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THE CITY RECORD.

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GEORGE B. McCLELLAN, MAYOR.

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

PATRICK J. TRACY, SUPERVISOR.

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PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT,

No. 154 NASSAU STREET, NEW YORK CITY.

CALENDAR OF HEARINGS.

The following hearings will be held during the remainder of the week beginning Monday, June 22, 1908:

Wednesday, June 24—10 A. M.—Room 310.—WESTCHESTER LIGHTING Co.—CITIZENS OF WHITE PLAINS.—“Price and quality of gas and electricity.”—Second District Commission.

10 A. M.—Room 305.—Order No. 577.—JOINT HEARING.—“Uniform System of Accounts for Electric Companies.”—Commissions for First and Second Districts.

10:30 A. M.—Room 305.—BUFFALO, ROCHESTER AND EASTERN R. R. Co.—“Application for certificate of necessity.”—Second District Commission.

11 A. M.—Room 310.—ARBITRATION, CITY OF NEW YORK AND JOHN B. McDONALD.—“Determination of Chief Engineer Rice.”

12 M.—Commissioner Maltbie’s Room.—Order No. 205.—All electric light and power companies.—“Conference in general investigation of rates and contracts.”—Commissioner Maltbie.

2:30 P. M.—Room 305.—Order No. 578.—JOINT HEARING.—“Uniform System of Accounts for Gas Companies.”—Commissions for First and Second Districts.

Thursday, June 25—10 A. M.—Room 310.—ERIE RAILROAD COMPANY.—Railroad Improvement Association of Nyack.—Commissioner Decker, of the Second District Commission.

10 A. M.—Room 305.—Order No. 577.—JOINT HEARING.—“Uniform System of Accounts for Electric Companies.”—Commissions for First and Second Districts.

2:30 P. M.—Commissioner Eustis’s Room.—Order No. 514.—NEW YORK CENTRAL AND HUDSON R. R. Co.—“Smoke Nuisance at 137th Street and Riverside Drive.”—Commissioner Eustis.

2:30 P. M.—Room 305.—Order No. 578.—JOINT HEARING.—“Uniform System of Accounts for Gas Companies.”—Commissions for First and Second Districts.

2:30 P. M.—Commissioner Bassett’s Room.—Order No. 420.—CONEY ISLAND & BROOKLYN R. R. Co.—“Application for permission to issue \$462,000 additional bonds.”—Commissioner Bassett.

2:30 P. M.—Room 310.—LONG ISLAND R. R. Co.—MUTUAL MILK AND CREAM Co.—Commissioner Decker, of the Second District Commission.

Friday, June 26—2:30 P. M.—Room 305.—Order No. 286.—BROOKLYN HEIGHTS R. R. Co.—Frederick Erbe.—“Ten Cent Fare to North Beach.”—Commissioner Bassett.

Regular meetings of the whole Commission are held on Tuesday and Friday of each week in Room 310, at 11:30 o’clock.

PROCEEDINGS OF THE PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT.

TUESDAY, JUNE 16, 1908,
TRIBUNE BUILDING, 154 NASSAU STREET,
BOROUGH OF MANHATTAN, CITY OF NEW YORK.

Present—Commissioners Edward M. Bassett, Acting Chairman, Milo R. Maltbie, John E. Eustis.

(1) On motion, Commissioner Bassett was elected Acting Chairman.

(2) BROOKLYN LOOP LINES—CHANGE OF GRADE OF CERTAIN STREETS. 1092

The Secretary presented a communication dated June 15, 1908 from William W. Lawrence, Assistant Secretary of the Board of Estimate and Apportionment, transmitting a certified copy of the following resolution, adopted by them on June 5, 1908, which was ordered filed:

Whereas, At a meeting of this Board, held on the 27th day of March, 1908, resolutions were adopted proposing to change the map or plan of The City of New York so as to change the grade in Centre Street between Duane Street and Worth Street, and between Franklin Street and Canal Street; Park Street between Pearl Street and the summit southwesterly therefrom, and in the intersecting streets affected thereby in the Borough of Manhattan, City of New York, and appointing a hearing at a meeting of this Board to be held on the 24th day of April, 1908, at 10:30 o’clock a. m., at which meeting such proposed action would be considered by this Board, and requesting a notice to all persons affected thereby, of the aforesaid time and place at which such proposed action would be considered, to be published in the CITY RECORD for ten days prior to the 24th day of April, 1908;

And Whereas, It appears from the affidavit of the Supervisor of the City Record that the aforesaid resolutions and notice have been published in the CITY RECORD for ten days prior to the 24th day of April, 1908,

And Whereas, At the aforesaid time and place, a public hearing was given to all persons interested in such proposed change who appeared, and such proposed change was duly considered by this Board, now, therefore, be it

Resolved, That the Board of Estimate and Apportionment of The City of New York, in pursuance of the provisions of Section 442 of the Greater New York Charter, as amended, deeming it for the public interest to change the map or plan of The City of New York by changing the grade in Centre Street between Duane Street and Worth Street, and between Franklin Street and Canal Street; Park Street between Pearl Street and the summit southwesterly therefrom, and in the intersecting streets affected thereby in the Borough of Manhattan, City of New York, does hereby favor the same so as to make the aforesaid changes as follows:

Centre Street, Duane Street to Worth Street.

1. The elevation at the intersection of the centre line with the prolongation of the centre line of Duane Street, as laid out southeasterly from Park Street, to be 24.6 feet, as heretofore established.

2. The elevation on the centre line at a point distant 140 feet southerly from the intersection with the centre line of Pearl Street to be 23.25 feet.

3. The elevation opposite the southeasterly curb intersection at Pearl street to be 19.5 feet.

4. The elevation opposite the northwesterly curb intersection at Pearl street to be 19 feet.

5. The elevation at the southerly curb line of Worth street to be 15.3 feet, as heretofore established.

Franklin Street to Canal Street.

1. The elevation at the northerly curb line of Franklin street to be 13.75 feet, as heretofore established.

2. The elevation at White street to be 12 feet.

3. The elevation at Walker street to be 12.60 feet.

4. The elevation at the intersection of the centre line of Canal Street to be 13 feet, as now in use and improved.

Park Street.

1. The elevation on the centre line at a point distant 167 feet southwesterly from the intersection with the centre line of Pearl street to be 23 feet, as heretofore established.

2. The elevation opposite the southwesterly curb intersection at Pearl street to be 16 feet.

3. The elevation opposite the northeasterly curb intersection at Pearl street to be 15.5 feet, as heretofore established.

Pearl Street.

1. The elevation opposite the northeasterly curb intersection at Park street to be 15.5 feet, as heretofore established.

2. The elevation opposite the southwesterly curb intersection of Park street to be 16 feet.

3. The elevation opposite the intersection of the easterly building line of Centre street with the southerly curb line to be 19.25 feet.

4. The elevation opposite the intersection of the westerly building line of Centre street with the northerly curb line to be 19.25 feet.

5. The elevation at the easterly building line of Lafayette street to be 17.5 feet, as heretofore established.

White Street.

1. The elevation on the centre line at a point distant 88 feet easterly from the intersection with the centre line of Centre street to be 12 feet, as heretofore established.

2. The elevation at Centre street to be 12 feet.

3. The elevation on the centre line at a point distant 38 feet westerly from the intersection with the centre line of Centre street to be 11.8 feet, as heretofore established.

Walker Street.

1. The elevation on the centre line at a point distant 60 feet easterly from the easterly curb line of Centre street to be 13.15 feet, as now in use and improved.

2. The elevation at Centre street to be 12.60 feet.

3. The elevation on the centre line at a point distant 90 feet westerly from the westerly curb line of Centre street to be 11.40 feet, as now in use and improved.

All elevations referred to mean high water datum, as established in the Borough of Manhattan.

(3) 1083 The Secretary stated that a communication dated June 5th, 1908, had been received from Herman A. Metz, Comptroller, stating that the building at No. 50 Centre Street had been demolished and the plot cleared, and that the communication had been referred to the Counsel to the Commission, who had replied under date of June 12th, 1908, that the matter of taking charge of the plot for the purpose for which it had been purchased had been attended to, and that the Chief Engineer had been notified. The papers were ordered filed.

(4) 1083 The Secretary presented the following communication from J. W. Stevenson, Commissioner of Bridges of the City of New York, which was ordered filed:

DEPARTMENT OF BRIDGES,
CITY OF NEW YORK,
13-21 PARK ROW,
MANHATTAN, N. Y., June 15th, 1908.

Hon. WILLIAM R. WILLCOX, Chairman, Public Service Commission, 154 Nassau Street, New York City:

DEAR SIR—With reference to the property at Bowery and Canal Street, located on the site of the Manhattan Plaza, Manhattan Bridge, which has been already or will be cleared of structures, in order to permit your contractor to proceed with the construction of the bridge connecting subway loop:—

The property is turned over to your jurisdiction until such time as your contractor has extended the subway to Chrystie Street. Please instruct your contractor as to his responsibility for the maintenance of adjoining streets and structures.

Yours truly,
(Signed) J. W. STEVENSON,
Commissioner.

(5) 1082 The Secretary presented the following communication from the Counsel to the Commission, which was referred to the Chief Engineer for his instruction and action:

June 15, 1908.

Public Service Commission for the First District:

SIRS—I have the letter of the Secretary of the 5th inst. transmitting a copy of the letter of Chief Engineer Pegram of the Rapid Transit Subway Construction Company to the Chief Engineer of the Commission dated May 29th, and Mr. Rice's letter to the Chairman of June 4th. From Mr. Pegram's letter it appears that the Building Department of the Borough of Brooklyn refuses to allow the contractor for the construction of the Brooklyn-Manhattan Rapid Transit Railroad to carry out the Commission's plans for remodeling building No. 58 Joralemon Street, in the Borough of Brooklyn, to answer the requirements of a ventilating shaft for the railroad unless detailed drawings are filed with it, and my opinion is asked whether it is necessary for the Commission to comply with this requirement.

This is simply another aspect of the question of the jurisdiction of the former Rapid Transit Board and of the Commission which has arisen so frequently in the past. The Rapid Transit Board had been consistently advised by its Counsel, and the Counsel to the Commission has several times advised you to the same effect, that in all matters affecting rapid transit railroad construction, except where expressly limited by the Rapid Transit Act, the authority of the Rapid Transit Board and of the Commission, as its successor, was supreme. This position has also been taken by successive corporation counsel and was last year upheld by the Appellate Division of the Supreme Court in the case of Rapid Transit Subway Construction Co. et al. against Coler et al., 121 App. Div., 250.

The claim of the Building Department in regard to rapid transit railroad construction was dealt with in an opinion of Counsel to the Rapid Transit Board dated April 23, 1906, printed at page 407 of Volume VII of the Board's minutes. There the Building Superintendent claimed jurisdiction over the underpinning of buildings along the line of the work, and that the contractors would have to file plans and specifications with the Building Department and obtain its permits to do the work. In that opinion the reason for the complete control of the Rapid Transit Board over its work is clearly stated as follows:—

"It is quite plain that if the various City Departments that have to do directly or indirectly with the control of the City's streets, could require the contractors to obey their orders, there would be endless and intolerable confusion and delay in construction. The Bureaus of Highways, of Sewers and of Buildings in the Borough President's office, and the Department of Water Supply, Gas and Electricity, might issue orders conflicting entirely with those of the Rapid Transit Commission, thus possibly paralyzing the work of construction. No danger to the public interest need follow from the fact that the Rapid Transit Commission is by law placed in paramount control of the work, for if the Building Superintendent or any other officer of the City government finds improper or dangerous conditions existing, he may notify the Rapid Transit Commission, who will doubtless act promptly in every proper case."

Although this matter affects a building and not the streets along the line of the work, the question of control over which has heretofore occupied the attention of counsel, the reasoning of the opinion referred to is conclusive on the present case, for the filing of plans and the obtaining of a permit necessarily presupposes the right of the Building Superintendent to exercise his discretion as to such plans and his idea of the proper remodelling of a building for the ventilating purposes of the railroad might differ radically from that of the Chief Engineer to the Commission, thus producing a confusion and a division of authority which it was one of the underlying purposes of the Rapid Transit Act to prevent.

I therefore advise the Commission that in my opinion the Building Superintendent is without jurisdiction over this matter.

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

(6) 1090 BROOKLYN LOOP LINES—SALE OF PROPERTY.

The Secretary presented a communication, dated June 13, 1908, from G. L. Sterling, Acting Corporation Counsel of The City of New York, stating that Commissioners of Appraisal had been appointed in the matter of condemnation proceedings affecting property in the Delancey Street extension and the Bowery, and a communication, dated June 16, 1908, from the Counsel to the Commission, transmitting a proposed resolution as to the sale at public auction of the buildings on said property and a proposed notice of such sale. The following resolution was thereupon moved and duly seconded:

Whereas, The Public Service Commission for the First District, having deemed it to be necessary and proper that The City of New York should acquire certain parcels of property, or certain easements therein, situated in The City of New York, Borough of Manhattan, required for the construction, maintenance and operation of a part of the Brooklyn Loop Lines of the Rapid Transit Railroad to be constructed by the Bradley Contracting Company, in pursuance of a contract bearing date June 27, 1907, made between it and The City of New York, acting by the Board of Rapid Transit Railroad Commissioners, said parcels of property consisting of certain lots known as Lot No. 9, No. 156 Elizabeth Street, Lot No. 8, known as No. 154 Elizabeth Street, Lot No. 31, known as Nos. 170 and 170½ Bowery, Lot No. 32, known as No. 168 Bowery, Lot No. 29, known as No. 174 Bowery, Lot No. 28, known as No. 176 Bowery, Lot No. 11, known as No. 162 Elizabeth Street and Lot No. 12, known as No. 164 Elizabeth Street; and the Commission, for the purpose of acquiring said parcels of property, or certain easements therein, duly made maps or plans and a memorandum specifying and defining said parcels of property so to be acquired, and having duly certified, filed and transmitted the several copies of said maps or plans and having duly directed the Corporation Counsel to take legal proceedings to acquire said parcels of property, or certain easements therein, for The City of New York, and the Corporation Counsel having thereupon duly taken legal proceedings to acquire the same, and such proceedings having been duly had that on the 18th day of May, 1908, an order was duly made and entered at a Special Term of the Supreme Court in and for the County of New York, appointing three disinterested freeholders, residents of The City of New York, as commissioners of appraisal, to ascertain and appraise the compensation to be made to the owners of said parcels of property, or certain easements therein, and fixing the time and place for the first meeting of the commissioners, and said commissioners having duly taken and subscribed the oath required by the 12th Article of the Constitution of the State of New York, and having forthwith filed the same in the office of the clerk of the County of New York, and The City of New York having thereupon become seized and possessed in fee or absolute ownership of certain of said parcels of property, and of certain easements in the remaining parcels of said property, and

Whereas, Certain of said property so acquired as aforesaid has become unnecessary for Rapid Transit purposes, to wit, the buildings erected on said parcels of property, or certain portions thereof, which, in order to construct said Brooklyn Loop Lines, must be torn down and the materials thereof removed, and for that purpose the Commission desires to sell the said buildings, or certain parts thereof, on condition that the same may be torn down and the materials thereof removed,

Now, therefore, it is

Resolved, That said buildings erected on the said parcels of property, or certain parts thereof, and the appurtenances thereto, be sold at public auction, subject to the approval of the Commissioners of the Sinking Fund of The City of New York, after public advertisement for a period of fifteen days in the CITY RECORD, said advertisement being in the form hereto annexed, which the Chairman and the Secretary are hereby directed to execute, the proceeds of such sale to be paid to the Comptroller of The City of New York, to be applied as provided by law.

Ayes—Commissioners Bassett, Maltbie, Eustis.

Nays—None.

Carried.

The form of the notice of sale referred to in the above resolution was as follows:

PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT.

The Sale of Buildings and Appurtenances Thereto, on City Real Estate.

Public notice is hereby given that the Public Service Commission for the First District, by authority of the powers vested in it by law, the Commissioners of the Sinking Fund having duly given their approval, will offer for sale at public auction the buildings now standing on certain parcels of property owned by The City of New York or on certain parcels in which The City of New York has acquired certain easements, which said parcels of property and said easements were acquired for Rapid Transit purposes in The City of New York, Borough of Manhattan, being so much of a three story brick building or buildings as stands on a part of two certain lots, known as Nos. 154 and 156 Elizabeth Street, said part of said lots being situated on the southeast corner of Delancey Street Extension and Elizabeth Street, being one hundred (100) feet four and seven-eighth (4⅞) inches on the southerly side of Delancey Street Extension, eleven (11) feet six and one-eighth (6⅛) inches on Elizabeth Street, eleven (11) feet nine and three-eighth (9⅓) inches on the easterly side thereof and one hundred and one (101) feet on the southerly side thereof, be said several dimensions more or less; a three story brick building standing on part of a lot known as Lot No. 31, Nos. 170 and 170½ Bowery, being approximately fifty-seven (57) feet two and seven-eighth (2⅞) inches on the southerly side of Delancey Street, its most easterly point being forty-two (42) feet five and one-half (5½) inches westerly from the intersection of the southerly side of Delancey Street Extension with the westerly side of the Bowery; running thence southerly from its most westerly point along the boundary line between Lot No. 8 and Lot No. 31, a distance of seven (7) feet nine and three-eighth (9⅓) inches, and thence running easterly along the boundary line between Lot No. 31 and Lot No. 32 a distance of fifty-six (56) feet seven and one-quarter (7¼) inches to the point or place of beginning, be said several dimensions more or less; a four story brick building standing on lot known as Lot No. 32, No. 168 Bowery, situated on the southwesterly corner of the Bowery and Delancey Street Extension, being-nineteen (19) feet five and one-half (5½) inches on the Bowery, twenty-five (25) feet in the rear, forty-two (42) feet five and one-half (5½) inches on the southerly side of Delancey Street Extension and fifty-six (56) feet seven and one-quarter (7¼) inches on said boundary line between Lot No. 31 and Lot No. 32 and being on the southerly side ninety-eight (98) feet two and one-half (2½) inches, be said several dimensions more or less.

A three story brick building standing on lots known as Lot No. 29 and Lot No. 28, Nos. 174 and 176 Bowery, said lots being situated on the northeasterly corner of Delancey Street Extension and the Bowery, and being twenty-five (25) feet two and one-quarter (2¼) inches on the Bowery, eleven (11) feet seven and one-half (7½) inches on the easterly side, ninety-nine (99) feet seven (7) inches on the northerly side of Delancey Street Extension and one hundred (100) feet three and three-eighth (3⅓) inches on the northerly side; so much of a six story building as stands on lots known as Lot No. 11 and Lot No. 12, known as Nos. 162 and 164 Elizabeth Street, described as follows:

Beginning at the intersection of the northerly side of Delancey Street Extension and the easterly side of Elizabeth Street, running thence easterly along the northerly side of Delancey Street Extension ninety-nine (99) feet five-eighth (5⅛) inches, thence running northerly along the boundary line between Lot No. 11 and Lots Nos. 28 and 27, a distance of sixteen (16) feet seven and one-half (7½) inches; thence running westerly a distance of ninety-eight (98) feet two and one-half (2½) inches to a point on the easterly side of Elizabeth Street distant eleven (11) feet seven (7) inches northerly from the intersection of the easterly side of Elizabeth Street with the northerly side of Delancey Street; and thence running southerly along the easterly side of Elizabeth Street to the point or place of beginning, be said several dimensions more or less, said parcels of property being more particularly described on certain maps or plans and a memorandum on file in the office of the Register of the County of New York, which are marked as follows: "Public Service Commission for the First District, Chief Engineer's Office, Route 9-0-4, Drawing No. 13, February 28, 1908. Henry B. Seaman, Chief Engineer."

Pursuant to a resolution of the Public Service Commission for the First District, adopted on June 16, 1908, the sale of the above described buildings will be held by said Commission on July 10th, 1908, at eleven o'clock A. M., upon the following terms and conditions and subject to the approval of the Commissioners of the Sinking Fund:

The buildings and appurtenances thereto will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of The City of New York and must also, at the time of the sale, give a certified check or cash in half the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale. Where the amount of the purchase price does not equal or exceed the sum of fifty dollars the sum of fifty dollars shall be the amount of the security to be deposited. This security may at any time after the expiration of the contract period be applied by The City of New York to the cost of completing any of the work required under the contract, but unfinished at the expiration of the contract period.

All the materials of the buildings, sheds, walks, structures and cellars of whatsoever nature, with their exterior and interior fixtures, appurtenances and foundations of all kinds, except the sidewalk and curb in front of said buildings extending within the described area and down to the level of the cellar bottom, shall be torn down and removed from the premises. None of the dirt, debris or waste resulting from demolition shall be allowed to remain on the premises, except old mortar or plaster only, which may be left, but not higher at any point than two feet below the curb opposite that point; also the foundation walls of all classes shall be taken down only to a plane whose elevation shall be the level of the curb in front of the building.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

The purchaser at the sale shall also remove all house sewer connections to the main sewer in the street, and the opening of the main sewer in street shall be properly closed in compliance with the directions of the Bureau of Sewers, Borough of Manhattan, and furnish the Department of Finance with a certificate from the Bureau of Sewers that the work has been properly performed.

The permits for all openings in the street to be obtained by and at the expense of the purchaser of the building.

Failure to remove said buildings, appurtenances, or any portion thereof, within sixty days from the day of the sale, will work forfeiture of ownership of such buildings, appurtenances, or portion as shall then be left standing, together with all moneys paid by said purchaser on account thereof at the time of the sale, and the bidder's assent to the above conditions being understood to be implied by the act of bidding, and the City of New York will, without notice to the purchaser, cause the same to be removed and the costs and expense thereof charged against the security above mentioned.

The work of removal must be carried on in every respect in a thorough and workmanlike manner and must be completed within sixty days from the day of sale, and the successful bidder will provide and furnish all materials of labor and machinery necessary thereto, and will place proper and sufficient guards and fences and warning signs by day and night for the prevention of accidents, and will indemnify and save harmless The City of New York, its officers, agents and servants

and each of them, against any and all suits and actions, claims and demands of very name and description brought against it, them or any of them, and against and from all damage and costs to which it, they or any of them may be put by reason of injury to the person or property of another, resulting from negligence or carelessness in the performance of the work, or in guarding the same, or from any improper or defective materials or machinery, implements or appliances used in the removal of the said buildings.

Party walls and fences, when existing against adjacent property not sold, shall not be taken down. All furlings, plaster, chimneys, projecting brick, etc., on the faces of such party walls, are to be taken down and removed. The walls shall be made permanently self-supporting, beam holes, etc., bricked up, and the wall pointed and made to exclude wind and rain and present a clean exterior. The roofs of the adjacent buildings shall be properly flashed and painted and made water-tight where they have been disturbed by the operations of the contractor.

The Public Service Commission for the First District reserves the right on the day of sale to withdraw from sale any of the buildings, parts of buildings and machinery included therein, or to reject any and all bids.

New York, June 16, 1908.

PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT.

By..... Chairman.
By..... Secretary.

O-576

NEW YORK CENTRAL—DEPRESSION OF TRACKS.

The Secretary presented the following application of the New York Central and Hudson River Railroad Company:

NEW YORK CENTRAL AND HUDSON RIVER RAILROAD CO.,
GRAND CENTRAL STATION,
NEW YORK, June 12, 1908.

Hon. WILLIAM R. WILLCOX, Chairman, Public Service Commission of the First District, 154 Nassau Street, New York City:

DEAR SIR—The New York Central and Hudson River Railroad Company makes application to the Public Service Commission of the First District for its approval of the extension of time for the completion of the work of depressing the tracks and constructing the viaducts and bridges provided for in Chapter 425 of the Laws of 1903 and the act amendatory thereof, and the several agreements executed pursuant to the provisions thereof by and between the City of New York, the New York and Harlem Railroad Company and its lessee, The New York Central and Hudson River Railroad Company, from the 1st day of July, 1908, to the 31st day of December, 1909.

