevators on tide water or adjacent to the river front.

"That the rules and regulations of the President of the Borough and the provisions of the law do not apply.

"That the provisions of the Code may be so modified as to allow the erection of this, practically one-story, heavily-timbered coal pocket.

"The location of this pocket is in a place wholly devoted to similar uses, and is isolated from any residences.

"That it is located in close proximity to Gowanus Canal, an artificial waterway, constructed for the sole purpose of commerce and manufacture, and that it is designed for the expeditious handling of the coarse and heavy freights, such as coal, lime, cement, brick, stone and lumber.

"That the construction of other than wood coal pockets is practically prohibitive, and this fact taken into consideration, that competition is sharp and keen from adjacent cities where there are no restrictions, and that coal is handled at a close margin, makes it important to grant this permit."

Mr. J. F. Swinnaton appeared before the Board.

On motion, appeal approved.

On motion, it was decided that the next meeting of the Board be held on Thursday, July 7, 1904.

Adjourned.

THOMAS F. DONOHUE, Clerk.

BOROUGH OF MANHATTAN

LOCAL BOARDS—HUDSON, MURRAY HILL AND YORKVILLE DISTRICTS.

At a joint meeting of the Boards of Local Improvements of the Hudson, Murray Hill and Yorkville Districts, held May 31, 1904, the following members were present:

Aldermen Sturges, Chambers, Richter, Ware and President Ahearn.

The minutes of the previous meeting were approved.

The President presented for the Board's consideration petition for the relief of Fifty-ninth street, from Fifth avenue to Second avenue, and from the "Grand Plaza" to Columbus avenue.

The following gentlemen were heard with respect to the petition.

Mr. Schlessinger, Mr. Edw. Menocal, representing Mr. Wm. Ward; Mr. Lalor, Mr. Banzer, Mr. Bloomingdale.

On motion, subject was laid over for two weeks.

On motion, the Board adjourned.

BERNARD DOWNING, Secretary.

BOROUGH OF MANHATTAN.

LOCAL BOARD—HARLEM DISTRICT.

At a meeting of the Board of Local Improvements of the Harlem District, held June 7, 1904, the following members were present:

Alderman Owens and President Ahearn.

The minutes of the previous meeting were approved.

The President presented for the Board's consideration the matter of flagging and reflagging sidewalks on the west side of Lexington avenue, between East One Hundred and Twenty-eighth and East One Hundred and Twenty-ninth streets.

The Commissioner of Public Works reported that the houses at this location are being demolished.

On motion of Alderman Owens, resolution providing for the repair of sidewalks at this location was introduced and adopted.

On motion, the Board adjourned.

BERNARD DOWNING, Secretary.

CHANGES IN DEPARTMENTS.

TENEMENT HOUSE DEPARTMENT.

July 5—Robert S. Haak, No. 22 Park avenue, Bayside, Inspector of Tenements, salary, \$1,200 per annum. This appointment to take effect on July 1, 1904.

Adolph Bergstern, No. 1486 Fifth avenue, Inspector of Tenements, salary, \$1,200 per annum. This appointment to take effect on July 1, 1904.

Louis Lichtenberg, No. 293 Stanton street, Inspector of Tenements, salary, \$1,200 per annum. This appointment to take effect on July 1, 1904.

John D. Caird, No. 1157 East One Hundred and Sixty-ninth street, Clerk, salary, \$1,050 per annum. This appointment to take effect on July 1, 1904.

Maxwell A. Cantor, No. 118 East Ninety-eighth street, Clerk, salary, \$1,050 per annum. This appointment to take effect on July 1, 1904.

Florence Irene Archer, No. 840 East One Hundred and Thirty-ninth street,

Typewriting Copyist, salary, \$750 per annum. This appointment to take effect on July 1, 1904.

DEPARTMENT OF BRIDGES.

July 1—The compensation of the following Bridge Keepers is fixed at \$1,095 per annum:

D. C. Sullivan, No. 177 Heyward street, Brooklyn.

W. F. Keck, No. 445 Tompkins avenue, Brooklyn.

J. A. Reeves, No. 780 Lafayette avenue, Brooklyn.

Joseph McCarthy, No. 229 Prospect place, Brooklyn.

William Courtney, No. 1009 Fortieth street, Brooklyn.

Joseph Kinsella, No. 311 Henry street, Brooklyn.

D. A. Denyse, No. 234 Eightieth street, Brooklyn.

Philip Schneider, Seventh avenue and Sixty-seventh street, Brooklyn.

John Fitzpatrick, No. 16 St. Edward's place, Brooklyn.

Patrick Larkin, No. 34 St. John's avenue, Rosebank, Richmond.

Michael J. Rush, No. 550 West Fifty-fifth street, Manhattan.

A. W. Abbot, No. 88 St. Mark's place, Brooklyn.

Thos. J. McGee, Ninety-second street and Dahlgreen place, Brooklyn.

Edward C. Gwynner, No. 477 Throop avenue, Brooklyn.

James F. Haggerty, No. 691 Greene avenue, Brooklyn.

Daniel DeLong, No. 506 West One Hundred and Forty-fifth street, Manhattan.

Edward D. Leavey, No. 484 Lexington avenue, Brooklyn.

Charles Delaney, No. 173 South Second street, Brooklyn.

William H. Booth, No. 33 Centre street, City Island.

Patrick McKeown, No. 506 Eleventh street, Brooklyn.

Sylvester Kirk, No. 21 Lee avenue, Brooklyn.

The compensation of the following Bridge Keepers is fixed at \$900 per annum:

Frank M. Lyon, No. 117 Cooper street, Brooklyn.

Robert Montgomery, No. 19 Lewis place, Brooklyn.

Edgar R. Estes, No. 53 Degraw street, Brooklyn.

Charles Meincke, No. 322 Fifty-second street, Brooklyn.

John J. Gerretty, No. 1406 Bergen street, Brooklyn.

James H. Wood, No. 980 Lorimer street, Brooklyn.

Gerald D. Moll, No. 572 Ocean park-way, Brooklyn.

J. J. McDonough, No. 136 North Portland avenue, Brooklyn.

E. R. Travis, No. 53 Middagh street, Brooklyn.

W. J. Thomas, No. 190 Hall street, Brooklyn.

Andrew Smith, No. 93 Doscher street, Brooklyn.

Charles A. Connor, No. 320 Fourth street, Brooklyn.

Michael Bransfield, No. 687 East One Hundred and Fifty-fourth street, The Bronx, and Joseph Clark, No. 525 West Fifty-first street, Manhattan, have been appointed as Bridge Mechanics, and their compensation fixed at 50 cents per hour.

Matthew T. Gaughren, Throggs Neck. Wm. H. Kennedy, No. 3884 Park avenue.

Ralph Ruland, No. 1974 Bathgate avenue.

Thomas White, No. 1973 Webster avenue.

William Tardio, No. 553 East One Hundred and Forty-ninth street.

Patrick Faulkner, No. 779 East One Hundred and Seventy-third street.

Wm. A. Dolan, No. 640 East One Hundred and Thirty-ninth street.

Wm. H. Lorenze, No. 544 East One Hundred and Forty-second street.

Dennis Sullivan, No. 1983 Washington avenue.

Patrick Gray, No. 1738 Webster avenue.

Andrew Prunty, No. 163 Lincoln avenue.

August Wolf, No. 816 East One Hundred and Forty-fifth street.

Walentyn Pietras, Thirteenth street and Fourth avenue, Williamsbridge.

John J. Eisele, No. 603 East One Hundred and Thirty-ninth street.

John McNally, No. 778 East One Hundred and Sixty-third street.

Wm. S. Culhane, No. 465 Robbins avenue.

James Jordan, No. 554 East One Hundred and Thirty-sixth street.

William Geoghan, No. 719 East One Hundred and Forty-first street.

Patrick Hale, Riverdale.

Felix McCabe, No. 1109 East One Hundred and Sixty-seventh street.

Giles A. E. Ely, No. 3668 Third avenue.

Richard McKeon, No. 1307 Washington avenue.

Patrick Curley, Riverdale avenue and Rock street.

Nathaniel R. Cannon, No. 1034 East One Hundred and Thirty-eighth street.

John Schreiner, No. 550 East One Hundred and Fortieth street.

Appointment of Joseph J. Marrin, Jr., Kingsbridge road and Sedgwick avenue, Foreman of Macadam and Telford Road Construction, at a compensation at the rate of \$100 a month, to take effect this date.

Appointment of G. Lewis McGowen, No. 611 East One Hundred and Thirty-fourth street, Park Laborer, at a compensation at the rate of \$2 a day, to take effect this date.

DEPARTMENT OF PARKS.

Borough of The Bronx.

July 1—Appointments in this Department—

Park Laborers, at a compensation at the rate of \$2 a day, to take effect July 2:

Robert Haggerty, veteran, No. 1860 Anthony avenue.

Joseph Georgi, veteran, No. 3663 Third avenue.

Cornelius Dimond, veteran, No. 606 East One Hundred and Thirty-eighth street.

John Beer, veteran, No. 146 Willis avenue.

Edward M. Collins, No. 707 East One Hundred and Forty-eighth street.

Patrick J. Mullen, No. 2110 East One Hundred and Eightieth street.

Hugo Bund, No. 982 East One Hundred and Sixty-fifth street.

Henry Lackman, No. 1615 Washington avenue.

Walter H. Pritchard, No. 377 College avenue.

Patrick Sweeney, No. 12 Waterloo place and One Hundred and Seventy-sixth street.

Henry Scherf, No. 834 Trinity avenue.

John Hulzhauer, No. 631 Bergen avenue, The Bronx.

Filipe Melchionno, No. 2426 Arthur avenue.

George Decker, Ninth street, Unionport.

Augustino Caserta, No. 2383 Belmont avenue.

Michael J. Lellis, Eighteenth avenue, Wakefield.



OFFICIAL DIRECTORY.

CITY OFFICERS.

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:

EXECUTIVE DEPARTMENT.

Mayor's Office.

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Bookkeeping and Awards Division.

JOSEPH HAAG, Chief Accountant and Bookkeeper.

Stock and Bond Division.

JAMES J. SULLIVAN, Chief Stock and Bond Clerk, Room 39.

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JOHN J. McDONOUGH, Deputy Receiver of Taxes.

Borough of The Bronx—Municipal Building, Third and Tremont avenues.

JOHN B. UNDERHILL, Deputy Receiver of Taxes.

Borough of Brooklyn—Municipal Building, Rooms 2-8.

JACOB S. VAN WYCK, Deputy Receiver of Taxes. Borough of Queens—Hackett Building, Jackson avenue and Fifth street, Long Island City. FREDERICK W. BLACKWELL, Deputy Receiver of Taxes. Borough of Richmond—Bay and Sand streets, Stapleton. JOHN DEMORGAN, Deputy Receiver of Taxes.

Bureau for the Collection of Assessments and Arrears.

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JOHN B. ADGER MULLALLY, Deputy Collector of Assessments and Arrears.

Borough of The Bronx—Municipal Building, Room 1-3.

JAMES J. DONOVAN, Jr., Deputy Collector of Assessments and Arrears.

Borough of Brooklyn—Municipal Building.

SAMUEL N. GARRISON, Deputy Collector of Assessments and Arrears.

Borough of Queens—Hackett Building, Jackson avenue and Fifth street, Long Island City.

PATRICK E. LEAHY, Deputy Collector of Assessments and Arrears.

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Borough of The Bronx—Municipal Building.

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Bureau of the City Chamberlain.

Stewart Building, Chambers street and Broadway, Room 130.

THOMAS F. BYRNES, Collector of City Revenue and Superintendent of Markets.

JAMES H. BALDWIN, Deputy Collector of City Revenue.

DAVID O'BRIEN, Deputy Superintendent of Markets.

Bureau of the Corporation Counsel.

Staats-Zeitung Building, 2d, 3d and 4th floors, 9 A. M. to 5 P. M.; Saturdays, 9 A. M. to 12 M.

Telephone, 5366 Cortlandt.

JOHN J. DELANY, Corporation Counsel.

Assistants—THEODORE CONNOLY, CHARLES D. OLENDORF, GEORGE L. STERLING, CHARLES L. GUY, WILLIAM P. BURR, EDWIN J. FREEDMAN, JOHN L. O'BRIEN, TERENCE FARLEY, JAMES T. MALONE, JAMES LINDSAY GORDON, WILLIAM J. O'SULLIVAN, ARTHUR C. BUTTS, CHARLES N. HARRIS, GEORGE S. COLEMAN, CHARLES A. O'NEIL, WILLIAM BEERS CROWELL, ARTHUR SWEENEY, JOHN F. O'BRIEN, DAVID RUMSEY, JOHN C. BRECKENRIDGE, ANDREW T. CAMPBELL, JR.; FRANKLIN CHASE HOYT, E. CROSBY KINDEBERGER, MONTGOMERY HARE, THOMAS F. NOONAN, KENYON FORTESQUE, CHARLES MCINTYRE, PATRICK KEENAN, City Chamberlain. JOHN H. CAMPBELL, Deputy Chamberlain.

COMMISSIONER OF LICENSES.

Office, No. 277 Broadway.

FREDERICK L. C. KEATING, Commissioner.

LAW DEPARTMENT.

Office of Corporation Counsel.

Staats-Zeitung Building, 2d, 3d and 4th floors, 9 A. M. to 5 P. M.; Saturdays, 9 A. M. to 12 M.

Telephone, 5366 Cortlandt.

JOHN J. DELANY, Corporation Counsel.

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HERMAN STIEFEL, Assistant, in charge.

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Bureau for the Collection of Arrears of Personal Taxes.

No. 280 Broadway (Stewart Building). Office hours for the public, 10 A. M. to 2 P. M.; Saturdays, 10 A. M. to 12 M.

HENRY STEINERT, Assistant, in charge.

Office of the Corporation Counsel.

Staats-Zeitung Building, 2d, 3d and 4th floors, 9 A. M. to 5 P. M.; Saturdays, 9 A. M. to 12 M.

Telephone, 5366 Cortlandt.

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Bureau of the Corporation Counsel.

Staats-Zeitung Building, 2d, 3d and 4th floors, 9 A. M. to 5 P. M.; Saturdays, 9 A. M. to 12 M.

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PATRICK H. DUNN, Secretary.

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MATTHEW F. NEVILLE, Assistant Commissioner.

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No. 119 Nassau street, 9 A. M. to 4 P. M.

WILLIAM M. HOES, Public Administrator.

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County Court-house, Brooklyn, Rooms 10, 19, 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 19 and 22, open daily from 9 A. M. to 4 P. M.; Saturdays, 9 A. M. to 12 M.

JOSEPH ASPINALL and FREDERICK E. CRANE, County Judges.

CHARLES S. DEVOY, Chief Clerk.

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Hall of Records, Brooklyn, N. Y.

JAMES C. CHURCH, Surrogate.

WILLIAM P. PICKETT, Clerk of the Surrogate's Court.

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SHERIFF.

County Court-house, Brooklyn, 9 A. M. to 4 P. M.; Saturdays, 9 A. M. to 12 M.

HENRY HESTERBERG, Sheriff.

COUNTY JAIL.

Raymond street, between Willoughby street and DeKalb avenue, Brooklyn, New York.

HENRY HESTERBERG, Sheriff.

WILLIAM McLAUGHLIN, Warden.

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Office, County Court-house, Borough of Brooklyn.

Hours, 9 A. M. to 5 P. M.

JOHN F. CLARKE, District Attorney.

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WILLIAM W. MAUL, Assistant Deputy Register.

JOHN B. SHANAHAN, Counsel.

JOHN H. McCARDLE, Secretary.

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Hall of Records, Brooklyn, 9 A. M. to 4 P. M.

EDWARD KAUFMANN, County Clerk.

DENNIS WINTER, Deputy County Clerk.

JOSEPH P. DONNELLY, Assistant Deputy County Clerk.

Telephone call, 1151 Main.

COMMISSIONER OF JURORS.

5 Court-house.

JACOB BRENNER, Commissioner.

FRANK J. GARDNER, Deputy Commissioner.

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Borough of Manhattan.

First District—Third, Fifth and Eighth Wards, and all that part of the First Ward lying west of Broadway and Whitehall street, including Governor's Island, Bedloe's Island, Ellis' Island, and the Oyster Islands. New Court-house, No. 128 Prince street, corner of Wooster street.

DANIEL E. FINN, Justice. THOMAS O'CONNELL, Clerk. Clerk's Office open from 9 A. M. to 4 P. M.

Second District—Second, Fourth, Sixth and Fourteenth Wards, and all that portion of the First Ward lying south and east of Broadway and Whitehall street. Court-room, corner of Grand and Centre streets.

HERMAN BOLTE, Justice. FRANCIS MANGIN, Clerk. Clerk's Office open from 9 A. M. to 4 P. M.

Court opens daily at 10 A. M., and remains open until daily calendar is disposed of and close of the daily business, except on Sundays and legal holidays (excepted) from 9 A. M. to 4 P. M.

Third District—Ninth and Fifteenth Wards. Court-room, southwest corner Sixth avenue and West Tenth street. Court opens daily (Sundays and legal holidays excepted) from 9 A. M. to 4 P. M.

W. M. F. MOORE, Justice. DANIEL WILLIAMS, Clerk. Fourth District—Tenth and Seventeenth Wards. Court-room, No. 30 First street, corner Second Avenue. Clerk's Office open daily from 9 A. M. to 4 P. M. Court opens 10 A. M. daily, and remains open to close of business.

GEORGE F. ROESCH, Justice. ANDREW LANG, Clerk.

Fifth District—The Fifth District embraces the Eleventh Ward and all that portion of the Thirteenth Ward which lies east of the centre line of Norfolk street and north of the centre line of Grand street and west of the centre line of Pitt street and north of the centre line of Delancey street and northwest of Clinton street to Rivington street, and on the centre line of Rivington street south to Norfolk street. Court-room, No. 154 Clinton street.

BENJAMIN HOFFMAN, Justice. THOMAS FITZPATRICK, Clerk.

Sixth District—Eighteenth and Twenty-first Wards. Court-room, northwest corner Twenty-third street and Second avenue. Court opens at 9 A. M. daily, and continues open until close of business.

DANIEL F. MARTIN, Justice. ABRAM BERNARD, Clerk.

Seventh District—Nineteenth Ward. Court-room, No. 152 East Fifty-seventh street. Court opens every morning at 9 o'clock (except Sundays and legal holidays), and continues open to close of business.

HERMAN JOSEPH, Justice. PATRICK MCDAVITT, Clerk.

Eighth District—Sixteenth and Twentieth Wards. Court-room, northwest corner of Twenty-third street and Eighth avenue. Court opens at 9 A. M. and continues open until close of business. Summary proceedings and return causes called at 9:30 A. M. Calendar trial causes, to A. M.

Clerk's Office open from 9 A. M. to 4 P. M., and on Saturdays until 12 M.

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JAMES W. MC LAUGHLIN, Justice.

HENRY MERZBACH, Clerk.

Ninth District—Twelfth Ward, except that portion thereof which lies west of the centre line of Lenox or Sixth avenue, and of the Harlem river north of the terminus of Lenox avenue. Court-room, No. 170 East One Hundred and Twenty-first street, southeast corner of Sylvan place. Court opens every morning at 9 o'clock (except Sundays and legal holidays), and continues open to close of business.

JOSEPH P. FALLON, Justice. WILLIAM J. KENNEDY, Clerk.

Clerk's Office open from 9 A. M. to 4 P. M.

Tenth District—The Tenth District embraces that portion of the Twenty-second Ward south of Seventieth street. Court-room, No. 314 West Fifty-fourth street. Court opens daily (Sundays and legal holidays excepted) from 9 A. M. to 4 P. M.

THOMAS E. MURRAY, Justice. MICHAEL SKELLY, Clerk.

Eleventh District—The Eleventh District embraces that portion of the Twelfth Ward which lies north of the centre line of West One Hundred and Tenth street, between Lenox avenue and Seventh avenue; north of the centre line of One Hundred and Twentieth street, between Seventh avenue and Broadway; north of the centre line of One Hundred and Nineteenth street, between Broadway and the North or Hudson river, and west of the centre line of Lenox or Sixth avenue and of the Harlem river; north of the terminus of Lenox or Sixth avenue. Court-room, corner of One Hundred and Twenty-sixth street and Columbus avenue. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 A. M. to 4 P. M. Court convened daily at 9:45 A. M.

FRANCIS J. WORCESTER, Justice. HEMAN B. WILSON, Clerk.

Twelfth District—The Twelfth District embraces that portion of the Twenty-second Ward north of Seventieth street, and that portion of the Twelfth Ward which lies north of the centre line of Eighty-sixth street and west of the centre line of Seventh avenue and south of the centre line of One Hundred and Twentieth street, between Seventh avenue and Broadway, and south of the centre line of One Hundred and Nineteenth street, between Broadway and the North or Hudson river. Court-room, No. 2030 Broadway.

ALFRED P. W. SEAMAN, Justice. JAMES V. GILLOON, Clerk.

Thirteenth District—South side of Delancey street, from East river to Pitt street; east side of Pitt street, Grand street, south side of Grand street to Norfolk street, east side of Norfolk street to Division street, south side of Division street to Catharine street, east side of Catharine street to East river. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 A. M. to 4 P. M.

LEON SANDERS, Justice; JAMES J. DEVILIN, Clerk.

Court-room, No. 200 East Broadway.

BOROUGH OF THE BRONX.

First District—All that part of the Twenty-fourth Ward which was lately annexed to the City and County of New York by chapter 934 of the Laws of 1895, comprising all of the late Town of Westchester and part of the Towns of Eastchester and Pelham, including the Villages of Wakefield and Williamsbridge. Court-room, Town Hall, Main street, Westchester Village. Court opens daily (Sundays and legal holidays excepted) from 9 A. M. to 4 P. M. Trial of causes except Tuesday and Friday of each week.

WILLIAM W. PENFIELD, Justice. THOMAS F. DELAHANTY, Clerk.

Office hours from 9 A. M. to 5 P. M.; Saturdays, closing at 12 M.

Second District—Twenty-third and Twenty-fourth Wards, except the territory described in chapter 934 of the Laws of 1895. Court-room, corner Third Avenue and One Hundred and Fifty-eighth street. Office hours from 9 A. M. to 4 P. M. Court opens at 10 A. M.

JOHN M. TIERNEY, Justice. THOMAS A. MAHER, Clerk.

BOROUGH OF BROOKLYN.

First District—Comprising First, Second, Third, Fourth, Fifth, Sixth, Tenth and Twelfth Wards of the Borough of Brooklyn. Court-house, northwest corner State and Court streets.

JOHN J. WALSH, Justice. EDWARD MORAN, Clerk. Clerk's Office open from 9 A. M. to 4 P. M. Calendar called at 10 A. M.

Second District—Seventh, Ninth, Eleventh, Twentieth, Twenty-first and Twenty-third Wards. Court-room located at No. 1217 Bedford avenue, Brooklyn. Calendar called at 10 o'clock A. M.

GERARD B. VAN WART, Justice. WILLIAM H. ALLEN, Clerk.

Clerk's Office open from 9 A. M. to 4 P. M.

Third District—Includes the Thirteenth, Fourteenth, Fifteenth, Sixteenth, Seventeenth, Eighteenth and Nineteenth Wards. Court-house, Nos. 6 and 8 Lee Avenue, Brooklyn.

WILLIAM J. LYNCH, Justice; JOHN W. CARPENTER, Clerk.

Clerk's Office open from 9 A. M. to 4 P. M. Court open at 10 o'clock.

Fourth District—Twenty-fourth, Twenty-fifth, Twenty-sixth, Twenty-seventh and Twenty-eighth Wards. Court-room, No. 14 Howard avenue.

THOMAS H. WILLIAMS, Justice.

G. J. WIEDERHOLD, Clerk.

R. M. BENNETT, Assistant Clerk.

Clerk's Office open from 9 A. M. to 4 P. M.

BOROUGH OF QUEENS.

First District—First Ward (all of Long Island City, formerly composing five wards). Court-room, No. 46 Jackson avenue, 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. KADEN, Justice. THOMAS F. KENNEDY, Clerk.

Second District—Second and Third Wards, which includes the territory of the late Towns of Newtown and Flushing. Court-room, in Court-house of the late Town of Newtown, corner of Broadway and Court street, Elmhurst, New York. P. O. Address, Elmhurst, New York.

WILLIAM RASQUIN, Jr., Justice. HENRY WALTER, Jr., Clerk.

Clerk's Office open from 9 A. M. to 4 P. M.

Third District—Fourth and Fifth Wards, comprising the territory of the former towns and villages of Jamaica, Far Rockaway and Rockaway Beach.

JAMES F. MC LAUGHLIN, 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 10 o'clock 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.

JOHN J. KENNY, Justice. ANNING S. PRALL, Clerk.

Clerk's Office open from 9 A. M. to 4 P. M.

Court held each day, except Saturdays, from 10 A. M.

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 held each day from 10 A. M., and continued until close of business.

CHANGE OF GRADE DAMAGE COMMISSION.

TWENTY-THIRD AND TWENTY-FOURTH WARDS.

PURSUANT TO THE PROVISIONS OF CHAPTER 537 of the Laws of 1893 and the Acts amendatory thereto and supplemental thereto, notice is hereby given that meetings of the Commissioners appointed under said Acts will be held at the office of the Commission, Room 138, No. 280 Broadway (Stewart Building), Borough of Manhattan, New York City, on Mondays, Wednesdays and Fridays of each week, at 2 o'clock P. M., until further notice.

Dated NEW YORK CITY, March 26, 1904.

WILLIAM E. STILLINGS,

CHARLES A. JACKSON,

OSCAR S. BAILEY,

Commissioners.

LAMONT MC LOUGHLIN,

Clerk.

OFFICIAL PAPERS.

Morning—"The American," "The Morning Telegraph."

Evening—"The Evening Journal" "The Daily News."

Weekly—"The Gaelic American," "The New York Realty Journal."

German—"The New Yorker Herald."

Designated by the Board of City Record, April 26, 1904.

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 2 o'clock P. M., on

TUESDAY, JULY 19, 1904.

Borough of Manhattan.

CONTRACT NO. 771.

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR PREPARING FOR AND BUILDING A NEW PIER, WITH APPURTENANCES, AT THE FOOT OF WEST FOURTH-FIRST STREET, NORTH RIVER.

The time for the completion of the work and the full performance of the contract is on or before the expiration of ninety calendar days.

The amount of security required is Thirty-seven Thousand Five Hundred Dollars.

The bids will be compared and the contract awarded at a lump or aggregate sum.

Work will be required to be done at the time and in the manner and in such quantities as may be directed.

Blank forms and further information may be obtained and the plans and drawings may be seen at the office of the said Department.

MAURICE FEATHERSON,

Commissioner of Docks.

Dated JUNE 30, 1904.

SALE OF FERRY FRANCHISE.

PETER F. MEYER, Auctioneer.

THE FRANCHISE OF THE FERRY, AS more particularly hereinabove described, will be offered for sale by the Commissioner of Docks, at public auction to the highest bidder, at Pier "A," Battery place, at 12 o'clock M., on the 18th day of July, 1904, for a term of ten years, from May 1, 1904.

The ferry to and from Long Island City, Borough of Queens, over and across the waters of the East river or sound, from and to the foot of East Ninety-second street, in the Borough of Manhattan, The City of New York, with the wharf property belonging to The City of New York assigned to be used, or which has been customarily used, in connection with and for the purposes of said ferry.

TERMS AND CONDITIONS OF SALE.

The lease will be sold subject to the approval of the terms thereof, by the Commissioners of the Sinking Fund.

No bid will be received which shall be less than the upset price, namely, five per cent. (5%) per annum of the gross receipts, such five per cent. (5%), however, to be not less than four thousand five hundred dollars (\$4,500) in any one year of said term for said franchise, and seven hundred dollars (\$700) per annum for said wharf property for the said term of ten years.

The purchaser will be required at the time of the sale to pay, in addition to the auctioneer's fee (viz., \$50), to the Department of Docks and Ferries, \$1,000, as security for the execution of the lease, which \$1,000 will be applied to the payment of the rent first accruing under the lease when executed, or will be forfeited to the Department if the purchaser refuses or neglects to execute the lease, with good and sufficient surety to be approved by the Commissioner of Docks, within ten days after being notified that the lease is prepared and ready for execution at the office of the Department of Docks and Ferries, Pier "A," North river, foot of Battery place.

A surety or guaranty company, duly authorized by law to act as surety, to be approved by the Commissioner of Docks, will be required under the lease to enter into a bond or obligation, jointly and severally with the lessees, in the sum of double the annual rent, for the faithful performance of all the covenants and conditions of the lease.

The lease will contain the usual covenants and conditions, in conformity with the provisions of law and the ordinances of the Board of Aldermen relative to ferries, and shall provide that the lessees will maintain and operate the ferries during the whole term, and will provide ample accommodation in the way of safe and capacious boats and sufficiency of trips; that if at any time during the term hereof the Commissioner of Docks, or the person or persons then performing the duties now exercised by the Commissioner of Docks, shall be of the opinion that the boat or boats furnished by the party of the second part to or from the lessees do not conform to the requirements of this lease, he may direct the party of the second part to make such improvements, construct such new boat or boats, or increase the number of trips as in his opinion the service demands; and in the event of the failure of the party of the second part to comply with such directions within a reasonable time, a commission shall be appointed, composed of the Mayor, the President of the Borough of Queens and the Commissioner of Docks, on behalf of the City, and three other persons selected by the party of the second part, which commission shall be of the opinion that the boat or boats furnished by the party of the second part, or that the number of trips or the ferry-houses do not conform to the requirements of this lease

The form of lease which the purchaser will be required to execute can be seen at the office of the Commissioner of Docks.

The right to reject all bids is reserved if deemed by the Commissioner of Docks to be for the best interests of the City so to do.

By order of the Commissioner of Docks.

The foregoing terms and conditions of sale were duly approved by the Commissioners of the Sinking Fund under resolution adopted June 21, 1904.

MAURICE FEATHERSON,

Commissioner of Docks.

Dated THE CITY OF NEW YORK, June 22, 1904.

j6,18

DEPARTMENT OF DOCKS AND FERRIES, PIER A, NORTH RIVER, NEW YORK, MARCH 31, 1904.

THE COMMISSIONER HAS FIXED THE amounts of bonds required on contracts awarded by this Department, as follows:

On all contracts for supplies, 40 per cent. of the estimated cost;

On all contracts, other than contracts for supplies, where the estimated cost is not over \$200,000, 40 percent of the estimated cost;

On all contracts, other than contracts for supplies, where the estimated cost is over \$200,000, but not over \$1,000,000, 25 per cent. of the estimated cost;

On all contracts, other than contracts for supplies, where the estimated cost is over \$1,000,000, 20 per cent. of the estimated cost.

CHARLES J. COLLINS,

Secretary.

MUNICIPAL CIVIL SERVICE COMMISSION.

MUNICIPAL CIVIL SERVICE COMMISSION, NO. 61 ELM STREET, CITY OF NEW YORK.

PUBLIC NOTICE WILL BE GIVEN OF ALL competitive examinations two weeks in advance of the date upon which the receipt of applications for any scheduled examination will close. Applications will be received for only such examinations as are scheduled.

When an examination is advertised, a person desiring to compete in the same may obtain an application blank upon request made in writing, or by personal application at the office of the Commission.

All notices of examinations will be posted in the office of the Commission, City Hall, Municipal Building, Brooklyn, and advertised in the CITY RECORD for two weeks in advance of the date upon which the receipt of applications will close for any stated position.

Public notice will also be given by advertisement in most of the City papers.

Wherever an examination is of a technical character, due notice is given by advertisement in the technical journals appertaining to the particular profession for which the examination is called.

Such notices will be sent to the daily papers as matters of news, and to the General Postoffice and stations thereof. The scope of the examination will be stated, but for more general information application should be made at the office of the Commission.

Unless otherwise specifically stated, the minimum age requirement for all positions is 21.

HENRY BERLINGER,

Secretary.

12-24-03

MUNICIPAL CIVIL SERVICE COMMISSION, NEW YORK, MARCH 17, 1904.

PUBLIC NOTICE IS HEREBY GIVEN THAT applications for the position of MALE AND FEMALE CLEANERS, for the public schools, Department of Education, will be received on and after March 23, 1904.

The work required of Cleaners is to clean all parts of the building and premises, such as scrubbing, dusting, cleaning windows, washing paint and furniture, shoveling snow and caring for the grounds, etc.

The Cleaners will be expected to put in at least eight hours work per day. Janitors are to assign the duties of the Cleaners and their hours for reporting and leaving the buildings.

The salary of the Male Cleaners is to be \$480 per annum; the salary of the Female Cleaners \$360 per annum."

HENRY BERLINGER,

Secretary.

MUNICIPAL CIVIL SERVICE COMMISSION, LABOR BUREAU, CORNER WHITE AND CENTRE STREETS, CITY OF NEW YORK, March 9, 1904.

PUBLIC NOTICE IS HEREBY GIVEN THAT APPLICATIONS for position in the LABOR CLASS will be received as follows:

For all positions in Part III., including Blacksmith, Bricklayer, etc., commencing Monday, March 28.

For all positions in Part II., including Battery-man, Bridge Mechanic, etc., commencing Monday, April 4.

For all positions in Part I., including Bridge-tender, Driver, etc., commencing Monday, April 11.

HENRY BERLINGER,

Secretary.

DEPARTMENT OF STREET CLEANING.

ASHES, ETC., FOR FILLING IN LANDS. PERSONS HAVING LANDS OR PLACES in the vicinity of New York Bay to fill in can procure material for that purpose—ashes, street sweepings, etc., collected by the Department of Street Cleaning—free of charge by applying to the Commissioner of Street Cleaning, Nos. 13 to 22 Park Row, Borough of Manhattan.

JOHN McGAW WOODBURY,

Commissioner of Street Cleaning.

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 Board of Trustees at the above office until 3:30 o'clock P. M. on

JULY 26, 1904.

FOR ALL LABOR AND MATERIALS REQUIRED FOR THE EXCAVATION, MASONRY, STEEL AND IRON, CARPENTRY, ELECTRIC, HEATING AND VENTILATING, PLUMBING AND ALL OTHER WORK FOR THE CONSTRUCTION OF A NEW HOSPITAL IN THE BOROUGH OF THE BRONX, SITUATED ON THE WEST SIDE OF CROTONA AVENUE AND THE SOUTHERN BOULEVARD AND OPPOSITE THE NORTH END OF CAMBRELING AVENUE, THE CITY OF NEW YORK.

(A) The time allowed for doing and completing the excavation, masonry, steel and iron, carpentry, electric and other work required under "Title I." will be seven hundred and twenty (720) consecutive calendar days.

(A) The surety required for the execution of the excavation, masonry, steel and iron, carpentry, electric and other work required under "Title I." will be One Hundred Thousand Dollars (\$100,000).

(B) The time allowed for doing and completing the heating and ventilating and other work required under "Title II." will be dependent entirely upon the progress and completion of the work required under "Title I." and "Title III.," and shall be not more than seven hundred and five (705) consecutive calendar days.

(B) The surety required for the execution of the heating and ventilating and other work required under "Title II." will be Fifteen Thousand Dollars (\$15,000).

(C) The time allowed for doing and completing the plumbing and other work required under "Title III." will be dependent entirely upon the progress and completion of the work required under "Title I." and "Title II.," and shall be not more than seven hundred and five (705) consecutive calendar days.

(C) The surety required for the execution of the plumbing and other work required under "Title III." will be Fifteen Thousand Dollars (\$15,000).

The bids will be compared and the contract awarded at a lump or aggregate sum.

Blank forms may be obtained and the plans and drawings may be seen at the office of the Auditor and Contract Clerk, No. 419 East Twenty-sixth street, Borough of Manhattan.

JOHN W. BRANNAN,

President of the Board of Trustees, Bellevue and Allied Hospitals.

Dated JULY 6, 1904. jy7,28

See General Instructions to Bidders on the last page, last column, of the "City Record."

The time allowed to complete the whole work will be March 8, 1905, as provided in the contract. The amount of security required is Six Thousand Dollars.

No. 5. FOR FURNITURE OF ADDITION TO PUBLIC SCHOOL 57, ON THE NORTH SIDE OF EAST ONE HUNDRED AND FOURTEENTH STREET, 150 FEET WEST OF THIRD AVENUE, BOROUGH OF MANHATTAN.

The time of completion is 60 working days.

The amount of security required is as follows:

Item 1	\$600 00
Item 2	500 00

No. 6. FOR FURNITURE FOR LABORATORIES IN PUBLIC SCHOOLS 67, 147, AND 149 KITCHEN IN PUBLIC SCHOOL 168. ALSO FOR SANITARY WORK IN LABORATORY IN PUBLIC SCHOOL 147 AND FOR NEW FURNITURE FOR MANUAL TRAINING HIGH SCHOOL, BOROUGH OF MANHATTAN.

The time allowed to complete the whole work on each school will be sixty working days, as provided in the contract.

The amount of security required is as follows:

Item 1	\$500 00
Item 2	400 00
Item 3	100 00
Item 4	200 00
Item 5	500 00

Borough of Queens.

No. 7. FOR INSTALLING ALTERATIONS IN AND ADDITIONS TO THE HEATING AND VENTILATING APPARATUS IN PUBLIC SCHOOL 47, ON THE CORNER OF HARDENBROOK AND HILLSIDE AVENUES, JAMAICA, BOROUGH OF QUEENS.

The time of completion is 50 working days.

The amount of security required is One Thousand Four Hundred Dollars.

No. 8. FOR FURNITURE OF NEW PUBLIC SCHOOL 81, ON EAST SIDE OF CYPRESS AVENUE, BETWEEN RALPH AND BLEEKER STREETS, RIDGEWOOD, BOROUGH OF QUEENS.

The time allowed to complete the whole work will be 60 working days as provided in the contract.

The amount of security required is as follows:

Item 1	\$900 00
Item 2	500 00
Item 3	900 00
Item 4	1,700 00
Item 5	700 00
Item 6	300 00

Borough of Queens.

No. 9. FOR FURNITURE OF ADDITION TO PUBLIC SCHOOL 165, ON ONE HUNDRED AND EIGHTH AND ONE HUNDRED AND NINTH STREETS, BETWEEN AMSTERDAM AVENUE AND BROADWAY, BOROUGH OF MANHATTAN.

The time allowed to complete the whole work will be 60 working days.

The amount of security required is as follows:

Item 1	\$700 00
Item 2	1,000 00

No. 10. ITEM 1, BUILDING ADDITION, ETC., AT NO. 29 NORFOLK STREET, ADJOINING PUBLIC SCHOOL 75, NO. 25 NORFOLK STREET, BOROUGH OF MANHATTAN.

The time of completion is 60 working days.

The amount of security required is Two Thousand Five Hundred Dollars.

No. 11. IMPROVING THE LOT NO. 208 EAST EIGHTIETH STREET, ADJOINING PUBLIC SCHOOL 53, NO. 207 EAST SEVENTY-NINTH STREET, BOROUGH OF MANHATTAN.

The time allowed to complete the whole work will be 60 working days.

The amount of security required is as follows:

Item 1, Construction	\$2,500 00
Item 2, Sanitary	400 00

No. 12. FOR ALTERATIONS: ITEM 1, CONSTRUCTION; ITEM 2, SANITARY; ITEM 3, HEATING AND BELL WORK AT PUBLIC SCHOOL 162, NO. 36 CITY HALL PLACE, BOROUGH OF MANHATTAN.

The time allowed to complete the whole work will be 75 working days.

The amount of security required is as follows:

Item 1, Construction	\$2,500 00
Item 2, Sanitary	400 00
Item 3, Heating and Bell Work	800 00

No. 13. FOR FURNITURE OF ADDITION TO PUBLIC SCHOOL 165, ON ONE HUNDRED AND EIGHTH AND ONE HUNDRED AND NINTH STREETS, BETWEEN AMSTERDAM AVENUE AND BROADWAY, BOROUGH OF MANHATTAN.

The time allowed to complete the whole work will be 60 working days.

The amount of security required is as follows:

Item 1	\$700 00
Item 2	1,000 00

No. 14. FOR FURNITURE OF PUBLIC SCHOOL 28, WEST SIDE OF SIXTH STREET, BETWEEN FIRST AND SECOND AVENUES, COLLEGE POINT, BOROUGH OF QUEENS.

The time allowed to complete the whole work will be 60 working days.

The amount of security required is as follows:

Item 1	\$40,000 00
Item 2	800 00

No. 15. FOR THE GENERAL CONSTRUCTION, ITEM 1, ALSO PLUMBING AND DRAINAGE, ITEM 2, OF ADDITIONS TO AND ALTERATIONS IN PUBLIC SCHOOL 71, ON THE WEST SIDE OF JOHN STREET, ABOUT 100 FEET NORTH OF PROSPECT PLACE, METROPOLITAN, BOROUGH OF QUEENS.

The time allowed to complete the whole work will be 200 working days.

The amount of security required is as follows:

Item 1	\$70,000 00
Item 2	400 00

No. 16. FOR THE GENERAL CONSTRUCTION, ITEM 1, ALSO PLUMBING AND DRAINAGE, ITEM 2, OF NEW PUBLIC SCHOOL 82, ON WEST SIDE OF KAPLAN AVENUE, BETWEEN HORTON AND HAMMOND AVENUES, JAMAICA, BOROUGH OF QUEENS.

The time allowed to complete the whole work will be 300 working days.

The amount of security required is as follows:

Item 1	\$40,000 00
Item 2	800 00

No. 17. FOR THE GENERAL CONSTRUCTION OF CLASSROOMS AND ALTERATIONS IN PUBLIC SCHOOL 35, ON PALATINA AVENUE, NEAR JAMAICA PLANK ROAD, HOLLIS, AND PUBLIC SCHOOL 45, ON THREE MILE MILL ROAD, NEAR ROCKAWAY ROAD, BAYSIDE, BOROUGH OF QUEENS.

The time allowed to complete the whole work on each school will be 60 working days.

The amount of security required is as follows:

Public School 35 (Item 1)	\$1,200 00
Public School 35 (Item 2)	200 00

No. 18. ALTERATIONS, REPAIRS, ETC., AT PUBLIC SCHOOL 18, NO. 501 COURTLAND AVENUE, BOROUGH OF THE BRONX.

The time of completion is 5

On Contract No. 1, the bidder must state the price of each or any article or item contained in the specifications or schedules herein contained or hereto annexed by which the bids will be tested.

The extensions must be made and footed up, as the bids will be read from the total of each item and award made to the lowest bidder on each item.

Delivery will be required to be made at the time and manner and in such quantities as may be directed.