Such time has been duly extended by the Board of Estimate and Apportionment pursuant to the provisions of Chapter 403 of the Laws of 1908, and is fully set forth in an agreement between the City of New York and the Railroad Companies dated June 5, 1908, and this application is made pursuant to the provisions of the same act, which provides that any extension granted by the Board of Estimate and Apportionment shall not become effective until approved by the Public Service Commission of the First District.

I submit herewith six fully executed copies of the said agreement dated June 5, 1908, attached to which are forms of preamble and resolutions to be adopted by the Commission and certified to by the Secretary.

I also submit herewith copy of the application and accompanying affidavit dated May 22, 1908, addressed to the Board of Estimate and Apportionment, upon which the extension of time was given; also copy of the report of Mr. Nelson P. Lewis, Chief Engineer of the Board of Estimate and Apportionment, upon such application. I may say that Mr. Lewis has been familiar with this work, the plans therefor and the agreements executed with the City in respect thereto from its inception under the administration of Mayor Low.

As appears from our application to the Board of Estimate and Apportionment, the time limit fixed in the statute and in the original agreements will expire on July 1, 1908, and I would therefore respectfully ask prompt consideration and favorable action by the Commission on this application.

Yours respectfully,

(Signed) W. H. NEWMAN, President.

With the above application of the New York Central and Hudson River Railroad were also transmitted copies of the following documents:

(1) Grant and agreement dated June 19, 1903, between the City of New York and the New York & Harlem Railroad Company as to Forty-second Street terminals.

(2) Grant and agreement dated December 4, 1903, between the City of New York and the New York & Harlem Railroad Company as to Forty-second Street terminals and the Forty-ninth Street addition.

(3) Grant and agreement dated April 28, 1905, between the City of New York and the New York & Harlem Railroad Company as to Forty-second Street terminals and Grand Central Station additions.

(4) Agreement dated July 8, 1907, between the City of New York and the New York & Harlem Railroad Company as to Forty-second Street terminals and modifications in detail of plans.

The Secretary also presented the following communication, from the Counsel to the Commission:

June 16, 1908.

Public Service Commission for the First District:

SIRS—Under date of June 12, 1908, I received from the Secretary a letter transmitting certain documents in the matter of the application of the New York Central & Hudson River Railroad Company to the Commission for its approval of the extension of time for completing the work of depressing the tracks and constructing viaducts and bridges provided for by chapter 425 of the Laws of 1903 and amendatory acts. The latest amendment to the Act of 1903 was effected by Chapter 403 of the Laws of 1908, approved by the Governor on May 20, 1908, which added a new section to the existing statute containing a provision that any extension of time granted by the Board of Estimate and Apportionment should not be for a longer period than eighteen months and should not become effective until approved by the Public Service Commission of the First District.

It appears from the papers transmitted that on the 5th day of June, 1908, the Board of Estimate and Apportionment acted favorably on the application of the railroad company by extending the time for completing the work from July 1, 1908, to December 31, 1909. The reasons for the application of the company were duly set forth and the extension of eighteen months was recommended by Mr. Lewis, Chief Engineer of the Board of Estimate and Apportionment.

The applicant has submitted in printed form proposed preamble and resolutions to be adopted by the Commission and certified to by the Secretary. They are set forth on pages 12 and 13 of the printed document dated June 5, 1908, containing the agreement between The City of New York and the New York & Harlem Railroad Company, and its lessee, The New York Central & Hudson River Railroad Company. The papers appear to be in proper form, and I see no objection to granting the application for extension in the form requested.

The papers and documents received from the Secretary are herewith transmitted.

Respectfully yours,

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

The following resolutions were thereupon moved and duly seconded:

Whereas, Pursuant to the authority conferred by Chapter 403 of the Laws of 1908, the Board of Estimate and Apportionment of the City of New York, by resolution adopted on the 5th day of June, 1908, extended the time for the completion of the work of depressing the tracks and constructing the viaducts or bridges provided for in Chapter 425 of the Laws of 1903, as amended by Chapter 639 of the Laws of 1904, and in the several agreements executed pursuant to the provisions of the said acts made by and between the City of New York, The New York and Harlem Railroad Company, and its lessee, The New York Central and Hudson River Railroad Company, from the first day of July, 1908, to the 31st day of December, 1909, such extension being evidenced by an instrument in writing by and between The City of New York, The New York and Harlem Railroad Company, and its

lessee, The New York Central and Hudson River Railroad Company, dated the 5th day of June, 1908, which said instrument in writing has been duly submitted to this Commission for its approval; and

Whereas, Pursuant to the said Chapter 403 of the Laws of 1908, such extension does not become effective until approved by this Commission;

Now, therefore,

Resolved, That such extension of time be and the same is hereby approved; and

Resolved, That this approval be evidenced by endorsing upon or annexing to the said instrument in writing a copy of the foregoing resolution duly certified under the seal of the Commission by the Secretary of the Commission.

Ayes—Commissioners Bassett, Maltbie, Eustis.

Nays—None.

Carried.

(8) O-577 Commissioner Maltbie stated that a joint hearing of the Commissions for both districts would be held in the matter of the adoption of a uniform system of accounts for electric companies, and moved the adoption of the following hearing order, which was duly seconded:

HEARING ORDER (No. 577).

In the matter

of

The adoption of a uniform system of accounts for electric corporations.

It is hereby

Ordered, That a hearing be had on the 24th day of June, 1908, at 10:00 A. M. in the hearing room of the Commission as to:

(1) Whether the system of Uniform Accounts for Electric Corporations jointly prepared by the Bureau of Statistics and Accounts of the Public Service Commissions for the First and Second Districts under date of June 5, 1908, shall be adopted by this Commission and made effective on January 1, 1909, for all electrical corporations whose gross revenues from electric operations equals or exceeds \$500,000 per annum; and

(2) Whether such system of accounts shall be prescribed for, and put into force on January 1, 1909, by electric corporations whose gross revenues from electric operations aggregate less than \$500,000 a year, with the proviso that such corporations may if desired combine certain of the operating expense accounts in Schedule B in the manner indicated in the appended list.

(3) Whether the fiscal year covered by the annual reports of electrical corporations to the Commission shall be changed so as to coincide with the calendar year; and

(4) Whether, in the event of such change in the fiscal year, the corporations concerned will accept for the current calendar year a form of report based on the aforesaid system of uniform accounts.

Further Ordered, That a copy of the above order and of the proposed Uniform System of Accounts be served forthwith upon all electrical corporations under the jurisdiction of this Commission.

Ayes—Commissioners Bassett, Maltbie, Eustis.

Nays—None.

Carried.

The Chair designated Commissioner Maltbie to conduct the hearing.

(9) O-578 Commissioner Maltbie stated that a joint hearing of the Commissions for both districts would be held in the matter of the adoption of a uniform system of accounts for gas corporations, and moved the adoption of the following hearing order, which was duly seconded:

HEARING ORDER (No. 578).

In the Matter

of

The adoption of a uniform system of accounts for gas corporations.

It is hereby

Ordered, That a hearing be had on the 24th day of June, 1908, at 2:30 p. m. in the hearing room of this Commission as to:

(1) Whether the system of uniform accounts for gas corporations jointly prepared by the Bureau of Statistics and Accounts of the Public Service Commissions for the First and Second Districts under date of June 8, 1908, shall be adopted by this Commission and made effective on January 1, 1909, for all gas corporations whose gross revenues from gas operations equals or exceeds \$500,000 per annum; and

(2) Whether such system of accounts shall be prescribed for and put into force on January 1, 1909, by gas corporations whose gross revenues from gas operations aggregate less than \$500,000 a year, with the proviso that such corporations may, if desired, combine certain of the operating expense accounts in Schedule B in the manner indicated in the appended list.

(3) Whether the fiscal year covered by the annual reports of gas corporations to the Commission shall be changed so as to coincide with the calendar year; and

(4) Whether, in the event of such change in the fiscal year, the corporations concerned will accept for the current calendar year a form of report based on the aforesaid system of uniform accounts; further

Ordered, That a copy of the above order and of the proposed uniform system of accounts be served forthwith upon all gas corporations under the jurisdiction of this Commission.

Ayes—Commissioners Bassett, Maltbie, Eustis.

Nays—None.

Carried.

The Chair designated Commissioner Maltbie to conduct the hearing.

(10) O-437 EXTENSION ORDER (No. 579).

On motion by Commissioner Maltbie, duly seconded, an Extension Order (No. 579) was adopted, extending to July 1, 1908, the time of the Interborough Rapid Transit Company to file reports with respect to the number of car motors, car bodies and car trucks operated by them in compliance with the terms of Order No. 437 of this Commission.

(11) O-474 EXTENSION ORDER (No. 580).

On motion by Commissioner Eustis, duly seconded, an Extension Order (No. 580) was adopted, extending to July 15th, 1908, the time of the Union Railway Company and its Receiver, Frederick W. Whitridge, to comply with the terms of Final Order No. 474, directing that said Company shall construct an extension of its present operating line on Fort Schuyler road.

(12) O-581 TARIFF ORDER (No. 581).

On motion, made and duly seconded, a Tariff Order (No. 581) was adopted, granting permission to the New York Central and Hudson River Railroad Company and to all other railroad companies within the jurisdiction of this Commission to issue Supplement No. 1 to Official Classification No. 32, same to become effective ten days after posting at stations and filing with the Commission; in the case of the New York Central and Hudson River Railroad Company, on July 1st, 1908.

(13) O-156 EXTENSION ORDER (No. 582).

On motion by Commissioner Bassett, duly seconded, an Extension Order (No. 582) was adopted, extending to July 1st, 1908, the time of the Brooklyn Union Elevated Railroad Company to place additional station signs at the Kings Highway and Shore Road station on the Brighton Beach Line, in compliance with Order No. 156.

(14) The Secretary presented the following petition of the Ocean Electric Railway Company:

In the Matter
of

The Application of the Ocean Electric Railway Company for permission and approval of the Commission to re-locate its railroad and tracks upon private property at Rockaway Park, in the Borough and County of Queens, State of New York, pursuant to Section 53 of the Public Service Commissions Law.

To the Honorable the Public Service Commission for the First District of the State of New York:

The petition of the Ocean Electric Railway Company respectfully shows:

I. That your petitioner is a street surface railroad corporation duly organized and incorporated under and in pursuance of an Act of the Legislature of the State of New York, entitled the "Railroad Law."

II. That your petitioner is now engaged in operating a portion of its street surface railway on private property at Rockaway Park, in the Fifth Ward of the Borough of Queens, from the intersection of Fifth and Washington Avenues along Washington Avenue in a westerly direction to Lincoln Avenue, thence northerly along Lincoln Avenue to Newport Avenue and thence westerly along Newport Avenue to Suffolk Avenue.

III. Your petitioner respectfully applies for the permission and approval of the Public Service Commission to a re-location of its railroad and tracks as follows:

Beginning at the intersection of Fifth and Washington Avenues in said Borough and running thence northerly along Fifth Avenue (where a single track is now in operation) to Newport Avenue, thence along Newport Avenue westerly to the railroad track as at present laid and operated at a point west of the intersection of Lincoln Avenue with said Newport Avenue. It is proposed to locate, maintain and operate a double track railroad with the necessary turn-outs, switches and appurtenances on Fifth Avenue and Newport Avenue as aforesaid and to take up and remove from the surface of Washington Avenue and Lincoln Avenue such railroad tracks and appurtenances as are now laid and in operation thereon. Attached hereto is a map or plan showing in unbroken red lines the railroad tracks, for the consent and approval to locate which this application is made, and showing in broken white lines the railroad tracks which it is proposed to remove. This map or plan is marked "A" and is hereby made a part of this application.

IV. All of the streets and avenues hereinabove designated are private property owned by the Rockaway Park Improvement Company, Limited, and as your petitioner is informed and believes are private streets maintained solely at the expense of said owner.

V. The property lying both north and south of Newport Avenue between Fifth Avenue and Lincoln Avenue as shown upon said map is likewise, as your petitioner is informed and believes, the property of the said Rockaway Park Improvement Company, Limited.

VI. The operation of your petitioner's railroad between Fifth Avenue and Suffolk Avenue as now laid, is covered by statements of extension of route made and filed in pursuance to the provisions of the Railroad Law as follows: (a) Statement of extension of route of the Ocean Electric Railway Company filed and recorded in the office of the Secretary of State on the first day of September, 1903, a certified copy of which statement of extension is hereto annexed and marked "B." (b) Statement of extension of route of the Ocean Electric Railway Company filed and recorded in the office of the Secretary of State on the 28th day of June, 1907, a certified copy of which statement of extension is hereby annexed and marked "C."

VII. Your petitioner has entered into an agreement with the Rockaway Park Improvement Company, Limited, the owner of the private streets or property namely, Washington Avenue and Lincoln Avenue from which it is proposed to remove the existing railroad tracks and appurtenances and is likewise the owner of Fifth Avenue and Newport Avenue upon which it is proposed to lay and operate the railroad tracks of your petitioner. Said agreement is dated April 22, 1908, a copy of which is hereto annexed and marked "D."

VIII. It is respectfully urged that the re-location of your petitioner's tracks between the points hereinabove set forth is necessary and convenient for the public service for the following reasons: Washington Avenue is too narrow for the safe operation of a double track railroad and in addition the Rockaway Park Improvement Company, Limited, the owner of the fee to said avenue desires and requests the removal of your petitioner's railroad from the surface thereof. It is distinctly advantageous to your petitioner as the operating railroad company and also to the traveling public that its accommodations and facilities for travel westerly from said Fifth Avenue should connect with and run adjacent to the railroad station and terminal facilities located just east of said Fifth Avenue. The operation of a double track surface railroad upon Fifth Avenue and the removal of the existing railroad tracks on Washington Avenue to Newport Avenue between Fifth Avenue and Lincoln Avenue makes it absolutely unnecessary to continue the use of Lincoln Avenue for railroad purposes. In addition Lincoln Avenue owing to the sharpness of the curves at its intersection with Washington Avenue and also at its intersection with Newport Avenue makes it impossible to operate thereon the large equipment of your petitioner with safety to the traveling public or with economy to your petitioner. The width and location of both Fifth Avenue and Newport Avenue make them peculiarly available and convenient for the operation of a street surface railroad and as compared with Washington Avenue and Lincoln Avenue upon which your petitioner's tracks are now laid, re-location will inure to the convenience and benefit of the traveling public and will make possible a more adequate and improved service and will add largely to the safety and economy of operation.

Wherefore, your petitioner respectfully asks for the consent and approval of your Honorable Board to the re-location of its tracks and the operation of its railroad in accordance with the petition herein as being necessary and convenient for the public service.

Respectfully submitted,

OCEAN ELECTRIC RAILWAY COMPANY,
By (Signed) RALPH PETERS,

President.

[SEAL.]

Attest:

(Signed) FRANK E. HAFF,
Secretary.

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

On the 8th day of May, in the year one thousand, nine hundred and eight, before me personally came Frank E. Haff, to me known; who, being by me duly sworn, did depose and say, that he resided in the Borough of Manhattan, City of New York, that he is the Secretary of the Ocean Electric Railway Company, the corporation described in and which executed the above instrument; that he knew the seal of said corporation; that the seal affixed to said instrument was such corporate seal; that it was so affixed by order of the Board of Directors of said corporation and that he signed his name thereto by like order.

(Signed) DOMINIC B. GRIFFIN,

Commissioner of Deeds for New York City, residing in Borough of Brooklyn.

The Rockaway Park Improvement Company, Limited, hereby certifies that it is a domestic corporation and that it is the owner of the fee of the so-called streets as set forth in the foregoing petition, which so-called streets are its private property; that it is the owner of the property fronting both north and south on Newport Avenue, between Fifth Avenue and Lincoln Avenue, and it hereby consents to the granting by the Public Service Commission of the consent and approval for which the foregoing application is made.

Dated, New York, May 8th, 1908.

ROCKAWAY PARK IMPROVEMENT COMPANY, Limited.

By (Signed) AUSTIN CORBIN, President.

O-583

The Secretary also presented the following communication from the Counsel to the Commission in regard thereto:

June 15, 1908.

Public Service Commission for the First District:

Sirs—I duly received your Secretary's letter of May 8, 1908, transmitting petition in the Ocean Electric Railway Company for approval of the Commission to relocate its railway and tracks at Rockaway Park.

I have deferred action in this matter pending consultation with Mr. Keaney, attorney for the petitioner, regarding some phases of the question involved and the filing of certain papers deemed to be necessary. The papers now seem to be in proper condition for the consideration of the application, and I accordingly forward to you herewith resolution fixing a date for the hearing, with the form of notice to be published.

I return you herewith the papers transmitted to me by the Secretary.

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

The following resolution was thereupon moved and duly seconded:

HEARING ORDER (No. 583).

Whereas, The Public Service Commission for the First District has received the petition of the Ocean Electric Railway Company, verified May 8, 1908, praying that the consent and approval of the Commission be granted to the relocation of its tracks and the operation of its railroad in accordance with the petition as being necessary and convenient for the public service, being an extension of its street surface railroads said to be upon private property in the Borough of Queens, in The City of New York, described as follows, to wit:

Beginning at the intersection of Fifth and Washington Avenues at Rockaway Park in the Fifth Ward, Borough of Queens, and running thence northerly along Fifth Avenue (where a single track is now in operation) to Newport Avenue; thence along Newport Avenue westerly to the railroad track as at present laid and operated at a point thereon west of the intersection of Lincoln Avenue with said Newport Avenue, it being proposed to locate, maintain and operate a double track railroad, with the necessary turnouts, switches and appurtenances on Fifth Avenue and Newport Avenue as aforesaid.

Resolved, That the said petition of the said Ocean Electric Railway Company be heard by and before the Public Service Commission for the First District, on the 20th day of June, 1908, at 10:00 o'clock in the forenoon, and that the said company publish a notice of the said application, and of the time and place of the said hearing, setting out the names and description of the streets, roads, avenues and highways, in and upon which it is proposed to construct and operate such extensions, in the following newspapers:

"Brooklyn Daily Eagle,"

"Brooklyn Daily Times,"

—published in the Borough of Brooklyn, City of New York, at least three days in succession prior to the said hearing, and file proof of such publication with the Secretary of this Commission on or before the opening of the said hearing.

Ayes—Commissioners Bassett, Maltbie, Eustis.

Nays—None.

Carried.

The form of notice mentioned above was as follows:

Form of Notice.

Notice is hereby given that an application of the Ocean Electric Railway Company to the Public Service Commission for the First District has been made for the consent and approval of the said Commission to the relocation of its tracks and the operation of its railroad, being an extension of its street surface railroads said to be upon private property at Rockaway Park, Fifth Ward, Borough of Queens, City of New York, upon the streets, roads and avenues therein as follows, to wit:

Beginning at the intersection of Fifth and Washington Avenues at Rockaway Park in the Fifth Ward, Borough of Queens, and running thence northerly along Fifth Avenue (where a single track is now in operation) to Newport Avenue; thence along Newport Avenue westerly to the railroad track as at present laid and operated at a point thereon west of the intersection of Lincoln Avenue with said Newport Avenue, it being proposed to locate, maintain and operate a double track railroad, with the necessary turnouts, switches and appurtenances on Fifth Avenue and Newport Avenue as aforesaid.

—and the said application will be heard by the said Commission at its office, No. 154 Nassau Street, Borough of Manhattan, New York City, on the 20th day of June, 1908, at 10:00 o'clock in the forenoon.

Dated, New York, June , 1908.

OCEAN ELECTRIC RAILWAY COMPANY,

By.....

(15)

HEARING ORDER (No. 465)—PURCHASE OF EQUIPMENT.—OPINION.

Commissioner Maltbie presented the following report:

As the Commissioner to whom was referred the taking of testimony under Order No. 465 to determine whether the street railway companies should be required to file with the Commission the general plans of cars, brakes, fenders or other car equipment, which they propose to purchase, I beg to submit the following report:

The fundamental problem in this matter is the time-worn question whether prevention is preferable to cure. To state the question is to answer it, but as two corporation representatives raised several objections to its adoption at the hearings, I consider it necessary that the Commission be advised thereof.

The adoption of the hearing order grew out of certain facts which were brought to the attention of the Commission by the Transportation Bureau. Since the Commission has been in existence cars have been purchased and put in operation upon certain lines which had no fenders to prevent persons from being run over in case they were knocked down by the cars. In other cases the steps have been so high as seriously to inconvenience passengers and possibly to injure persons in delicate health. In others headlights have been omitted and no arrangements made for their installation. Hand brakes have been put in use upon which there were no safety chains. If the single chain provided should break upon a steep hill, there would be no adequate way of stopping the car before it raced to the bottom and injured or killed possibly a number of passengers. Defective wiring has been found, and this may have been the cause of some of the car barn fires which have taken place in New York within the last few years.

All these objectionable features and others which might be mentioned, could have been prevented if the engineers of the Commission had had an opportunity of examining the plans before the cars were ordered or immediately thereafter. Of course the Commission has the power to require that the cars operated shall be put in a safe and proper condition, but to remedy defects after the cars have been delivered and put in operation means not only that the companies will be put to considerable expense which might have been avoided, but that the public will be seriously inconvenienced until the cars are ordered off for repair, and it is quite possible that their temporary use may result in loss of life and injury to property. The principal reasons, therefore, why, in my opinion, plans of cars, brakes, fenders and other car equipment should be submitted to the Commission prior to or at the time they are ordered, are that the public will be saved great inconvenience, injury and damage thereby; that necessary expense by companies will be avoided; and that indirectly, as the public must ultimately pay the bill, those who use the road will be benefited financially.

A representative of one of the companies stated,—"Now, as far as the companies that I represent are concerned, we distinctly do not wish to have you try to save us that amount of money. We prefer to take the chances." Only one other representative echoed this opinion and I believe that the majority of the companies will welcome anything that will save them money and lessen any inconvenience or injury to the public. But if the above quotation represents the opinion of the directors of any company, I believe it to be the duty of the Commission, as well as its power, to say that if the company voluntarily does not wish to save money in this way, the Commission will so act as to oblige it to do so.

Most of the companies to be affected by such an order have expressed their willingness to comply with it and their belief that it will result in good to the companies and to the public, but representatives of three companies opposed it at the hearings upon the grounds that the filing of plans with the Commission would limit the selection of the companies to a few standard designs, would increase the cost of purchases and interfere with the work of the companies. As to the first objection there is, in my opinion, nothing in the order which would bring about such a result. Of course the Commission will call the attention of the companies to unsafe or improper devices, and naturally these will be eliminated; but among the many devices and designs that have been evolved by car companies that are safe, adequate and proper, the companies will have an unlimited opportunity for selection.

I do not believe also that the filing of plans will increase the cost. The company is not obliged to submit them until after the contract has been made, and how such a requirement will produce the result asserted was not explained at the hearings and I cannot imagine.

Of course, naturally, there will be some little inconvenience, but as many copies of each plan for cars and car equipment are made and are quite generously distributed, the additional work of filing one set with the Commission will be insignificant.

In my opinion the case is very similar to that of the requirement of the City for the filing with the Building Department the plans for all structures. This procedure has been in operation for years and has worked no harm, but great good. As a matter of fact, it has not limited the variety of designs except so far as the safety and welfare of the community has demanded. It has not increased the cost of good buildings, nor has it inconvenienced the builders, except in cases where something improper was proposed. I have directed therefore that an order be prepared, which I transmit herewith.

FINAL ORDER (No. 584).

On motion by Commissioner Maltbie, duly seconded, a Final Order (No. 584) was thereupon adopted, directing that each street railroad company or its receiver or receivers, if any, furnish to the Electrical Engineer of the Commission, before or within five days after the day on which any contract for the purchase of any new car equipment (meaning thereby new car bodies, new trucks, new electrical car equipment, new brakes, new fenders, new wheel guards, new headlights and new gates) is entered into by it, a memorandum including general drawings showing the character and type of said new car equipment so contracted for or about to be contracted for, in order to enable the Commission to determine whether said new car equipment, so contracted for, or about to be contracted for, will be, in its opinion, safe, proper and adequate for the transportation of persons or property;

And further directing that this order shall take effect on June 30th, 1908, and shall continue in force for a period of two years.