Blank forms may be obtained and the plans and drawings may be seen at the office of the Superintendent at estimating room, Hall of the Board of Education, Park avenue and Fifty-ninth street, Borough of Manhattan; also at Branch Office, No. 131 Livingston street, Borough of Brooklyn.

C. B. J. SNYDER,
Superintendent of School Buildings.

JUNE 29, 1904.

j29.jy11

See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF EDUCATION. SOUTHWEST CORNER PARK AVENUE AND FIFTY-NINTH STREET, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Superintendent of School Supplies at the above office of the Department of Education, until 3 P. M., on

TUESDAY, JULY 7, 1904.

FOR FURNISHING AND DELIVERING DIRECT TO EACH SCHOOL, BOOKS PUBLISHED BY RAND, McNALLY & CO., CHAS SCRIBNER'S AND EDUCATIONAL PUBLISHING COMPANY FOR LIBRARIES FOR THE PUBLIC SCHOOLS OF THE CITY OF NEW YORK.

The time for the delivery of the articles, materials and supplies and the performance of the contract is by or before December 31, 1904, and such further time as may be allowed by the contract.

The amount of security required is Fifty (50) per cent. of the amount of the bid or estimate.

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, by which the bids will be tested. Awards will be made to the lowest bidder on each item.

Delivery will be required to be made at the time and in the manner and in such quantities as may be directed.

Blank forms and further information may be obtained at the office of the Superintendent of School Supplies, Board of Education, the Borough of Manhattan, southwest corner Park avenue and Fifty-ninth street.

PATRICK JONES,
Superintendent of School Supplies.

Dated JUNE 25, 1904.

j25.jy7

See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF HEALTH.

DEPARTMENT OF HEALTH OF THE CITY OF NEW YORK, SOUTHWEST CORNER FIFTY-FIFTH STREET AND SIXTH AVENUE, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Board of Health of the Department of Health until 10 o'clock A. M., on

WEDNESDAY, JULY 20, 1904.

FOR FURNISHING ALL THE LABOR AND FURNISHING AND ERECTING ALL THE MATERIALS NECESSARY OR REQUIRED TO COMPLETE CERTAIN ADDITIONAL MAINTENANCE WORK, PLUMBING WORK, STEAM HEATING WORK, ETC., AT THE BOILER HOUSE, DISINFECTING AND LABORATORY BUILDING, AT THE KINGSTON AVENUE HOSPITAL, KINGSTON AVENUE AND FENMORE STREET, BOROUGH OF BROOKLYN, CITY OF NEW YORK.

The time for the completion of the work and the full performance of the contract is sixty consecutive working days.

The amount of security required is fifty per cent. (50%) of the amount of the bid.

Bids will be compared and the contract awarded at a lump or aggregate sum.

Blank forms and further information may be obtained and the plans and drawings may be seen at the office of the Chief Clerk of the Department of Health, southwest corner of Fifty-fifth street and Sixth avenue, Borough of Manhattan.

THOMAS DARLINGTON, M. D., President;
ALVAH H. DODD, M. D.,
WILLIAM McADOO,
Board of Health.

Dated JULY 5, 1904.

jy6.20

See General Instructions to Bidders on the last page, last column, of the "City Record."

BOROUGH OF RICHMOND.

OFFICE OF THE PRESIDENT OF THE BOROUGH OF RICHMOND, FIRST NATIONAL BANK BUILDING, ST. GEORGE, NEW BRIGHTON, NEW YORK CITY.

SEALED BIDS OR ESTIMATES WILL BE received by the President of the Borough of Richmond, at the above office until 10 o'clock A. M., on

TUESDAY, JULY 19, 1904.

Borough of Richmond.

No. 1. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR REGULATING, GRADING AND PAVING WITH MACADAM PAVEMENT THE ROADWAY OF CASTLETON AVENUE, from Bard avenue to Glen avenue.

The Engineer's estimate of the quantity and quality of the material, and the nature and extent, as near as possible, of the work required is as follows:

4,500 cubic yards excavation.
500 linear feet 4-inch underdrain.
7,700 square yards macadam pavement.
3,000 square yards new cobble gutters.

35 cubic yards concrete for culverts, etc.

The time for the completion of the work and the full performance of the contract is 75 days.

The amount of security required is Four Thousand Five Hundred Dollars (\$4,500).

No. 2. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR REGULATING, GRADING AND PAVING WITH MACADAM AND BRICK PAVEMENT THE ROADWAYS OF CLINTON B. FISK AVENUE, from Watchogue road to Maine avenue, and MAINE AVENUE, from Willard avenue to Jewett avenue.

The Engineer's estimate of the quantity and quality of the material, and the nature and extent, as near as possible, of the work required is as follows:

1,300 cubic yards excavation.
800 linear feet 4-inch underdrain.
4,050 square yards macadam pavement.
3,150 square yards vitrified brick pavement.

410 cubic yards concrete.

The time for the completion of the work and the full performance of the contract is 75 days.

The amount of security required is Four Thousand Five Hundred Dollars (\$4,500).

The amount of security required is Six Thousand Dollars (\$6,000).

No. 3. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR REGULATING, GRADING AND PAVING WITH MACADAM PAVEMENT LINCOLN AVENUE, from south side Boulevard to mean high-water mark.

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:

500 cubic yards excavation.
8,500 cubic yards additional fill.

80 linear feet 12-inch vitrified pipe culvert.
33 linear feet 15-inch vitrified pipe culvert.
8,300 square yards macadam pavement.
40 cubic yards concrete, for culverts, etc.

76 cubic yards rip-rap foundation.

3,600 pounds steel of iron rods.

40 linear feet 20-inch cast-iron pipe culvert.
2,000 board measure feet foundation lumber.

The time for the completion of the work and the full performance of the contract is 85 days.

The amount of security required is Six Thousand Dollars (\$6,000).

No. 4. FOR FURNISHING AND DELIVERING 38 DRAUGHT HORSES.

The time for the completion of the work and the full performance of the contract is 20 days.

The amount of security required is Four Thousand Dollars (\$4,000).

No. 5. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR FURNISHING AND DELIVERING ONE (1) LIGHT, AIR, COOLED AUTOMOBILE.

The time for the completion of the work and the full performance of the contract is 20 days.

The amount of security required is Seven Hundred Dollars (\$700).

The contracts must be bid for separately, and the bids will be compared and the contract awarded at a lump or aggregate sum for each contract.

Bidders are requested to make their bids or estimates upon the blank form prepared by the President, a copy of which, with the proper envelope in which to enclose the bid, together with a copy of the contract, including the specifications, in the form approved by the Corporation Counsel, can be obtained upon application therefor, at the office of the said President. The plans and drawings may be seen and other information obtained at the office of the Commissioner of Public Works of the Borough of Richmond. Richmond Building, New Brighton, Borough of Richmond.

GEORGE CROMWELL,
President.

THE CITY OF NEW YORK, July 1, 1904.

j2,19

See General Instructions to Bidders on the last page, last column, of the "City Record."

OFFICE OF THE PRESIDENT OF THE BOROUGH OF RICHMOND, FIRST NATIONAL BANK BUILDING, ST. GEORGE, NEW BRIGHTON, NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the President of the Borough of Richmond, at his office, in the First National Bank Building, New Brighton, until 10 o'clock A. M. on

TUESDAY, JULY 19, 1904.

FOR FURNISHING ALL THE LABOR AND MATERIALS NECESSARY FOR THE STRUCTURAL IRON AND STEEL WORK REQUIRED IN THE ERECTION AND COMPLETION OF A JAIL AT RICHMOND, BOROUGH OF RICHMOND, CITY OF NEW YORK, AS SHOWN ON AMENDED PLANS ON FILE IN THE OFFICE OF THE PRESIDENT.

The time for the completion and the full performance of the work is by or before December 15, 1904.

The amount of security required is not less than fifty per cent. (50%) of the amount of the bid or estimate.

The bids will be compared and the contract awarded at a lump or aggregate sum.

Blank forms and specifications can be obtained at the office of W. H. Mersereau, architect, No. 32 Broadway, New York City.

GEORGE CROMWELL,
President of the Borough of Richmond.

THE CITY OF NEW YORK, July 1, 1904.

j2,19

See General Instructions to Bidders on the last page, last column, of the "City Record."

OFFICE OF THE PRESIDENT OF THE BOROUGH OF RICHMOND, FIRST NATIONAL BANK BUILDING, ST. GEORGE, NEW BRIGHTON, STATEN ISLAND, N. Y.

SEALED BIDS OR ESTIMATES WILL BE received by the President at the above office until eleven (11) A. M. on

TUESDAY, JULY 19, 1904.

Borough of Richmond.

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR THE INSTALLATION OF THE PLUMBING AND DRAINAGE EQUIPMENT IN THE RICHMOND BOROUGH HALL, SITUATE AT JAY STREET AND SOUTH STREET AND STUYVESANT PLACE, ST. GEORGE, BOROUGH OF RICHMOND, CITY OF NEW YORK.

The time for the completion of the work and the full performance of the contract is ten (10) calendar months.

The amount of security required is Five Thousand Dollars.

The bids will be compared and the contract awarded in a lump or aggregate sum.

Blank forms and further information may be obtained and the plans and drawings may be seen at the office of the architects, Messrs. Carrere and Hastings, on the site.

GEORGE CROMWELL,
President of the Borough of Richmond.

THE CITY OF NEW YORK, July 1, 1904.

j2,19

See General Instructions to Bidders on the last page, last column, of the "City Record."

The amount of security required is Ten Thousand Dollars.

The bids will be compared and the contract awarded in a lump or aggregate sum.

Blank forms and further information may be obtained, and the plans and drawings may be seen at the office of the architects, Messrs. Carrere and Hastings, on the site.

If copies of drawings be desired they can be obtained by request for same to the architects, Carrere & Hastings, No. 28 East Forty-first street, New York City. The request should be accompanied with a check for \$1.25.

A representative of the architects will be in attendance at the office on the site every day between 9 A. M. and 12 A. M. to give bidders any required information.

GEORGE CROMWELL,

President of the Borough.

JUNE 29, 1904.

jy1,19

See General Instructions to Bidders on the last page, last column, of the "City Record."

OFFICE OF THE PRESIDENT OF THE BOROUGH OF RICHMOND, FIRST NATIONAL BANK BUILDING, ST. GEORGE, NEW BRIGHTON, STATEN ISLAND, N. Y.

SEALED BIDS OR ESTIMATES WILL BE received by the President, at the above office until eleven (11) A. M. on

TUESDAY, JULY 19, 1904.

Borough of Richmond.

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR THE INSTALLATION OF THE ELECTRIC EQUIPMENT IN THE RICHMOND BOROUGH HALL, SITUATE AT JAY STREET AND SOUTH STREET AND STUYVESANT PLACE, ST. GEORGE, BOROUGH OF RICHMOND, CITY OF NEW YORK.

The time for the completion of the work and the full performance of the contract is ten (10) calendar months.

The amount of security required is Five Thousand Dollars.

The bids will be compared and the contract awarded in a lump or aggregate sum.

Blank forms and further information may be obtained and the plans and drawings may be seen at the office of the architects, Messrs. Carrere and Hastings, on the site.

If copies of drawings be desired they can be obtained by request for same to the architects, Carrere & Hastings, No. 28 East Forty-first street, New York City.

A representative of the architects will be in attendance at the office on the site every day between 9 A. M. and 12 A. M. to give bidders any required information.

GEORGE CROMWELL,

President of the Borough.

JUNE 29, 1904.

jy1,19

See General Instructions to Bidders on the last page, last column, of the "City Record."

OFFICE OF THE PRESIDENT OF THE BOROUGH OF RICHMOND, FIRST NATIONAL BANK BUILDING, ST. GEORGE, NEW BRIGHTON, STATEN ISLAND, N. Y.

SEALED BIDS OR ESTIMATES WILL BE received by the President at the above office until eleven (11) A. M. on

TUESDAY, JULY 19, 1904.

Borough of Richmond.

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR THE INSTALLATION OF THE PASSENGER AND FREIGHT ELEVATOR EQUIPMENT IN THE RICHMOND BOROUGH HALL, SITUATE AT JAY STREET AND SOUTH STREET AND STUYVESANT PLACE, ST. GEORGE, BOROUGH OF RICHMOND, CITY OF NEW YORK.

The time for the completion of the work and the full performance of the

essment: Both sides of Seventy-ninth street, from Eighteenth avenue to Fort Hamilton avenue, and extending back 100 feet from Seventy-ninth street.

SEVENTY-NINTH STREET—PAVING AND GUTTERING, from Fort Hamilton avenue to Shore road. Area of assessment: Both sides of Seventy-ninth street, from Fort Hamilton avenue to Shore road, and extending back 100 feet from Seventy-ninth street.

TENTH AVENUE—PAVING AND GUTTERING, from Bay Ridge avenue to Seventy-fifth street. Area of assessment: Both sides of Tenth avenue, from Bay Ridge avenue to Seventy-fifth street, and extending back 100 feet from Tenth avenue.

TWENTY-FIRST AVENUE—GRADING, PAVING AND GUTTERING, from Eightieth street to Cropsey avenue. Area of assessment: Both sides of Twenty-first avenue, from Eightieth street to Cropsey avenue, and extending back 100 feet from Twenty-first avenue.

TWENTY-SECOND AVENUE—GRADING, PAVING AND GUTTERING, from Eightieth street to Cropsey avenue. Area of assessment: Both sides of Twenty-second avenue, from Eightieth street to Cropsey avenue, and extending back 100 feet from Twenty-second avenue.

WAREHOUSE AVENUE—GRADING, PAVING AND GUTTERING, from Franklin avenue to Seventh avenue. Area of assessment: Both sides of Warehouse avenue, from Franklin avenue to Seventh avenue, and extending back 100 feet from Warehouse avenue.

The Board of Assessors has levied and assessed the foregoing assessments in fifty equal annual installments.

The "First Installment" in each case is now due and payable, and hereafter for fifty 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 June 30, 1904, and entered on June 30, 1904, 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 first 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 109 of the 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 assessments 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 assessments became liens 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, 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 August 29, 1904, 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.

EDWARD M. GROUT,
Comptroller.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,
COMPTROLLER'S OFFICE, June 30, 1904.

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:

TWELFTH WARD, SECTION 7.

ONE HUNDRED AND FORTIETH STREET—PAVING, CURBING AND RECURBING, from Amsterdam avenue to Convent avenue. Area of assessment: Both sides of One Hundred and Fortieth street, from Amsterdam avenue to Convent avenue, and to the extent of half the block at the intersecting and terminating streets. —that the same was confirmed by the Board of Revision of Assessments on June 30, 1904, and entered on June 30, 1904, 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 entry of the assessments interest will be collected thereon, as provided in section 159 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 on the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides * * * "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record." * * *

The above 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 No. 85, 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 August 29, 1904, 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.

EDWARD M. GROUT
Comptroller.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,
COMPTROLLER'S OFFICE, June 30, 1904.

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NOTICE TO PROPERTY-OWNERS.

IN PURSUANCE OF SECTION 1018 OF THE Greater New York Charter, the Comptroller of the City of New York hereby gives public notice to all persons, owners of property, affected by the following assessments for LOCAL IMPROVEMENTS in the BOROUGH OF THE BRONX:

TWENTY-THIRD WARD, SECTIONS 9 AND 10.

EAST ONE HUNDRED AND SIXTY-EIGHTH STREET—SEWER, and appurtenances, from Webster avenue to Clay avenue; CLAY AVENUE—SEWER, from East One Hundred and Sixty-eighth street to Summit south of East One Hundred and Seventieth street. Area of assessment: Both sides of One Hundred and Sixty-eighth street, from Webster to Clay avenue; both sides of Clay avenue, from One Hundred and Sixty-eighth street to a point about 625 feet north of One Hundred and Sixty-

ninth street; both sides of One Hundred and Sixty-ninth street, from Findlay avenue to Webster avenue; both sides of Teller avenue, from a point about 370 feet south of One Hundred and Sixty-ninth street to a point about 725 feet north of One Hundred and Sixty-ninth street.

TWENTY-THIRD WARD, SECTION 10.

SOUTHERN BOULEVARD—RECEIVING-BASINS, between East One Hundred and Thirteenth street and Boston road at the following points: Northeast and northwest corners of Crane street and Southern Boulevard; northeast corner of Beach avenue and Southern Boulevard; northeast corner of East One Hundred and Forty-seventh street and Southern Boulevard; southeast corner of East One Hundred and Forty-ninth street and Southern Boulevard; east side of Southern Boulevard at Hunt's Point road. Area of assessment: Northwest side of Tinton avenue, from Crane street to Dater street; southwest side of Dater street, from Tinton avenue to Wales avenue; northeast side of Crane street, from Tinton avenue to Wales avenue; block bounded by Southern Boulevard, Dater street and Tinton avenue; block bounded by Southern Boulevard, East One Hundred and Forty-seventh street, Timpson place and Crane street; block bounded by Southern Boulevard, Timpson place, East One Hundred and Forty-seventh street and East One Hundred and Forty-ninth street; southeast side of Southern Boulevard, from Whitlock avenue to Aldus street.

EAST ONE HUNDRED AND SEVENTIETH STREET—SEWER and appurtenances, between Stebbins avenue and Wilkins place. Area of assessment: Both sides of One Hundred and Seventieth street, from Stebbins avenue to Wilkins place.

TWENTY-FOURTH WARD, SECTION 11.

VYSE AVENUE (STREET)—SEWER and appurtenances, between Jennings street and East One Hundred and Seventy-second street. Area of assessment: Both sides of Vyse avenue, from Jennings street to One Hundred and Seventy-second street; east side of Hoe street, extending about 300 feet south of One Hundred and Seventy-second street.

BEAUMONT AVENUE—SEWER and appurtenances, from East One Hundred and Eighty-seventh street to East One Hundred and Eighty-ninth street; EAST ONE HUNDRED AND EIGHTY-NINTH STREET—SEWER, from the Southern Boulevard to Belmont avenue. Area of assessment: Both sides of Beaumont avenue, from East One Hundred and Eighty-seventh to East One Hundred and Eighty-ninth street; both sides of East One Hundred and Eighty-ninth street, from Belmont avenue to the Southern Boulevard; both sides of Cambreling avenue, from One Hundred and Eighty-ninth street to Pelham avenue.

—that the same were confirmed by the Board of Revision of Assessments on June 30, 1904, and entered on June 30, 1904, 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, in the Municipal Building, 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 August 29, 1904, 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.

Said section provides that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof on the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 159 of the Greater New York Charter."

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 August 29, 1904, 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.

EDWARD M. GROUT,
Comptroller.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,
COMPTROLLER'S OFFICE, June 30, 1904.

road, from East Fourteenth street to East Sixteenth street; both sides of East Fifteenth street and west side of East Sixteenth street from Church avenue to Albemarle road.

THIRTIETH WARD.

SEVENTY-THIRD STREET—PAVING, between Third and Fourth avenues. Area of assessment: Both sides of Seventy-third street, from Third to Fourth avenues, and to the extent of half the block at the intersecting and terminating streets.

THIRD AVENUE—SEWER, between Bay Ridge avenue and Silliman place. Area of assessment: Both sides of Third avenue, from Bay Ridge avenue to Silliman place.

SIXTY-FIRST STREET—SEWER, between Fourth and Fifth avenues; and FOURTH AVENUE—OUTLET SEWER, east side, between Sixty-first and Sixty-fourth streets. Area of assessment: Both sides of Sixty-first street, from Fourth to Fifth avenues; east side of Fourth avenue, from Sixty-first to Sixty-fourth streets; both sides of Sixtieth street, from Fourth to Fifth avenues; both sides of Sixty-second street from Fourth to Fifth avenues; both sides of Sixty-third street from Fourth to Fifth avenues.

THIRTY-SECOND WARD.

FLATBUSH AVENUE AND AVENUE K—SEWER BASIN, at the northeast corner. Area of assessment: East side of East Thirty-seventh street, from Avenue K to Avenue K. —that the same were confirmed by the Board of Assessors on June 28, 1904, and entered June 29, 1904, in the Bureau of Titles and 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 said date of entry of the assessments, interest will be collected thereon, as provided in section 109 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 interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessments became liens, 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, 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 August 29, 1904, 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.

EDWARD M. GROUT,
Comptroller.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,
COMPTROLLER'S OFFICE, June 29, 1904.

j30jy14

NOTICE OF ASSESSMENTS FOR OPENING STREETS AND PARKS.

NOTICE OF ASSESSMENTS FOR OPENING STREETS AND PARKS.

IN PURSUANCE OF SECTION 1005 OF THE Greater New York Charter, the Comptroller of the City of New York hereby gives public notice of the confirmation by the Supreme Court, and the entering in the Bureau for the Collection of Assessments and Arrears, of the assessment for OPENING AND ACQUIRING TITLE to the following-named avenue in the BOROUGH OF THE BRONX:

TWENTY-FOURTH WARD, SECTIONS 11 AND 12.

TEE TAW AVENUE—OPENING, from East One Hundred and Eighty-eighth street to Kingsbridge road. Confirmed June 8, 1904; entered June 28, 1904. Area of assessment includes all those lands, tenements and hereditaments and premises situate, lying and being in the Borough of The Bronx, in the City of New York, which, taken together, are bounded and described as follows:

Beginning at the point formed by the intersection of the northwesterly line of Aqueduct avenue with the northerly line of Fordham road; running thence westerly along said last mentioned line to its intersection with the easterly line of Sedgwick avenue; thence northerly and north-easterly along said last mentioned line to its intersection with a line parallel to and 200 feet northeasterly from the northeasterly line of Kingsbridge road; thence southeasterly along said parallel line to its intersection with the northeasterly prolongation of the northwesterly line of Aqueduct avenue; thence southwesterly along said prolongation and northwesterly line to the point or place of beginning.

The above-entitled assessment was entered on the date hereinbefore given in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents. Unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessment, interest will be collected thereon, as provided in section 1005 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."

The above-entitled assessment was entered on the date hereinbefore given in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents. Unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessment, interest will be collected thereon, as provided in section 1005 of the Greater New York Charter.

Said section provides that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides * * * "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record." * * *

The above assessment is payable to the Collector of Assessments and Arrears, at the Bureau for the Collection of Assessments, and Arrears of Taxes and Assessments and of Water Rents, in the Municipal Building, corner of One Hundred and Seventy-seventh street and Third avenue, Borough of The Bronx, between the hours of 9 A. M. and 2 P. M., and on Saturdays from 9 A. M. to 12 M., and all payments made thereon on or before August 27, 1904, 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.

EDWARD M. GROUT,
Comptroller.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,
COMPTROLLER'S OFFICE, June 28, 1904.

j30jy13

NOTICE OF ASSESSMENTS FOR OPENING STREETS AND PARKS.

IN PURSUANCE OF SECTION 1005 OF THE Greater New York Charter, the Comptroller of the City of New York hereby gives public notice of the confirmation by the Supreme Court, and the entering in the Bureau for the Collection of Assessments and Arrears, of the assessment for OPENING AND ACQUIRING TITLE to the following-named street in the BOROUGH OF MANHATTAN:

TWELFTH WARD, SECTION 7.

WEST ONE HUNDRED AND THIRTY-SIXTH STREET—OPENING, from Broadway to Riverside Drive Extension. Confirmed June 9, 1904; entered June 29, 1904. Area of assessment includes 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.:

Beginning at the point of intersection of the westerly prolongation of the northerly line of West One Hundred and Thirty-fifth street with a line parallel to and distant 100 feet westward from the westerly line of Riverside Drive Extension; running thence northerly along said parallel line to its intersection with the southerly line of West One Hundred and Thirty-seventh street; thence easterly along said line to its intersection with the westerly line of St. Nicholas terrace; thence southerly along said line to its intersection with the middle line of the blocks between West One Hundred and Thirty-fifth street and West One Hundred and Thirty-sixth street; thence westerly along said line to its intersection with the westerly line of the middle line of the blocks between West One Hundred and Thirty-seventh street and West One Hundred and Thirty-eighth street; thence easterly along said line to its intersection with the westerly line of the middle line of the blocks between West One Hundred and Thirty-seventh street and West One Hundred and Thirty-eighth street; thence westerly along said line to its intersection with the westerly line of the middle line of the blocks between West One Hundred and Thirty-seventh street and West One Hundred and Thirty-eighth street; thence easterly along said line to its intersection with the westerly line of the middle line of the blocks between West One Hundred and Thirty-seventh street and West One Hundred and Thirty-eighth street; thence westerly along said line to its intersection with the westerly line of the middle line of the blocks between West One Hundred and Thirty-seventh street and West One Hundred and Thirty-eighth street; thence easterly along said line to its intersection with

thence westerly along said easterly prolongation and middle line of the block to the point or place of beginning.

The above-entitled assessment was entered on the date hereinbefore given in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents. Unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessments, interest will be collected thereon, as provided in section 1006 of the Greater New York Charter.

Said section provides that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien as provided by section 159 of this act."

Section 159 of this act provides * * * "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record." * * *

The above assessment is payable to the Collector of Assessments and Arrears, at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, Room 85, 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 or before August 23, 1904, 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.

EDWARD M. GROUT,
Comptroller.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,
COMPTROLLER'S OFFICE, June 24, 1904.

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NOTICE OF ASSESSMENTS FOR OPENING STREETS AND PARKS.

N PURSUANCE OF SECTION 1005 OF THE
Greater New York Charter, the Comptroller of The City of N w York hereby gives public notice of the confirmation by the supreme Court and the entering in the Bureau for the Collection of Assessments and Arrears, of assessments for OPENING AND ACQUIRING TITLE to the following-named streets, in the BOROUGH OF BROOKLYN:

TWENTY-SIXTH WARD, SECTION 13.

PINE STREET—OPENING, between Glenmore avenue and Sutter avenue. Confirmed April 27, 1904; entered June 23, 1904. Area of assessment includes all those lands, tenements and hereditaments and premises situate, lying and being in the Borough of Brooklyn, in The City of New York, which, taken together, are bounded and described as follows, viz.:

Beginning at a point on the southerly side of Glenmore avenue where the same intersects the centre line of the block between Pine street and Crescent street; running thence southerly along the centre lines of the block between Pine street and Crescent street to the northerly side of Sutter avenue; running thence westerly along the northerly side of Sutter avenue to the centre line of the block between Pine street and Euclid avenue; running thence northerly along the centre lines of the block between Euclid avenue and Pine street to the southerly side of Glenmore avenue; running thence easterly along the southerly side of Glenmore avenue to the point or place of beginning.

THIRTIETH WARD, SECTIONS 18 AND 19.

DE RUSSEY STREET—OPENING, from Eighty-sixth street to Dyker Beach Park. Confirmed May 17, 1904; entered June 23, 1904. Area of assessment includes all those lands, tenements and hereditaments and premises situate, lying and being in the Borough of Brooklyn, in The City of New York, which, taken together, are bounded and described as follows, viz.:

Beginning at a point on the southerly side of Eighty-sixth street where the same intersects the middle line of the block between Gubner street and De Russey street; running thence southerly and parallel with De Russey street to the northerly side of Dyker Beach Park; running thence easterly along the northerly side of Dyker Beach Park to the centre line of the block between De Russey street and Eleventh avenue; running thence northerly through the centre line of the block between De Russey street and Eleventh avenue and parallel with De Russey street to the southerly side of Eighty-sixth street; running thence westerly along the southerly side of Eighty-sixth street to the point or place of beginning.

The above-entitled assessments were entered on the day hereinbefore given in the Record of Titles and Assessments, and Arrears of Taxes and Assessments and of Water Rents. Unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of entry of the assessments, interest will be collected thereon as provided in section 1006 of the Greater New York Charter.

Said section provides that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum to be calculated to the date of payment from the date when such assessments became liens, 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, Borough of Brooklyn, between the hours of 9 A. M. and 2 P. M., and on Saturdays from 9 A. M. until 12 M., and all payments made thereon or before August 23, 1904, 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.

EDWARD M. GROUT,
Comptroller.

CITY OF NEW YORK, DEPARTMENT OF FINANCE,
COMPTROLLER'S OFFICE, June 23, 1904.

j24jy8

SALE OF BUILDINGS AND THE MACHINERY CONTAINED THEREIN.

THE COMPTROLLER OF THE CITY OF
New York, pursuant to a resolution of the Commissioners of the Sinking Fund, adopted at a meeting held June 17, 1904, and under the provisions of section 1553 of the Charter, will sell at public auction on

TUESDAY, JULY 10, 1904.

at 12 o'clock M., on the premises located on the east side of Guernsey street, about 160 feet north of Driggs avenue, and extending through to the west side of Lorimer street, in the Borough of Brooklyn, all the buildings located on the premises formerly the property of the American Rattan and

Reed Manufacturing Company, together with all the machinery and other fixtures contained therein. The sale of the said property to be made on the following terms and conditions of sale:

The highest bidders, respectively, will be required to pay the full amount of his bid or purchase money and the auctioneer's fee at the time of sale.

The purchaser of the buildings on the said premises will be required to agree to permit the said buildings to remain intact for a period of at least twenty days from and after the date of sale, for the purpose of allowing sufficient time for the purchaser of the machinery to take down and remove the same. All building material, however, must be taken down and removed within sixty days from the date of sale.

The purchaser of the machinery, etc., will be required to take down and remove the same from the said buildings as soon after the sale as possible, but such period shall not exceed in any event twenty days.

The Comptroller may, at his option, resell the property if the successful bidder shall fail to comply with the terms of sale, and the person failing to comply therewith will be held liable for any deficiency which may result from any such resale.

The right to reject any bid is reserved.

Any further information in reference to the buildings and property to be sold may be obtained on application at the Comptroller's office, No. 280 Broadway, Borough of Manhattan.

By order of the Commissioners of the Sinking Fund, under a resolution adopted at a meeting of the Board held June 17, 1904.

EDWARD M. GROUT,
Comptroller.

CITY OF NEW YORK, DEPARTMENT OF FINANCE,
COMPTROLLER'S OFFICE, June 21, 1904.

j23jy9

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:

SIXTH WARD, TWELFTH, FIFTEENTH AND TWENTY-SECOND WARDS, SECTIONS 1, 2, 4 AND 7.

RECEIVING-BASINS on southwest corner PARK and MULBERRY STREETS; East and west sides of MULBERRY STREET, between Park and Bayard streets; near southeast corner of ELM and GREAT JONES STREETS; northeast corner of ONE HUNDRED AND TWELFTH STREET and MANHATTAN AVENUE; south-west corner of ONE HUNDRED AND NINETEENTH STREET and EIGHTH AVENUE; northwest corner of ONE HUNDRED AND FIFTY-FIRST STREET and EIGHTH AVENUE, and northwest corner of FORTY-SIXTH STREET and ELEVENTH AVENUE. Area of assessment: Block bounded by Park street, Mulberry street and Worth street; both sides of Mulberry street, from Bayard street to a point about 260 feet south; east side of Elm street, from Bond street to Great Jones street; south side of Great Jones street, from Elm street to a point about 325 feet east; north side of One Hundred and Twelfth street, from Manhattan avenue to Eighth avenue; west side of Eighth avenue, from One Hundred and Eighteenth to One Hundred and Nineteenth street; north side of One Hundred and Fifty-first street, from Eighth avenue to Bradhurst avenue; west side of Eleventh avenue, from Forty-sixth to Forty-seventh street.

—that the same were confirmed by the Board of Assessors on June 21, 1904, and entered on June 22, 1904, 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, 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 or before August 22, 1904, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessment became a lien, as provided by section 159 of this act.

Said section provides that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides * * * "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record." * * *

The above assessment is payable to the Collector of Assessments and Arrears, at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, Room 85, 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 or before August 23, 1904, 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.

EDWARD M. GROUT,
Comptroller.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,
COMPTROLLER'S OFFICE, June 22, 1904.

j23jy7

NOTICE TO PROPERTY-OWNERS.

IN PURSUANCE OF SECTION 1018 OF THE Greater New York Charter, the Comptroller of The City of New York hereby gives public notice to all persons, owners of property, affected by the following assessments for LOCAL IMPROVEMENTS in the BOROUGH OF THE BRONX:

TWENTY-FOURTH WARD, SECTION 11.

EAST ONE HUNDRED AND SEVENTY-EIGHT STREET—SEWER and appurtenances, between Clinton avenue and Crotona Avenue. Area of assessment: Both sides of One Hundred and Seventy-eighth street, extending about 211 feet west of Clinton avenue.

—that the same were confirmed by the Board of Assessors on June 21, 1904, and entered on June 22, 1904, 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 that

"If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides * * * "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record." * * *

The above assessment is payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, in the Municipal Building, Borough of Brooklyn, between the hours of 9 A. M. and 2 P. M., and on Saturdays from 9 A. M. until 12 M., and all payments made thereon or before August 23, 1904, 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.

EDWARD M. GROUT,
Comptroller.

CITY OF NEW YORK, DEPARTMENT OF FINANCE,
COMPTROLLER'S OFFICE, June 23, 1904.

j24jy8

The above assessment is payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, in the Municipal Building, corner of One Hundred and Seventy-seventh street and Third avenue, Borough of The Bronx, between the hours of 9 A. M. and 2 P. M., and on Saturdays from 9 A. M. to 12 M., and all payments made thereon or before August 23, 1904, 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.

EDWARD M. GROUT,
Comptroller.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,
COMPTROLLER'S OFFICE, June 23, 1904.

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DEPARTMENT OF FINANCE, CITY OF NEW YORK, March 26, 1903.

UNTIL FURTHER NOTICE AND UNLESS otherwise directed in any special case, one surety company will be accepted as sufficient upon all contracts for supplies for furniture, and for gas and electric lighting to any amount, and upon the following contracts to the amounts named:

For supplies and furniture, with patented articles	\$5,000
Regulating, grading, paving (other than asphalt)—	
Not over 2 years.....	15,000
Over 2 years.....	5,000
School building repairs.....	10,000
Heating and lighting apparatus.....	5,000
New buildings—New docks.....	25,000
Sewers—Dredging and water mains—	
Not over 2 years.....	10,000
Over 2 years.....	5,000

EDWARD M. GROUT, Comptroller.

j23jy9

FIRE DEPARTMENT.

HEADQUARTERS OF THE FIRE DEPARTMENT OF THE CITY OF NEW YORK, NOS. 157 AND 159 EAST SIXTY-SEVENTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Fire Commissioner at the above office until 10:30 o'clock A. M., on

MONDAY, JULY 18, 1904.

Boroughs of Manhattan and The Bronx.

No. 1. FOR FURNISHING AND DELIVERING VARIOUS SUPPLIES.

The time for the completion of the work and the full performance of the contract is by or before December 31, 1904.

The amount of security required is fifty per cent. (50%) of the amount of the security.

No. 2. FOR FURNISHING AND DELIVERING HAY, STRAW, OATS AND BRAN FOR THE BOROUGH OF THE BRONX.

The time for the delivery of the articles, materials and supplies and the performance of the contract is 180 days.

The amount of security required is Three Thousand Dollars (\$3,000).

No. 3. FOR FURNISHING AND DELIVERING HAY, STRAW, OATS AND BRAN FOR THE BOROUGH OF MANHATTAN.

The time for the delivery of the articles, materials and supplies and the performance of the contract is 180 days.

The amount of security required is Twelve Thousand Dollars (\$12,000).

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.

BOROUGH OF THE BRONX.

OFFICE OF THE PRESIDENT OF THE BOROUGH OF THE BRONX, MUNICIPAL BUILDING, CORNER THIRD AVENUE AND ONE HUNDRED AND SEVENTY-SEVENTH STREET, CROTONA PARK, NEW YORK.

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, JULY 7, 1904.

No. 1. FOR ALTERATIONS AND IMPROVEMENTS TO MASONIC BUILDING, MAIN STREET, WESTCHESTER, BOROUGH OF THE BRONX.

Time allowed for completion of the work will be 90 days.

Security required will be Two Thousand Dollars.

No. 2. FOR REGULATING, GRADING, SETTING CURBSTONE, FLAGGING THE SIDEWALKS, LAYING CROSSWALKS, BUILDING APPROACHES AND PLACING FENCES IN MACOMB'S ROAD, from Jerome avenue at Marcy place to Inwood avenue.

The Engineer's estimate of the work is as follows:

1,100 cubic yards of earth excavation.
50 cubic yards of rock excavation.
5,500 cubic yards of filling.
2,115 linear feet of new curbstone, furnished and set.
5,900 square feet of new flagging, furnished and laid.
1,000 square feet of new bridgestone, for cross-walks, furnished and laid.
175 cubic yards of dry rubble masonry in retaining-walls, culverts and gutters.

Time allowed for completion of the work will be 125 working days.

Security required will be Four Thousand Dollars.

No. 3. FOR REGULATING AND GRADING, SETTING CURBSTONE, FLAGGING THE SIDEWALKS, LAYING CROSSWALKS, BUILDING APPROACHES AND PLACING FENCES IN GROTE STREET, from Belmont avenue to Southern Boulevard.

The Engineer's estimate of the work is as follows:

4,600 cubic yards of earth excavation.
1,900 cubic yards of rock excavation.
3,900 cubic yards of filling.
2,750 linear feet of new curbstone, furnished and set.
9,850 square feet of new flagging, furnished and laid.
600 square feet of new bridgestone, for cross-walks, furnished and laid.
100 cubic yards of dry rubble masonry, in retaining-walls, culverts and gutters.

Time allowed for completion of the work will be 125 working days.

The amount of security required will be Three Thousand Five Hundred Dollars.

No. 4. FOR COMPLETING THE REGULATING AND GRADING, SETTING CURBSTONE, FLAGGING THE SIDEWALKS, LAYING CROSSWALKS, BUILDING APPROACHES AND PLACING FENCES IN EAST TWO HUNDRED AND FIFTH STREET, from Mosholu parkway to Jerome avenue.

The Engineer's estimate of the work is as follows:

1,500 cubic yards of earth excavation.
3,000 cubic yards of rock excavation.
4,400 cubic yards of filling.
2,480 linear feet of new curbstone, furnished and set.
9,500 square feet of new flagging, furnished and laid.
1,120 square feet of new bridgestone, furnished and laid.
375 cubic yards of dry rubble masonry in retaining-walls, culverts and gutters.

The time allowed for the completion of the work will be 75 working days.

The amount of security required will be Four Thousand Dollars.

No. 5. FOR REGULATING AND GRADING, SETTING CURBSTONE, FLAGGING THE SIDEWALKS, LAYING CROSSWALKS, BUILDING APPROACHES AND PLACING FENCES IN EAST ONE HUNDRED AND SEVENTY-SECOND STREET, from Jerome avenue to the Grand Boulevard and Concourse.

The Engineer's estimate of the work is as follows:

1,600 cubic yards of earth excavation.
1,850 cubic yards of rock excavation.
5,600 cubic yards of filling.
1,900 linear feet of new curbstone, furnished and set.
7,400 square feet of new flagging, furnished and laid.
1,250 square feet of new bridgestone, for cross-walks, furnished and laid.
200 cubic yards of dry rubble masonry in retaining-walls, culverts and gutters.
100 linear feet of vitrified stoneware pipe 12 inches in diameter.

Time allowed for completion of the work will be 100 working days.

The amount of security required will be Three Thousand Five Hundred Dollars.

No. 6. FOR REGULATING AND GRADING, SETTING CURBSTONE, FLAGGING THE SIDEWALK, LAYING CROSSWALKS, BUILDING APPROACHES AND PLACING FENCES IN EAST ONE HUNDRED AND SEVENTY-FIRST STREET, from Webster avenue to the New York and Harlem Railroad.

The Engineer's estimate of the work is as follows:

450 cubic yards of earth excavation.
50 cubic yards of filling.
500 linear feet of new curbstone, furnished and set.
1,475 square feet of new flagging, furnished and laid.
120 square feet of new bridgestone, furnished and laid.
40 cubic yards of dry rubble masonry in retaining-walls, culverts and gutters.

Time allowed for completion of the work will be 20 working days.

The amount of security required will be Five Hundred Dollars.

No. 7. FOR REGULATING AND GRADING, SETTING CURBSTONE, FLAGGING THE SIDEWALKS, LAYING CROSSWALKS, BUILDING APPROACHES AND PLACING FENCES IN LORING PLACE, from Burnside avenue to West One Hundred and Eightieth street.

The Engineer's estimate of the work is as follows:

150 cubic yards of earth excavation.
300 cubic yards of rock excavation.
8,550 cubic yards of filling.
1,750 linear feet of new curbstone, furnished and set.
7,000 square feet of new flagging, furnished and laid.
125 square feet of new bridgestone, for cross-walks, furnished and laid.
240 cubic yards of dry rubble masonry in retaining-walls, culverts and gutters.

Time allowed for completion of the work will be 125 working days.

The amount of security required will be Three Thousand Dollars.

No. 8. FOR REGULATING AND GRADING, SETTING CURBSTONE, FLAGGING SIDEWALKS, LAYING CROSSWALKS, BUILDING APPROACHES AND PLACING FENCES IN EAST TWO HUNDRED AND THIRD STREET.

from Grand Boulevard and Concourse to Briggs avenue.

The Engineer's estimate of the work is as follows:

250 cubic yards of earth excavation.
50 cubic yards of rock excavation.
9,000 cubic yards of filling.
2,000 linear feet of new curbstone, furnished and set.
7,600 square feet of new flagging, furnished and laid.
150 square feet of old flagging, rejoined and relaid.
560 square feet of new bridgestone, for cross-walks, furnished and laid.
1,100 cubic yards of dry rubble masonry in retaining-walls, culverts and gutters.

Time allowed for completion of the work will be 75 working days.

Amount of security required will be Four Thousand Dollars.

No. 9. FOR PAVING WITH MACADAM PAVEMENT ON A TELFORD FOUNDATION, THE ROADWAY OF NELSON AVENUE, from West One Hundred and Sixty-fourth street to Boscobel avenue and setting curbstone where necessary.

The Engineer's estimate of the work is as follows:

700 linear feet of new curbstone furnished and set.
4,500 linear feet of old curbstone, rejoined, redressed and reset.
600 square feet of new bridgestone, for cross-walks, furnished and laid.
12,400 square yards of macadam pavement on telford foundation.

The time allowed for the completion of the work will be 125 working days.

Amount of security required will be Six Thousand dollars.

No. 10. FOR PAVING WITH MACADAM PAVEMENT ON A TELFORD FOUNDATION, THE ROADWAY OF WEBSTER AVENUE, from Gun Hill road (Oling avenue) to the north-easterly boundary line of The City of New York.

The Engineer's estimate of the work is as follows:

6,300 linear feet of old curbstone reset.
34,000 square yards of macadam pavement on telford foundation.

17,100 square yards of macadam pavement.

The time allowed for the completion of the work will be 150 working days.

The amount of security required will be Twenty Thousand Dollars.