(16)

O-521
The Secretary presented the following communication from the attorneys of the New York and Portchester Railroad Company, which was ordered filed:

To the Public Service Commission, State of New York, First District:

GENTLEMEN—Since the issue of your order No. 521, as amended by your extension order No. 546 in the report of the New York and Portchester Railroad Company regarding its expenditures during the period ending June 11, 1907, the Railroad Company has made formal application to the Board of Estimate and Apportionment for an extension of its time for the expenditure of \$800,000 required by the contract to be made within two years, stating that it has not expended such sum and giving fully the reasons therefor.

The Board of Estimate on the 5th inst. passed a resolution extending its time until the 26th inst., at which time it will take the matter into further consideration.

We presume that this will for the present, and until the Board of Estimate has disposed of the matter, meet the requirements of your order.

The reason why the Company has not proceeded with the expenditure of money as required in the contract is that for more than a year past it has been restrained by an injunction.

Dated New York City, June 15, 1908.

(Signed)

EDWARD M. GROUT,
JOHN J. DELANY,
Counsel.

(17)

O-585
On motion, duly seconded, a resolution was adopted providing for an inquiry as to certain matters relating to transportation within the district. Commissioner Eustis stated that under the resolution just adopted he desired to undertake an inquiry into the affairs of the New York and Portchester Railroad.

(18)

1127
The Chairman stated that certain unsuccessful bidders for the construction of the Fourth avenue subway had requested the return of the certified checks deposited by them at the time of submitting their bids, and as the Commission deemed it an unnecessary hardship that such checks should be held for an indefinite time, it was, on motion, duly seconded.

Resolved, That the Secretary be authorized and directed to return the checks of all formal bidders, excepting the lowest three on all sections, upon receipt of a letter from them stating and agreeing that the return of such check or checks, upon their request, does not in any way affect the right of the Commission to at any time accept their bids and award them the contracts, if such a course is, in its judgment, advisable.

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

(19)

CONTRACT NO. 2—SHUTTLE SERVICE—BOWLING GREEN AND SOUTH FERRY.

The Secretary presented the following form of contract with regard to the shuttle service in the subway between the Bowling Green and South Ferry stations, as submitted by the Counsel to the Commission:

Agreement made this 18th day of June, in the year Nineteen hundred and eight, between The City of New York (hereinafter called the "City"), acting by the Public Service Commission for the First District (hereinafter called "the Commission"), party of the first part, and Rapid Transit Subway Construction Company, a corporation organized and existing under the laws of the State of New York (hereinafter called "the Contractor"), party of the second part, and Interborough Rapid Transit Company, a corporation organized and existing under the laws of the State of New York (hereinafter called "Interborough Company"), party of the third part, witnesseth:

Whereas, Heretofore and on or about the 21st day of July, 1902, the City, acting by the Board of Rapid Transit Railroad Commissioners for The City of New York (hereinafter called "the Board"), entered into a contract with the Contractor for the construction and operation of a Rapid Transit Railroad in the City of New York (hereinafter called "the Railroad"), the said contract for construction and operation being hereinafter styled "the Contract," which contract has been from time to time modified by certain other agreements between the said parties; and

Whereas, The Contractor has deposited with the Comptroller of the City certain security for the performance of the Contract on his part, and has given certain bonds as further security for such performance and upon such bonds there are now sureties as follows: The United States Fidelity & Guaranty Company, The Empire State Surety Company, National Surety Company, Fidelity and Deposit Company of Maryland, and The Aetna Indemnity Company; and

Whereas, By written instruments bearing date the tenth day of August, 1905, the Contractor, with the written consent of the Board, concurred in by six members thereof, duly assigned the right and obligation to maintain and operate the Railroad for the term of years specified in the Contract and all rights included in the leasing provisions of the Contract, together with the obligation to provide equipment for the said railroad unto Interborough Company, which Company also guaranteed the performance by the Contractor of the provisions of so much of the Contract as was not so assigned to it; and

Whereas, The Interborough Company is now operating the Railroad in conjunction with the railroad known as the Manhattan-Bronx Rapid Transit Railroad constructed

under the contract of February 21, 1900, between The City of New York and John B. McDonald, and operates trains from the northerly termini of such road in the Boroughs of Manhattan and the Bronx to the terminus of the Railroad in the Borough of Brooklyn; and

Whereas, The operation of through traffic to the Borough of Brooklyn is interfered with by the operation of a portion of such traffic through a loop forming part of the Railroad, which loop begins south of the Bowling Green Station of the Railroad and extends under Battery Park and the adjacent streets; and

Whereas, The Contractor and the Interborough Company desire, and the Commission approves, a modification of the Contract to provide for the necessary changes in the Railroad in order that all of such through traffic over the said Manhattan-Bronx Road and the Railroad may be operated to Brooklyn and a shuttle service installed between the Bowling Green Station and the South Ferry Station; and

Whereas, It is provided in the Contract that the Board or its successors shall have the right to require additional work to be done or additional materials to be furnished or both, within the general purview of a rapid transit railroad as therein described, the reasonable value of which shall be additionally paid to the Contractor; and

Whereas, The Commission has succeeded to all the powers and duties of the Board; Now, therefore, in consideration of the premises, but subject to the consents hereinafter provided, It is agreed that the Contract be and the same hereby is modified as follows:

In addition to all other work of construction there shall be constructed an addition to the Bowling Green Station and an additional track, all as indicated upon the drawing hereto annexed signed by the Acting Chief Engineer to the Commission and dated the 8th day of June, 1908, and designated "Public Service Commission for the First District. Chief Engineer's Office. Contract No. 2. Bowling Green Station—Proposed

429,"

Island Platform and Spur for Shuttle Service. Drawing No. — and the Contractor undertakes and agrees to do such work at an expense not exceeding one hundred thousand (\$100,000) dollars and within a period of six months from the date of the issuance of the permit to do the work unless such time shall be extended by the Commission.

And it is further agreed, That such cost of constructing the said modifications, together with all work incidental thereto, including the necessary changes to the present structure and apparatus, shall be deemed a part of the cost of constructing the Railroad and shall be paid to the Contractor in the manner provided in the Contract, in addition to the amounts in said Contract agreed to be paid to the Contractor; and such cost shall be included in the total cost of the construction of the Railroad in determining the amount of rental to be paid under the Contract in like manner as if such work had been originally required by or authorized in the Contract.

And it is hereby further understood and agreed, That in computing the rental payable under the Contract, the interest actually paid by The City on bonds heretofore issued or that may hereafter be issued for construction, shall be the basis of the said computation notwithstanding the rate of interest so paid may exceed three and one-half (3½) per cent., the rate which was limited by law at the time the Contract was made;

Provided, however, and it is expressly Agreed That this agreement shall take effect if and when and only when the following consents shall have been duly had, to wit:

1. The consent of the Board of Estimate and Apportionment of The City of New York.

2. The consents of The United States Fidelity & Guaranty Company, The Empire State Surety Company, National Surety Company, Fidelity and Deposit Company of Maryland, and The Aetna Indemnity Company.

In witness whereof, This contract has been executed for The City of New York, by the Public Service Commission for the First District and the seal of the Commission has been hereto affixed and attested by its Secretary, and these presents signed by its Acting Chairman, and the said Rapid Transit Subway Construction Company and the said Interborough Rapid Transit Company have caused their corporate seals to be hereto affixed and attested by their secretaries, and these presents to be signed by their presidents—all the day and year first above written.

PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT,
By

Acting Chairman.

Attest:

Secretary.

RAPID TRANSIT SUBWAY CONSTRUCTION COMPANY,
By

President.

Attest:

Secretary.

INTERBOROUGH RAPID TRANSIT COMPANY,
By

President.

Attest:

Secretary.

Approval by Corporation Counsel.

The foregoing contract is hereby approved as to form.

Dated New York, June 18th, 1908.

Corporation Counsel.

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

On the 18th day of June, 1908, before me personally appeared Edward M. Bassett and Travis H. Whitney, to me known and known to me to be the said Edward M. Bassett, the Acting Chairman, and the said Travis H. Whitney, the Secretary of the Public Service Commission for the First District; and the said Edward M. Bassett and Travis H. Whitney, being by me duly sworn, did depose and say, each for himself and not for the other, the said Edward M. Bassett, that he resides in the Borough of Brooklyn, in the City of New York, that he is the Acting Chairman of the said Commission and that he subscribed his name to the foregoing contract by virtue of the authority thereof; and the said Travis H. Whitney, that he resides in the Borough of Brooklyn, in the City of New York, that he is the Secretary of the said Commission and that he subscribed his name thereto by like authority; and both the said Edward M. Bassett and Travis H. Whitney that they know the seal of the said Commission and that the same was affixed to the foregoing instrument by the authority of the said Commission and of a resolution duly adopted by the same.

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

On this day of , 1908, before me personally appeared , to me known, who, being by me first duly sworn, did depose and say: That he resided in the State of ; that he is President of the Rapid Transit Subway Construction Company, one of the corporations described in and which executed the foregoing instrument; that he knew the corporate seal of said company; that one of the seals affixed to said contract was such corporate seal, and that it was affixed thereto by order of the Board of Directors of said company, and that he signed his name thereto by like authority.

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

On this day of , 1908, before me personally appeared , to me known, who, being by me first duly sworn, did depose and say: That he resided in the State of ; that he is President of the Interborough Rapid Transit Company, one of the corporations described in and which executed the foregoing instrument; that he knew the corporate seal of said company; that one of the seals affixed to said contract was such corporate seal, and that it was affixed thereto by order of the Board of Directors of said company, and that he signed his name thereto by like authority.

The undersigned, being the sureties of Rapid Transit Subway Construction Company, the contractor above mentioned, upon the continuing bond in the penalty of One Million Dollars (\$1,000,000), hereby consent to the making of the foregoing instrument.

Dated New York, June 18th, 1908.

UNITED STATES FIDELITY AND GUARANTY COMPANY,
By , President.

Attest: Secretary.

THE EMPIRE STATE SURETY COMPANY,
By , President.

Attest: Secretary.

NATIONAL SURETY COMPANY,
By , President.

Attest: Secretary.

FIDELITY AND DEPOSIT COMPANY OF MARYLAND,
By , President.

Attest: Secretary.

THE AETNA INDEMNITY COMPANY,
By , President.

Attest: Secretary.

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

On this day of , 1908, before me personally appeared , to me known, who, being by me first duly sworn, did depose and say: That he resided in ; that he is of the United States Fidelity and Guaranty Company, the corporation described in and which executed the foregoing instrument; that he knew the corporate seal of said company; that one of the seals affixed to said instrument was such corporate seal, and that it was affixed thereto by order of the Board of Directors of said Company, and that he signed his name thereto by like authority.

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

On this day of , 1908, before me personally appeared , to me known, who, being by me first duly sworn, did depose and say: That he resided in ; that he is of the Empire State Surety Company, the corporation described in and which executed the foregoing instrument; that he knew the corporate seal of said company; that one of the seals affixed to said instrument was such corporate seal, and that it was affixed thereto by order of the Board of Directors of said company, and that he signed his name thereto by like authority.

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

On this day of , 1908, before me personally appeared , to me known, who, being by me first duly sworn, did depose and say: That he resided in ; that he is of the National Surety Company, the corporation described in and which executed the foregoing instrument; that he knew the corporate seal of said company; that one of the seals affixed to said instrument was such corporate seal, and that it was affixed thereto by order of the Board of Directors of said company, and that he signed his name thereto by like authority.

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

On this day of , 1908, before me personally appeared , to me known, who, being by me first duly sworn, did depose and say: That he resided in ; that he is of the Fidelity and Deposit Company of Maryland, the corporation described in and which executed the foregoing instrument; that he knew the corporate seal of said company; that one of the seals affixed to said instrument was such corporate seal, and that it was affixed thereto by order of the Board of Directors of said company, and that he signed his name thereto by like authority.

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

On this day of , 1908, before me personally appeared , to me known, who, being by me first duly sworn, did depose and say: That he resided in ; that he is of the Aetna Indemnity Company, the corporation described in and which executed the foregoing instrument; that he knew the corporate seal of said company; that one of the seals affixed to said instrument was such corporate seal, and that it was affixed thereto by order of the Board of Directors of said company, and that he signed his name thereto by like authority.

On motion, duly seconded, it was thereupon

Resolved, That the Commission hereby approves the form of contract submitted, amending the contract of July 21, 1902, between The City of New York and Rapid Transit Subway Construction Company, in order to provide for changes in the tunnel structure between the Bowling Green Station and South Ferry Station, to admit of the installation of a shuttle system between those stations.

Ayes—Commissioners Bassett, Maltbie, Eustis.

Nays—None.

Carried.

The following resolution was also moved and duly seconded:

Resolved, That the Public Service Commission for the First District make requisition upon the Board of Estimate and Apportionment of The City of New York for the authorization of bonds of The City of New York to be sold by the Comptroller, sufficient to meet the requirements of the agreement between The City of New York and Rapid Transit Subway Construction Company and Interborough Rapid Transit Company, modifying the contract of July 21, 1902, to provide for the necessary changes in the structure of the Brooklyn-Manhattan Rapid Transit Railroad, in order to permit the installation of a shuttle service between the Bowling Green Station and the South Ferry Station, to wit, the sum of One Hundred Thousand Dollars (\$100,000.00), and that the Chairman and the Secretary be authorized to execute and transmit under the seal of the Commission the communication, including such requisition, herewith presented.

Ayes—Commissioners Bassett, Maltbie, Eustis.

Nays—None.

Carried.

The form of communication making requisition on the Board of Estimate and Apportionment was as follows:

June , 1908.

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

The Public Service Commission for the First District transmits herewith a form of agreement modifying the contract dated the 21st day of July, 1902, between The City of New York and Rapid Transit Subway Construction Company, for the construction of the Brooklyn-Manhattan Rapid Transit Railroad to provide for the necessary changes in the structure of the railroad to permit of the installation of a shuttle service between the Bowling Green Station and the South Ferry Station.

At the present time the operation of through service to the Borough of Brooklyn is delayed by the operation of a certain portion of the traffic through the loop south of the Bowling Green Station, and it is estimated that by the installation of a shuttle service to the South Ferry Station leaving the main line entirely free for the Brooklyn traffic, the number of trains to Brooklyn can be doubled. The estimated cost of the necessary changes to the structure is One Hundred Thousand Dollars (\$100,000.00), and in the opinion of the Commission the expenditure of this amount at the present time will be wise in furnishing increased railroad facilities to the Borough of Brooklyn. The present traffic on the railroad is normally lighter in the summer months, and the work should be prosecuted at that time in order that the new service may be available for the increased demand in the Fall.

The Commission therefore, in pursuance of Section 37 of Chapter 4 of the Laws of 1891 as amended, known as the Rapid Transit Act, and of Chapter 429 of the Laws of 1907, hereby requests the Board of Estimate and Apportionment of The City of New York to prescribe a limit to the amount of bonds available for the purposes of this agreement, and makes requisition upon the Board of Estimate and Apportionment of The City of New York for the authorization of bonds of The City of New York to be sold by the Comptroller thereunder sufficient to meet the requirements of the said contract of July 21, 1902, and of the said modifying agreement, providing for the said changes in the said railroad structure to the amount of One Hundred Thousand Dollars (\$100,000.00).

In Witness Whereof, the Public Service Commission for the First District has caused this requisition to be signed by its Acting Chairman and its official seal to be hereto affixed and attested by its Secretary, this day of June, 1908.

PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT,
By Acting Chairman.

Attest:

Secretary.

(20)

2919

BROADWAY-LEXINGTON ROUTE—RIVER AVENUE.

The Committee on the Broadway-Lexington avenue subway presented a communication from the Counsel to the Commission, transmitting the following proposed resolution in regard to the adoption of a rapid transit route along River Avenue in the Bronx, instead of the previously proposed route along Gerard Avenue, which was moved and duly seconded:

ROUTE No.

River Avenue Elevated Road (The Bronx).

Whereas, The Public Service Commission for the First District has determined that a rapid transit railway for the conveyance and transportation of persons and property, in addition to those already existing, authorized or proposed, is necessary for the interest of the public and of The City of New York and should be established therein as hereinafter provided; and

Whereas, This Commission has duly made the inquest and investigation necessary or proper in the premises and all such inquests and investigations as are necessary or proper for such determination;

Now Therefore, This Commission does hereby adopt the following route for an additional rapid transit railway in The City of New York and does hereby determine and establish the said additional route thereof as follows, and does hereby adopt a general plan of construction of the said railway, the route of which is herein provided, and does in such general plan hereby adopted show the general mode of operation and such details as to manner of construction as may be necessary to show the extent to which any street, avenue or other public place is to be encroached upon and the property abutting thereon affected.

This Commission in adopting the said route and general plan, expressly reserves all the powers in relation to the construction of the said route which are conferred upon it by the Rapid Transit Act. In particular it reserves the right to contract for the construction of the whole road provided for in the following plan in a single contract, or by separate contracts executed from time to time, to provide for the construction of parts of said road or for the construction at first of two tracks over a part or parts of said road, and afterward of an additional track over a part or parts of such road, as the necessities of The City of New York and the increase of its population may in the judgment of this Commission require, or to provide in a contract for any part of such railroad that, at a future time, upon the requirement of this Commission the contractor shall construct the remainder or any part of the remainder of said road as the growth of the population or the interests of the city may, in the judgment of this Commission, require.

Route.

A route lying wholly within the Borough of The Bronx, the centre line of which shall begin at a point in Mott Avenue near East 150th Street, where a connection can conveniently be made with the Lexington Avenue Route, as modified, and running thence northerly under Mott Avenue and crossing under the tracks of the New York Central and Hudson River Railroad Company and private property; thence curving in a northwesterly direction under East 153rd Street, Franz Sigel Park, Walton Avenue, private property and Gerard Avenue to a point in private property in the block bounded by Gerard Avenue, River Avenue, East 153rd Street and East 157th Street; curving thence in a northerly direction through private property and East 157th Street into River Avenue at a point near East 157th Street; thence continuing northerly along River Avenue and Jerome Avenue to a point in Jerome Avenue at or near Clarke Place, where a connection can conveniently be made with a proposed elevated railroad known as the Jerome Avenue Elevated Route.

Plan of Construction.

The general plan of construction adopted for the route hereinbefore described is as follows:

For the whole of the said route there shall be three tracks.

All of the tracks shall be substantially parallel to each other and on substantially the same level, except that wherever required by special necessities of surface or subsurface structures or other special or local necessities and for the purpose of avoiding grade crossings, any one or more of the tracks may be elevated above or depressed below the level of the other track or tracks to the extent of not more than twenty feet.

The tracks from the point of beginning along Mott Avenue, private property and the several cross streets to a point in the block bounded by Gerard Avenue, River Avenue, East 153rd Street and East 157th Street, where the route begins to emerge from the ground shall be in subway or tunnel, and from the last mentioned point to the northerly terminus of the said road the tracks shall be carried upon a viaduct over and along River Avenue and Jerome Avenue.

The tracks shall be placed in general under or over the central part of the longitudinal streets which form a portion of the route above described, so far as may be practicable and convenient, but wherever required by special or local necessities or for curves the tracks or any one or more of them may be diverted as far as necessary to one side or the other of such streets or any of them. But no exterior line of the tunnel or viaduct (except at stations, station approaches, curves and places of access to subsurface structures as hereinafter provided) shall be within a distance of five feet of the exterior line or side of the longitudinal streets of the route.

Where the tracks change from tunnel to viaduct the change shall be so made as to involve the use of the surface to the least possible extent consistent with the proper gradient for the tracks.

Wherever necessary for the proper support of the surface of a street the roof of the tunnels shall be of iron or steel with brick or concrete arches supported when necessary by iron or steel or masonry columns and resting upon masonry walls; or the roof may be a masonry structure or the wall of the lining may be of metal.

The roof of the tunnel when under a street shall be as near the surface as street conditions and grades will conveniently permit.

The tunnel shall in no case be less than thirteen feet in height in the clear.

There shall be a width in the tunnel not exceeding fifteen feet for each track, in addition to the thickness of the supporting walls, except that at stations, switches, turnouts, curves and crossovers the width may be increased.

Viaducts shall be built with a width of thirteen feet for each track, except on curves or where greater width is required for special construction, and with an additional width of three feet on each side for outside foot-ways. Viaducts may be built of metal or of masonry or of both.

The tracks shall be of standard gauge, that is to say, of the width of four feet and eight and one-half inches between the gauge lines.

Adjacent tracks shall be connected by necessary and suitable switches and connections, and an additional track for siding accommodations may be constructed not to exceed in length one-quarter of a mile for each mile of roadway.

There shall be as many additional tracks as may be needed for convenient operation of terminals, if necessary, under Franz Sigel Park and contiguous private property, or under other adjacent streets or private property along this route.

The tracks wherever constructed below the surface may at any point of the route be placed in the same tunnel, or there may be separate tunnels for one or more tracks, as shall be most convenient.

Stations and station approaches shall in general be at the intersections of streets and shall be built under, or if the position of the tracks so require over the streets, and immediately adjoining private abutting property, or through private property to be acquired for the purpose, or both under or over streets and through private property as aforesaid. The streets under or over which stations or station approaches shall be built may include cross streets, but no part of any cross street shall be used for a station approach at a distance greater than seventy-five feet from the exterior line or side of the longitudinal street of the route.

Wherever along any part of the route above described it shall be necessary for the proper maintenance or accommodation of pipes, wires, sewers or other subsurface structures, the removal, construction or reconstruction of which shall be rendered necessary by the construction of the railway, the width of any tunnel or subway may be enlarged on either or both sides by an additional width not to exceed fifteen feet on each side, provided always that the limits hereinbefore provided as to the longitudinal streets of the route shall be observed. All or any pipes, wires, sewers or other subsurface structures may be placed in suitable galleries to be constructed within the additional widths hereinbefore permitted. At each cross street where accommodation for pipes, wires, sewers and other subsurface structures shall be thus provided within the tunnels or subways, such tunnels or subways, in order to provide convenient access to the same, may have, within the limit of the sides or exterior lines of such cross streets or such lines produced, an additional width on each side of the routes not to exceed fifteen feet.

Pipes, wires, sewers, street railway tracks, poles for electric wires and other surface and subsurface structures at any part of the said routes shall be removed or disturbed only when necessary for the construction and operation of the railway above referred to, and if removed or disturbed shall be placed over, upon or under the several streets in such manner and in such location that the use and service thereof shall not be impaired. All pipes, wires, sewers and other subsurface structures shall be left or shall be so arranged as to give free access for their repair or alteration, or for the placing with them, so far as there may be space, of new pipes, wires, sewers and other like structures, and for making connections between the same and abutting buildings at any time.

The manner of construction shall be by tunneling or open excavation. In parks, parkways and public places under the jurisdiction of the Department of Parks, all trees injured or destroyed in the course of construction shall be replaced under the direction and to the satisfaction of the said department.

Mode of Operation.

The general mode of operation of the route or routes above described shall be by electricity or some other power not requiring combustion within the tunnels, and the motors shall be capable of moving trains at a speed of not less than forty miles per hour for long distances, exclusive of stops.

Definitions.

The word "street" wherever used herein shall include an avenue or public place. The words "Rapid Transit Act" wherever used herein shall be taken and held to mean Chapter 4 of the Laws of 1891, entitled "An Act to provide for Rapid Transit Railroads in cities of more than one million inhabitants," as amended by Chapter 752 of the Laws of 1894, and Chapter 429 of the Laws of 1907, and other acts of the Legislature.

Maps and Drawings.

It is further resolved, That the map and drawing entitled "Public Service Commission for the First District, routes and general plan" and marked "Bronx A, Sheet No. 2-B" be and is hereby adopted as showing the foregoing route and general plan for convenience merely, and that the said map and drawing is not to be deemed a part of the description of the route or a part of the general plan for any purpose whatever.

Ayes—Commissioners Bassett, Maltbie, Eustis.

Nays—None.

Carried.

The following communication was thereupon ordered sent to the Board of Estimate and Apportionment:

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

The Public Service Commission for the First District herewith transmits to you for your approval, as required by law, certified copies of resolutions adopted by it on the 16th day of June, 1908, determining and establishing a new route for a proposed Rapid Transit Railway in the City of New York. The route adopted by it is destined to connect with the Lexington Avenue Route, as modified, at a point in Mott Avenue, near 150th Street, and then runs northeasterly through Franz Sigel Park, private property and the several cross streets, and emerges from the ground and on to an elevated structure at a point near the intersection of East 157th Street and River Avenue, and thence continues northerly as an elevated structure along River Avenue to a connection with the Jerome Avenue Elevated Route, heretofore adopted by the Board of Rapid Transit Railroad Commissioners for The City of New York, at a point near Clarke Place. An investigation of the conditions which would surround the construction of the proposed Gerard Avenue Subway Line as heretofore adopted would indicate that the construction of that route would prove most costly on account of the water carrying soil. This route, moreover, possesses a number of advantages over the Gerard Avenue Subway Route and over an elevated road in Gerard Avenue. From a financial standpoint the elevated would be far less expensive than the subway, and by being placed on River Avenue as a wider avenue than Gerard Avenue, would be farther away from the building line, causing less injury to abutting property, and presumably would involve less expense in acquiring the necessary rights, especially since on the portion of River Avenue affected there are hardly any buildings now erected, while Gerard Avenue is pretty well built up. In the matter of connections, this line will be most important, in that it may, if in the future such a course is deemed wise, be used as a connection with the proposed Seventh and Eighth Avenue Route, and a shorter connection made than would be possible with the routes previously adopted, it taking the place of a considerable portion of the Jerome Avenue Elevated Route, resultantly cutting down the length of elevated structure and materially reducing the ultimate cost. The two routes have already been established for Jerome Avenue, one an elevated and the other a subway route, and the adoption of the River Avenue Route rounds out both the Jerome Avenue Lines and allows for both elevated and subway connections with the proposed Lexington Avenue Route.

Dated, the 17th day of June, 1908.

PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT,
By Acting Chairman.

Attest:

Secretary.

(21) The Secretary presented a communication dated June 11th, 1908, from the West Side Taxpayers' Association of New York City, transmitting resolutions adopted by them calling for the early consideration by the Commission of plans for the building of subways along Seventh and Eighth Avenues, as laid out by the Rapid Transit Commission. The papers were filed.

(22) 1038 The Secretary presented the following communication dated June 11, 1908, from Elwin S. Piper, Chairman of the United Boroughs Transit Association Committee, suggesting that an arrangement be made, if possible, with the Interborough Rapid Transit Company for the construction of four tracks under the first level of tracks below the surface of the present subway between Flatbush Avenue and Fulton Street and Flatbush Avenue and Fourth Avenue. The communication was referred to the Chief Engineer for investigation and report.

(23)

On motion, duly seconded, it was

Resolved, That this Commission hereby makes the following appointments and accepts the following resignations and approves the following change of title and approves the following leave of absence:

	Salary.	Take Effect
<i>Appointments.</i>		
Nathaniel Wiesel, Engineering Draughtsman, (From Civil Service List).....	\$125.00 per month..	June 16, 1908
Berge B. Furre, Provisional Engineering Draughtsman..	\$100.00 per month..	June 15, 1908
Fay N. Seaton, Secretary to Commissioner Maltbie (exempt)	\$1,800.00 per annum..	July 1, 1908
<i>Resignations.</i>		
Albert B. Hager, Structural Draughtsman.....		June 9, 1908
Carroll H. Gardner, Engineering Draughtsman.....		June 11, 1908
H. J. Conant, Secretary to Commissioner Maltbie (exempt).....		July 1, 1908
<i>Change of Title.</i>		
Lee Nixon		
from Engineering Draughtsman.....	\$100.00 per month..	
to Structural Draughtsman.....	\$100.00 per month..	June 16, 1908
<i>Leave of Absence for One Month Without Pay.</i>		
C. D. Trubenbach, Assistant Engineer.....		July 1, 1908

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

(24)

The Secretary presented the following vouchers, the bills of which had been duly approved by Commissioner Maltbie, as Committee on Audit for the month of June, whereupon, on motion, duly seconded, it was

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

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

Voucher No.	In Favor of	Services or Material	Amount
1105	Addressograph Co.....	Addressograph, with drawers, Bill May 15, 1908..	\$93.00
1106	Automatic Adding Machine Co.....	Adding Machine, Bill June 1, 1908.....	15.00
1107	L. E. Blackader.....	Atlas and Maps, Bill May 25, 1908.....	9.15
1108	E. J. Brooks & Co.....	Engineering Supplies, Bill May 15, 1908.....	87.50
1109	Geo. W. Benham, Agent and Warden.....	Furniture, Bills May 19, 22, 1908.....	58.13
1100	H. F. Bindseil.....	Rent, 88-90 Centre St., Quarter ending June 30, 1908, Bill June 1, 1908.....	180.00
1201	Martin B. Brown Co.....	Printing, etc., Bills May 25, June 1 (6), 1908....	2,328.05
1202	Chambers Ptg. Co.....	Printing, Bills May 27, 29 (3), 1908.....	236.25
1203	The H. B. Clafin Co.....	Engineering Supplies, Bill June 1, 1908.....	8.78
1204	Clarke & Baker Co.....	Furniture, Bills May 7, 25, 1908.....	51.00
1205	Dixie Book Shop.....	Books for Library, Bill May 14, 1908.....	9.50
1206	C. Scott Forington.....	Gold Lettering on doors, Bill May 29, 1908.....	15.75
1207	Keuffel & Esser Co.....	Engineering Supplies, Bills Apr. 10, 23, May 11, May 15 (2), 16 (2), 18 (2), 1908.....	498.22
1208	Knickerbocker Blue Print Co.	Prints, Bills May 2 (4), 11 (3), 14, 15, 27, 1908..	78.35
1209	Ferdinand Kuster.....	Bookbinding, Bill May 25, 1908.....	29.60
1210	Library Bureau.....	Furniture and Stationery Supplies, Bill May 26, 1908.....	104.65
1211	Lawyers Title Insurance and Trust Co.....	Furnishing lists of record owners, etc., Bill April 30, 1908.....	150.00
1212	James H. McKenney, Clerk, Supreme Court, U. S.....	Costs in re Con. Gas Matter, Bill May 13, 1908..	8.00
1213	John Meehan & Co.....	Window Awnings, Bill May 22, 1908.....	253.00
1214	Moody Manual Co.....	Periodicals, Bill May 25, 1908.....	10.00
1215	August Muller.....	Janitor service, Month ending May 31, 1908, Bill June 1, 1908.....	8.00
1216	The New York Blue Print Paper Co.....	Prints, Bills May 5 (2), 18, 1908.....	108.29
1217	New York Telephone Co....	Telephone service, Bills Mar. 31 (11), 1908.....	848.03
1218	Patterson Brothers.....	Hardware supplies, Bills Apr. 30, May 14, June 2, 1908.....	12.60
1219	The Rapid Safety Filter Co. of N. Y.....	Filter service, Bill Apr. 1, 1908.....	15.75
1220	George M. Shotwell.....	Transcript of hearing on Senate bill, etc., Bill May 23, 1908.....	18.75
1221	G. E. Stechert & Co.....	Books and Periodicals, Bills May 14 (4), 22, 1908.....	152.12
1222	John Schroder.....	Janitor Service, Month ending May 31, 1908, Bill June 1, 1908.....	15.00
1223	Douglas Taylor & Co.....	Printing, Bill May 29, 1908.....	44.50
1224	Tower Mfg. & Novelty Co.....	Stationery supplies, Bills May 1, 4, 5 (3), 6 (2), 18, 21, June 1 (2), 1908.....	697.11
1225	P. W. Valley.....	Furniture, Bills May 15, 18, June 4, 1908.....	79.20
1226	A. A. Weeks-Hoskins Co.....	Stationery supplies and furniture, Bills Mar. 16, 30, April 28 (4), 1908.....	626.60
1227	Chas. G. Willoughby.....	Photographic Supplies, Bill April 8, 1908.....	133.32
1228	Josef B. Wilson.....	Janitor Service, Month ending May 31, 1908, Bill June 1, 1908.....	6.00
Total.....			\$6,989.20
1229	George N. Young.....	Services as Clerk to Comrs. of Appraisal, Easements under Joralemon and other streets, Brooklyn, N. Y., May 1 to June 1, 1908.....	\$100.00
1230	Katherine V. Curry.....	Services as stenographer to Comrs. of Appraisal, Easements in Westchester Ave., etc., Bronx, Apr. 7 to May 15, 1908.....	\$91.30
1231	Sterling St. John.....	Services as clerk to Comrs. of Appraisal, Easements in Westchester Ave., etc., Bronx, April 16 to May 15, 1908.....	\$90.00
Total.....			\$992.60

The following payrolls were approved by Chairman Willcox:

Voucher No.	In Favor of	Services or Material	Amount
1181	Gas Meter Testers.....	Week ending June 3, 1908.....	72.00
1182	Inspectors of Masonry.....	Week ending June 3, 1908.....	1,285.68
1183	Transportation Bureau.....	Supplementary Roll, Month ending May 31, 1908.....	159.02
1184	Bureau of Subway Construc- tion.....	Supplementary Roll, Month ending May 31, 1908.....	372.42
1193	Inspectors of Masonry.....	Week ending June 10, 1908.....	1,400.98
1194	Gas Meter Testers.....	Week ending June 10, 1908.....	52.50
	Total.....		\$3,342.60

(25)

O-586

The Secretary presented the following order, and it was moved and duly seconded that the same be adopted by the Commission:

ORDER (No. 586).

In the Matter
of

The Inspection and Examination of the
Accounts, Records and Memoranda of
the New York, Westchester and Boston
Railway Company and of the New York
and Portchester Railroad Company.

It is Ordered, That Elwood T. Baker, who is employed by this Commission as an accountant, be designated and is hereby directed to inspect and examine the accounts, records and memoranda kept by the New York, Westchester and Boston Railway Company and the New York and Portchester Railroad Company, and all books of original entry, all ledgers, all balance sheets, and any and all other books showing or purporting to show the assets and liabilities of the corporations.

And the said New York, Westchester and Boston Railway Company and the New York and Portchester Railroad Company are hereby directed and required to afford to said Elwood T. Baker access to all such accounts, records and memoranda.

It is further Ordered, That this order shall take effect forthwith and continue in force for a period of six months from the date hereof.

Ayes—Commissioners Bassett, Maltbie, Eustis.

Nays—None.

Carried.

TRAVIS H. WHITNEY, SECRETARY.

BOARD OF ESTIMATE AND APPORTIONMENT.

EXTRACT FROM

MINUTES, BOARD OF ESTIMATE AND APPORTIONMENT, CITY OF NEW YORK, JUNE 19, 1908.

NEW YORK AND QUEENS COUNTY RAILWAY COMPANY.

In the matter of the petitions of the New York and Queens County Railway Company for franchises to construct, maintain and operate two extensions or branches to its existing railway in the Borough of Queens as follows:

(a) Connecting with its existing railway at Broadway and Main street, in the former Village of Flushing, to Eleventh avenue and Thirty-sixth street, in the former Village of Whitestone.

(b) Connecting with its existing railway corner of Franconia avenue and Twenty-second street, Ingleside, to Broadway and Bell avenue, Bayside.

At the meeting of June 5, 1908, a report was received, signed by the Comptroller and the President of the Borough of Queens, who, with the President of the Board of Aldermen, constituted a Select Committee, to which this matter was referred at the meeting of September 20, 1907.

At the meeting of June 12, 1908, an opinion was received from the Corporation Counsel advising that no part of the claim for \$20,121, as set forth in the report of the Division of Franchises presented to the Board September 20, 1907, will be barred by the Statute of Limitations until September 30, 1908, and so much of the \$989.74 which accrued more than six years prior to the present time will be barred by the Statute of Limitations, leaving \$697.53 which is collectible.

The President of the Board of Aldermen presented a statement as to his reasons for withholding his signature from the report of the Select Committee as follows:

June 19, 1908.

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

GENTLEMEN—As a member of the Committee of the Board of Estimate and Apportionment to whom was referred the application of the New York and Queens County Railroad for a franchise to extend its existing system from Flushing to Whitestone and from Flushing to Bayside, I wish to submit the following statement:

Immediately after the meeting of the Committee to which the above matter was referred, held at the office of the Comptroller on January 20, 1908, I stated that I was ready to sign a report in favor of granting this franchise provided the applicant company would agree not to plead the Statute of Limitations in any action which might be brought by the City to recover more than \$20,000, alleged to be due as set forth in section 2 of article 3 of the report of the Division of Franchises dated September 12, 1907, and upon the applicant company refusing to enter into such a stipulation I refused to sign the report at that time.

My reason for taking that position was because I was informed by the Law Department that such a defense might be raised in any action which the City might bring to recover the moneys above referred to. I learn, however, from the opinion of the Corporation Counsel received by the Board of Estimate and Apportionment at the meeting held on June 12, 1908, that no part of the claim of \$20,121 against the New York and Queens County Railroad will be barred by the Statute of Limitations until September 30, 1908, and so much of the \$989.74 which accrued more than six years prior to the present time will be barred by the Statute of Limitations, leaving \$697.50 of such amount collectible.

With the information now at hand I have no objection to signing a favorable report, as the amount which will be barred by the Statute of Limitations appears now, in the opinion of the Corporation Counsel, to be less than \$300. In my judgment so small an amount should not stand in the way of giving the residents of Bayside and Whitestone the increased transportation facilities which the granting of this franchise will afford.

Respectfully submitted,

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

The report of the Select Committee was thereupon signed by the President of the Board of Aldermen.

A. G. Peacock, of counsel for the company, appeared and requested that separate contracts be drawn for each extension.

The proposed contract as submitted by the Select Committee is as follows:

NEW YORK AND QUEENS COUNTY RAILWAY COMPANY.

Proposed Form of Contract.

This contract made this day of 1907, by and between The City of New York (hereinafter called the City), party of the first part, by the Mayor of said City, acting for and in the name of said City, under and in pursuance of the authority of the Board of Estimate and Apportionment of said City (hereinafter called the Board), and the New York and Queens County Railway Company, a street surface railway corporation formed under and pursuant to the laws of the State of New York (hereinafter called the Company), party of the second part, witnesseth:

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

Section 1. The City hereby grants to the Company, subject to the conditions and provisions hereinafter set forth, the right and privilege to construct, maintain and operate a double track extension to its present street surface railroad by the overhead electric system similar to that now used by the Company in the Borough of Queens, with the necessary wires and equipment, for the purpose of conveying persons and property in the Borough of Queens, in The City of New York, upon the following routes:

Beginning at and connecting with the existing track of the Company at the intersection of Broadway and Main street, in the former Village of Flushing, Borough of Queens, running thence easterly upon and along Broadway to Whitestone avenue; thence northerly upon and along Whitestone avenue to Chestnut street or avenue; thence easterly upon and along Chestnut street or avenue to and across Flushing avenue; thence still easterly through private property along the line of the continuation of Chestnut street or avenue to Murray lane; thence northerly upon and along Murray lane to Higgins lane; thence easterly upon and along Higgins lane to a point where Ninth avenue, if extended, would intersect said Higgins lane; thence northerly through private property along the line of Ninth avenue to Fourth street; thence westerly upon and along Fourth street to Eighth avenue; thence northerly upon and along Eighth avenue to Twenty-first street; thence easterly upon and along Twenty-first street to Eleventh avenue; thence northerly upon and along Eleventh avenue to a point about 300 feet north of the north side line of the Boulevard, in the former Village of Whitestone, Borough of Queens: also

Beginning at and connecting with the existing tracks of the Company at the intersection of Franconia avenue and Twenty-second street, in the former Village of Flushing, Borough of Queens; thence easterly upon and along Franconia avenue to and across Twenty-fourth street; thence still easterly through private property along the line of the continuation of Franconia avenue to Thirty-first street; thence northerly upon and along Thirty-first street to Broadway, said continuation of Franconia avenue and Thirty-first street being shown on a map of the City entitled:

"Map or plan of Ingleside and vicinity, Third Ward (formerly Town of Flushing), Borough of Queens, City of New York, showing the street system and grades, dated New York, March 2, 1903, approved by the Board of Estimate and Apportionment May 1, 1903, and approved by the Mayor October 6, 1903";—thence northerly through said private property upon the line of the property known and described upon the map of said private property as Thirty-first street to Broadway; thence easterly on and along Broadway to Bell avenue.

The said routes, the tracks of said routes, turnouts and crossovers hereby authorized are more particularly shown upon two maps, each entitled:

"Map showing the proposed street surface railway to accompany the application for a franchise of the New York and Queens County Railway Company to the Board of Estimate and Apportionment,"

—dated June 20, 1907, and signed by F. L. Fuller, President, and A. E. Kalbach, Consulting Engineer, copies of which maps are attached hereto and to be deemed a part of this contract, and to be construed with the text thereof, and are to be substantially followed. Provided that deviations therefrom and additional turnouts, switches and crossovers which are inconsistent with the foregoing description and the other provisions of this contract may be permitted by resolution of the Board of Estimate and Apportionment.

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

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

Second—The said right to construct, maintain and operate a double-track street surface railroad, as herein described, shall be held and enjoyed by the Company, its successors or assigns, for the term of twenty-five (25) years from the date when this contract is signed by the Mayor, with the privilege of renewal of said contract for the further period of twenty-five (25) years, upon a fair revaluation of such right and privilege. Such revaluation shall be of the right and privilege to maintain and operate the said railroad by itself, and not to include any valuation derived from the ownership, operation or control of any other railroad by the Company, its successors or assigns.

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

If the Company and the Board shall not reach such agreement on or before the day one year before the expiration of the original term of this contract, then the annual rate of compensation for such succeeding twenty-five (25) years shall be reasonable, and either the City (by the Board) or the Company shall be bound upon request of the other, to enter into a written agreement with each other fixing the rate of such compensation and such amount as shall be reasonable, and if the parties shall not forthwith agree upon what is reasonable, then the parties shall enter into a written agreement fixing such annual rate and at such amount as shall be determined by three disinterested freeholders selected in the following manner:

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

Third—The Company, its successors or assigns, shall pay to the City for this privilege the following sums of money:

For the extension first described herein,

The sum of twenty-five hundred dollars (\$2,500) in cash, within thirty (30) days after the date on which this contract is signed by the Mayor.

During the first five years an annual sum which shall in no case be less than twenty-three hundred and fifty dollars (\$2,350), and which shall be equal to 3 per cent. of the gross annual receipts of the railway constructed under this contract, computed in the manner provided by the Railroad Law, if such percentage shall exceed the sum of twenty-three hundred and fifty dollars (\$2,350).

During the second five years an annual sum which shall in no case be less than thirty-nine hundred and fifty dollars (\$3,950), and which shall be equal to 5 per cent. of the gross annual receipts of the railway so constructed under this contract, computed in the manner provided by the Railroad Law, if such percentage shall exceed the sum of thirty-nine hundred and fifty dollars (\$3,950).

During the third five years an annual sum which shall in no case be less than forty-three hundred and fifty dollars (\$4,350), and which shall be equal to 5 per cent. of the gross annual receipts of the railway constructed under this contract, computed in the manner provided by the Railroad Law, if such percentage shall exceed the sum of forty-three hundred and fifty dollars (\$4,350).

During the fourth five years an annual sum which shall in no case be less than fifty-seven hundred and fifty dollars (\$5,750), and which shall be equal to 6 per cent. of the gross annual receipts of the railway so constructed under this contract, computed in the manner provided by the Railroad Law, if such percentage shall exceed the sum of fifty-seven hundred and fifty dollars (\$5,750).

During the remaining five years an annual sum which shall in no case be less than sixty-three hundred dollars (\$6,300), and which shall be equal to 6 per cent. of the gross annual receipts of the railway constructed under this contract, computed in the manner provided by the Railroad Law, if such percentage shall exceed the sum of sixty-three hundred dollars (\$6,300).

For the extension last described herein,

The sum of twenty-five hundred dollars (\$2,500) in cash within thirty (30) days after the date on which this contract is signed by the Mayor.

During the first five years an annual sum which shall in no case be less than fourteen hundred and fifty dollars (\$1,450), and which shall be equal to 3 per cent. of the gross annual receipts of the railway constructed under this contract, computed in the manner provided by the Railroad Law, if such percentage shall exceed the sum of fourteen hundred and fifty dollars (\$1,450).

During the second five years an annual sum which shall in no case be less than twenty-four hundred and fifty dollars (\$2,450), and which shall be equal to 5 per cent. of the gross annual receipts of the railway so constructed under this contract, computed in the manner provided by the Railroad Law, if such percentage shall exceed the sum of twenty-four hundred and fifty dollars (\$2,450).

During the third five years an annual sum which shall in no case be less than twenty-seven hundred dollars (\$2,700), and which shall be equal to 5 per cent. of the gross annual receipts of the railway constructed under this contract, computed in the manner provided by the Railroad Law, if such percentage shall exceed the sum of twenty-seven hundred dollars (\$2,700).

During the fourth five years an annual sum which shall in no case be less than thirty-five hundred and fifty dollars (\$3,550), and which shall be equal to 6 per cent. of the gross annual receipts of the railway so constructed under this contract, computed in the manner provided by the Railroad Law, if such percentage shall exceed the sum of thirty-five hundred and fifty dollars (\$3,550).

During the remaining five years an annual sum which shall in no case be less than thirty-nine hundred dollars (\$3,900), and which shall be equal to 6 per cent. of the gross annual receipts of the railway constructed under this contract, computed in the manner provided by the Railroad Law, if such percentage shall exceed the sum of thirty-nine hundred dollars (\$3,900).

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

The terms hereafter to be fixed for any renewal term of this contract shall not be less than the sum required to be paid for the last year of this original contract, and no renewal shall provide for a further renewal.

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

Whenever the percentage required to be paid shall exceed the minimum amount as above, such sum over and above such minimum shall be paid to the said Comptroller on or before November 1 in each year for the year ending September 30 next preceding. The fiscal year shall end on September 30 next preceding said date of payment, and provisions of the Railroad Law as it now exists, or as it may hereafter be amended, relating to the matter of payments and statements of percentages of gross receipts of street railway companies not inconsistent with this contract, shall be strictly complied with. The intention of this paragraph is to fix an annual charge to be paid by the Company, its successors or assigns, to the City for the rights and privileges hereby granted, and it shall not be construed as providing for the payment by the Company, its successors or assigns, for said right and privilege of a percentage of gross receipts within the meaning of any general or special statute, or to any ordinance of the City.

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

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

At the termination of this grant as above the City, at the election of the Board, shall have the right to purchase all the property of the Company not within the streets or avenues at its fair market value, exclusive of any value which such property may have by reason of this contract. Such valuation shall be determined in the same manner as revaluation for a renewal of this contract, as herein provided.

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

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

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

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

ways, and the right to make the requisite and necessary connections with the tracks of the Company, its successors or assigns, which shall be constructed under this contract.

If at any time during the term of this contract the City shall desire to operate a street surface railroad over the whole or any portion of the railroad which shall be constructed under this contract, the Company shall allow the City to use the whole or any part of the track or track equipment, together with sufficient power to operate cars on such track, upon payment of an annual sum by the City to the Company which shall not exceed the legal interest upon such proportion of the whole cost of construction of the portion of the railroad so used as the number of cars operated by the City shall bear to the number of cars operated by the companies then using the same, and the City shall further pay to the Company the annual cost of the power necessary for the operation of its cars thereon.