No. 11. FOR REGULATING AND GRADING, SETTING CURBSTONE, FLAGGING THE SIDEWALKS, LAYING CROSSWALKS, BUILDING APPROACHES, AND PLACING FENCES IN SHERIDAN AVENUE, from East One Hundred and Sixty-first street to East One Hundred and Sixty-fifth street.

The Engineer's estimate of the work is as follows:

1,050 cubic yards of earth excavation.
1,100 cubic yards of rock excavation.
20,750 cubic yards of filling.
2,825 linear feet of new curbstone, furnished and set.

11,125 square feet of new flagging furnished and laid.
1,750 square feet of new bridgestone, for crosswalks, furnished and laid.
100 cubic yards of dry rubble masonry, in retaining-walls, culverts and gutters.

100 linear feet of vitrified stoneware pipe 12 inches in diameter.

Time allowed for the completion of the work will be 200 working days.

The amount of security required will be Six Thousand Dollars.

No. 12. FOR REGULATING AND GRADING, SETTING CURBSTONE, FLAGGING THE SIDEWALKS, LAYING CROSSWALKS, BUILDING APPROACHES, AND PLACING FENCES IN BONNER PLACE, from Morris avenue to its easterly terminus.

The Engineer's estimate of the work is as follows:

10 cubic yards of earth excavation.
300 cubic yards of filling.
1,820 square feet of new flagging furnished and laid.

25 linear feet of vitrified stoneware pipe 6 inches in diameter.

Time allowed for the completion of the work will be 30 working days.

The amount of security required will be Four Hundred Dollars.

No. 13. FOR CONSTRUCTING SEWER AND APPURTENANCES IN MOHEGAN AVENUE, between One Hundred and Seventy-eighth street and East One Hundred and Eightieth street.

The Engineer's estimate of the work is as follows:

335 linear feet of pipe sewer, 15-inch.
385 linear feet of pipe sewer, 12-inch.
70 spurs for house connections.
7 manholes, complete.

3 receiving-basins, complete.

60 cubic yards of rock to be excavated and removed.

5 cubic yards of concrete in place, exclusive of concrete in sewer sections, as shown on plan.

1,000 feet of timber, furnished and laid.

10 linear feet of 12-inch drain-pipe, furnished and laid.

Time allowed for the completion of the work will be 75 working days.

The amount of security required will be Twenty-One Hundred Dollars.

No. 14. FOR CONSTRUCTING SEWER AND APPURTENANCES IN PARK AVENUE (EAST SIDE), between Third avenue and East One Hundred and Eighty-seventh street, with branch in East One Hundred and Eighty-eighth street, between Park and Third avenue.

The Engineer's estimate of the work is as follows:

446 linear feet of pipe sewer, 15-inch.
450 linear feet of pipe sewer, 12-inch.
70 spurs for house connections.
11 manholes, complete.

2 receiving-basins, complete.

3 cubic yards of concrete in place, exclusive of concrete in sewer sections, as shown on plan.

10 linear feet of 12-inch drain-pipe.

Time allowed for the completion of the work will be 80 working days.

The amount of security required will be Twenty-Two Hundred and Fifty Dollars.

No. 15. FOR MAKING NECESSARY REPAIRS TO THE SURFACE DRAINS EXISTING IN THAT PORTION OF THE BOROUGH OF THE BRONX KNOWN AS VAN NEST.

The Engineer's estimate of the work is as follows:

2,150 cubic yards of dry rubble to be converted into rubble masonry in mortar as specified, as shown on plan.

430 cubic yards of concrete, including steel bars, as specified and shown on the plan.

30 cubic yards of new rubble masonry in mortar, as shown on the plan.

45 manhole frames, heads and covers complete.

50 linear feet of 12-inch drain-pipe, furnished and laid.

5,000 feet, B. M., of timber, furnished and laid.

Time allowed for completion of the work will be 125 working days.

The amount of security required will be Three Thousand Dollars.

No. 8. FOR REGULATING AND GRADING, SETTING CURBSTONE, FLAGGING SIDEWALKS, LAYING CROSSWALKS, BUILDING APPROACHES AND PLACING FENCES IN EAST TWO HUNDRED AND THIRD STREET.

Time allowed for the completion of the work will be 200 working days.

The amount of security required will be Eight Thousand Dollars.

No. 16. FOR CONSTRUCTING TEMPORARY SEWER AND APPURTENANCES IN GARFIELD STREET, between Jackson avenue and the Harlem River Branch of the New York, New Haven and Hartford Railroad.

The Engineer's estimate of the work is as follows:

125 linear feet of pipe sewer, 12-inch.
10 spurs for house connections.
2 manholes, complete.

3 cubic yards of concrete in place, exclusive of concrete in sewer sections, as shown on plan.

1,000 feet, B. M., of timber, furnished and laid.

Time allowed for the completion of the work will be 15 working days.

The amount of security required will be Three Hundred and Twenty-five Dollars.

Blank forms can be obtained upon application therefor and the plans and specifications may be seen and other information obtained at said office.

LOUIS F. HAFFEN, President.

THE CITY OF NEW YORK, June 23, 1904.

j25,jy7

See General Instructions to Bidders on the last page, last column, of the "City Record."

The bids will be compared and the contract awarded at a lump or aggregate sum.

Blank forms may be obtained and the plans and drawings may be seen at the office of the President.

JOSEPH CASSIDY,

President of the Borough of Queens.

Dated JUNE 28, 1904.

j29,jy1

See General Instructions to Bidders on the last page, last column, of the "City Record."

OFFICE OF THE PRESIDENT OF THE BOROUGH OF QUEENS, THIRD FLOOR OF THE BOROUGH HALL, FIFTH STREET AND JACKSON AVENUE, LONG ISLAND CITY, BOROUGH OF QUEENS, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE RECEIVED by the President of the Borough of Queens at the above office, until 11 o'clock A. M., on

MONDAY, JULY 11, 1904.

No. 1. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR THE CONSTRUCTION OF A SEWER AND APPURTENANCES IN BRIELL STREET, from Broadway to Graham avenue, in the First Ward.

875 linear feet 12-inch vitrified salt-glazed sewer-pipe.

7 manholes complete.
20 cubic yards rock excavated and removed.
5,000 feet, board measure, timber bracing and sheet piling.

The time for the completion of the work

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 President of the Borough of Queens.

Bidders are requested to make their bids or estimates upon the blank form prepared by the Commissioner, a copy of which, with the proper envelope in which to inclose the bid, together with a copy of the contract, including the specifications, in the form approved by the Corporation Counsel, can be obtained upon application therefor at the office of the said President, and any further information can be obtained at the office of the President for the Borough of Queens, Jackson avenue and Fifth street, Long Island City, Borough of Queens.

JOSEPH CASSIDY,
President.

j22,jy11

See General Instructions to Bidders on the last page, last column, of the "City Record."

BOROUGH OF BROOKLYN.

OFFICE OF THE PRESIDENT OF THE BOROUGH OF BROOKLYN, ROOM NO. 15, MUNICIPAL BUILDING, BOROUGH OF BROOKLYN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the President of the Borough of Brooklyn at the above office until 12 o'clock A.M., on

WEDNESDAY, JULY 13, 1904.

No. 1. FOR REGULATING AND REPAVING WITH ASPHALT PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF CLIFFORD PLACE, from Meserole avenue to Calver street.

The Engineer's estimate of the quantities is as follows:

1,040 square yards of asphalt pavement.
10 square yards of adjacent pavement.
180 cubic yards of concrete.
570 linear feet of new curbstone.
190 linear feet of old curbstone to be reset.
4 noiseless covers and heads, complete, for sewer manholes.

Time for the completion of the work and the full performance of the contract is twenty (20) working days.

The amount of security required is One Thousand Dollars.

No. 2. FOR REGULATING AND REPAVING WITH ASPHALT PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF ESSEX STREET, from Arlington avenue to Jamaica avenue.

The Engineer's estimate of the quantities is as follows:

3,980 square yards of asphalt pavement.
10 square yards of adjacent pavement.
670 cubic yards of concrete.
1,200 linear feet of new curbstone.
1,190 linear feet of old curbstone to be reset.
11 noiseless covers and heads, complete, for sewer manholes.

Time for the completion of the work and the full performance of the contract is thirty (30) working days.

The amount of security required is Three Thousand Five Hundred Dollars.

No. 3. FOR REGULATING AND REPAVING WITH ASPHALT PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF GATES AVENUE, from Bushwick avenue to Myrtle avenue.

The Engineer's estimate of the quantities is as follows:

6,940 square yards of asphalt pavement.
50 square yards of adjacent pavement.
1,330 cubic yards of concrete.
6,150 linear feet of new curbstone.
1,230 linear feet of old curbstone to be reset.

Time for the completion of the work and the full performance of the contract is forty (40) working days.

The amount of security required is Eight Thousand Dollars.

No. 4. FOR REGULATING AND REPAVING WITH ASPHALT PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF HOOVER STREET, from Wythe avenue to Bedford avenue.

The Engineer's estimate of the quantities is as follows:

2,270 square yards of asphalt pavement.
10 square yards of adjacent pavement.
370 cubic yards of concrete.
1,050 linear feet of new curbstone.
150 linear feet of old curbstone, to be reset.
5 noiseless covers and heads, complete, for sewer manholes.

Time for the completion of the work and the full performance of the contract is thirty (30) working days.

The amount of security required is Two Thousand Dollars.

No. 5. FOR REGULATING AND REPAVING WITH ASPHALT PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF HUNTINGTON STREET, from Hamilton avenue to Smith street.

The Engineer's estimate of the quantities is as follows:

2,990 square yards of asphalt pavement.
50 square yards of adjacent pavement.
530 cubic yards of concrete.
2,190 linear feet of new curbstone.
50 linear feet of old curbstone, to be reset.
12 noiseless covers and heads, complete, for sewer manholes.

Time for the completion of the work and the full performance of the contract is thirty (30) working days.

The amount of security required is Three Thousand Dollars.

No. 6. FOR REGULATING AND REPAVING WITH ASPHALT PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF LEE AVENUE, from Penn street to Flushing avenue.

The Engineer's estimate of the quantities is as follows:

2,980 square yards of asphalt pavement.
50 square yards of adjacent pavement.
550 cubic yards of concrete.
2,190 linear feet of new curbstone.
80 linear feet of old curbstone, to be reset.
1 noiseless cover and head complete, for sewer manhole.

Time for the completion of the work and the full performance of the contract is thirty (30) working days.

The amount of security required is Three Thousand Five Hundred Dollars.

No. 7. FOR REGULATING AND REPAVING WITH ASPHALT PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF LORIMER STREET, from Grand street to Broadway.

The Engineer's estimate of the quantities is as follows:

3,820 square yards of asphalt pavement.
80 square yards of adjacent pavement.
750 cubic yards of concrete.
4,230 linear feet of new curbstone.
130 linear feet of old curbstone, to be reset.

Time for the completion of the work and the full performance of the contract is thirty (30) working days.

The amount of security required is Five Thousand Dollars.

No. 8. FOR REGULATING AND REPAVING WITH ASPHALT PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF MARION STREET, from Fulton street to Howard avenue.

The Engineer's estimate of the quantities is as follows:

11,740 square yards of asphalt pavement.
100 square yards of adjacent pavement.
1,930 cubic yards of concrete.
4,580 linear feet of new curbstone.
1,410 linear feet of old curbstone, to be reset.
26 noiseless covers and heads, complete, for sewer manholes.

Time for the completion of the work and the full performance of the contract is fifty (50) working days.

The amount of security required is Ten Thousand Dollars.

No. 9. FOR REGULATING AND REPAVING WITH ASPHALT PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF McDUGAL STREET, from Fulton street to Rockaway avenue.

The Engineer's estimate of the quantities is as follows:

10,720 square yards of asphalt pavement.
80 square yards of adjacent pavement.
1,570 cubic yards of concrete.
3,330 linear feet of new curbstone.
2,220 linear feet of old curbstone, to be reset.
27 noiseless covers and heads, complete, for sewer manholes.

Time for the completion of the work and the full performance of the contract is fifty (50) working days.

The amount of security required is Nine Thousand Dollars.

No. 10. FOR REGULATING AND REPAVING WITH ASPHALT PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF MOFFAT STREET, from Broadway to Central avenue.

The Engineer's estimate of the quantities is as follows:

6,040 square yards of asphalt pavement.
20 square yards of adjacent pavement.
1,030 cubic yards of concrete.
1,360 linear feet of new curbstone.
2,120 linear feet of old curbstone, to be reset.
19 noiseless covers and heads, complete, for sewer manholes.

Time for the completion of the work and the full performance of the contract is forty (40) working days.

The amount of security required is Five Thousand Dollars.

No. 11. FOR REGULATING AND REPAVING WITH ASPHALT PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF NORTH HENRY STREET, from Richardson street to Driggs avenue.

The Engineer's estimate of the quantities is as follows:

4,940 square yards of asphalt pavement.
90 square yards of adjacent pavement.
820 cubic yards of concrete.
1,190 linear feet of new curbstone.
1,420 linear feet of old curbstone to be reset.
19 noiseless covers and heads, complete, for sewer manholes.

Time for the completion of the work and the full performance of the contract is thirty-five (35) working days.

The amount of security required is Four Thousand Dollars.

No. 12. FOR REGULATING AND REPAVING WITH ASPHALT PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF SECOND STREET, from Smith street to Bond street.

The Engineer's estimate of the quantities is as follows:

4,020 square yards of asphalt pavement.
30 square yards of adjacent pavement.
680 cubic yards of concrete.
2,410 linear feet of new curbstone.
110 linear feet of old curbstone to be reset.
13 noiseless covers and heads, complete, for sewer manholes.

Time for the completion of the work and the full performance of the contract is thirty (30) working days.

The amount of security required is Four Thousand Dollars.

No. 13. FOR REGULATING AND REPAVING WITH ASPHALT PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF SCHENECTADY AVENUE, from Fulton street to Eastern parkway.

The Engineer's estimate of the quantities is as follows:

13,190 square yards of asphalt pavement.
170 square yards of adjacent pavement.
2,160 cubic yards of concrete.
4,060 linear feet of new curbstone.
2,570 linear feet of old curbstone to be reset.
21 noiseless covers and heads, complete, for sewer manholes.

Time for the completion of the work and the full performance of the contract is thirty (30) working days.

The amount of security required is Four Thousand Dollars.

No. 14. FOR REGULATING, GRADING, CURBING AND LAYING SIDEWALKS ON GREENWOOD AVENUE, from Coney Island avenue to Gravesend avenue.

The Engineer's estimate of the quantities is as follows:

4,710 linear feet of new curbstone, set in concrete.
2,850 cubic yards of earth excavation.
1,980 cubic yards of earth filling, not to be bid for.
320 cubic yards of concrete, not to be bid for.
3,820 square feet of old flagstones, to be re-laid.

18,080 square feet of cement sidewalks.

Time for the completion of the work and the full performance of the contract is fifty (50) working days.

The amount of security required is Three Thousand Five Hundred Dollars.

No. 15. FOR REGULATING, GRADING, CURBING AND LAYING SIDEWALKS ON HEMLOCK STREET, from Fulton street to Atlantic avenue.

The Engineer's estimate of the quantities is as follows:

1,324 linear feet of new curbstone, set in concrete.
855 cubic yards of earth excavation.
117 cubic yards of earth filling, not to be bid for.
65 cubic yards of concrete, not to be bid for.
3,000 square feet of old flagstones, to be re-laid.

2,410 square feet of cement sidewalks.

Time for the completion of the work and the full performance of the contract is thirty (30) working days.

The amount of security required is One Thousand Dollars.

No. 16. FOR REGULATING, GRADING AND CURBING SIXTEENTH AVENUE, from Main street to Gravesend Bay.

The Engineer's estimate of the quantities is as follows:

6,674 linear feet of new curbstone, set in concrete.
7,486 cubic yards of earth excavation.
7,327 cubic yards of earth filling, to be furnished.
330 cubic yards of concrete, not to be bid for.

Time for the completion of the work and the full performance of the contract is sixty (60) working days.

The amount of security required is Three Thousand Five Hundred Dollars.

No. 17. FOR REGULATING AND GRADING SIXTY-SECOND STREET, from Third avenue to Fifth avenue.

The Engineer's estimate of the quantities is as follows:

28,580 cubic yards of earth excavation.
1,310 cubic yards of earth filling, not to be bid for.

Time for the completion of the work and the full performance of the contract is seventy (70) working days.

The amount of security required is Two Thousand Five Hundred Dollars.

No. 18. FOR REGULATING AND GRADING VANDAM STREET, from Meeker avenue to Bridgewater street.

The Engineer's estimate of the quantities is as follows:

15,279 cubic yards of earth excavation.
10,735 cubic yards of earth filling, not to be bid for.

Time for the completion of the work and the full performance of the contract is fifty (50) working days.

The amount of security required is Two Thousand Five Hundred Dollars.

No. 19. FOR REGULATING AND REPAVING THE ROADWAY OF NOSTRAND AVENUE, FROM PARK PLACE TO STERLING PLACE, ON A CONCRETE FOUNDATION, AND FROM STERLING PLACE TO EASTERN PARKWAY, ON PRESENT PAVEMENT AS A FOUNDATION.

The Engineer's estimate of the quantities is as follows:

2,640 square yards of asphalt pavement.
1,920 square yards of old stone pavement to be reset.
140 cubic yards of concrete.
760 linear feet of new curbstone.

1,420 linear feet of old curbstone to be reset.
2 noiseless covers and heads, complete, for sewer manholes.

Time for the completion of the work and the full performance of the contract is thirty (30) working days.

The amount of security required is Two Thousand Five Hundred Dollars.

The bidder will state the price of each item or article contained in the specifications or schedules herein annexed, per linear foot, square foot, square yard, cubic yard, or other unit of measure, by which the bids will be tested. The bids will be compared and the contract awarded at a lump or aggregate sum for each contract.

Blank forms and further information may be obtained and the plans and drawings may be seen at the office of the Assistant Commissioner of Public Works, Room 15, Municipal Building, Borough of Brooklyn.

MARTIN W. LITTLETON,
President.

Dated JUNE 27, 1904.

j29,jy13

See General Instructions to Bidders on the last page, last column, of the "City Record."

The time for delivery will be before August 1, 1904. The amount of security required is Eight Hundred Dollars.

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, the Borough of The Bronx, Zbrowski Mansion, Claremont Park.

JOHN J. PALLAS,
WILLIAM P. SCHMITT,
MICHAEL J. KENNEDY,
Commissioners.

Dated JUNE 21, 1904.

j25,jy7

See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY.

NEW YORK, June

objecting, and for that purpose will be in attendance at our said office on the 19th day of July, 1904, at 2 o'clock P.M.

Second—That the abstract of our said estimate and assessment, together with our damage and benefit maps, and also all the affidavits, estimates, proofs and other documents used by us in making our report, have been deposited in the Bureau of Street Openings of the Law Department of The City of New York, in the Borough of Brooklyn, No. 166 Montague street, in the Borough of Brooklyn, in The City of New York, there to remain until the 27th day of July, 1904.

Third—I hat the limits of our assessment for benefit include all those lands, tenements and hereditaments and premises situate, lying and being in the Borough of Brooklyn, in The City of New York, which, taken together, are bounded and described as follows, viz.:

Beginning at a point on the southerly side of East New York avenue where the same is intersected by the centre line of the block between Christopher street and Stone avenue; running thence southerly and along the said centre line of the block between Christopher street and Stone avenue to a point on the northerly side of New Lots avenue (road) where the said centre line of the block between Christopher street and Stone avenue intersects the northerly side of said New Lots avenue (road); running thence northeasterly and along the northerly side of New Lots avenue (road) to a point where the centre line of the block between Christopher street and Sackman street intersects the northerly side of New Lots avenue (road); running thence northerly and along the centre line of the block between Christopher street and Sackman street to a point on the southerly side of East New York avenue where the said centre line of the block between Christopher street and Sackman street intersects the southerly side of East New York avenue; running thence southwesterly and along the southerly side of East New York avenue to the point or place of beginning.

Fourth—That our 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 19th day of September, 1904, at the opening of the Court on that day.

Dated BOROUGH OF BROOKLYN, THE CITY OF NEW YORK, June 27, 1904.

ISAAC F. RUSSELL,
Chairman,
WALDO R. BLACKWELL,
EDWIN V. MORRISON,
Commissioners.

JAMES F. QUIGLEY,
Clerk.

j27.jy14

FIRST DEPARTMENT.

In 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 CANAL STREET WEST (although not yet named by proper authority), between East One Hundred and Thirty-fifth street and East One Hundred and Thirty-eighth street, in the Twenty-third Ward, Borough of The Bronx, City of New York.

NOTICE IS HEREBY GIVEN THAT WE, THE UNDERSIGNED, were appointed by an order of the Supreme Court bearing date the 7th day of May, 1904, and duly entered in the office of the Clerk of the County of New York, at his office in the Borough of Manhattan, in The City of New York, on the 9th day of May, 1904, a copy of which order was duly filed in the office of the Register of the County of New York, and indexed in the Index of Conveyances, Block No. 3332, Commissioners of Estimate and Assessment, for the purpose of making a just and equitable estimate and assessment of the loss and damage, if any, or of the benefit and advantage, if any, as the case may be, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the lands, tenements, hereditaments and premises required for the purpose by and in consequence of opening the above-mentioned street or avenue, the same being particularly set forth and described in the petition of The City of New York, and also in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the County of New York on the 9th day of May, 1904; and a just and equitable estimate and assessment of the value of the benefit and advantage of said street or avenue so to be opened or laid out and formed, to the respective owners, lessees, parties and persons respectively entitled to or interested in the said respective lands, tenements, hereditaments and premises not required for the purpose of opening, laying out and forming the same, but benefited thereby, and of ascertaining and defining the extent and boundaries of the respective tracts or parcels of land to be taken or to be assessed therefor, and of performing the trusts and duties required of us by chapter 17, title 4 of the Greater New York Charter, as amended, and the acts or parts of acts supplementary thereto or amendatory thereof.