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

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

Provided, however, that the Board shall not require the two extensions hereby granted to be operated by underground electrical current until at least one of the routes of the Company between Long Island City and Flushing shall be required to be so operated.

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

Tenth—The Company shall commence construction of the railway herein authorized, within six months from the date upon which the consents of the property owners are obtained, or from the date upon which the decision of the Appellate Division of the Supreme Court that such railway ought to be constructed is rendered in lieu of such consents and shall complete the construction and place the same in full operation within six months from the date of obtaining such consents or such decision, otherwise this grant shall cease and determine, and all sums paid, or which may be deposited with the Comptroller of the City, as hereinafter provided, shall thereupon be forfeited to the City; provided, that such periods may be extended by the Board for a period or periods not exceeding in the aggregate six months each.

Provided, however, that when the commencement or completion of said construction shall be prevented by legal proceedings in any Court, or by works of public improvement, or from other causes not within the control of the Company, the time of the commencement or completion of such construction may be extended for the period of such prevention, but no delay to be so allowed for unless the Court proceedings shall be diligently prosecuted by the Company, and, provided further, that in no case shall such delay be deemed to begin until the Company shall have given written notice to the Board of any such Court proceedings or other occasion of delay, and deliver to the Board copies of any injunction or other orders and of papers upon which the same shall have been granted, and unless upon the request of the Board the Company shall, in writing, consent that the Board, either in its own name, as a party, or in the name of The City of New York, as a party, may intervene in any such proceedings.

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

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

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

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

The rate for the carrying of property over the said railway upon the cars of the Company shall in all cases be reasonable in amount, subject to the control of the Board, or its successors in authority, and may be fixed by such Board after notice to the Company and a hearing had thereon, and when so fixed such rates shall be binding upon the Company, its successors or assigns, and no greater sums shall be charged for such service than provided for by it.

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

Provided, however, that the Company, during the first five years of this contract, shall not be required to operate its cars between the hours of 1 o'clock and 5 o'clock a. m. each day unless the Board shall determine, after a hearing had thereon, that public convenience requires the operation of cars during said hours.

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

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

Seventeenth—The Company, so long as it shall continue to use any of the tracks upon the streets and avenues in which the railway shall be constructed under this contract, shall cause to be watered the entire roadway of such streets and avenues at least three times in every twenty-four hours, when the temperature is above 35 degrees Fahrenheit, and shall provide for such purpose at least one tank car, to be propelled by electric power, the capacity of which shall be sufficient to water such streets and avenues in a satisfactory manner.

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

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

Twentieth—The Company shall cause to be paved that portion of the street between its tracks, the rails of its tracks and two feet in width outside of its tracks upon and along the streets, avenues and highways of the routes hereby authorized, which are now either unpaved or paved with macadam. The work of such paving shall be done under the supervision of the Municipal authorities having jurisdiction in such matters. Such authorities shall designate the character of the pavement to be laid.

As long as the said railway, or any portion thereof, remains in the street, avenue or highway, the Company shall have and keep in permanent repair that portion of the surface of the street, avenue or highway in which said railway is constructed,

between its tracks, the rails of its tracks, and for a distance of two feet beyond the rails on either side thereof, under the supervision of the local authorities, whenever required by them to do so, and in such manner as they may prescribe. And the City shall have the right to change the material or character of the pavement of any street, avenue or highway, and in that event the Company, its successors or assigns, shall be bound to replace such pavement in the manner directed by the proper City officer, at its own expense, and the provision as to repairs herein contained shall apply to such renewal or altered pavement.

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

Twenty-second—Should the grades or lines of the streets in which franchises herein granted be changed at any time during the term of this contract, the Company shall, at its own expense, change its tracks to conform with such new grades and lines, and during the construction of any public improvement upon said street the Company shall take care of and protect the track at its own expense, all to be done subject to the direction of the President of the Borough in which such change is made or work done.

Twenty-third—Should the present roadway of any street upon which the Company is hereby authorized to construct a railway be of insufficient width to accommodate both railway and other vehicular traffic, the Company shall widen such roadway and grade the same, under the direction of the President of the Borough of Queens, to a width sufficient to accommodate such traffic.

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

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

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

Provided, however, that in such event this contract shall apply to the private property thus acquired.

Twenty-sixth—The Company shall at all times keep accurate books of account of the gross earnings from the privileges granted under this contract. The Company shall, on or before November 1 of each year, make a verified report to the Comptroller of The City of New York of the business done by the Company for the year ending September 30 next preceding, as he may prescribe. Such report shall contain a statement of the gross receipts from operation of the railway, together with such other information and in such detail as the Comptroller may require. The Comptroller shall have access to all books of the Company for the purpose of ascertaining the correctness of its report, and may examine its officers under oath.

Twenty-seventh—In case of any violation or breach or failure to comply with any of the provisions herein contained, this contract may be forfeited by a suit brought by the Corporation Counsel, on notice of ten days to the Company, or at the option of the Board by resolution of said Board, which said resolution may contain a provision to the effect that the railroad constructed and in use by virtue of this contract shall thereupon become the property of the City without proceedings at law or in equity.

Provided, however, that such action by the Board shall not be taken until the Board shall, in writing, notify the Company, through its President, to appear before it on a certain day not less than ten (10) days after the date of such notice, to show cause why it had not violated the said contract. In case the Company fails to appear action may be taken by the Board forthwith.

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

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

Thirtieth—This grant is upon the express condition that the Company, within thirty (30) days after the signing of this contract by the Mayor, and before anything is done in exercise of the rights conferred hereby, shall deposit with the Comptroller of The City of New York the sum of ten thousand dollars (\$10,000), either in money or securities, to be approved by him, which fund shall be security for the performance by the Company of all of the terms and conditions of this contract, especially those which relate to the payment of the annual charges for the privilege hereby granted, the efficiency of the public service rendered, the repairs of the street pavement, the removal of snow and ice and the quality of construction of the railroad; and in case of default in the performance by the Company of such terms and conditions the City shall have the right to cause the work to be done and the materials to be furnished for the performance thereof after due notice, and shall collect the reasonable cost thereof from the said fund without legal proceedings; or after default in the payment of the annual charges, shall collect the same, with interest, from the said fund after ten days' notice in writing to the Company; or in case of failure to keep the said terms and conditions of this contract relating to the headway, heating and lighting of cars, fenders, wheel-guards and watering of street pavements, the Company shall pay a penalty of fifty dollars (\$50) per day for each day of violation, and the further sum of ten dollars (\$10) per day for each car that shall not be properly heated, lighted or supplied with fenders or wheel-guards, in case of the violation of the provisions relating to those matters.

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

The Comptroller of the City, on complaint made, shall, in writing, notify the Company, through its president, to appear before him on a certain day not less than ten (10) days after the date of such notice, to show cause why it should not be penalized in accordance with the foregoing provisions. If the Company fails to make an appearance, or, after a hearing, appears in the judgment of the Comptroller to be in fault, said Comptroller shall forthwith impose the prescribed penalty, or where

the amount of the penalty is not prescribed herein, such amount as appears to him to be just, and without legal procedure withdraw the amount of such penalty from the security fund deposited with him. In case of any drafts made upon the security fund the Company shall, upon ten (10) days' notice in writing, pay to the Comptroller of the City a sum sufficient to restore said security fund to the original amount of ten thousand dollars (\$10,000), and in default thereof this contract shall be cancelled and annulled at the option of the Board, acting in behalf of the City. No action or proceeding or right under the provisions of this contract shall affect any other legal rights, remedies or causes of action belonging to the City.

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

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

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

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

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

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

THE CITY OF NEW YORK.

[CORPORATE SEAL.] By..... Mayor.

Attest:

..... City Clerk.

NEW YORK AND QUEENS COUNTY RAILWAY COMPANY,

[SEAL.] By..... President.

Attest:

..... Secretary.

The following was offered:

Whereas, Franchises for street surface railways have heretofore, from time to time, been granted by the local authorities of certain of the former civil divisions now comprising a part of The City of New York to the New York and Queens County Railway Company and to railway companies which have been merged with said company; and

Whereas, Many of such franchises or parts of the same have never been constructed and the rights so to construct should be declared forfeited; now, therefore, be it

Resolved, That the Corporation Counsel is hereby directed to apply to the Attorney-General of the State of New York to commence actions under and pursuant to the provisions of the Railroad Law against the said railroad company, and any of its constituent companies, for the forfeiture of any rights heretofore granted for street surface railways and which are at present unused and unconstructed; and be it further

Resolved, That the Chief Engineer is directed to furnish the Corporation Counsel with all data which may be in his office pertaining to such unused and unconstructed franchises.

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, and the Presidents of the Boroughs of The Bronx, Queens and Richmond—12.

Negative—The Presidents of the Boroughs of Manhattan and Brooklyn—4.

The following was offered:

Whereas, The Corporation Counsel, in an opinion dated June 18, 1907, has advised this Board that it is justified in disregarding the actions of the Boards of Trustees of the former Villages of Flushing and College Point, respectively, wherein such Boards released the New York and Queens County Railway Company, as the successor to the Flushing and College Point Street Railway Company, from paying certain percentages for the maintenance and operation of a street surface railway in the Borough of Queens; and

Whereas, The Chief Engineer of this Board, on September 20, 1907, submitted a report showing the amount of money due The City of New York by the New York and Queens County Railway Company; now, therefore, be it

Resolved, That the Corporation Counsel be and he hereby is requested to forthwith institute proceedings to recover these or any other amounts of moneys due the City by the New York and Queens County Railway Company, and to take whatever steps he may deem necessary in the premises; and he is further requested to advise this Board of any action taken.

Which was adopted by the following vote:

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

The following was offered:

Whereas, The New York and Queens County Railway Company has made application to the Board of Estimate and Apportionment for franchises to construct, maintain and operate two extensions or branches to its existing railway in the Borough of Queens, as follows:

(a) Connecting with its existing railway at Broadway and Main street, in the former Village of Flushing, to Eleventh avenue and Thirty-sixth street, in the former Village of Whitestone.

(b) Connecting with its existing railway corner of Franconia avenue and Twenty-second street, Ingleside, to Broadway and Bell avenue, Bayside; and

Whereas, On July 8, 1908, a public hearing was had upon the aforesaid application; and

Whereas, An inquiry has been conducted by the Chief Engineer, and a report dated September 12, 1907, was received by this Board September 20, 1907, proposing certain terms and conditions to govern the franchise should same be granted, which was referred to a Select Committee, consisting of the Comptroller, the President of the Board of Aldermen and the President of the Borough of Queens; and

Whereas, At the meeting of June 5, 1908, a report was received, signed by the Comptroller and the President of the Borough of Queens, recommending that the proposed form of contract be amended in certain particulars; and

Whereas, The President of the Board of Aldermen has this day signed the aforesaid report; now, therefore, be it

Resolved, That this Board adopts such inquiry of the Select Committee as the inquiry of the Board, and tentatively approves the terms and conditions as proposed in the amended form of contract submitted by the Select Committee; and be it further

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

Which was adopted by the following vote:

Affirmative—The Mayor, the Comptroller, the President of the Board of Aldermen, and the Presidents of the Boroughs of The Bronx, Queens and Richmond—12.

Negative—The Presidents of the Boroughs of Manhattan and Brooklyn—4.

NEW YORK, WESTCHESTER AND BOSTON RAILWAY COMPANY.

The Secretary presented the following:

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

The petition of the New York, Westchester and Boston Railway Company shows: That heretofore, and on or about the 2d day of August, 1904, an ordinance passed by the Board of Aldermen of The City of New York was duly approved by the Mayor of The City of New York, and upon said 2d day of August, 1904, the date of said approval, took effect and became law. That said ordinance was entitled, "An 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." That in and by said ordinance, among other things, said Board of Aldermen of The City of New York granted to said railway company, subject to certain conditions and provisions set forth in said ordinance, the right to cross certain streets or highways of The City of New York, in the Borough of The Bronx, in said City, and to construct and operate a four-track railway, with connections, turnouts, switches and cross-overs necessary for the accommodation and operation of the said railway, in, upon and across the streets, avenues, highways, parkways and public places, and upon the route situate in the Borough of The Bronx, City, County and State of New York, as described in the said ordinance in section 1, subdivisions 1 and 2 thereof, all as shown on the maps entitled, "Maps and profile of the amended route of the New York, Westchester and Boston Railway Company, section 1," adopted by the Board of Directors of said company on the 20th day of May, 1904, and signed by William L. Bull, President; John Bogart, Engineer, and H. C. Winchester, Secretary, under seal; "Map and profile of the amended route of the New York, Westchester and Boston Railway Company, section 2," adopted by the Board of Directors of the company on the 7th day of April, 1904, and signed by William L. Bull, President; John Bogart, Engineer, and Thomas W. Baker, Secretary, under seal; and "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 the said company on the 5th day of May, 1904, and signed by the President, Wm. L. Bull; 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 amendments thereof consented to by the Board of Estimate and Apportionment.

That on the 15th day of June, 1905, your petitioner duly changed and altered its route in the County of New York and duly and lawfully adopted an amended route as shown upon the maps, surveys and profiles of such amended route filed in the office of the County Clerk of the County of New York on or about the 15th day of June, 1905. That subsequently and on or about the 10th day of July, 1905, an amended route of that part of said railroad lying between the Bronx River and the northern boundary line of The City of New York, known as Section 2, was duly adopted by your petitioner, and an amended map and profile of such Section No. 2 was on said 10th day of July filed in the office of the County Clerk of the County of New York. Such change in the route on Section 2 was made subsequent to the petition to your Board next referred to, and to satisfy certain changes proposed by the Engineers of your Board. That on the 16th day of June, 1905, a petition was duly presented by the New York, Westchester and Boston Railway Company, this petitioner, to the Board of Estimate and Apportionment at The City of New York, praying that the consent of the Board of Estimate and Apportionment to said route as lawfully amended in conformity with the map and profile filed on the 15th day of June, 1905, be given to this petitioner. That thereafter such proceedings were duly had, that on or about the 14th day of July, 1905, the Board of Estimate and Apportionment duly adopted a resolution, which was approved by the Mayor of The City of New York on the 21st day of July, 1905, giving its consent to your petitioner to cross streets, avenues and highways upon its route in the County of New York, as shown upon its maps filed in the office of the County Clerk of New York County, as last amended by the map filed in said office on the 10th day of July, 1905. This consent was upon condition that your petitioner within thirty days execute under its corporate seal an instrument in writing to be first approved by the Corporation Counsel, and file the same in the office of the Comptroller within thirty days from passage of said resolution granting said consent, wherein said company should promise, covenant and agree that the consent of the Board of Estimate and Apportionment so given to the change of route should not in any wise change, alter or amend any of the terms, conditions and requirements in the ordinance of the Board of Aldermen aforesaid fixed and contained, and heretofore duly accepted by said company.

And that thereafter an instrument in writing, approved and executed as provided for in the foregoing resolution, was duly filed by your petitioner in the office of the Comptroller within thirty days from the passage thereof.

That on the 17th day of June, 1908, this petitioner, by a vote of two-thirds of its directors at a meeting of the Board of Directors regularly held, pursuant to due notice, changed and altered the route of that part of its main line situate, lying and being between Berrian street and the Harlem River, and that portion of the branch line north of Leland avenue, and adopted an amended route of said part of its main line, and of said part of its branch line, and also adopted a map and profile of its entire route thus amended, and authorized its president to file said map and profile of said route, duly certified, in the office of the County Clerk of New York County, and thereafter, on the 17th day of June, 1908, the said map and profile of said route as amended and adopted by your petitioner was filed in the office of the County Clerk of the County of New York, and thereupon the route of your petitioner's road became and was lawfully amended in conformity with the said map and profile thus filed.

That said amended route became and now is the lawful route of this petitioner, located in all respects to conformity with law.

That the description of said route as thus amended being the entire route of your petitioner in the County of New York, and of the streets of The City of New York in the Borough of The Bronx, which would be crossed or intersected by said route, are as follows:

First—Main Line: Beginning at a point on the Harlem River near the point where Lincoln avenue intersects the north bank of the Harlem River in the Borough of The Bronx, and crossing Lincoln avenue between the Harlem River and One Hundred and Thirty-second street; thence running easterly substantially parallel to One Hundred and Thirty-second street between One Hundred and Thirty-second street and the Harlem River; thence crossing One Hundred and Thirty-second street at or near its intersection with Willow avenue; thence crossing One Hundred and Thirty-third street, One Hundred and Thirty-fourth street, One Hundred and Thirty-fifth street, One Hundred and Thirty-sixth street, One Hundred and Thirty-seventh street and One Hundred and Thirty-eighth street, between Willow avenue and the Harlem River and Port Chester Railroad; thence northerly parallel to the Harlem River and Port Chester Railroad and crossing One Hundred and Thirty-ninth street, One Hundred and Fortieth street and One Hundred and Forty-first street, between Southern boulevard and the Harlem River and Port Chester Railroad; thence northerly parallel to the Harlem River and Port Chester Railroad to Westchester avenue, and

crossing One Hundred and Forty-ninth street, Leggett street, One Hundred and Fifty-sixth street, Longwood avenue, Lafayette avenue, Tiffany street, Barretto street, Hunts Point road, Faile street, Bryant street, Longfellow street, proposed Ludlow avenue, and Whittier street, between Whitlock avenue and the Harlem River and Port Chester Railroad; thence crossing Westchester avenue at or near its intersection with Edgewater road; then running northerly substantially parallel to the Harlem River and Port Chester Railroad to One Hundred and Seventy-fourth street, and crossing One Hundred and Seventy-second street, between the Bronx River and the Harlem River and Port Chester Railroad; thence crossing One Hundred and Seventy-fourth street and Van Nest avenue, between Devoe avenue and the Harlem River and Port Chester Railroad; thence running northerly substantially parallel to Devoe avenue and crossing One Hundred and Seventy-seventh street, Wyatt street and Walker avenue (West Farms road), between Devoe avenue and Berrian street; thence crossing One Hundred and Seventy-ninth street and Lebanon street, between Devoe avenue and Berrian street; thence crossing One Hundred and Eightieth street and Berrian street, at or near their intersection; thence crossing Adams street, between Morris Park avenue and the easterly line of Bronx Park; thence crossing Berrian street, between Morris Park avenue and Bronx Park; thence to and crossing Unionport road, between Miama street and Birchall avenue; thence crossing Oakley street, between Miama street and Sagamore street; thence crossing White Plains road, at or near the intersection of Sagamore street; thence crossing Brown avenue and Sagamore street, at or near their intersection; thence crossing Hunt avenue and Bear Swamp road at or near their intersection; thence crossing Bronx and Pelham parkway and Williamsbridge road at or near their intersection; thence crossing Saw Mill lane, between Williamsbridge road and Eastchester road; thence crossing Eastchester road near its intersection with Syracuse avenue; thence crossing Birch street at or near its intersection with Syracuse avenue; thence crossing Cedar street, Oak street and Walnut street, between Kingston avenue and Syracuse avenue; thence crossing Chestnut street and Kingston avenue at or near their intersection; thence crossing Ash street, between Kingston avenue and Cornell avenue; thence crossing Boston road at or near its intersection with Schieffelin's lane; thence crossing Fifth avenue or Dyre avenue, between Boston road and Kingsbridge road; thence continuing to a point in the northerly line of The City of New York, between Fifth avenue and the road to White Plains (Columbus avenue).

Second—Throggs Neck Branch: Beginning at a point on the main line near the junction of Walker avenue (West Farms road) and Devoe avenue; thence running southerly, crossing Wyatt street and Tremont avenue, between Devoe avenue and Berrian street; thence crossing Van Nest avenue and the N. Y. N. H. & H. R. R., between One Hundred and Seventy-fourth street and Tremont avenue; thence running between Craighill and Chanute avenues and crossing Bronx River avenue, Beacon avenue, Randolph avenue, Westchester avenue, Watson avenue, Ludlow avenue, Story avenue and Lafayette avenue; thence crossing Craighill avenue and Morrison avenue, between Lafayette avenue and Seward avenue; thence crossing Seward avenue, between Morrison avenue and Harrod avenue; thence crossing Harrod avenue, Metcalf avenue and Fteley avenue, between Seward avenue and Randall avenue; thence crossing Randall avenue at or near its intersection with Croes avenue; thence crossing Noble avenue, Rosedale avenue and Commonwealth avenue, between Randall avenue and Lacombe avenue; thence crossing Lacombe avenue, between Commonwealth avenue and St. Lawrence avenue; thence crossing St. Lawrence avenue, Beach avenue and Taylor avenue, between Lacombe avenue and Patterson avenue; thence crossing Patterson avenue at or near its intersection with Thieriot avenue; thence crossing Leland avenue, between Patterson avenue and O'Brien avenue; thence crossing O'Brien avenue and Gildersleeve avenue, between Leland avenue and Underhill avenue; thence crossing Underhill avenue and Cornell avenue at or near their intersection; thence crossing Bolton avenue, White Plains road, Newman avenue and Stephens avenue, between Cornell avenue and Bronx River avenue; thence crossing Clasons Point road, between Stephens avenue and Pugsley avenue; thence crossing Cornell avenue and Pugsley avenue at or near their intersection; thence crossing Husson avenue, between Gildersleeve avenue and Cornell avenue; thence northerly between Husson avenue and Betts avenue and crossing Gildersleeve avenue and O'Brien avenue; thence crossing Compton avenue and Pugsley Creek; thence crossing Barrett avenue, between Trask avenue and Screvin avenue; thence crossing Screvin avenue, between Lacombe avenue and Barrett avenue; thence crossing Lacombe avenue and Olmstead avenue at or near their intersection; thence crossing Torry avenue, Howe avenue, Castle Hill avenue, Turner avenue, Effingham avenue and Havemeyer avenue, between Lacombe avenue and Randall avenue; thence crossing Allaire avenue and Farrington avenue, between Randall avenue and Zerega avenue; thence crossing Zerega avenue near its intersection with Randall avenue; thence easterly, crossing Westchester Creek, Ferris avenue and Baxter Creek; thence crossing Morris lane near its intersection with Fort Schuyler road; thence crossing Fort Schuyler road and Old Ferry road at or near their intersection; thence between Fort Schuyler road and East River to a point near the U. S. Government Reservation. All of the above mentioned streets crossed by said branch line, except Wyatt avenue, Tremont avenue (East One Hundred and Seventy-seventh street), Westchester avenue, Clasons Point road, Ferris avenue, Morris lane, Old Ferry road and Fort Schuyler road, are proposed streets, as shown on the City layout of streets.

That the route of your petitioner between the Bronx and Harlem Rivers, as previously located, ran through a section of The Bronx largely devoted to apartment houses and dwellings, and to construct the road of your petitioner over such location would entail the destruction of numerous large buildings and the ruining of large amounts of real estate for other than railroad purposes. That in addition thereto the street system as now laid out in The Bronx would be seriously interfered with by the construction of your petitioner's road over the said route.

That by reason of the foregoing facts, the cost of constructing the road over the said route would be so great as practically to prohibit the Railway Company from building and operating the line and the delay in acquiring the real estate would necessarily postpone the period of completion for an indefinite time.

The route as amended is situated in a section of The Bronx where real estate has not been devoted to building purposes and where the right of way can be acquired at a more reasonable price and within a reasonable time, and under this route your petitioner can proceed with the construction of its road and complete the same at a cost and within a period of time which will render it practicable to build and operate its railroad. That the change in the route of the branch line is made necessary by the change in the main line of your petitioner, to which the consent of your Honorable Board is requested as herein set forth.

That a copy of the said map and profile filed in the County Clerk's office on the 17th day of June, 1908, as aforesaid, showing the amendment to said route, which copy is marked Exhibit A, June 17, 1908, is submitted herewith.

And your petitioner respectfully prays that the consent of the Board of Estimate and Apportionment to the said route as lawfully amended in conformity with the map and profile filed on the 15th day of June, 1908, may be given to this petitioner.

NEW YORK, WESTCHESTER AND BOSTON RAILWAY COMPANY,

By ALLEN WARDWELL, President.

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

Allen Wardwell, being duly sworn, deposes and says: That he is the President of the New York, Westchester and Boston Railway Company, and that he has read the foregoing petition and knows the contents thereof and that the same is true to his own knowledge, except as to the matters therein stated to be alleged on information and belief, and as to those matters he believes it to be true.

Sworn to before me this 18th day of June, 1908.

WILLIAM A. COKELEY,
Notary Public, New York County.

Which was referred to the Chief Engineer, and also to the President of the Borough of The Bronx.

NEW YORK, WESTCHESTER AND BOSTON RAILWAY COMPANY.

The Secretary presented the following:

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

The petition of the New York, Westchester and Boston Railway Company shows: That heretofore and on or about the 2d day of August, 1904, an ordinance passed by the Board of Aldermen of The City of New York was duly approved by the Mayor

of the said City, and upon the 2d day of August, 1904, the date of said approval, took effect and became a law.

That said ordinance was entitled: "An 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." That in and by said ordinance, among other things, said Board of Aldermen of The City of New York granted to said railway company, subject to certain conditions and provisions set forth in said ordinance the right to cross certain streets and highways of The City of New York, in the Borough of The Bronx, in said City, and to construct and operate a four-track railway, with connections, turnouts, switches and crossovers necessary for the accommodation and operation of the said railway in, upon and across the certain named streets, avenues, highways, parkways and public places therein named, all situated in the Borough of The Bronx, City, County and State of New York, as described in the said ordinance in section 1 thereof, except as thereafter duly amended by consent of the Board of Estimate and Apportionment, which consent was given in and by a certain resolution of said Board on July 14, 1905, approved by the Mayor of The City of New York on the 21st day of July, 1905.

That in and by the said ordinance, it was provided in subdivision 15 of section 2 thereof that the said railway may be operated by electric power, except the overhead trolley system, or by any other mechanical motive power which may be lawfully employed upon the same, except steam locomotive power, and in and by section 1 of the said ordinance it was provided that the right to cross streets, avenues and highways, etc., was granted to your petitioner for the purpose of constructing and operating a four-track railway by means of electricity, except the overhead trolley system.

That the construction of the railroad of your petitioner will be upon private right of way exclusively, under and according to the best known standards of modern construction. That the route of the railroad crosses no streets, highways or public places at grade, but all crossings are either under the grade of the street, highway or public place so crossed, or carried over the same on bridges. That since the passage and approval by the Mayor of the said ordinance, it has been conclusively demonstrated that the use of the overhead trolley system for the purpose of transmitting power is without danger to the general public when used upon a railroad constructed upon private right of way and under standards approaching in excellence the proposed standards of your petitioner.

That the use of the third rail system which is the other alternative method of transmitting power for electrical railways, is attended with grave danger to workmen and employees along the line of the road. That economy and efficiency of construction and operation has been shown to be best subserved by the use of the overhead trolley system as developed to the latest standards and this economy and efficiency is secured without any loss of safety either to the public or to passengers and with greater safety to employees.

That your petitioner desires to avail itself of the advantages of the overhead trolley system in order to enable it to construct its road according to the best modern standards and thereby to secure the greatest amount of efficiency, safety and economy of construction and operation and for that reason it respectfully prays that the consent of the Board of Estimate and Apportionment be given thereto by amending the said ordinance in the following particulars:

1. By striking out in section 1 the following words: "except the overhead trolley system."

2. By striking out in section 2, paragraph 15, the following words: "except the overhead trolley system."

3. By striking out the whole of section 2, paragraph 16, and substituting therefor the following: "In any conduits laid by the company, or on any poles erected by the company for the transmission of power for its own use, provision shall be made to carry three cables for the use of the police, fire and ambulance service of the City without charges therefor."

Your petitioner further states that in and by the said ordinance it is provided in section 1, paragraph 3 thereof that your petitioner may cross such other streets, avenues, highways, public places, etc. (named and unnamed), now open and in use or as may be hereafter opened or put in use, which it may be necessary for your petitioner to cross, in order to make connections with any other railway within one thousand (1,000) feet of said route; 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.

That in order to enable your petitioner to give due and proper service to the public and supply the necessary transportation facilities, it must be allowed to make connection by spurs or extensions, as follows:

First—With the present subway-elevated system at or near the present station thereof at West Farms road.

Second—With the projected Broadway-Lexington avenue subway when constructed at Westchester avenue, at or near Home street.

That in order to enable your petitioner to construct and maintain the said connections, the said paragraph third of section 1 of the said ordinance must be amended by substitution for the words "one thousand (1,000) feet" the words "two thousand five hundred (2,500) feet," and your petitioner prays that paragraph third of section 1 of the said ordinance be amended as aforesaid, and that your Honorable Board do now give its consent that your petitioner may make the connections aforesaid, and that it may construct and maintain the said connections in, upon and across the following named streets, avenues, highways and public places, and upon the following routes, all situated in the Borough of The Bronx, City, County and State of New York, viz.:

First—Connection with the present subway-elevated at West Farms road: Beginning at a point on the main line of the New York, Westchester and Boston Railway Company at or near Lebanon street; thence running southerly crossing DeVoe avenue and One Hundred and Seventy-ninth street at or near their intersection; thence crossing Bronx street at or near its intersection with Walker avenue; thence crossing Walker avenue, between Bronx street and Boston road; thence crossing West Farms road, between Boston road and Rodman place; thence to a connection with the Interborough Rapid Transit Railroad on Boston road, between Bryant and Tremont avenues.

Second—Connection with the proposed Broadway-Lexington avenue subway: Beginning at a point on the main line of the New York, Westchester and Boston Railway Company, between Westchester avenue and One Hundred and Seventy-fourth street, and running southerly and crossing One Hundred and Seventy-second street and Edgewater road; thence to a connection with the proposed Broadway-Lexington avenue subway at or near the intersection of Westchester avenue and Home street, all as shown on a map entitled "Survey Map and Profile of the amended route of the New York, Westchester and Boston Railway Company, Section 1," adopted by the Board of Directors of said company on the 17th day of June, 1908, and signed by Allen Wardwell, president; Mace Moulton, chief engineer, and Ralph Polk Buell, secretary, under the seal of the corporation, which map and profile were filed in the office of the County Clerk of the County of New York on the said 17th day of June, 1908.

Your petitioner further states that in and by the said ordinance, in section 5 thereof, it is provided, among other things, as follows:

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. * * *

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. * * *

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-fulfillment are, in the opinion of the Board of Estimate

and Apportionment, for causes over which the grantee had no control and was in no wise responsible.

That subsequent to the passage and approval of the said ordinance persistent attacks were made upon the validity of the charter of your petitioner in proceedings before the Attorney General of the State of New York, the State Board of Railroad Commissioners and in various legal proceedings, and that thereby your petitioner was greatly delayed and hindered in its work of construction. That your petitioner was forced to bring proceedings to condemn various parcels of real estate forming a part of its located route in The City of New York, and by reason of grossly exorbitant sums demanded by the several defendants, was unable to secure possession of the necessary real estate for right of way, and by reason of the facts aforesaid and owing to the serious questions raised in all these legal proceedings as to the validity of its charter, it has been unable to proceed with the construction of its road in the manner contemplated and provided for at the time the said ordinance was approved. That the validity of your petitioner's charter has recently been upheld by a unanimous decision of the Appellate Division of the Supreme Court for the First Department. Pending their determination, an effort was made to proceed with the construction of the road under contract with the New York and Port Chester Railroad Company, but this effort was frustrated by an injunction obtained June 23, 1907, at the suit of a stockholder of your petitioner, which injunction is still pending.

That your petitioner has diligently and faithfully performed each and every condition and requirement of the said ordinance by it to be performed, including the expenditure of over one million dollars in construction within the period of two years after the approval of the said ordinance, to wit, prior to the 2d day of August, 1906.

That by reason of the facts aforesaid, at least two years of the time allotted to it for full compliance with the conditions and requirements of said ordinance have been lost to it.

That your petitioner has under even date herewith filed with your Honorable Board a petition praying for the consent of your Honorable Board to a change in the route of your petitioner, within the Borough of The Bronx, County of New York, affecting that portion of the main line of your petitioner south of Berrian street, and that by reason thereof the provision in section 5 of the said ordinance fixing the intersection of the Southern boulevard and Westchester avenue as the point to which and from which the line shall be completed within the periods therein mentioned has no application, and that One Hundred and Seventy-fourth street is the point corresponding thereto on the route to which your Honorable Board is asked to consent.

Wherefore your petitioner prays that your Honorable Board do extend the time within which your petitioner shall complete a four-track railway upon its main line from the northerly line of the City as far south as One Hundred and Seventy-fourth street until the 2d day of August, 1911, and the time within which your petitioner is to construct its main line south of One Hundred and Seventy-fourth street to the Harlem River to the 2d day of August, 1913.

And your petitioner further prays that in order to carry out and put into full force and effect the extension of time above prayed for, that the ordinance of the Board of Aldermen aforesaid be amended by changing the fourth paragraph in section 5 thereof to read as follows:

"Any portion of the route covered by this grant which shall not be completed and in full operation prior to the second day of August, 1913, shall be deemed to have been abandoned and all rights hereby granted in and to such portions of said railway shall cease and determine, except that south of One Hundred and Seventy-fourth street, if the railway company shall have constructed less than four tracks within said period, it shall only be deemed to have abandoned its right to construct any additional tracks south of One Hundred and Seventy-fourth street. And in the event that the said railway company shall not, prior to the 2d day of August, 1913, construct its main line south of One Hundred and Seventy-fourth street 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."

NEW YORK, WESTCHESTER AND BOSTON RAILWAY COMPANY.

By ALLEN WARDWELL, President.

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

Allen Wardwell, being duly sworn, does depose and say: That he is the President of the New York, Westchester and Boston Railway Company, the petitioner above named; that he has read the foregoing petition and knows the contents thereof; that the same is true of his own knowledge, except as to the matters therein stated to be alleged on information and belief, and as to those matters he believes it to be true.

Sworn to before me this 18th day of June, 1908.

WILLIAM A. COKELEY,
Notary Public, New York County.

Which was referred to the Chief Engineer and also to the President of the Borough of The Bronx.

RAPID TRANSIT RAILWAY.

River Avenue Elevated Road (The Bronx).

The Secretary presented the following:

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

The Public Service Commission for the First District herewith transmits to you for your approval, as required by law, certified copies of resolutions adopted by it on the 16th day of June, 1908, determining and establishing a new route for a proposed Rapid Transit Railway in The City of New York. The route adopted by it is destined to connect with the Lexington avenue route, as modified, at a point in Mott avenue, near One Hundred and Fiftieth street, and then runs northeasterly through Franz Sigel Park, private property and the several cross streets, and emerges from the ground and on to an elevated structure at a point near the intersection of East One Hundred and Fifty-seventh street and River avenue, and thence continues northerly as an elevated structure along River avenue to a connection with the Jerome avenue elevated route, heretofore adopted by the Board of Rapid Transit Railroad Commissioners for The City of New York, at a point near Clark place. An investigation of the conditions which would surround the construction of the proposed Gerard avenue subway line as heretofore adopted would indicate that the construction of that route would prove most costly on account of the water carrying soil. This route, moreover, possesses a number of advantages over the Gerard avenue subway route and over an elevated road in Gerard avenue. From a financial standpoint the elevated would be far less expensive than the subway, and by being placed on River avenue as a wider avenue than Gerard avenue would be farther away from the building line, causing less injury to abutting property, and presumably would involve less expense in acquiring the necessary rights, especially since on the portion of River avenue affected there is only one building now erected, while Gerard avenue is partly built up. In the matter of connections, this line will be most important, in that it may, if in the future such a course is deemed wise, be used as a connection with the proposed Seventh and Eighth avenue route, and a shorter connection made than would be possible with the routes previously adopted, it taking the place of a considerable portion of the Jerome avenue elevated route, resultantly cutting down the length of elevated structure and materially reducing the ultimate cost. Two routes have already been established for Jerome avenue, one an elevated and the other a subway route, and the adoption of the River avenue route rounds out both the Jerome avenue lines and the Gerard avenue subway and allows for both elevated and subway connections with the proposed Lexington avenue route.

Dated, the 17th day of June, 1908.

PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT,
By EDWARD M. BASSETT, Acting Chairman.

Attest:

TRAVIS H. WHITNEY, Secretary.

The following was offered:

Resolved, That the communication be received, and, in pursuance of law, this Board hereby appoints Friday, the 26th day of June, 1908, at 10:30 o'clock in the fore-

noon, as the time, and Room 16 in the City Hall, Borough of Manhattan, as the place, when and where such plans will be considered; and be it further

Resolved, That the Secretary be, and he hereby is directed to cause notice of such consideration to be published in the CITY RECORD.

Which was adopted by the following vote:

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

RAPID TRANSIT RAILWAY.

Construction of an Addition to the Bowling Green Station and an Additional Track to Permit of Shuttle Service From Bowling Green to South Ferry.

The Secretary presented the following:

STATE OF NEW YORK,
PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT, }
NEW YORK, June 16, 1908.

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

The Public Service Commission for the First District transmits herewith a form of agreement modifying the contract dated the 21st day of July, 1902, between The City of New York and Rapid Transit Subway Construction Company, for the construction of the Brooklyn-Manhattan Rapid Transit Railroad to provide for the necessary changes in the structure of the railroad to permit of the installation of a shuttle service between the Bowling Green station and the South Ferry station.

At the present time the operation of through service to the Borough of Brooklyn is delayed by the operation of a certain portion of the traffic through the loop south of the Bowling Green station, and it is estimated that by the installation of a shuttle service to the South Ferry station leaving the main line entirely free for the Brooklyn traffic, the number of trains to Brooklyn can be doubled. The estimated cost of the necessary changes to the structure is one hundred thousand dollars (\$100,000), and, in the opinion of the Commission, the expenditure of this amount at the present time will be wise in furnishing increased railroad facilities to the Borough of Brooklyn. The present traffic on the railroad is normally lighter in the summer months, and the work should be prosecuted at that time in order that the new service may be available for the increased demand in the fall.

The Commission, therefore, in pursuance of section 37 of chapter 4 of the Laws of 1891, as amended, known as the Rapid Transit Act, and of chapter 429 of the Laws of 1907, hereby requests the Board of Estimate and Apportionment of The City of New York to prescribe a limit to the amount of bonds available for the purposes of this agreement, and makes requisition upon the Board of Estimate and Apportionment of The City of New York for the authorization of bonds of The City of New York to be sold by the Comptroller thereunder sufficient to meet the requirements of the said contract of July 21, 1902, and of the said modifying agreement, providing for the said changes in the said railroad structure to the amount of one hundred thousand dollars (\$100,000).

In witness whereof, the Public Service Commission for the First District has caused this requisition to be signed by its Acting Chairman, and its official seal to be hereto affixed and attested by its Secretary, this 16th day of June, 1908.

PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT,

By EDWARD M. BASSETT, Acting Chairman.

Attest:

TRAVIS H. WHITNEY, Secretary.

The following was offered:

Resolved, That the communication be received, and, in pursuance of law, this Board hereby appoints Friday, the 26th day of June, 1908, at 10:30 o'clock in the forenoon, as the time, and Room 16 in the City Hall, Borough of Manhattan, as the place, when and where such plans will be considered; and be it further

Resolved, That the Secretary be and he hereby is directed to cause notice of such consideration to be published in the CITY RECORD.

Which was adopted by the following vote:

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

The full minutes of the meeting of this day will be printed in the CITY RECORD at a later date.

JOSEPH HAAG, Secretary.

POLICE DEPARTMENT.

June 12, 1908.

The following proceedings were this day directed by the Police Commissioner: Ordered, That members of the Police Force who served in the regular or volunteer army or navy or the Marine Corps of the United States during the war with Spain or during the insurrection in the Philippine Islands, and who were honorably discharged from such service, be and are hereby directed to report in person at the office of the Chief Clerk on or before Monday, June 22, 1908, and to submit such discharge for inspection and record.

Ordered, That requisition be and is hereby made upon the Municipal Civil Service Commission for an eligible list from which to enable the Police Commissioner to appoint twenty-five (25) Patrolmen, to fill vacancies caused by death, retirement, etc., and that the following names be included in such eligible list:

Hugh McHugh.	Edmund J. Opyde.
Ralph B. Ness.	Dennis J. Killane.
Edward C. Parry.	Alex. A. J. Robinson.
Henry P. Dale.	Ambrose Hearn.
William F. Mack.	Joseph L. Hackett.
William Kempf.	

Having investigated the financial condition of Isabella C. Carrougher, and as a result of such investigation and from the evidence now before me being of the opinion that the said Isabella C. Carrougher does not need for her support the pension heretofore granted her.

Now, therefore, under authority vested in me by section 356 of the Greater New York Charter, it is

Ordered, That the pension heretofore granted to Isabella C. Carrougher on or about the 17th day of June, 1893, be and the same is hereby reduced to \$120 per annum.

Granted.

Permission to John J. Flynn, Patrolman, Third Inspection District, to sue New Jersey Central Railway for damages, incurred to his wife.

Petition for pension of Rose Issing, widow of George Issing, pensioner and pension awarded as follows: \$120 per annum for Henry; \$60 per annum for Charles; \$60 per annum for Amelia and \$60 per annum for Rose, children of George Issing, until they arrive at the age of eighteen years, respectively.

Petition for increase of pension of Mary Parks, widow of Andrew Parks, and increase awarded in the sum of \$120 per annum, making a total pension of \$240 per annum.

Runner License Granted.

Silvio Amidei, No. 176 Sullivan street, Manhattan, from June 12, 1908, to June 12, 1909; fee, \$20; bond, \$300.

On File, Send Copy.

Reports of Lieutenant in command of Boiler Squad, dated June 10 and 11, 1908, relative to engineers' licenses granted. For publication in the CITY RECORD.

Special Order No. 145, issued this day, is hereby made part of the proceedings of the Police Commissioner.

Special Order No. 145.

The following resignation is hereby accepted:

Patrolman.

Charles I. Prestinari, One Hundred and Sixty-third Precinct, from 12:01 a. m., June 12, 1908.

The following transfers and assignments are hereby ordered:

To take effect 8 a. m., June 15, 1908:

Lieutenant.

Frederick J. Mott, Forty-second Precinct, transferred to Harbor Precinct, and designated as Acting Captain to command Harbor Precinct.

Transferred from Forty-second Precinct to Harbor Precinct for duty at Station A:

Lieutenants.

Charles G. Paulding.
John Lake.
Robert McNaught, Jr.

Daniel J. Hogan.
John F. Dwyer.

Sergeants.

Nicholas Klute.
Harry Dobert.
Michael J. Mulhall.
William J. Morris.

George Ellis.
William O. Wetzlaufer.
James W. Hallock.
George B. McC. Tully.

Patrolmen.

David J. Byrne.
James W. Carew.
James M. Dempsey.
William Hardick.
Stephen W. King.
Michael McPartland.
Frank F. Olsen.
Frederick J. Pronk.
Patrick H. Rice.
Jeremiah J. Sullivan.
Thomas J. Corbett.
George W. Crichton.
De Forest Fredenburg.
James Hughes.

John D. Manney.
Alexander Nicolay.
Bartholomew J. O'Connor.
James P. Riley.
Robert Rau.
Albert O. Sorensen.
Charles F. Coughlan.
Edward J. Donnelly.
Gustave Gelderman.
George E. Hunt.
Michael J. McCarthy.
John T. O'Connor.
William A. Ryan.
William P. Sheehy.

Doorman.

James S. Barr.

Transferred from Forty-second Precinct to Harbor Precinct for duty at Station B:

Lieutenants.

George C. Osborne.
John T. Stevenson.

William J. Mulcare.
Robert E. Mills.

Sergeants.

Daniel M. Gilloon.

William Deacher.

Patrolmen.

Martin J. Cavanagh.
John Healy.
George A. Mott.
Frank Richard.
Casimere Kunz.
Richard J. Fordam.
Otto Hegsted.

Frank C. Meystrik.
Joseph T. Weckesser.
Joseph W. Finnegan.
Richard L. Lombard.
Bernard P. McMahon.
Henry Cullen.

Doorman.

Peter A. Miller.

To take effect 8 p. m., June 13, 1908:

Sergeant.

William R. Tait, One Hundred and Forty-third Precinct, transferred to Fifteenth Inspection District, and assigned to clerical duty.

To take effect 8 a. m., June 12, 1908:

Sergeant.

William F. Reich, from Eighteenth Precinct to Detective Bureau, Manhattan.

Patrolmen.

Walter J. Walsh, from Seventh Precinct to Detective Bureau, Manhattan.
Walter Brogan, from Seventh Precinct to Detective Bureau, Manhattan.
Joseph Gilkinson, from Eighteenth Precinct to Detective Bureau, Manhattan.

To take effect 8 p. m., June 13, 1908:

Mounted Patrolman.

Anton M. Troll, Fortieth Precinct, dismounted, and transferred to Seventh Precinct.

Patrolmen.

George Dukes, from One Hundred and Forty-ninth Precinct to One Hundred and Forty-fourth Precinct.

Samuel J. Christian, from One Hundred and Forty-fourth Precinct to One Hundred and Forty-ninth Precinct.

Daniel T. Scannell, Thirty-ninth Precinct, transferred to Twelfth Inspection District and assigned to duty in plain clothes.

William P. Curley, from One Hundred and Forty-eighth Precinct to Two Hundred and Seventy-sixth Precinct.

Charles Bruggemann, from Two Hundred and Seventy-sixth Precinct to One Hundred and Eighty-fourth Precinct.

To take effect 8 p. m., June 12, 1908:

Transferred from precincts indicated to Two Hundred and Eighty-first Precinct:

Mounted Patrolman.

Daniel J. Maher, Sixty-fifth Precinct, without horse and equipments.

Patrolmen.

Thomas F. Magner, First Precinct.
Thomas J. Fitzpatrick, First Precinct.
John O'Leary, Twelfth Precinct.
John F. Murphy, Sixteenth Precinct.
John H. Delaney, Sixteenth Precinct.
Charles F. Weeks, Eighteenth Precinct.
George Dalzell, Twenty-first Precinct.
Edwin Wanamaker, Twenty-second Precinct.
John J. Smith, Twenty-second Precinct.
Charles E. Slevin, Twenty-third Precinct.
Joseph Lorenze, Twenty-fifth Precinct.
Hugh J. O'Donnell, Twenty-fifth Precinct.
Frank J. McDonald, Twenty-ninth Precinct.
William E. Sheehan, Thirty-first Precinct.
Edward F. Connell, Thirty-second Precinct.

To take effect 8 a. m., June 14, 1908:

Transferred from precincts indicated to One Hundred and Eighty-fourth Precinct:

Patrolmen.

John P. Foley, First Precinct.

William Distler, Ninth Precinct.

Mortimer Ryder, Tenth Precinct.
 James J. Daniels, Fourteenth Precinct.
 Edward S. Kasmire, Sixteenth Precinct.
 George Smith, Twenty-third Precinct.
 Morgan J. Callahan, Fortieth Precinct.
 Eber L. Kinne, Forty-third Precinct.
 Philip Roth, One Hundred and Seventieth Precinct.
 Burton G. Thayer, One Hundred and Seventy-second Precinct.

The designation of the following member of the Force as first grade Detective is hereby revoked:

To take effect 8 p. m., June 13, 1908:

Patrolman.

Joseph J. Donohue, Detective Bureau, Manhattan.

The following temporary assignments are hereby ordered:

Lieutenant.

William H. Barrett, Seventh Precinct, assigned to command precinct during absence of Captain Herman W. Schlottman with leave, from 12 noon, June 14, 1908.

Sergeants.

John Shay, Sixteenth Precinct, assigned as Acting Lieutenant in precinct during absence of Lieutenants at Trial Room, June 11, 1908.