All parties and persons interested in the real estate taken or to be taken for the purpose of opening the said street or avenue, or affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, to us, the undersigned, Commissioners of Estimate and Assessment, at our office, fourteenth floor, Nos. 90 and 92 West Broadway, Borough of Manhattan, in The City of New York, with such affidavits or other proofs as the said owners or claimants may desire, within twenty days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 19th day of July, 1904, at 2 o'clock in the forenoon of that day, to hear the said parties and persons in relation thereto. And at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto and examine the proofs of such claimant or claimants, or such additional proofs and allegations as may then be offered by such owner, or on behalf of The City of New York.

Dated BOROUGH OF MANHATTAN, NEW YORK CITY, June 27, 1904.

PETER J. EVERETT,
WM. F. BURROUGH,
PIERRE G. CARROLL,
Commissioners.

JOHN P. DUNN,
Clerk.

j27.jy14

FIRST DEPARTMENT.

In 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 EAST ONE HUNDRED AND NINETY-THIRD STREET (although not yet named by proper authority), from the Grand Boulevard and Concourse to Jerome avenue, in the Twenty-fourth Ward, Borough of The Bronx, City of New York.

NOTICE IS HEREBY GIVEN THAT WE, THE UNDERSIGNED, were appointed by an order of the Supreme Court bearing date the 7th day of May, 1904, and duly entered in the office of the Clerk of the County of New York, at his office in the Borough of Manhattan, in The City of New York, on the 9th day of May, 1904, a copy of which order was duly filed in the office of the Register of the County of New York, and indexed in the Index of Conveyances, Block No.

3168, 3177 and 3191, Commissioners of Estimate and Assessment for the purpose of making a just and equitable estimate and assessment of the loss and damage, if any, or of the benefit and advantage, if any, as the case may be, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the lands, tenements, hereditaments and premises required for the purpose by and in consequence of opening the above-mentioned street or avenue, the same being particularly set forth and described in the petition of The City of New York, and also in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the County of New York on the 9th day of May, 1904; and a just and equitable estimate and assessment of the value of the benefit and advantage of said street or avenue so to be opened or laid out and formed, to the respective owners, lessees, parties and persons respectively entitled to or interested in the said respective lands, tenements, hereditaments and premises not required for the purpose of opening, laying out and forming the same, but benefited thereby, and of ascertaining and defining the extent and boundaries of the respective tracts or parcels of land to be taken or to be assessed therefor, and of performing the trusts and duties required of us by chapter 17, title 4 of the Greater New York Charter, as amended, and the acts or parts of acts supplementary thereto or amendatory thereof.

All parties and persons interested in the real estate taken or to be taken for the purpose of opening the said street or avenue, or affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, to us, the undersigned, Commissioners of Estimate and Assessment, at our office, fourteenth floor, Nos. 90 and 92 West Broadway, Borough of Manhattan, in The City of New York, with such affidavits or other proofs as the said owners or claimants may desire, within twenty days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 14th day of July, 1904, at 2 o'clock in the forenoon of that day, to hear the said parties and persons in relation thereto. And at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto and examine the proofs of such claimant or claimants, or such additional proofs and allegations as may then be offered by such owner, or on behalf of The City of New York.

Dated BOROUGH OF MANHATTAN, NEW YORK CITY, June 16, 1904.

GERALD J. BARRY,
WM. F. BURROUGH,
M. RAUSCH,

JOHN P. DUNN,
Clerk.

j16.jy9

KINGS COUNTY.

In the matter of acquiring title by The City of New York to certain lands situate in the block bounded by CHAUNCEY STREET, MARION STREET, HOPKINSON AVENUE AND ROCKAWAY AVENUE, in the Borough of Brooklyn, duly selected according to law for use as a storage yard for the Department of Highways.

NOTICE IS HEREBY GIVEN THAT WILLIAM WATSON, THOMAS J. KENNA and N. D. COLLINS, Commissioners of Estimate in the above-entitled proceeding, have made and signed their final report herein, and on June 27, 1904, filed the same in the office of the Board of Estimate and Apportionment of The City of New York, at No. 280 Broadway, in the Borough of Manhattan, in The City of New York, and on the same day filed a duplicate of said report in the office of the Clerk of Kings County, in the Hall of Records, in the Borough of Brooklyn, in The City of New York, and that said report will be presented for confirmation to the Supreme Court, at Special Term, for the hearing of motions, to be held in the County Court-house in Kings County on July 11, 1904, at 10:30 o'clock A.M., or as soon thereafter as counsel can be heard.

Dated BOROUGH OF BROOKLYN, CITY OF NEW YORK, June 27, 1904.

JOHN J. DELANY,
Corporation Counsel,
Borough Hall,
Brooklyn, N.Y.

j27.jy8

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 GATLING PLACE, from Eighty-sixth street to Ninety-second street, in the Thirtieth Ward, in the Borough of Brooklyn, in The City of New York, as the same has been heretofore laid out.

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 in the office of the Law Department, No. 166 Montague street, in the Borough of Brooklyn, in The City of New York, on or before the 26th day of July, 1904, and that we, the said Commissioners, will hear parts so objecting, and for that purpose will be in attendance at our said office on the 27th day of July, 1904, at 10 o'clock A.M.

Second—That the abstract of our said estimate and assessment, together with our damage and benefit maps, and also all the affidavits, estimates, proofs and other documents used by us in making our report, have been deposited in the Bureau of Street Openings, of the Law Department of The City of New York, in the Borough of Brooklyn, in The City of New York, there to remain until the 6th day of August, 1904.

Third—That the limits of our assessment for benefit include all those lands, tenements and hereditaments and premises situate, lying and being in the Borough of Brooklyn, in The City of New York, which, taken together, are bounded and described as follows, viz.:

Beginning at a point on the southerly side of Eighty-sixth street where the same is intersected by the centre line of the block between Gatling place and Dahlgreen place; running thence southerly and along the centre line of the block between Gatling place and Dahlgreen place to the northerly side of Ninety-second street; running thence westerly along the northerly side of Ninety-second street to the centre line of the block between Gatling place and Fort Hamilton avenue; running thence northerly and along the centre line of the block between Gatling place and Fort Hamilton avenue; running thence easterly and along the southerly side of Eighty-sixth street to the point or place of beginning.

Fourth—That our 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 19th day of September, 1904, at the opening of the Court on that day.

Dated BOROUGH OF BROOKLYN, THE CITY OF NEW YORK, July 6, 1904.

THEODORE B. GATES, Chairman;
BERNARD L. MINTZ,
RUEBEN L. HASKELL,
Commissioners.

JAMES F. QUIGLEY,
Clerk.

jy6.22

SECOND JUDICIAL DISTRICT.

In the matter of the petition of Thomas F. Gilroy, Commissioner of Public Works of The City of New York, under and in pursuance of chapter 490 of the Laws of 1883, and the Laws amendatory thereof, on behalf of The Mayor, Aldermen and Commonalty of The City of New York, for the appointment of Commissioners of Appraisal under said acts.

EIGHTH SUPPLEMENTAL PROCEEDING, CORNELL DAM.

Notice of Filing and of Motion to Confirm Seventh and Eighth Separate Reports.

PUBLIC NOTICE IS HEREBY GIVEN THAT the Seventh and Eighth Reports of the Commissioners of Appraisal in the above-entitled matter, were filed in the office of the Clerk of the County of Westchester at White Plains, in said County, on June 14 and June 25, 1904, respectively.

Notice is further given that the Seventh separate report includes and affects the parcels of land designated as Parcels Nos. 71, 72, 72 1/4, 77, 135 1/4, 136, 136 1/2, 141, 149, 149 1/4, 168, 21, 384, 466, 525, 528 and 566, and that the Eighth Separate Report includes and affects the parcels of land designated as Parcels Nos. 386 1/2 and 387.

Notice is further given that an application will be made at a Special Term of the Supreme Court of the State of New York, to be held in and for the Second Judicial District, at the Court-house, in the Borough of Brooklyn, City of New York, on the 2d day of August, 1904, at 10:30 o'clock in the forenoon of that day, or as soon thereafter as counsel can be heard, for an order or orders confirming said reports and for such other and further relief as may be just.

Dated NEW YORK, June 29, 1904.

JOHN J. DELANY,
Corporation Counsel,
No. 2 Tryon Row,
Borough of Manhattan,
New York City.

jy1,8,15,22,29

FIRST JUDICIAL DISTRICT.

In the matter of the application of The City of New York, relative to acquiring title to certain real estate, tenements, hereditaments, corporeal or incorporeal rights in the same situated in the Sixth Ward of the Borough of Manhattan, in The City of New York, duly selected, specified and located by the Commissioner of Bridges of The City of New York, with the approval of the Board of Estimate and Apportionment of said City, pursuant to the provisions of chapter 712 of the Laws of 1901, for the reconstruction of the westerly or Manhattan terminal of the New York and Brooklyn Bridge, or for the construction of an extension thereof for the better accommodation of pedestrians, vehicles and railroad passengers using said bridge or terminal.

PURSUANT TO THE PROVISIONS OF chapter 712 of the Laws of 1901, and all other statutes in such case made and provided, 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, at a Special Term of said Court, to be held at Part I. thereof, in the County Court-house, in the Borough of Manhattan, in The City of New York, on the 14th day of July, 1904, at the opening of the Court on that day, or as soon thereafter as counsel can be heard thereon, for the appointment of Commissioners of Estimate and Appraisal in the above-entitled matter.

The nature and extent of the improvement hereby intended is the acquisition of title by The City of New York to certain real estate, tenements, hereditaments, corporeal or incorporeal rights in the same, situated in the Sixth Ward of the Borough of Manhattan, in The City of New York, duly selected, specified and located by the Commissioner of Bridges of The City of New York, with the approval of the Board of Estimate and Apportionment of said City, pursuant to the provisions of chapter 712 of the Laws of 1901 for the reconstruction of the westerly or Manhattan terminal of the New York and Brooklyn Bridge, or for the construction of an extension thereof for the better accommodation of pedestrians, vehicles and railroad passengers using said bridge or terminal, and which said real estate, tenements, hereditaments, corporeal or incorporeal rights in the same are bounded and described as follows:

Parcel No. 1.

Beginning at the intersection of the northerly line of the Brooklyn Bridge and the southerly line of Park row, running thence easterly 121 feet 1 inch along said southerly line and southeasterly 7 feet to the northerly line of North William street; thence southwesterly 100 feet 3 inches along said northerly line of North William street to the northerly boundary line of the property of the New York and Brooklyn Bridge; thence northwesterly 76 feet along said northerly property line of the Brooklyn Bridge to the point of beginning, comprising all that part of Block No. 121 north of the Brooklyn Bridge and between Park row and North William street.

Parcel No. 2.

Beginning at the intersection of the northerly line of Park row and the easterly line of Tryon row, thence northerly 96 feet 10 inches along said easterly line of Tryon row to the southerly line of Centre street; thence northeasterly 155 feet 3 inches along said southerly line of Centre street to the westerly line of Chambers street; thence southeasterly 247 feet 1 inch along said westerly line of Chambers street to the northerly line of Park row; thence westerly along said northerly line of Park row 287 feet 9 inches to the point of beginning, comprising all that part of Block No. 121 bounded by Tryon row, Centre street, Chambers street and Park row, excluding therefrom, however, all such portions thereof as are now owned by The City of New York.

Parcel No. 3.

Beginning at the intersection of the easterly line of Chambers street and the southerly line of City Hall place, running thence easterly 131 feet 6 inches along the said southerly line of City Hall place to the westerly line of Reade street; thence southeasterly 80 feet 10 inches along said westerly line of Reade street to the westerly line of Duane street; thence southerly 119 feet 5 inches along said westerly line of Duane street to the northerly line of Park row; thence westerly 3 feet along said northerly line of Park row to the easterly line of Chambers street; thence northwesterly 253 feet 1 inch along said easterly line of Chambers street to the point of beginning, comprising all of Block No. 15 bounded by Chambers

street, City Hall place, Reade street, Duane street and Park row.

Parcel No. 4.

Beginning at the intersection of the easterly line of Reade street and the southerly line of Centre street, running thence northeasterly 68 feet 11 inches along said southerly line of Centre street to the westerly line of Duane street; thence southwesterly 63 feet 7 inches and 75 feet 9 inches along said westerly line of Duane street to the easterly line of Reade street; thence northwesterly 112 feet along said easterly line of Reade street to the point of beginning, comprising all of Block No. 15 bounded by Centre street, Duane street and Reade street.

Parcel No. 5.

West Twenty-first street; thence easterly along the southerly line of West Twenty-first street 66.23 feet to the easterly line of the said marginal street, wharf or place; thence southeasterly and along the easterly line of said marginal street, wharf or place 197.25 feet to the point or place of beginning.

Parcel No. 2.

All the uplands and lands, terms, easements, emoluments and privileges of and to the uplands and lands, with the buildings and structures thereon, bounded and described as follows, namely:

Beginning at a point in the easterly line of the marginal street, wharf or place, approved by the Commissioners of the Sinking Fund March 11, 1898, where it intersects the northerly line of West Twenty-first street, said point of intersection being 43.05 feet easterly from the easterly line of Eleventh avenue, and running thence westerly 43.05 feet along the northerly line of West Twenty-first street to the easterly line of Eleventh avenue; thence northerly and along the easterly line of Eleventh avenue 111.43 feet to the easterly line of the said marginal street, wharf or place; thence southeasterly and along the easterly line of the said marginal street, wharf or place 119.46 feet to the point or place of beginning.

Dated NEW YORK, June 30, 1904.

JOHN J. DELANY,
Corporation Counsel,
No. 2 Tryon Row,
Borough of Manhattan,
New York City.

jy1,13

SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, to the lands and premises required for the opening and extending of a NEW STREET (although not yet named by proper authority), between Bayview avenue and Eldert avenue, from the Boulevard to the southerly property line of the New York and Rockaway Beach Railway, in the Fifth Ward, Borough of Queens, in The City of New York.

WE, THE UNDERSIGNED, COMMISSIONERS of Estimate and Assessment in the above-mentioned 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. 21 Jackson avenue, in the Borough of Queens, in The City of New York, on or before the 21st day of July, 1904, 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 22d day of July, 1904, at 2 o'clock P. M.

Second—That the abstract of our said estimate and assessment, together with our damage and benefit maps, and also all the affidavits, estimates, proofs and other documents used by us in making our report, have been deposited in the Bureau of Street Openings in the Law Department of The City of New York, No. 21 Jackson avenue, in the Borough of Queens, in said city, there to remain until the 30th day of July, 1904.

Third—That the limits of our assessment for benefit include all those lands, tenements and hereditaments and premises situate, lying and being in the Borough of Queens, in The City of New York, which, taken together, are bounded and described as follows, viz.:

Beginning at the point of intersection of a line parallel to and 100 feet southerly from the southerly line of the Boulevard with the easterly line of Holland avenue; running thence northerly along the easterly line of Holland avenue to its intersection with the southerly shore of Jamaica Bay; thence easterly along the southerly shore of Jamaica Bay and a line parallel to and 100 feet northerly from the northerly line of the right of way of the New York and Rockaway Railway to its intersection with the westerly line of Grove avenue, thence southerly along the westerly line of Grove avenue to its intersection with a line parallel to and 100 feet southerly from the southerly line of the Boulevard; thence westerly along said parallel line to the point or place of beginning, excepting from said area all streets, avenues and roads or portions thereof heretofore legally opened, as such area is shown upon our benefit maps deposited as aforesaid.

Fourth—That our 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 20th day of October, 1904, at the opening of the Court on that day.

Dated BOROUGH OF MANHATTAN, NEW YORK, June 15, 1904.

AUGUST REYMERT,
Chairman;
ALFRED E. SANDER,
THOMAS STUART,
Commissioners.

JOHN P. DUNN,
Clerk.
jy1,13

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 FORTY-NINTH STREET, between the former City Line and West street, in the Thirtieth Ward, in the Borough of Brooklyn, in The City of New York, as the same has been heretofore laid out.

WE, THE UNDERSIGNED COMMISSIONERS of Estimate and Assessment in the above-mentioned 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, in the office of the Law Department, No. 166 Montague street, in the Borough of Brooklyn, in The City of New York, on or before the 16th day of July 1904, 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 17th day of July, 1904, at 2 o'clock P. M.

Second—That the abstract of our said estimate and assessment, together with our damage and benefit maps, and also all the affidavits, estimates, proofs and other documents used by us in making our report, have been deposited in the Bureau of Street Openings of the Law Department of The City of New York, in the Borough of Brooklyn, No. 166 Montague street, in the Borough of Brooklyn, in The City of New York, there to remain until the 27th day of July, 1904.

Third—That the limits of our assessment for benefit include all those lands, tenements and hereditaments and premises situate, lying and being in the Borough of Brooklyn, in The City of New York, which, taken together, are bounded and described as follows, viz.:

Beginning at a point on the westerly side of West street where the same is intersected by the centre line of the block between Forty-ninth street and Forty-eighth street; running thence northwest-

erly and along the centre line of the blocks between Forty-ninth street and Forty-eighth street to the old city line of Brooklyn; running thence southwesterly along the old city line of Brooklyn to the centre line of the block between Forty-ninth street and Fifth street; running thence southeasterly along the centre line of the block between Forty-ninth street and Fifth street to the westerly side of West street; running thence northerly along the westerly side of West street to the point or place of beginning.

Fourth—That our 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 19th day of September, 1904, at the opening of the Court on that day.

Dated BOROUGH OF BROOKLYN, THE CITY OF NEW YORK, June 27, 1904.

ROBERT S. BUSSING,
Chairman.
C. B. RESSEGUIE,
JAMES HARDIE,
Commissioners.

JAMES F. QUIGLEY,
Clerk.
jy1,13

SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title to NEW YORK AVENUE, from Church avenue to Canarsie lane or avenue, in the Twenty-ninth Ward, in the Borough of Brooklyn, The City of New York

NOTICE IS HEREBY GIVEN THAT WE, THE UNDERSIGNED, were appointed by an order of the Supreme Court made and entered herein on the 2d day of December, 1903, and duly filed in the office of the Clerk of Kings County, a copy of which order was filed in the office of the Register of the County of Kings on the 11th day of December, 1903, and indexed in the Index of Conveyances in Section No. 15, Blocks Nos. 4886, 4887, 4902, 4904, 4917, 4918, 4932, 4933, Commissioners of Estimate and Assessment for the purpose of making a just and equitable estimate of the loss or damage, if any, to the respective owners, lessees, parties and persons entitled to or interested in the lands and premises to be taken for the purpose of opening the said public place, as particularly described in the petition of The City of New York, filed with said order in the office of the Clerk of Kings County, and for the purpose of making a just and equitable estimate of the benefit of said public place so to be opened, to the respective owners, parties and persons respectively entitled to or interested in the lands and premises and not required for the purpose of opening said public place, but benefited thereby, and of ascertaining and defining the district benefited by said assessment, and the extent and boundaries of the respective tracts and parcels of land participating in said benefit, and of performing the trusts and duties required of us by title 4 of chapter 17 of the Charter of The City of New York, and the acts or parts of acts supplementary thereto or amendatory thereof.

All parties and persons interested in the lands and premises taken or to be taken for the purpose of opening said street or avenue, or affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, to us, the undersigned Commissioners of Estimate and Assessment, at our office in the Bureau of Street Openings of the Law Department, No. 166 Montague street, Borough of Brooklyn, in The City of New York, with such affidavits or other proofs as the said owner or claimants may desire, within twenty days after date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 19th day of July, 1904, at 9 o'clock in the forenoon of that day, to hear the said parties and persons in relation thereto; and at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto, and examine proofs of such claimant or claimants, or such additional proofs and allegations as may then be offered by such owner or on behalf of The City of New York.

Dated BOROUGH OF BROOKLYN, THE CITY OF NEW YORK, June 15, 1904.

S. T. MADDOX, JR.,
CHARLES W. CHURCH, JR.,
FRANKLIN B. VAN WARI,
Commissioners.

JAMES F. QUIGLEY,
Clerk.
jy1,13

SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title to EAST THIRTY-FIRST STREET, from Kings Highway to Flatbush avenue, in the Thirty-second Ward, in the Borough of Brooklyn, The City of New York.

NOTICE IS HEREBY GIVEN THAT WE, THE UNDERSIGNED, were appointed by an order of the Supreme Court, made and entered herein on the 2d day of December, 1903, and duly filed in the office of the Clerk of Kings County, a copy of which order was filed in the office of the Register of the County of Kings on the 11th day of December, 1903, and indexed in the Index of Conveyances in Section No. 23, Blocks Nos. 7598, 76 6, 7617, 7634, 7635, 7657, 7653, Commissioners of Estimate and Assessment, for the purpose of making a just and equitable estimate of the loss or damage, if any, to the respective owners, lessees, parties and persons entitled to or interested in the lands and premises to be taken for the purpose of opening the said street or avenue, as particularly described in the petition of The City of New York, filed with said order in the office of the Clerk of Kings County, and for the purpose of making a just and equitable estimate of the benefit of said street or avenue so to be opened, to the respective owners, parties and persons respectively entitled to or interested in the lands and premises and not required for the purpose of opening said street or avenue, but benefited thereby, and of ascertaining and defining the district benefited by said assessment, and the extent and boundaries of the respective tracts and parcels of land participating in said benefit, and of performing the trusts and duties required of us by title 4 of chapter 17 of the Charter of The City of New York, and the acts or parts of acts supplementary thereto or amendatory thereof.