Patrick J. J. Dinan, Twenty-fifth Precinct, assigned as Acting Lieutenant in precinct during absence of Lieutenant William F. McCoy at Court of General Sessions, 10 a. m., June 10, 1908.

Frank McG. Hall, One Hundred and Sixty-sixth Precinct, assigned to duty on Police launch attached to precinct, for ten days, from 8 a. m., June 12, 1908.

John Kenmure, One Hundred and Sixtieth Precinct, assigned to One Hundred and Sixty-sixth Precinct, duty on Police launch, for ten days, from 8 a. m., June 12, 1908.

Joseph F. Ryan, Seventh Precinct, assigned as Acting Lieutenant in precinct during absence of Captain Herman W. Schlottman with leave, from 12 noon, June 14, 1908.

Patrolmen.

Frank E. Ford, John J. Walker and George Seymour, One Hundred and Sixty-sixth Precinct, assigned to duty on Police launch in precinct for ten days, from 8 a. m., June 12, 1908.

James Muldoon, One Hundred and Fifty-seventh Precinct, assigned to One Hundred and Sixty-sixth Precinct, duty on Police launch, for ten days, from 8 a. m., June 12, 1908.

James Godley, Two Hundred and Seventy-sixth Precinct, assigned as Acting Doorman in precinct during absence of Doorman Patrick Colgan on sick leave, from 6 p. m., June 10, 1908.

Nicholas Gottlock, Two Hundred and Eighty-third Precinct, assigned as Acting Doorman in precinct during absence of Doorman James P. Clark on vacation, from 12 noon, June 14, 1908.

Patrick Grimes, Eighth Precinct, assigned as Acting Doorman in precinct, from 2 p. m., June 6, 1908, until 8 p. m., June 10, 1908.

Patrick Gunn, Sixteenth Precinct, and William A. Ryan, Fourteenth Precinct, assigned to Central Office Squad, duty in Second Deputy Commissioner's office, for three days, from 2 p. m., June 11, 1908.

Edward F. Judge, Twenty-sixth Precinct, assigned as Driver of patrol wagon in precinct during absence of Patrolman Charles Baer on sick leave.

The temporary assignments of the following members of the Force to the Forty-second Precinct are changed to the Harbor Precinct, at 8 a. m., June 15, 1908:

Sergeant.

Henry Horan, Sixty-sixth Precinct.

Patrolmen.

James O'Neill, Ninth Precinct.

William O'Shaughnessy, Nineteenth Precinct.

William McGuinness, Twenty-second Precinct.

Thomas Callaghan, Sixty-third Precinct.

The following extensions of temporary assignments are hereby ordered:

Patrolmen.

John P. Harron, One Hundred and Fifty-fifth Precinct, and Joseph F. Farrell, One Hundred and Fifty-eighth Precinct, to Ninth Inspection District, duty in plain clothes, for ten days, from 8 a. m., June 12, 1908.

William A. Henrehan, One Hundred and Sixty-ninth Precinct, and Patrick A. Brown, One Hundred and Seventy-second Precinct, to Fifteenth Inspection District, duty in plain clothes, for ten days, from 8 a. m., June 12, 1908.

George Marxhausen and Francis J. Sherry, Thirty-sixth Precinct, to Fourth Inspection District, duty in plain clothes, for five days, from 8 a. m., June 12, 1908.

George Prigge, Second Precinct, to Central Office Squad, for ten days, from 8 a. m., June 14, 1908.

John Giba, Fourteenth Precinct, and Richard J. Flynn, Thirty-fifth Precinct, to Central Office Squad, for ten days, from 8 a. m., June 12, 1908.

John Watson and Charles F. Figge, Thirty-first Precinct, to Eighth Inspection District, duty in plain clothes, for ten days, from 8 a. m., June 13, 1908.

George Smith, Twenty-third Precinct; William Distler, Ninth Precinct; John P. Foley, First Precinct; Edward S. Kasmire, Sixteenth Precinct; Eber L. Kinne, Forty-third Precinct; Morgan J. Callahan, Fortieth Precinct; Edward J. O'Rourke, One Hundred and Fiftieth Precinct; Philip Roth, One Hundred and Seventieth Precinct; James J. Daniels, Fourteenth Precinct, and Mortimer Ryder, Tenth Precinct, to One Hundred and Eighty-fourth Precinct, for two days, from 8 a. m., June 12, 1908.

The following temporary assignment is hereby discontinued:

Patrolman.

Edward J. O'Rourke, One Hundred and Fiftieth Precinct, to One Hundred and Eighty-fourth Precinct, from 8 a. m., June 14, 1908.

The following members of the Department are excused as indicated:

Inspector.

James E. Hussey, Tenth Inspection District, for eighteen hours, from 6 a. m., June 15, 1908, with permission to leave City.

Captains.

Edward S. Walling, Traffic Precinct A, for twelve hours, from 8 a. m., June 15, 1908, with permission to leave City.

William Hogan, First Precinct, for twelve hours, from 12 noon, June 12, 1908.

John McCauley, Nineteenth Precinct, for twelve hours, from 12 noon, June 12, 1908, with permission to leave City.

Stephen O'Brien, Twenty-second Precinct, for twelve hours, from 12 noon, June 11, 1908.

Louis Kreuscher, Fortieth Precinct, for twelve hours, from 12 noon, June 12, 1908.

James H. Post, Sixty-first Precinct, for twelve hours, from 10 a. m., June 16, 1908, with permission to leave City.

Lincoln Gray, Seventy-seventh Precinct, for twelve hours, from 9 a. m., June 13, 1908.

Michael Naughton, Seventy-ninth Precinct, for twelve hours, from 8 a. m., June 12, 1908.

William Cruise, One Hundred and Fifty-ninth Precinct, for twelve hours, from 8 p. m., June 12, 1908.

William Kline, One Hundred and Sixty-second Precinct, for twelve hours, from 10 a. m., June 14, 1908.

John W. Wormell, One Hundred and Sixty-fourth Precinct, for twelve hours, from 12 noon, June 15, 1908.

John Dufner, One Hundred and Sixty-seventh Precinct, for twelve hours, from 12 noon, June 16, 1908.

John J. Murtha, One Hundred and Fourth Precinct, for twelve hours, from 10 a. m., June 16, 1908.

Herman W. Schlottman, Seventh Precinct, for twelve hours, from 12:01 a. m., June 14, 1908.

The following leaves of absence are hereby granted with half pay:

Patrolmen.

Charles D. Sands, First District Court Squad, for one-half day, from 8 a. m., June 12, 1908.

Walter W. Dodd, One Hundred and Sixty-second Precinct, for one-half day, from 12 noon, June 13, 1908.

The following leaves of absence are hereby granted, without pay:

Patrolmen.

Albert Penn, Twelfth Precinct, for one day, from 12 noon, June 16, 1908.

Julius F. Popp, Fifteenth Precinct, for three days, from 12:01 a. m., June 11, 1908.

Frank G. A. Hayden, One Hundred and Fifty-sixth Precinct, for one day, from 12 noon, June 14, 1908.

John E. Harff, One Hundred and Sixtieth Precinct, for one and one-half days, from 12 noon, June 11, 1908.

The following members of the Force having been tried on charges before a Deputy Commissioner, the following fines are hereby imposed:

Lieutenant.

Felix McGory, Eighth Precinct, failed to make entry in blotter; fined two days' pay.

Sergeant.

John Olsson, Traffic Precinct B, failed to report for duty as ordered; fined one day's pay.

Patrolmen.

Joseph P. Byrne, First Precinct, did not properly patrol; failed to report absence from post; fined, one day's pay.

Thomas J. Ryan (Old Third Sub-precinct), absent without leave; fined five days' pay.

Thomas J. Ryan (Old Third Sub-precinct), failed to report as ordered; fined one day's pay.

Alexander Hoag, Tenth Precinct, presented trousers of other than regulation cloth at inspection; fined two days' pay.

William J. Dobbins, Fifteenth Precinct, absent from post; failed to have memorandum book; fined two days' pay.

Daniel J. McGowan, Fifteenth Precinct, absent from post; fined one day's pay.

Henry B. Lambert, Sixteenth Precinct, did not properly patrol; fined one day's pay.

Robert A. McAdam, Twenty-eighth Precinct, absent from outgoing roll call; fined one day's pay.

Robert A. McAdam, Twenty-eighth Precinct, absent from school crossing; fined one day's pay.

Robert A. McAdam, Twenty-eighth Precinct, absent from outgoing roll call; fined one day's pay.

John B. Cronin, Twenty-ninth Precinct, absent from outgoing roll call; fined one day's pay.

William Reith, Thirty-first Precinct, did not properly patrol; fined one day's pay.

Patrick Connor, Thirty-sixth Precinct, did not properly patrol; fined one day's pay.

George Cunningham, Thirty-ninth Precinct, absent from post; failed to make report; fined one day's pay.

Anton N. Troll, Fortieth Precinct, dismounted and sitting in park; fined two days' pay.

Gottlieb G. Vosatka, Sixty-first Precinct, failed to promptly return from Court; standing in store with Patrolman; fined five days' pay.

August J. C. Krams, Sixty-first Precinct, absent from post; fined five days' pay.

John J. McLean, Sixty-third Precinct, did not properly patrol; fined two days' pay.

John J. McLean, Sixty-third Precinct, did not properly patrol; fined two days' pay.

Peter H. Trotter, One Hundred and Fourth Precinct, absent from post; failed to report absence; fined two days' pay.

The following members of the Force, having been tried on charges before a Deputy Commissioner, are hereby reprimanded:

Lieutenants.

Edward J. Fulton, Eighty-first Precinct.

Stephen Hannan, Eighty-first Precinct.

Patrolmen.

Richard E. McGrath, Twelfth Precinct.

Philip Prass, Fifteenth Precinct.

Charles G. Cordell, Sixteenth Precinct.

Terence J. McManus, Seventeenth Precinct.

John Healy, Twenty-second Precinct.

Louis Hauptman, Thirty-fifth Precinct.

James T. Haddock, Sixty-first Precinct.

John H. Lent, Sixty-ninth Precinct.

Theodore S. Cannon, Thirteenth Precinct.

Peter J. McAuley, Sixteenth Precinct.

Nelson M. Hart, Sixteenth Precinct.

Henry P. Rado, Twenty-second Precinct.

Michael M. McCormack, Thirty-second Precinct.

John Gilmarin, Sixty-first Precinct.

Nicholas J. Tonner, Sixty-ninth Precinct.

The following members of the Force having been tried on charges before a Deputy Commissioner, the complaints are hereby dismissed:

Patrolmen.

Eugene J. Sullivan (two charges), Second Precinct.

Edward A. Manley, Sixth Precinct.

Henry J. Schluter, Sixteenth Precinct.

Charles McCarthy, Twenty-first Precinct.

Otto Schmuck, Sixty-first Precinct.

Christopher C. O'Brien, Detective Bureau, Manhattan.

Edward Plagge, Old Third Sub-precinct.

James P. Meehan, Old Third Sub-precinct.

William J. Rowland, Fourteenth Precinct.

Edward Thompson, Sixteenth Precinct.

John J. O'Hare, Twenty-sixth Precinct.

Michael D. Beatty, One Hundred and Eighty-fourth Precinct.

The following Special Patrolmen are hereby appointed:

To take effect June 11, 1908:

Joseph J. Liebner, for Almuth C. Vandiver, No. 32 Nassau street, Manhattan.

John M. Matthews, for Frank F. Clayton, Surf avenue, Coney Island.

Jacob Vetter, Jr., for Pinkerton's National Detective Agency, No. 57 Broadway, Manhattan.

To take effect June 12, 1908:

Charles E. Erickson, for Alex. Campbell Milk Company, No. 802 Fulton street, Brooklyn.

Cline Brison, for Anton Falkenmayer, Cypress avenue and Grove street, Queens.

Frederick C. Maher and John J. Taylor, for Brooklyn Rapid Transit Company, No. 168 Montague street, Brooklyn.

William Thies, for Luna Park Company, Luna Park, Coney Island.

The resignations of the following Special Patrolmen are hereby accepted and they are reappointed, to take effect as of date indicated:

June 11, 1908:

Clinton Percy Tolson, for Hotel Belmont, Park avenue and Forty-second street, Manhattan.

Louis Rosenberg, for Gottlieb & Levin, No. 65 Columbia street, Manhattan.

The resignation of the following Special Patrolman is hereby accepted:

Charles Opperman, employed by Corlies, Macy & Co., No. 441 Pearl Street, Manhattan.

THEO. A. BINGHAM, Police Commissioner.

POLICE DEPARTMENT.

June 13, 1908.

The following proceedings were this day directed by the Police Commissioner: On reading and filing eligible list of the Municipal Civil Service Commission, dated June 9, 1908.

Ordered, That Adam Fehr, whose name appears on such eligible list, be and is hereby employed as Doorman on probation in the Police Department of The City of New York.

Granted.

Application of T. Harry Shanton, in charge of Division of Horses and Equipments for leave of absence from June 13, 1908, to June 20, 1908, inclusive.

Special Order No. 146, issued this day, is hereby made part of the proceedings of the Police Commissioner.

Special Order No. 146.

The following transfers and assignments are hereby ordered:

To take effect 8 a. m., June 15, 1908:

Lieutenant.

Matthew McKeon, from Central Office Squad to Harbor Precinct, duty at Station B.

To take effect 8 p. m., June 15, 1908:

Lieutenants.

John W. Smith, from Second District Court Squad to Forty-third Precinct.

John Levers, from Seventh Precinct to Seventy-ninth Precinct.

Charles F. Farley, Two Hundred and Seventy-seventh Precinct, transferred to Brooklyn Borough Headquarters Squad, and assigned to duty in First Deputy Commissioner's office.

William J. Capper, from Ninth Precinct to Tenth Precinct.

Patrick J. Lynch, from First Precinct to Nineteenth Precinct.

Edward McAniff, from Fortieth Precinct to Twenty-ninth Precinct.

Thomas F. McCormick, from Thirty-fifth Precinct to Sixty-sixth Precinct.

Felix McGorry, from Eighth Precinct to Sixty-sixth Precinct.

Sergeant.

James Walsh, from Sixteenth Precinct to Second District Court Squad, duty at Night Court.

To take effect 3 p. m., June 12, 1908:

Sergeant.

Patrick McCormick, from Sixteenth Precinct to Central Office Squad.

To take effect 8 p. m., June 15, 1908:

Sergeants.

Michael Madden, from Thirty-sixth Precinct to Sixteenth Precinct.

Patrick O'Leary, from Seventy-fourth Precinct to Sixteenth Precinct.

To take effect 8 p. m., June 12, 1908:

Patrolman.

Clarence Martineau, Twenty-third Precinct, transferred to Traffic Precinct B, and assigned to clerical duty.

To take effect 8 p. m., June 15, 1908:

Patrolmen.

Joseph Faney, Two Hundred and Ninetieth Precinct, assigned to duty at Board of Elections, Queens.

Martin A. Toohey, Two Hundred and Seventy-seventh Precinct, remanded from duty at Board of Elections, Queens.

Joseph W. Heaney, from Tenth Precinct to Fortieth Precinct.

Thomas Gill, from Twenty-first Precinct to Two Hundred and Seventy-sixth Precinct.

John Ebert, Forty-third Precinct, transferred to Fourteenth Inspection District, and assigned to clerical duty.

William G. Irwin, Fortieth Precinct, assigned to clerical duty in precinct.

Robert B. Beck, Fortieth Precinct, remanded from clerical duty, and transferred to Thirty-sixth Precinct.

Bernard A. Johnston, Eighth Inspection District, remanded from duty in plain clothes, and transferred to One Hundred and Sixtieth Precinct.

John J. O'Reilly, One Hundred and Sixtieth Precinct, transferred to Eighth Inspection District, and assigned to duty in plain clothes.

Michael Tucker, One Hundred and Forty-fifth Precinct, transferred to Two Hundred and Ninetieth Precinct, and assigned as Driver of patrol wagon.

Edward J. Lennon, from Fourteenth Precinct to Detective Bureau, Manhattan.

William F. Barmbold, from Twenty-first Precinct to Traffic Precinct C.

Louis Lorch, from Ninth Precinct to Sixteenth Precinct.

George F. Mahoney, from Sixty-eighth Precinct to Sixteenth Precinct.

Thomas J. McManus, Third Inspection District, remanded from duty in plain clothes, and transferred to Twenty-sixth Precinct.

George Bolton, Twelfth Inspection District, transferred to One Hundred and Eighty-second Precinct, and assigned to duty at District Attorney's office, Queens.

George McCormick, Second Precinct, transferred to Twelfth Inspection District, and assigned to duty in plain clothes.

John B. Sampson, Two Hundred and Ninetieth Precinct, assigned as Driver of patrol wagon in precinct.

Doormen.

John N. Mullins, from One Hundred and Sixty-fifth Precinct to One Hundred and Sixty-ninth Precinct.

Leonard J. O'Neill, from One Hundred and Sixty-ninth Precinct to One Hundred and Sixty-fifth Precinct.

Cleaner.

Vincenzo Tentoni, from Seventh Precinct to Fifth Precinct.

The following temporary assignments are hereby ordered:

Inspector.

John H. Russell, Second Inspection District, assigned to command First Inspection District, in addition to his own district, during absence of Inspector Henry W. Burfeind, for eighteen hours, from 12 noon, June 18, 1908.

Lieutenant.

George H. Kauff, Traffic Precinct C, assigned to desk duty in precinct during absence of Lieutenant Cornelius F. Casey on sick leave.

Patrolmen.

Joseph B. Shephard, Fifth Precinct, assigned to Third Inspection District, duty in plain clothes, from 8 p. m., June 15, 1908.

George A. Cooleedge, Twenty-first Precinct, assigned to First Inspection District, duty in plain clothes, for ten days, from 8 p. m., June 15, 1908.

Frederick Redlein, Two Hundred and Seventy-fifth Precinct, assigned to Public Bath, Long Island City, for ten days, from 2 p. m., June 12, 1908.

Frank E. Diechly, Twenty-sixth Precinct, and John J. White, Sixteenth Precinct, assigned to Second Inspection District, duty in plain clothes, for ten days, from 8 a. m., June 13, 1908.

The temporary assignments of the following members of the Force to the Forty-second Precinct are changed to the Harbor Precinct, duty on Staten Island ferry-boats, at 8 a. m., June 15, 1908:

Patrolmen.

Andrew Smith, Second Precinct.

Patrick J. Murray, Thirty-second Precinct.

William Weiland, Traffic Precinct C.

John Donnelly, Traffic Precinct C.

Carl Larsen, Sixty-third Precinct.

John Hale, Seventy-fourth Precinct.

Michael H. Fitzgerald, Twenty-eighth Precinct.

Patrick Sheehan, Twenty-second Precinct.

The following extensions of temporary assignments are hereby ordered:

Lieutenant.

Michael A. Lyons, One Hundred and Sixtieth Precinct, to Bureau of Electrical Service, Manhattan, duty as Operator, for thirty days, from 8 a. m., June 15, 1908.

Patrolmen.

Howard B. Smith, One Hundred and Fifty-fourth Precinct, to Bureau of Electrical Service, Manhattan, duty as Lineman, for ten days, from 8 p. m., June 13, 1908.

Charles J. Saich, Eighty-first Precinct, to Bureau of Electrical Service, Manhattan, duty as Operator, for thirty days, from 8 a. m., June 16, 1908.

John J. Mullins, One Hundred and Fiftieth Precinct, to Brooklyn Borough Headquarters Squad, duty as Operator in Bureau of Electrical Service, for thirty days, from 8 a. m., June 15, 1908.

George C. Geibel, Ninth Precinct, to First Inspection District, duty in plain clothes, for ten days, from 8 p. m., June 15, 1908.

George W. Lee, Thirteenth Precinct, and Jacob Kaminsky, Twenty-first Precinct, to First Inspection District, duty in plain clothes, for ten days, from 8 p. m., June 14, 1908.

Joseph M. Brown and Thomas M. Griffin, One Hundred and Forty-seventh Precinct, to Corporation Counsel's office, Manhattan, for five days, from 8 p. m., June 14, 1908.

Thomas L. Byrnes, Sixteenth Precinct, and Edward P. Brosnan, Ninth Precinct, to Fifth Inspection District, duty in plain clothes, for ten days, from 8 p. m., June 14, 1908.

George Thomson and Albert Fraser, Thirty-sixth Precinct, to Sixth Inspection District, duty in plain clothes, for ten days, from 8 p. m., June 12, 1908.

Alexis Kleinmeyer, Twenty-fifth Precinct, and James A. Haggerty, Thirty-ninth Precinct, to Twelfth Inspection District, duty in plain clothes, for ten days, from 8 a. m., June 12, 1908.

Frank Hasse, Seventeenth Precinct, to First Inspection District, duty in plain clothes, for ten days, from 8 p. m., June 12, 1908.

Isaac Steir and William Ornstein, Thirteenth Precinct, to First Inspection District, duty in plain clothes, for five days, from 8 p. m., June 12, 1908.

William B. Hotter, One Hundred and Forty-sixth Precinct, to traffic duty at Atlantic and Flatbush avenues, for five days, from 8 a. m., June 13, 1908.

Walter C. Archibald, One Hundred and Fifty-fifth Precinct, to Ninth Inspection District, duty in plain clothes, for ten days, from 8 a. m., June 14, 1908.

The following members of the Department are excused as indicated:

Inspector.

Henry W. Burfeind, First Inspection District, for eighteen hours, from 12 noon, June 18, 1908, with permission to leave city.

Captains.

Isaac Frank, One Hundred and Sixty-fifth Precinct, for twelve hours, from 12 noon, June 15, 1908.

David Evans, One Hundred and Seventy-first Precinct, for twelve hours, from 9 a. m., June 13, 1908.

James J. Shevlin, One Hundred and Fifty-fourth Precinct, for twelve hours, from 12 noon, June 13, 1908.

The following leaves of absence are hereby granted with full pay:

Inspector.

James E. Hussey, Tenth Inspection District, for nine days, from 12.01 a. m., June 16, 1908, to be deducted from vacation.

Captains.

Herman W. Schlottman, Seventh Precinct, for two days, from 12 noon, June 14, 1908, to be deducted from vacation.

Alexander Pinkerton, One Hundred and Fiftieth Precinct, for fifteen days, from 12.01 a. m., July 2, 1908, balance of vacation.

Denis F. Ward, Seventy-fourth Precinct, for twelve days, from 12.01 a. m., July 4, 1908, balance of vacation.

The following leave of absence is hereby granted with half pay:

Patrolman.

Robert J. Dixon, One Hundred and Sixtieth Precinct, for one-half day, from 12.01 a. m., June 17, 1908, with permission to leave city.

The following leaves of absence are hereby granted without pay:

Patrolmen.

James F. Cone, One Hundred and Seventy-second Precinct, for three days, from 12.01 a. m., June 18, 1908, with permission to leave city.

Albert Hill, Two Hundred and Eighty-third Precinct, for two and one-half days, from 12 noon, June 12, 1908.

Probationary Patrolman.

Edwin T. Sisk, Two Hundred and Eighty-fifth Precinct, for one-half day, from 12 noon, June 21, 1908.

The following members of the Force having been tried on charges before a Deputy Commissioner, the following fines are hereby imposed:

Sergeant.

Mark J. Glynn (old Third Sub-Precinct), failed to make proper inspection and report violation of rules by Patrolmen; fined two days' pay.

Patrolman.

Joseph Frank, One Hundred and Fifty-third Precinct, failed to report finding check and cashed same; fined ten days' pay.

The following death is reported:

Patrolman.

Alonzo Bocks, Detective Bureau, Richmond, at 12.55 a. m., June 13, 1908.

The following Special Patrolmen are hereby appointed:

To take effect June 12, 1908:

Arthur S. Webster and Solomon P. Allen, for Pinkerton's National Detective Agency, No. 57 Broadway, Manhattan.