All parties and persons interested in the lands and premises taken or to be taken for the purpose of opening said street or avenue, or affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, to us, the undersigned Commissioners of Estimate and Assessment, at our office in the Bureau of Street Openings of the Law Department, No. 166 Montague street, Borough of Brooklyn, in The City of New York, with such affidavits or other proofs as the said owner or claimants may desire, within twenty days after date of this notice.

And we, the said Commissioners, will be in attendance at our said office, on the 20th day of July, 1904, at 9 o'clock in the forenoon of that day, to hear the said parties and persons in relation thereto; and at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto, and examine proofs of such claimant or claimants, or such additional proofs and allegations as may then be offered by such owner or on behalf of The City of New York.

Dated BOROUGH OF BROOKLYN, THE CITY OF NEW YORK, June 15, 1904.

Dated BOROUGH OF BROOKLYN, THE CITY OF NEW YORK, June 15, 1904.

WM. W. WINGATE,
SAMUEL TOBIAS,
HARRY JAQUILLARD,
Commissioners.

JAMES F. QUIGLEY,
Clerk.
jy1,13

SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title to THE PUBLIC PLACE BOUNDED BY MYRTLE AVENUE, KNICKERBOCKER AVENUE AND BLEECKER STREET, in the Twenty-eighth Ward, in the Borough of Brooklyn, The City of New York.

NOTICE IS HEREBY GIVEN THAT WE, THE UNDERSIGNED, were appointed by an order of the Supreme Court made and entered herein on the 2d day of December, 1903, and duly filed in the office of the Clerk of Kings County, a copy of which order was filed in the office of the Register of the County of Kings on the 11th day of December, 1903, and indexed in the Index of Conveyances in Section No. 11, Block No. 3297, Commissioners of Estimate and Assessment for the purpose of making a just and equitable estimate of the loss or damage, if any, to the respective owners, lessees, parties and persons entitled to or interested in the lands and premises required for the purpose of opening the above-mentioned street or avenue, the same being particularly set forth and described in the petition of The City of New York, and also in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the County of New York on the 9th day of May, 1904; and a just and equitable estimate and assessment of the value of the benefit and advantage of said street or avenue so to be opened or laid out and formed, to the respective owners, lessees, parties and persons respectively entitled to or interested in the lands and premises, hereditaments and premises not required for the purpose of opening, laying out and forming the same, but benefited thereby, and of ascertaining and defining the extent and boundaries of the respective tracts or parcels of land to be taken or to be assessed therefor, and of performing the trusts and duties required of us by chapter 17, title 4 of the Greater New York Charter, as amended and the acts or parts of acts supplementary thereto or amendatory thereof.

All parties and persons interested in the real estate taken or to be taken for the purpose of opening the said street or avenue, or affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, to us, the undersigned Commissioners of Estimate and Assessment, at our office, fourteenth floor, Nos. 90 and 92 West Broadway, Borough of Manhattan, in The City of New York, with such affidavits or other proofs as the said owners or claimants may desire, within twenty days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 13th day of July, 1904, at 3 o'clock in the afternoon of that day, to hear the said parties and persons in relation thereto. And at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto and examine the proofs of such claimant or claimants, or such additional proofs and allegations as may then be offered by such owner, or on behalf of The City of New York.

Dated BOROUGH OF MANHATTAN, NEW YORK CITY, June 15, 1904.

J. C. JULIUS LANGREIN,
MARTIN F. HUBERTH,
JOHN A. HAWKINS,
Commissioners.

JOHN P. DUNN,
Clerk
jy1,13

FIRST DEPARTMENT.

In 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 EAST ONE HUNDRED AND NINETY-NINTH STREET (although not yet named by proper authority), from Bainbridge avenue to Jerome avenue, in the Twenty-fourth Ward, Borough of The Bronx, City of New York.

NOTICE IS HEREBY GIVEN THAT WE, THE UNDERSIGNED, were appointed by an order of the Supreme Court bearing date the 7th day of May, 1904, and duly entered in the office of the Clerk of the County of New York, at his office in the Borough of Manhattan, in The City of New York, on the 9th day of May, 1904, a copy of which order was duly filed in the office of the Register of the County of New York and indexed in the Index of Conveyances, Blocks Nos. 3296, 3297, 3302, 3305, 3319 and 3320, Commissioners of Estimate and Assessment for the purpose of making a just and equitable estimate and assessment of the loss and damage, if any, or of the benefit and advantage, if any, as the case may be, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the lands, tenements, hereditaments and premises required for the purpose by and in consequence of opening the above-mentioned street or avenue, the same being particularly set forth and described in the petition of The City of New York, and also in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the County of New York on the 9th day of May, 1904; and a just and equitable estimate and assessment of the value of the benefit and advantage of said street or avenue so to be opened or laid out and formed, to the respective owners, lessees, parties and persons respectively entitled to or interested in the said respective lands, tenements, hereditaments and premises not required for the purpose of opening, laying out and forming the same, but benefited thereby, and of ascertaining and defining the extent and boundaries of the respective tracts or parcels of land to be taken or to be assessed therefor, and of performing the trusts and duties required of us by chapter 17, title 4 of the Greater New York Charter, as amended, and the acts or parts of acts supplementary thereto or amendatory thereof.

All parties and persons interested in the real estate taken or to be taken for the purpose of opening the said street or avenue, or affected thereby, and having any claim or demand on account thereof are hereby required to present the same, duly verified, to us, the undersigned, Commissioners of Estimate and Assessment, at our office, fourteenth floor, Nos. 90 and 92 West Broadway, Borough of Manhattan, in The City of New York, with such affidavits or other proofs as the said owners or claimants may desire, within twenty days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office, on the 11th day of July, 1904, at 11:30 o'clock in the forenoon of that day, to hear the said parties and persons in relation thereto. And at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto and examine the proofs of such claimant or claimants, or such additional proofs and allegations as may then be offered by such owners, or on behalf of The City of New York.

Dated BOROUGH OF MANHATTAN, NEW YORK CITY, June 14, 1904.

WALTER MULLER,
HENRY ILLWITZER,
STEPHEN FOSHAY,
Commissioners.

JOHN P. DUNN,
Clerk
jy1,13

FIRST DEPARTMENT.

In 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 BELMONT STREET (although not yet named by proper authority), from Clay avenue to Morris avenue, in the Twenty-fourth Ward, Borough of The Bronx, City of New York.

NOTICE IS HEREBY GIVEN THAT WE, THE UNDERSIGNED, were appointed by an order of the Supreme Court bearing date the 7th day of May, 1904, and duly entered in the office of the Clerk of the County of New York, at his office, in the Borough of Manhattan, in The City of New York, on the 9th day of May, 1904, a copy of which order was duly filed in the office of the Register of the County of New York, and indexed in the Index of Conveyances, Blocks

Nos. 2788, 2789, 2790, 2791, 2792, 2793 and 2794. Commissioners of Estimate and Assessment for the purpose of making a just and equitable estimate and assessment of the loss and damage, if any, or of the benefit and advantage, if any, as the case may be, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the lands, tenements, hereditaments and premises required for the purpose by and in consequence of opening the above-mentioned street or avenue, the same being particularly set forth and described in the petition of The City of New York, and also in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the County of New York on the 9th day of May, 1904; and a just and equitable estimate and assessment of the value of the benefit and advantage of said street or avenue so to be opened or laid out and formed, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the said respective lands, tenements, hereditaments and premises not required for the purpose of opening, laying out and forming the same, but benefited thereby, and of ascertaining and defining the extent and boundaries of the respective tracts or parcels of land to be taken or to be assessed therefor, and of performing the trusts and duties required of us by chapter 17, title 4 of the Greater New York Charter, as amended, and the acts or parts of acts supplementary thereto or amendatory thereof.

All parties and persons interested in the real estate taken or to be taken for the purpose of opening the said street or avenue, or affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, to us, the undersigned, Commissioners of Estimate and Assessment, at our office, fourteenth floor, Nos. 90 and 92 West Broadway, Borough of Manhattan, in The City of New York, with such affidavits or other proofs as the said owners or claimants may desire, within twenty days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 11th day of July, 1904, at 11:30 o'clock in the forenoon of that day, to hear the said parties and persons in relation thereto. And at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto and examine the proofs of such claimant or claimants, or such additional proofs and allegations as may then be offered by such owner, or on behalf of The City of New York.

Dated BOROUGH OF MANHATTAN, NEW YORK CITY, June 14, 1904.

FRANCIS W. POLLOCK,
LOUIS G. CASSIDY,
JAMES T. LANE,
Commissioners.

JOHN P. DUNN,
Clerk.

j14,j8

SECOND DEPARTMENT.

In the matter of the application of The City of New York relative to acquiring title to EAST THIRTY-SEVENTH STREET, from Canarsie lane to Pierdegaet avenue, in the Twenty-ninth Ward, in the Borough of Brooklyn, The City of New York.

NOTICE IS HEREBY GIVEN THAT WE, THE undersigned, were appointed by an order of the Supreme Court, made and entered herein on the 2d day of December, 1903, and duly filed in the office of the Clerk of Kings County, a copy of which order was filed in the office of the Register of the County of Kings on the 11th day of December, 1903, and indexed in the Index of Conveyances, in section No. 15, Blocks Nos. 4937, 4936, 4935, 4974, 4973, 4971, 4-83, 4984. Commissioners of Estimate and Assessment for the purpose of making a just and equitable estimate of the loss or damage, if any, to the respective owners, lessees, parties and persons entitled to or interested in the lands and premises to be taken for the purpose of opening the said street or avenue, as particularly described in the petition of The City of New York, filed with said order in the office of the Clerk of Kings County, and for the purpose of making a just and equitable assessment of the benefit of said street or avenue so to be opened, to the respective owners, lessees, parties and persons respectively entitled to or interested in the lands and premises and not required for the purpose of opening said street or avenue, but benefited thereby, and of ascertaining and defining the extent and boundaries of the respective tracts or parcels of land to be taken or to be assessed therefor, and of performing the trusts and duties required of us by chapter 17, title 4 of the Greater New York Charter, as amended, and the acts or parts of acts supplementary thereto or amendatory thereof.

All parties and persons interested in the lands and premises taken or to be taken for the purpose of opening said street or avenue, or affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, to us, the undersigned Commissioners of Estimate and Assessment, at our office, fourteenth floor, Nos. 90 and 92 West Broadway, Borough of Manhattan, in The City of New York, with such affidavits or other proofs as the said owners or claimants may desire, within twenty days after date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 22d day of July, 1904, at 9 o'clock in the forenoon of that day, to hear the said parties and persons in relation thereto; and at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto and examine proofs of such claimant or claimants, or such additional proofs and allegations as may then be offered by such owner, or on behalf of The City of New York.

Dated BOROUGH OF BROOKLYN, THE CITY OF NEW YORK, June 15, 1904.

JAMES TAYLOR,
E. D. CHILDS,
SIMON FRANK,
Commissioners.

JAMES F. QUIGLEY,
Clerk.

j15,j8

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-FOURTH STREET (although not yet named by proper authority), from Amsterdam avenue to Fort Washington avenue, in the Twelfth Ward, Borough of Manhattan, City of New York.

NOTICE IS HEREBY GIVEN THAT WE, THE undersigned, were appointed by an order of the Supreme Court bearing date the 7th day of May, 1904, and duly entered in the office of the Clerk of the County of New York, at his office in the Borough of Manhattan, in The City of New York, on the 9th day of May, 1904, a copy of which order was duly filed in the office of the Register of the County of New York, and indexed in the Index of Conveyances, Block Nos. 2130, 2131, 2142 and 2143. Commissioners of Estimate and Assessment for the purpose of making a just and equitable estimate and assessment of the loss and damage, if any, or of the benefit and advantage, if any, as the case may be, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the lands, tenements, hereditaments and premises required for the purpose by and in consequence of opening the abovementioned street or avenue, the same being particularly set forth and described in the petition of The City of New York, and also in the notice of the application for the said order thereto

attached, filed herein in the office of the Clerk of the County of New York on the 9th day of May, 1904; and a just and equitable estimate and assessment of the value of the benefit and advantage of said street or avenue so to be opened or laid out and formed, to the respective owners, lessees, parties and persons respectively entitled to or interested in the said respective lands, tenements, hereditaments and premises not required for the purpose of opening, laying out and forming the same, but benefited thereby, and of ascertaining and defining the extent and boundaries of the respective tracts or parcels of land to be taken or to be assessed therefor, and of performing the trusts and duties required of us by chapter 17, title 4 of the Greater New York Charter, as amended, and the acts or parts of acts supplementary thereto or amendatory thereof.

All parties and persons interested in the real estate taken or to be taken for the purpose of opening the said street or avenue, or affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, to us, the undersigned Commissioners of Estimate and Assessment, at our office, fourteenth floor, Nos. 90 and 92 West Broadway, Borough of Manhattan, in The City of New York, with such affidavits or other proofs as the said owners or claimants may desire, within twenty days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 14th day of July, 1904, at 12 o'clock noon of that day, to hear the said parties and persons in relation thereto. And at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto and examine the proofs of such claimant or claimants, or such additional proofs and allegations as may then be offered by such owner, or on behalf of The City of New York.

Dated BOROUGH OF MANHATTAN, NEW YORK CITY, June 16, 1904.

JNO. J. SULLIVAN,
RICHARD O'KEEFE,
CHARLES E. BENSEL, JR.,
Commissioners.

JOHN P. DUNN,
Clerk.

j16,j9

FIRST DEPARTMENT.

In 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 THIRTY-FOURTH STREET (although not yet named by proper authority), from Broadway to the Hudson river, in the Twelfth Ward, Borough of Manhattan, City of New York.

NOTICE IS HEREBY GIVEN THAT WE, THE undersigned, were appointed by an order of the Supreme Court, bearing date the 7th day of May, 1904, and duly entered in the office of the Clerk of the County of New York, at his office in the Borough of Manhattan, in The City of New York, on the 9th day of May, 1904, a copy of which order was duly filed in the office of the Register of the County of New York, and indexed in the Index of Conveyances, Block Nos. 2000 and 2005. Commissioners of Estimate and Assessment for the purpose of making a just and equitable estimate and assessment of the loss and damage, if any, or of the benefit and advantage, if any, as the case may be, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the lands, tenements, hereditaments and premises required for the purpose by and in consequence of opening the above-mentioned street or avenue, the same being particularly set forth and described in the petition of The City of New York, and also in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the County of New York on the 9th day of May, 1904; and a just and equitable estimate and assessment of the value of the benefit and advantage of said street or avenue so to be opened or laid out and formed, to the respective owners, lessees, parties and persons respectively entitled to or interested in the said respective lands, tenements, hereditaments and premises not required for the purpose of opening, laying out and forming the same, but benefited thereby, and of ascertaining and defining the extent and boundaries of the respective tracts or parcels of land to be taken or to be assessed therefor, and of performing the trusts and duties required of us by chapter 17, title 4 of the Greater New York Charter, as amended, and the acts or parts of acts supplementary thereto or amendatory thereof.

All parties and persons interested in the real estate taken or to be taken for the purpose of opening the said street or avenue, or affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, to us, the undersigned Commissioners of Estimate and Assessment, at our office, fourteenth floor, Nos. 90 and 92 West Broadway, Borough of Manhattan, in The City of New York, with such affidavits or other proofs as the said owners or claimants may desire, within twenty days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 14th day of July, 1904, at 12 o'clock noon of that day, to hear the said parties and persons in relation thereto. And at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto and examine the proofs of such claimant or claimants, or such additional proofs and allegations as may then be offered by such owner, or on behalf of The City of New York.

Dated BOROUGH OF MANHATTAN, NEW YORK CITY, June 16, 1904.

W. A. GRAMER,
JOHN J. MACKIN,
WILLIAM H. QUINN,
Commissioners.

JOHN P. DUNN,
Clerk.

j16,j9

KINGS COUNTY.

In the matter of acquiring title by The City of New York to certain lands and premises, situated on the northwestern corner of NORMAN AVENUE AND LEONARD STREET, in the Borough of Brooklyn, duly selected as a site for a Carnegie Library, according to law.

WE, THE UNDERSIGNED, COMMISSIONERS of Estimate in the above-entitled matter, appointed pursuant to the provisions of the statutes relating thereto, 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 and persons interested in the lands or premises affected by this proceeding or having any interest therein, and have filed a true report or transcript of such estimate in the office of the Board of Estimate and Apportionment of The City of New York, at No. 283 Broadway, in the Borough of Manhattan, City of New York, for the inspection of whomsoever it may concern.

Second—That all parties or persons whose rights may be affected by the said estimate and who may object to the same, or any part thereof, may within ten days after the first publication of this notice, June 28, 1904, file their objections to such estimate, in writing, with us, at our office, Room 9a, Franklin Trust Build-

ing, No. 166 Montague street, in the Borough of Brooklyn, in said city, as provided by statute, and that we, the said Commissioners, will hear parties so objecting at our office on the 24th day of July, 1904, at 2 o'clock in the afternoon, and upon such subsequent days as may be found necessary.

Dated THE BOROUGH OF BROOKLYN, CITY OF NEW YORK, June 28, 1904.

THOMAS F. FARRELL,
A. C. GOODWIN,
GEORGE W. PALMER,
Commissioners.

GEORGE T. RIGGS,
Clerk.

j28,j9

BOARD OF ALDERMEN.

A N ORDINANCE granting to the New York, Westchester and Boston Railway Company the right to cross certain streets and highways and to construct and operate a four-track railway above or below said streets or highways of The City of New York.

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

Section 1. The Board of Aldermen of The City of New York hereby grants to the New York, Westchester and Boston Railway Company, subject to the conditions and provisions hereinabove set forth, the right to cross certain streets and highways and the privilege to construct and operate a four-track railway, with all connections, turnouts, switches and cross-overs necessary for the accommodation and operation of said railway, by means of electricity, except the overhead trolley system, or by any other mechanical motive power which may be lawfully employed upon the same, except steam locomotive power; in, upon and across the following-named streets, avenues, parkways, highways and public places, and upon the following route, all situated in the Borough of The Bronx, City, County and State of New York, namely:

First—Main Line: Beginning at a point on the main line of the New York, Westchester and Boston Railway at or near One Hundred and Eightieth street and running southerly, crossing One Hundred and Eightieth street, Lebanon street, West Farms road, One Hundred and Seventy-eighth street and One Hundred and Seventy-seventh street, between Morris Park avenue and Bronx Park avenue (with a curved connection also joining the main line near One Hundred and Seventy-seventh street which crosses One Hundred and Seventy-seventh street and Bronx Park avenue at or near their intersection); then crossing the New York, New Haven and Hartford Railroad and running southerly crossing Westchester avenue; thence running southerly, crossing the Clason Point road near Clason's Point and running substantially parallel with the United States bulkhead lines, in the vicinity of Clason's Point; thence crossing Pugsley's creek and Westchester creek and Baxter creek, and thence running easterly along Throggs Neck and crossing Throggs Neck road with a terminal near the lines of the United States Reservation property. All as shown on a map entitled "Map and Profile of the Amended Route of the New York, Westchester and Boston Railway Company, Section 3," adopted by the Board of Directors of said company on the 5th day of May, 1904, and signed by Wm. L. Bull, President; John Bogart, Engineer, and H. C. Winchester, Secretary, under seal, and which maps and profiles were filed in the office of the County Clerk of the City and County of New York on the 23d day of June, 1904, or any lawful amendment thereof consented to by the Board of Estimate and Apportionment.

Second—Branch Line: Beginning at a point on the main line of the New York, Westchester and Boston Railway at or near One Hundred and Eightieth street and running southerly, crossing One Hundred and Eightieth street and One Hundred and Seventy-seventh street, between Morris Park avenue and Bronx Park avenue (with a curved connection also joining the main line near One Hundred and Seventy-seventh street which crosses One Hundred and Seventy-seventh street and Bronx Park avenue at or near their intersection); then crossing the New York, New Haven and Hartford Railroad and running southerly crossing Westchester avenue; thence running southerly, crossing the Clason Point road near Clason's Point and running substantially parallel with the United States bulkhead lines, in the vicinity of Clason's Point; thence crossing Pugsley's creek and Westchester creek and Baxter creek, and thence running easterly along Throggs Neck road with a terminal near the lines of the United States Reservation property. All as shown on a map entitled "Map and Profile of the Amended Route of the New York, Westchester and Boston Railway Company, Section 3," adopted by the Board of Directors of said company on the 5th day of May, 1904, and signed by Wm. L. Bull, President; John Bogart, Engineer, and H. C. Winchester, Secretary, under seal, and which maps and profiles were filed in the office of the County Clerk of the City and County of New York on the 23d day of June, 1904, or any lawful amendment thereof consented to by the Board of Estimate and Apportionment.

Third—General: And such other streets, avenues, highways, public places, etc. (named and unnamed), as may be hereafter opened or encountered in such routes or amended routes; and also such other streets, avenues, highways, public places, etc. (named and unnamed), now open or in use, or as may be hereafter opened or put in use, which it may be necessary for said railway to cross in order to make connections with any other railway within one thousand (1,000) feet of said routes; provided that the Board of Estimate and Apportionment shall first have given permission for such connection or connections, and provided further that such connections shall be limited to two in number.

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

First—The provisions of section 6 of the Railroad Law shall be fully complied with, and in addition to the maps required to be filed with the Railroad Commissioners, it shall be incumbent upon the grantee to file with the Comptroller of The City of New York, and also with the President of the Borough of The Bronx, a map or maps showing the number of tracks and the length and direction of each crossing of all streets legally open, in use, or for which proceedings have been initiated to open, accurately determined by measurements to be taken after the commencement of the operation of any portion of the railway.

Second—The said right to cross the streets and the privilege to construct and operate said railway shall be held and enjoyed by said railway company, its lessee or successors, for the term of twenty-five years from the date when this ordinance is approved by the Mayor, with the privilege of renewal of said grant for a further period of twenty-five years upon a fair revaluation of said right and privilege. Such revaluation shall be of the right and privilege to maintain and operate said railway across the said street by itself, and not to include any valuation derived from the ownership, operation or control of any other railroad by the grantee, its successors or assigns.

If the railway company shall determine to exercise its privilege of renewal, it shall make application to the Board of Estimate and Apportionment of The City of New York, or any authority which shall be authorized by law to act for the City in place of the said Board. Such application shall be made at any time not earlier than two years and not later than one year before the expiration of the original term of this grant. The determination of the revaluation shall be sufficient, if agreed to in writing by the railway company and the Board of Estimate and Apportionment or such other authority in its place. If the railway company and the Board, or such other authority in its place for the City, shall not reach such agreement on or before the day one year before the expiration of the original term of this grant, then the annual rate of compensation for such succeeding twenty-five years shall be reasonable; and either the City (by the Board, or such other authority in its place) or the railway company shall be bound upon request of the other to enter into a written agreement with such other authority fixing the rate of such compensation at such amount as shall be reasonable; and if the parties shall not forthwith agree upon what is reasonable, then the parties shall enter into a written agreement fixing such annual rate at such amount as shall be determined by three disinterested freeholders selected in the following manner:

One disinterested freeholder shall be chosen by the Board of Estimate and Apportionment or its successors in authority; one disinterested freeholder shall be chosen by the railway company; these two shall choose a third disinterested freeholder; and the three so chosen shall act as appraisers and shall make the revaluations aforesaid. Such appraisers shall be chosen at least six months prior to the expiration of the grant, and their report shall be filed with the Comptroller or his successor in authority within three months after they are chosen. They shall act as appraisers and not as arbitrators. They may base their judgment upon their own experience, and upon such information as they may obtain by inquiries and investigations without the presence of either party. They shall have the right to examine the books of the railway company. The valuations so ascertained, fixed and determined shall be conclusive upon both parties, but shall not in any event be less than the minimum amount fixed as the sum to be paid annually for the last year of the original grant. If in any case the annual rate shall not be fixed prior to the termination of the original term of this grant, then the railway 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.

Third—Upon the termination of this grant, whether original or renewal, all rights and privileges hereby granted to cross the said street shall cease and determine, unless the said railway com-

pany, its successor or assigns, shall have previously procured a new grant for the same from The City of New York.

Fourth—The New York, Westchester and Boston Railway Company, its successor or assigns, shall pay for this privilege to The City of New York the following sums of money: During the first ten years, commencing upon the day when this ordinance shall be approved by the Mayor, an annual sum of eight thousand (8,000) dollars, and during the succeeding fifteen years an annual sum of sixteen thousand (16,000) dollars. From the date of the commencement of the operation of any portion of the railway until the end of the first ten years of this grant, an additional sum of forty (40) cents per linear foot per annum for each line of single track railway within the lines of all streets in use, legally opened streets, or streets for which proceedings to open have been initiated, and for the succeeding fifteen years an additional sum of eighty (80) cents per linear foot per annum, in lieu of said sum of forty (40) cents. Such payments shall likewise apply to all streets hereafter opened during the terms of this grant, unless the land required for the opening of such street across the right of way of the railway company shall have been ceded free of cost to The City of New York. All such payments shall be made to the Comptroller of the City in equal payments at the end of each quarter year on the 1st day of January, April, July and October in each year. The terms hereafter to be fixed for any renewal term of this grant shall not in any event be less than the minimum amount fixed as the sum to be paid annually during the last year of the original grant, and no renewal of such grant shall provide for a further renewal.

Fifth—The said annual charge or payment shall continue throughout the whole term of the privilege hereby granted, whether original or renewal, as hereinbefore provided, notwithstanding any clause in any statute or in the charter of any other railway company providing for payments for railway rights or franchises at a different rate, and no assignment, lease or sub-lease 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 sub-lease shall contain a covenant on the part of the assignee or lessee that the same is subject to all the conditions of this grant; and that the assignee or lessee assumes and will be bound by all of said conditions, and especially said condition as to payment, anything in any statute or in the charter of such assignee or lessee to the contrary notwithstanding, and that the said assignee or lessee waives any more favorable conditions created by such statute or its charter, and that it will not claim by reason thereof or otherwise, exemption from liability to perform each and all of the conditions of this grant. Nothing herein contained shall apply to any mortgage or mere lienor, but shall apply to any purchaser upon foreclosure or under or by virtue of any provision of a mortgage or lien.

Sixth—The rights and privileges granted hereby shall not be assigned either in whole or in part, or leased or sub-let in any manner, nor shall title thereto or right, interest or property therein in pass to or vest in any other person or corporation whatsoever, either by the act of the New York, Westchester and Boston Railway Company, its successor or assigns, or by operation of law, whether under the provisions of the statutes relating to the consolidation or merger of corporations, or otherwise, without the consent of The City of New York, acting by the Board of Estimate and Apportionment, or its successor in authority, evidenced by an instrument under seal, anything herein contained to the contrary thereof in anywise notwithstanding, and the granting, giving or waiving of any one or more of such consents shall not render unnecessary any subsequent consent or consents. This provision, however, shall not apply to the making of a mortgage, but shall apply to a sale under foreclosure.

Seventh—No street shall be crossed by the railway at grade, and all streets now open or in use, or streets hereafter opened crossing the line of said railway shall be carried over or under said railway by the grantee, at the sole cost and expense of the grantee. The costs of all approaches to said crossings and any damages to property incurred by such change of grade shall likewise be borne and paid by the grantee.

Eighth—All viaducts over streets and all tunnels under streets and all bridges necessary to carry the streets over an open cut, shall be constructed at the expense of the grantee, and in such manner as shall not interfere with the ordinary use of the street as a public highway. All viaducts over streets shall have a height of at least sixteen feet in the clear throughout, and in the case of arch construction not less than sixteen feet in the clear at the centre and ten feet in the clear on the building or side line of said street. In the case of tunnel construction under a street, there shall be at least four feet between the grade of the street and the exterior surface of the arch of said tunnel.

Ninth—Any superstructure of the railway crossing a street and having a length of seventy-five (75) feet or less, shall be constructed in a single span; if more than seventy-five (75) feet in length, intermediate columns to support the structure may be placed in the street in such manner as may be approved. The width of such superstructure of the railway shall not exceed sixty (60) feet when measured over all.

Tenth—The plans for all structures over or under any street must first be submitted to and approved by the Board of Estimate and Apportionment, and all such structures shall be constructed of either steel, concrete or masonry, or a combination of these materials.

Eleventh—The railway shall be constructed in the most modern and approved manner of railway construction. The roadbed shall be ballasted throughout its entire length within the limits of The City of New York, with a sufficient quantity of either blast furnace slag or broken trap rock of a hard and durable quality, and no dirt, sand, gravel or cinders shall be used in such ballast.

Twelfth—The roadbed within the limits of The City of New York shall be watered daily whenever the thermometer is above 35 degrees Fahrenheit. For any failure to comply herewith, the railway company shall be liable for a penalty of fifty dollars (\$50) per day.

Thirteenth—The entire right of way of the company within the City limits shall be fenced throughout.

Fourteenth—All abutments or foundations for bridges, viaducts and stations and the stations proper, except intermediate supports for viaducts, as hereinbefore provided, shall be placed on the land of the company. There shall be constructed along the line of the route of the main line of the railway as proposed, for the accommodation of local passenger traffic, at least six (6) stations between the Harlem river and the Bronx river, and at least four (4) stations between the Bronx river and the northerly line of The City of New York as now fixed; provided, however, that if the railway is constructed only as far south as the intersection of the Southern Boulevard and Westchester avenue, then there shall be at least three (3) stations west of the Bronx river. On the branch line there shall be constructed at least three (3) stations east of Westchester avenue.

Fifteenth—The said railway may be operated by electrical power, except the overhead trolley system, or by any other mechanical motive power

which may be lawfully employed upon the same, except locomotive steam power; provided, however, that steam locomotive power may be used for switching and shunting trains when specifically authorized by the Board of Estimate and Apportionment; such permission to continue only during the pleasure of the said Board.

Sixteenth—No wires for the transmission of power shall be permitted except they be placed in conduits, and in any conduits laid by the company for the transmission of power for its own use, provision shall be made to carry three (3) cables for the use of the police, fire and ambulance service of the City without charge therefore.

Seventeenth—The railway company shall not carry power along its structure for any purpose except the operation of its railway, except as provided above.

Eighteenth—The railway company shall operate a train schedule on the main line of at least sixty (60) trains in either direction daily, stopping at all of the stations within the City limits, and at no time either day or night shall there be greater headway between such trains than thirty (30) minutes; provided, however, that said railway company during the first five years after the commencement of the operation of any portion of the railway shall not be required to operate its trains within the City limits between the hours of 1 o'clock and 40 o'clock A.M., each day, unless the Board of Estimate and Apportionment shall determine, after hearing had thereon, that public convenience requires the operation of its cars during such hours.

Nineteenth—All cars on said railway shall be heated during the cold weather in conformity to such laws and ordinances as are now in force, or may hereafter be enacted or adopted by the State or City authorities, and any failure to keep the temperature of any of the cars of the company above 50 degrees Fahrenheit, shall make the company liable for a penalty of fifty (\$50) dollars per car per day for each offense.

Twentieth—All cars operated by the company shall be vestibuled and the system of lighting same shall be adequate and be made satisfactory to the Board of Estimate and Apportionment.

Twenty-first—During the first twenty-five (25) years of this grant the rate of fare upon said railway within the limits of The City of New York as now fixed shall not exceed five (5) cents for any passenger. The said company shall not charge any passenger more than such sum for one continuous ride from any point on said railway or a line or branch operated in connection therewith and controlled by it, to any point thereof or of any such connecting line or branch thereof, within the limits of The City of New York, as such limits now exist, during such term.

At the expiration of twenty-five years the Board of Estimate and Apportionment shall be entitled, after due hearing and determination of the reasonableness thereof, to require for the term of the renewal of said grant that the fare for each passenger within the City limits, as they may then be constituted, shall not exceed five (5) cents.

The rates for the carrying of property upon the routes of the granted within the limits of The City of New York shall in all cases be reasonable or leased or sub-let in any manner, nor shall title thereto or right, interest or property there-in pass to or vest in any other person or corporation whatsoever, either by the act of the New York, Westchester and Boston Railway Company, its successor or assigns, or by operation of law, whether under the provisions of the statutes relating to the consolidation or merger of corporations, or otherwise, without the consent of The City of New York, acting by the Board of Estimate and Apportionment, or its successor in authority, and may be fixed by such Board after notice and hearing to the grantee, and when so fixed such rate shall be binding upon said grantee, its successor or assigns, and no greater sum shall be charged for such service than provided for by it.

Twenty-second—The said railway company shall carry free within the limits of The City of New York during the existence of this grant or its renewal, all letter carriers of the United States Government, and members of the Police and Fire Departments of The City of New York, when such employees are in full uniform.

Twenty-third—The said railway shall be constructed, maintained and operated subject to the supervision and control of all the authorities of The City of New York who have jurisdiction in such matters under the Charter of the City.

Sec. 3. In case of any violation or breach or failure to comply with any of the provisions herein contained this grant may be forfeited and avoided by The City of New York by a suit brought by the Corporation Counsel, provided, that in case of any such violation, breach or failure to comply with any of said provisions the said City shall cause notice in writing thereof to be served upon said company, and said company shall remedy such violation, breach or failure within ten (10) days thereafter, and in default thereof then, and not otherwise, said right of forfeiture shall accrue and may be enforced by the said City; provided, further, that if the said railway company, grantee hereunder, shall within said ten (10) days commence to remedy said violation, breach or failure and shall prosecute the work of completing such remedy with diligence and with the utmost practicable dispatch until the same shall be completed, then no right of forfeiture shall accrue.

Sec. 4. The grant of this privilege shall not affect in any way the right of The City of New York to grant a similar privilege upon the same or other terms and conditions to any other person or corporation.

Sec. 5. Said railway company shall commence actual construction within one year from the date of the signing of this ordinance by the Mayor, and shall complete a four-track railway upon the main line, from the northerly line of the City as far south as the intersection of the Southern Boulevard and Westchester avenue, within five years from such date, otherwise this grant shall cease and determine.

Said railway company shall expend the sum of at least one million dollars (\$1,000,000) for construction within the limits of The City of New York within two years from the date of the signing of this ordinance, which sum shall be exclusive of any monies expended for right of way. A statement of the monies so expended for construction shall be submitted to the Comptroller of The City of New York, who shall, after investigation, report to the Board of Estimate and Apportionment his opinion as to whether such sums have been actually expended, and if in the opinion of the said Board the grantee has not proven an expenditure of the said sum within the time given, then said Board may declare that this grant has ceased and determined, and the said action of said Board shall be prima facie evidence of said forfeiture.

Any portion of the route covered by this grant which shall not be completed and in full operation within seven years from the date of the signing of this ordinance shall be deemed to have been abandoned, and all rights hereby granted in and to such portions of said railway shall cease and determine.

And in the event that the said railway company shall not, within the said seven years, construct its main line south of the intersection of the Southern Boulevard and Westchester avenue and to the Harlem river, the Board of Estimate and Apportionment, or its successors in office, may fix and finally determine such additional compensation as shall be imposed upon said railway company because of such failure.

A majority vote of the members of the Board of Estimate and Apportionment shall be prima facie evidence in regard to the forfeiture of any or all the rights under this grant, as provided for in this section. Before action is taken by the Board of Estimate and Apportionment, under the

provisions of this section, the grantee shall have at least thirty (30) days' notice of the intention of said Board to take action, and at such time as is appointed, shall be allowed a hearing. In case any or all of the rights hereby granted are forfeited, it is a condition of this grant that all sums theretofore paid to The City of New York, together with the deposit of \$20,000 as provided for in section 14 of this ordinance, and all structures erected by said grantee, its successor or assigns, within the lines of any street, shall be forfeited to and become the property of The City of New York.

The Board of Estimate and Apportionment shall have power to extend the time provided for in this section for the completion of the railway and for the work to be performed and expenditure to be made, as above, for a period or periods not exceeding in the aggregate two years, but such extension shall not be made unless the reasons given by the grantee for non-fulfilment are, in the opinion of the Board of Estimate and Apportionment, for causes over which the grantee had no control and was in nowise responsible.

Sec. 6. The grantee shall assume all liability by reason of the construction and operation of the railway and the City shall assume no liability whatsoever to either persons or property by reason of its construction or operation.

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

Sec. 7. Any portion of the right of way of the said railway company falling within the lines of a street now shown on the map of The City of New York, which it may be necessary for the City to subsequently acquire, shall be ceded to the City, without cost to it, subject to the company's easement therein.

Sec. 8. In case the City shall acquire the land necessary for a street across the grantee's right of way and such land for the street is not ceded by the said grantee, then the railway company shall pay the same rates for the privilege of crossing said street as are provided for in paragraph fourth of section 2 of this ordinance.

Sec. 9. In case any of the streets as now shown on the map of The City of New York and crossed by the said railway above grade are altered or widened after the grantee has completed its railway, and such widening requires the alteration of the superstructure of the railway, the grantee and The City of New York shall each pay one-half of the cost of such alteration as may be necessary.

Sec. 10. In case the route as laid out shall make it necessary in the opinion of the Board of Estimate and Apportionment to change the map of The City of New York, in order to avoid unnecessary or undesirable crossings or for other reasons purely on account of the location of the railway, and by such change or alteration additional streets bounding the grantee's right of way are determined upon, then the grantee shall acquire such streets at its own expense.

Sec. 11. Any alterations which may be required to the sewerage or drainage system, or to any subsurface structures, pipes, etc., laid in the streets, on account of the construction or operation of the railway, shall be made at the sole cost of the railway company, and in such manner as the proper City officials may prescribe.

Sec. 12. All construction of railway crossings shall be done in such manner as shall not substantially interfere with the ordinary use of any street as a public highway, and all streets in any way disturbed by such construction shall be restored to their original condition. In case of failure on the part of the grantee to restore such streets within a reasonable length of time, The City of New York shall have the right, under resolution of the Board of Estimate and Apportionment, to cause the work to be done and the materials to be furnished after due notice and shall collect the reasonable cost thereof from the fund herein provided.

Sec. 13. The company's property and structures shall not be used for advertising purposes in any way, under a penalty of fifty (\$50) dollars per day for each offense. Such restriction shall not apply to the interior of stations or cars.

Sec. 14. This grant is upon the express condition that the New York Westchester and Boston Railway Company, within thirty days after the said company has been duly authorized to operate its railway and before anything is done in exercise of the rights conferred thereby, shall deposit with the Comptroller of The City of New York the sum of twenty thousand dollars (\$20,000), either in money or in securities, to be approved by him, which fund shall be security for the performance by such company of the terms and conditions of this grant, especially those which relate to the payment of the annual charge for the privilege and the penalties herein provided, and in case of default in the performance by said company of such terms and conditions, The City of New York shall have the right, after due notice, to collect the same from the said fund without legal proceedings, or after default in the payment of the annual charges shall collect the same, with interest, from such fund after ten (10) days' notice in writing to the said company. In case of any drafts so made upon this security fund, the said company shall, upon thirty days' notice in writing pay to the Comptroller of The City of New York a sum of money sufficient to restore the said fund to the original amount of twenty thousand dollars, and in default thereof the grant hereby made may be canceled and annulled at the option of the Comptroller of The City of New York, acting on behalf of said City. No action or proceeding shall affect other legal rights, remedies or causes of action belonging to The City of New York.

Sec. 15. That if the said New York, Westchester and Boston Railway Company, its successor and assigns, shall fail to give efficient public service at the rates herein fixed, or fail to maintain its structures and all street crossings in good condition throughout the full term of its occupancy of said streets, the Board of Estimate and Apportionment of the City may give written notice to said company, specifying any default on the part of said company and requiring said company to remedy the same within a reasonable time, and upon the failure of said company to remedy its said default within a reasonable time, said company shall, for each day thereafter during which the default or defect remains, pay to The City of New York the sum of two hundred and fifty dollars (\$250) as fixed and liquidated damages, or the said City in case said structures over or under streets shall not be put in good condition within a reasonable time after notice by the Board as aforesaid, shall have the right to make all needed repairs at the expense of the company, in which case the said company shall pay to the City the amount of the cost of such repairs, with legal interest thereon; all of which sums may be deducted from the fund hereinbefore provided.

Sec. 16. This grant shall not become operative until said railway company shall duly execute, under its corporate seal, an instrument in writing wherein said company shall promise, covenant and agree on its part and behalf to conform to and abide by and perform all the terms and conditions and requirements in this ordinance fixed and contained, and file the same in the office of the Comptroller of The City of New York, within ten days after the adoption of this ordinance.

Sec. 17. This ordinance shall take effect immediately.

THE CITY OF NEW YORK, OFFICE OF THE CITY CLERK, NEW YORK, June 30, 1904.

The foregoing proposed ordinance was approved by resolution of the Board of Estimate and Apportionment, adopted June 24, 1904. It was received in the Board of Aldermen June 28, 1904, and on that day a resolution was adopted by the Board of Aldermen appointing Tuesday, the 5th day of July, 1904, at 2 o'clock P.M., for the consideration of the subject matter of such ordinance.

P. J. SCULLY, City Clerk.

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OFFICIAL BOROUGH PAPERS.

BOROUGH OF THE BRONX.

"North Side News," "Westchester Independent," "Bronx Sentinel."

BOROUGH OF RICHMOND.

"Staten Islander," "Staten Island Star," "Richmond County Herald," "Richmond County Democrat."

BOROUGH OF QUEENS.

"Long Island Daily Star," "Flushing Daily Times," "Flushing Evening Journal," "Newtown Register," "Jamaica Standard," "Rockaway News," "Long Island Farmer."

BOROUGH OF BROOKLYN.

"Brooklyn Eagle," "Brooklyn Times," "Brooklyn Citizen," "Brooklyn Standard Union," "Brooklyn Freie Presse," "Brooklyn Weekly News," "Flatbush Weekly News."

BOROUGH OF MANHATTAN.

"Harlem Local Reporter" (Harlem District), "Democracy" (Washington Heights, Morningside Heights, and Harlem Districts). Designation by Board of City Record April 26, 1904.

BOARD MEETINGS.

The Board of Estimate and Apportionment meet in the Old Council Chamber (Room 16), City Hall, every Friday, at 10:30 o'clock A.M.

JAMES W. STEVENSON,

Deputy Comptroller, Secretary.

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