To take effect June 13, 1908:

Augustus M. Forster and Bernard McGartland, for Holmes Electric Protective Company, No. 34 East Fourteenth street, Manhattan.

The resignations of the following Special Patrolmen are hereby accepted and they are reappointed, to take effect as of date indicated:

June 12, 1908:

John J. Lydon, for Sea Gate Association, Sea Gate, Coney Island.
John Smith, for St. Francis Xavier College, No. 30 West Sixteenth street, Manhattan.

The resignation of the following Special Patrolman is hereby accepted:

Albert E. Potter, employed by Interborough Rapid Transit Company, No. 13 Park row, Manhattan.

The appointment of the following Special Patrolman is hereby revoked:

Simon McGrorey, employed by Forty-two Broadway Company, No. 42 Broadway, Manhattan.

THEO. A. BINGHAM, Police Commissioner.

POLICE DEPARTMENT.

Sanitary Company (Boiler Squad), }
June 8, 1908. }

Hon. THEODORE A. BINGHAM, Police Commissioner:

Sir—In compliance with orders relative to engineers' certificates issued by me under section 312 of chapter 410 of the Laws of 1882, as amended, the following report will show the names of the persons to whom licenses were issued, class of license and location for the same, during the twenty-four hours ending 12 midnight, June 8, 1908:

First Class.

Nicholas Wribi, Atlantic avenue and Chestnut street, Brooklyn.
Richard Bush, Stapleton, Staten Island.
William R. Burger, No. 541 East Sixty-ninth street.
William R. Beddows, No. 505 East One Hundred and Fifteenth street.
Alfred Kessler, No. 2 East Sixtieth street.
Frederick Schaefer, foot of East One Hundred and Eighteenth street.
John Scanlon, No. 17 John street.

Second Class.

Chas. W. Bausert, No. 170 Broadway.
Jacob Mederer, foot of East Forty-fourth street.
Clarence A. Pepoon, No. 417 East Forty-eighth street.
Emery C. Volkenberg, No. 656 Third avenue, Brooklyn.
Adolph Witte, No. 401 Bond street, Brooklyn.
John H. Smith, No. 394 Wythe avenue, Brooklyn.

Third Class.

Alpheus T. Baxter, No. 514 West Thirty-sixth street.
Henry C. Beckman, No. 987 Eighth avenue.
James Casey, No. 464 Broadway.
Patrick Crawford, No. 994 Third avenue.
Percy Chadwick, No. 1224 Amsterdam avenue.
Michael Cusick, No. 1931 Broadway.
Frederick Drewes, No. 57 West Seventy-fifth street.
Eric Foensckov, No. 17 Battery place.
George L. Fox, Midland Beach, Staten Island.
John Gunther, Midland Beach, Staten Island.
Frederick D. Gibb, No. 7 West Sixty-seventh street.
Terence J. Gill, No. 123 West Houston street.
Frederick Heiperhausen, No. 43 Tompkins street.
August Kruger, No. 353 Madison avenue.
Otto Knopp, No. 431 East One Hundred and Sixty-fifth street.
Joseph Lombard, No. 62 Greene street.
Chas. Merkle, No. 26 Waverly place.
Joseph H. Nowark, No. 115 East Twenty-ninth street.
Hans Napolny, No. 203 Broadway.
Martin Olsen, No. 17 Battery place.
Joseph J. Stoltz, No. 115 Greenwich street.
Adolph Scholz, One Hundred and Forty-fourth street and College avenue.
William Thomson, No. 883 Seventh avenue.
Leroy F. Conklin, Surf avenue and West Eleventh street, Brooklyn.
C. B. Baker, Brighton Beach, Brooklyn.
James Mornle, Rockaway avenue, Brooklyn.
John Danelson, No. 16 Lexington avenue, Brooklyn.
Edward Taylor, No. 110 Division street, Brooklyn.

Special.

Thomas Bowe, East Twenty-third street and Voorhies avenue, Brooklyn.
Patrick F. Pettit, Cypress avenue and One Hundred and Thirty-eighth street.
Edward J. Port, No. 3431 White Plains road.

Respectfully submitted,

HENRY BREEN, Lieutenant in Command.

POLICE DEPARTMENT.

Sanitary Company (Boiler Squad), }
June 9, 1908. }

Hon. THEODORE A. BINGHAM, Police Commissioner:

Sir—In compliance with orders relative to engineers' certificates issued by me under section 312 of chapter 410 of the Laws of 1882, as amended, the following report will show the names of the persons to whom licenses were issued, class of license and location for the same, during the twenty-four hours ending 12 midnight, June 9, 1908:

First Class.

William Carson, No. 444 Broadway.
Louis Kelter, No. 46 Greene street.
Richard Kock, foot of West Forty-second street.
Thos. F. Murray, Blackwells Island.
Gerhard Reimer, No. 433 East One Hundred and Eighth street.
John Schum, No. 126 East Fifty-ninth street.
Hugh M. Stuart, No. 141 Greene street.
William H. Samson, No. 39 Chambers street.
Chas. Seidler, Fourteenth street and Avenue D.

Second Class.

Albert Anderson, No. 115 Greene street.
John Allen, Nos. 39 and 40 East street.
John Beckingham, No. 125 Greenwich street.
John Kennelly, No. 50 West Forty-fifth street.
John Tilker, No. 611 West Thirty-sixth street.
Thos. S. Whittaker, No. 526 West Forty-eighth street.
Thos. Areson, No. 1126 Broadway.
Chas. A. Layville, Newtown Creek, Brooklyn.
Moses Felio, Rockaway Beach, Brooklyn.
T. L. Paterson, foot of Washington street, Brooklyn.
Patrick Brady, Surf avenue and West Eleventh street, Brooklyn.
Harry Dibbert, No. 99 Raymond street, Brooklyn.

Third Class.

Bryan Bradley, No. 1508 Broadway.
John Coulch, Frankfort street.

John Darcy, No. 440 West End avenue.
Kristian Eliassen, No. 109 West street.
Chas. Fuchs, Hunts Point road.
Albert Gunsch, No. 103 West Forty-ninth street.
Samuel S. Henderson, No. 24 Laight street.
John S. Higgins, Stapleton, Staten Island.
William Keeland, Twenty-third street and Broadway.
Mark Maher, Jefferson and Monahan avenues.
Frederick Morris, No. 106 Bleeker street.
Edward McGee, No. 416 West Twenty-sixth street.
Theo. McClellon, No. 441 Lafayette street.
William Nolan, No. 902 Broadway.
Thomas Porter, No. 620 West Twenty-fifth street.
Henry Reuter, No. 31 West Houston street.
Patrick Rooney, No. 404 Fifth avenue.
Herman Schaefer, No. 320 East Houston street.
Lewis F. Smith, Bulls Head, Staten Island.
Irving Spoor, No. 525 East Nineteenth street.
William H. Tuite, No. 119 Avenue D.

Respectfully submitted,

HENRY BREEN, Lieutenant in Command.

POLICE DEPARTMENT.

Sanitary Company (Boiler Squad), }
June 10, 1908. }

Hon. THEODORE A. BINGHAM, Police Commissioner:

Sir—In compliance with orders relative to engineers' certificates issued by me under section 312 of chapter 410 of the Laws of 1882 as amended, the following report will show the names of the persons to whom licenses were issued, class of license and location for the same, during the 24 hours ending 12 midnight, June 10, 1908:

First Class.

August Leppold, Pier 17, East River.
George E. O'Neill, Broadway and Seventy-seventh street.
Frederick Hierl, foot of East Eighty-third street.
Francis Scanlon, No. 43 Bleeker street.
Robt. D. Ward, St. George, S. I.
Thomas J. Sheehan, No. 77 Wallabout street, Brooklyn.
Chas. A. Taylor, foot of Fifty-third street, Brooklyn.
Francis Dibbins, No. 268 Conover street, Brooklyn.

Second Class.

James F. Callopy, Jr., No. 253 West Sixty-seventh street.
John Campbell, Twelfth avenue and Fifty-fourth street.
Melvin Dunwoody, No. 132 Franklin street.
John McDonald, No. 169 Third avenue.
Patrick O'Neill, No. 20 Waverly place.
Benjamin C. Storer, No. 462 East Thirty-first street.
W. E. Stiles, No. 93 Adams street, Brooklyn.
Philip Rogers, Gillen place, Brooklyn.
John Steier, Far Rockaway, Brooklyn.

Third Class.

William H. Barrett, No. 609 West Forty-eighth street.
Robt. Brown, No. 151 Leroy street.
John Ehlich, Frankfort street.
John B. Gareis, No. 2690 Third avenue.
Thos. Glennon, No. 17 West Forty-third street.
David B. Hayes, No. 1415 Broadway.
Chas. Krell, foot of East Ninety-third street.
Andrew Lertora, No. 7 Wooster street.
James Leary, No. 569 Fifth avenue.
Christian Metz, No. 500 Madison avenue.
Morris Mahoney, No. 217 West One Hundred and Twenty-fifth street.
Andrew McLoughlin, Port Richmond, S. I.
Hans Nadolny, No. 203 Broadway.
George H. Oldfield, No. 620 West Twenty-fifth street.
Leonhardt Platt, No. 2338 Third avenue.
Jeremiah M. Spillane, Van Nest, N. Y.
Chas. Schottler, No. 138 West One Hundred and Twenty-fourth street.
John C. Tague, No. 30 West Forty-fourth street.
Joseph Walters, No. 100 West Eightieth street.
E. Gleitman, No. 110 Wall street, Brooklyn.
C. C. Dugan, No. 444 Graham avenue, Brooklyn.
Frank N. Freis, foot of North Sixth street, Brooklyn.
John Flynn, No. 204 Van Brunt street, Brooklyn.
Thomas Olson, foot of Thirty-ninth street, Brooklyn.
Robt. R. Peterson, No. 398 Fulton street, Brooklyn.
Stephen J. Hickey, No. 195 Hamburg avenue, Brooklyn.
Jose Gonzalez Babio, No. 276 Calyer street, Brooklyn.

Special.

Frederick Bellosa, No. 513 West Sixteenth street.
Chas. Geibel, No. 180 West One Hundred and Thirty-seventh street.
Chas. T. Klein, No. 352 West One Hundred and Thirty-seventh street.
Chas. A. Leed, foot of Gansevoort street.
Anthony J. Poggi, No. 604 West Eleventh street.

Respectfully submitted,

HENRY BREEN, Lieutenant in Command.

BOROUGH OF MANHATTAN.

BUREAU OF BUILDINGS.

Operations for the Week Ending June 13, 1908.

Plans filed for new buildings (estimated cost, \$1,822,450).....	24
Plans filed for alterations (estimated cost, \$218,885).....	73
Buildings reported unsafe.....	52
Buildings reported for additional means of escape.....	27
Other violations of law reported.....	118
Unsafe building notices issued.....	100
Fire escape notices issued.....	46
Violation notices issued.....	164
Fire escape cases forwarded for prosecution.....	22
Violation cases forwarded for prosecution.....	52
Iron and steel inspections made.....	4,201

EDW. S. MURPHY,

Superintendent of Buildings, Borough of Manhattan.

William H. Class, Chief Clerk.

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

Proceedings of the Commissioners of the Sinking Fund at a Meeting Held in Room No. 16, City Hall, at 11 o'clock a. m., on Thursday, June 11, 1908.

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

The minutes of the meeting held May 27, 1908, were approved as printed.

The following communication was received from the Commissioner of Docks, relative to the appointment of a Consulting Marine Architect (see Minutes, 1907, page 1063):

May 27, 1908.

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

SIR—I beg to recommend that the resolution adopted by the Commissioners of the Sinking Fund October 23, 1907, authorizing the appointment of a Consulting Marine Engineer to perform the usual duties attached to such appointment in connection with the design and construction of ferryboats and equipment for the operation of certain ferries therein described, be amended so as to provide for the appointment of a Consulting Marine Architect instead, the compensation to be paid to be equal to 1 per cent. of the total cost of the boats to be constructed.

Yours respectfully,
ALLEN N. SPOONER, Commissioner.

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

June 4, 1908.

I see no objection to the amendment as requested by the Commissioner, and recommend that it receive the approval of the Commissioners of the Sinking Fund.

CHANDLER WITTINGTON,
Chief Engineer, Department of Finance.

Approved:

H. A. METZ, Comptroller.

Resolved, That so much of the resolution adopted by this Board at meeting held October 23, 1907, as authorized the Commissioner of Docks to contract for the appointment of Consulting Marine Engineer, etc. (paragraph marked "second"), be and the same is hereby amended by substituting the words "Consulting Marine Architect" in place of "Consulting Marine Engineer."

The report was accepted and the resolution unanimously adopted.

A communication was received from the Commissioner of Docks, resubmitting for the consideration of the Board the matter of the proposed purchase of water-front property in the vicinity of Jamaica avenue, Astoria, Borough of Queens.

A public hearing being necessary in accordance with chapter 372 of the Laws of 1907, the Comptroller offered the following resolution:

Resolved, That the Commissioners of the Sinking Fund hereby fix the hour of 11 o'clock a. m. on Tuesday, June 30, 1908, in Room No. 16, City Hall, Borough of Manhattan, as the time and place for a public hearing upon the request of the Commissioner of Docks in communication dated June 5, 1908, that the Commissioners of the Sinking Fund reconsider the matter of the proposed purchase of water-front property in the vicinity of Jamaica avenue, Astoria, Borough of Queens, for the sum of eighty-five thousand dollars (\$85,000).

Which resolution was unanimously adopted.

The Comptroller brought up the matter of the institution of condemnation proceedings for the acquisition of the bulkhead, between Piers (old) 52 and (old) 53, East River, Borough of Manhattan, which was laid over at meeting, held January 8, 1908, and offered the following resolution (see page 4):

Resolved, That the Commissioners of the Sinking Fund hereby fix the hour of 11.05 o'clock a. m., on Tuesday, June 30, 1908, in Room 16, City Hall, Borough of Manhattan, as the time and place for a public hearing, upon request of the Commissioner of Docks, that the Commissioners of the Sinking Fund authorize the institution of condemnation proceedings for the acquisition of the bulkhead between Piers (old) 52 and (old) 53, East River, Borough of Manhattan.

Which resolution was unanimously adopted.

A communication was received from the Commissioner of Docks, submitting for approval proposed amendment to the new plan for the improvement of the water-front, between Twenty-eighth and Thirty-eighth streets, South Brooklyn.

A public hearing being necessary in accordance with chapter 372 of the Laws of 1907, the Comptroller offered the following resolution:

Resolved, That the Commissioners of the Sinking Fund hereby fix the hour of 11.10 o'clock a. m., on Tuesday, June 30, 1908, in Room 16, City Hall, Borough of Manhattan, as the time and place for a public hearing, relative to the proposed amendment of the new plan for the improvement of the water-front, between Twenty-eighth and Thirty-eighth streets, Borough of Brooklyn, submitted by the Commissioner of Docks to the Commissioners of the Sinking Fund for approval, under date of June 5, 1908.

Which resolution was unanimously adopted.

The following communication was received from the Commissioner of Docks, relative to a lease of premises at No. 44 North Fairview avenue, Hammels Station, Borough of Queens:

May 14, 1908.

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

SIR—The Borough of Queens has been divided by this Department into two Dockmasters' Districts, one with headquarters at Astoria, where the Dockmaster formerly in charge of the entire Borough was located and it is necessary to place the other Dockmaster at a convenient location in the vicinity of Jamaica Bay, where nearly all of his business will be transacted.

We have no offices in this vicinity, and inquiry at the Real Estate Bureau of the Finance Department, discloses the fact that the City has no available space in Rockaway Beach which could be utilized as a Dockmaster's office. Three rooms can be secured in the real estate office of R. F. Martin, No. 44 North Fairview avenue, Ham-

mels Station, at a rental of \$200 per annum, consisting of two rooms on the ground floor, each 8 feet by 8 feet, and one room up stairs about 8 feet by 8 feet.

I consider this reasonable rental for the accommodation offered, as, in addition to providing space for the Dockmaster, the surveying party engaged in work in Jamaica Bay and that vicinity can also use the offices as headquarters and store their surveying instruments there at night.

I therefore beg to recommend that the Commissioners of the Sinking Fund authorize the Comptroller to make a lease of the premises in question for the use of this Department for one year at a rental of \$200 per annum with option of renewal for one year additional.

Yours respectfully,
ALLEN N. SPOONER, Commissioner.

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

May 28, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—Hon. Allen N. Spooner, Commissioner of the Department of Docks and Ferries, in a communication addressed to the Commissioners of the Sinking Fund under date of May 14, 1908, requests that a lease be obtained of three rooms in the premises No. 44 North Fairview avenue, Hammels Station, Borough of Queens, for use as a Dockmaster's office and a storage place for the instruments of the surveying party engaged in Jamaica Bay and vicinity, for a period of one year from date of occupation, with the privilege of renewal for another year upon the same terms and conditions, at an annual rental of \$200, payable quarterly. Lessor, R. F. Martin, No. 44 North Fairview avenue.

I find upon examination that the rooms mentioned are located in the one and one-half story real estate office building of Mr. Martin on North Fairview avenue, near the railway station and consist of a corner front room, 8 by 10 feet and a side room, 8 by 8 feet adjoining this in the rear, with an attic room of the same size over it.

Deeming the rent fair and reasonable, I would respectfully recommend that a lease be authorized of the three rooms, one, 8 by 10 feet and two each 8 by 8 feet in the building, No. 44 North Fairview avenue, Hammels Station, Borough of Queens, for a period of one year from date of occupation, with the privilege of renewal for another year upon the same terms and conditions, at an annual rental of \$200, payable quarterly. Lessor, R. F. Martin.

Respectfully submitted for approval,

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

Approved:

H. A. METZ, Comptroller.

Resolved, That the Corporation Counsel be and is hereby requested to prepare a lease to the City, from R. F. Martin, of three rooms—one 8 by 10 feet and two each, 8 by 8 feet, in the building No. 44 North Fairview avenue, Hammels Station, Borough of Queens, for use of the Department of Docks and Ferries, for a period of one year from the date of occupation, with the privilege of renewal for another year upon the same terms and conditions, at an annual rental of two hundred dollars (\$200), payable quarterly; and the Commissioners of the Sinking Fund deeming the said rent fair and reasonable and that it would be for the interests of the City that such lease be made, the Comptroller be and is hereby authorized and directed to execute the same, when prepared and approved by the Corporation Counsel, as provided by sections 149 and 217 of the Greater New York Charter.

The report was accepted and the resolution unanimously adopted.

The Comptroller presented the following report and offered the following resolution, relative to the hiring of halls for lecture purposes, for the Board of Education, during the season from October 1, 1908, to May 1, 1909:

June 8, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—The Board of Education at a meeting held May 27, 1908, adopted a resolution requesting the Commissioners of the Sinking Fund to authorize the hiring of the following halls for lecture purposes during the season from October 1, 1908, to May 1, 1909, at the rentals set opposite the location of each hall and for the number of nights per week indicated in each case, and to authorize the Comptroller to pay the rents for the same without the necessity of entering into leases therefor:

Name and Location.	Number of Nights Per Week.	Rent Per Night.
Borough of Manhattan.		
Cooper Institute, Eighth street and Fourth avenue.....	1	\$25 00
Institute Hall, No. 218 East One Hundred and Sixth street.....	2	15 00
Y. M. C. A. (Harlem Branch), No. 5 West One Hundred and Twenty-fifth street	1	20 00
Young Men's Institute, No. 222 Bowery.....	1	10 00
St. Peter's Hall, Twentieth street, between Eighth and Ninth avenues.....	1	10 00
Borough of The Bronx.		
Lafayette Hall, Alexander avenue and One Hundred and Thirty-seventh street	2	15 00
Riverdale Hall, Riverdale avenue and Two Hundred and Sixtieth street...	1	10 00
Borough of Brooklyn.		
Loughlin Lyceum Memorial Hall, North Henry street, near Herbert street.	1	10 00
McCaddin Memorial Hall, Berry street, near South Third street.....	1	20 00
Y. M. C. A. (Bedford Branch), Bedford avenue and Monroe street.....	1	20 00
Borough of Queens.		
Astoria Assembly Rooms, Nos. 20 to 50 Flushing avenue, Astoria, L. I....	1	10 00
Borough of Richmond.		
Trinity Parish House, Rose avenue and First street, New Dorp.....	1	10 00

All of the halls mentioned, except one, were used by the Board of Education last year, and the rentals paid were the same as now asked, except the two in The Bronx, where the rental paid last year was \$17.50 a night for Lafayette Hall and \$12 a night for Riverdale Hall, as against \$15 and \$10, the prices now charged.

The new hall mentioned on the list is St. Peter's Hall, Twentieth street, Eighth and Ninth avenues, Borough of Manhattan. The City has had the free use of this hall for these school lectures for several years past, and the rental now asked, \$10 a night, is in my opinion fair and reasonable.

Deeming all these rents fair and reasonable, I would respectfully recommend that the Commissioners of the Sinking Fund approve of the hiring by the Board of Education of the following named halls for lecture purposes during the season from

October, 1908, to May, 1909, at the rentals and for the number of nights herein set forth, and that the Comptroller be authorized to pay the rentals without the necessity of entering into leases therefor:

Name and Location.	Number of Nights Per Week.	Rent Per Night.
Borough of Manhattan.		
Cooper Institute, Eighth street and Fourth avenue.....	1	\$25 00
Institute Hall, No. 218 East One Hundred and Sixth street.....	2	15 00
Y. M. C. A. (Harlem Branch), No. 5 West One Hundred and Twenty-fifth street	1	20 00
Young Men's Institute, No. 222 Bowery.....	1	10 00
St. Peter's Hall, Twentieth street, between Eighth and Ninth avenues.....	1	10 00
Borough of The Bronx.		
Lafayette Hall, Alexander avenue and One Hundred and Thirty-seventh street	2	15 00
Riverdale Hall, Riverdale avenue and Two Hundred and Sixtieth street...	1	10 00
Borough of Brooklyn.		
Loughlin Lyceum Memorial Hall, North Henry street, near Herbert street.	1	10 00
McCaddin Memorial Hall, Berry street, near South Third street.....	1	20 00
Y. M. C. A. (Bedford Branch), Bedford avenue and Monroe street.....	1	20 00
Borough of Queens.		
Astoria Assembly Rooms, Nos. 20 to 50 Flushing avenue, Astoria, L. I....	1	10 00
Borough of Richmond.		
Trinity Parish House, Rose avenue and First street, New Dorp.....	1	10 00

Respectfully submitted for approval,

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

Approved:

H. A. METZ, Comptroller.

Resolved, That the Commissioners of the Sinking Fund hereby approve of the hiring by the Board of Education, of the following halls for lecture purposes, during the season from October 1, 1908, to May 1, 1909, at the rent set opposite the location of each hall and for the number of nights per week indicated in each case, and that the Comptroller be and is hereby authorized to pay the rentals for same without the necessity of entering into leases therefor:

Name and Location.	Number of Nights Per Week.	Rent Per Night.
Borough of Manhattan.		
Cooper Institute, Eighth street and Fourth avenue.....	1	\$25 00
Institute Hall, No. 218 East One Hundred and Sixth street.....	2	15 00
Y. M. C. A. (Harlem Branch), No. 5 West One Hundred and Twenty-fifth street	1	20 00
Young Men's Institute, No. 222 Bowery.....	1	10 00
St. Peter's Hall, Twentieth street, between Eighth and Ninth avenues.....	1	10 00
Borough of The Bronx.		
Lafayette Hall, Alexander avenue and One Hundred and Thirty-seventh street	2	15 00
Riverdale Hall, Riverdale avenue and Two Hundred and Sixtieth street...	1	10 00
Borough of Brooklyn.		
Loughlin Lyceum Memorial Hall, North Henry street, near Herbert street.	1	10 00
McCaddin Memorial Hall, Berry street, near South Third street.....	1	20 00
Y. M. C. A. (Bedford Branch), Bedford avenue and Monroe street.....	1	20 00
Borough of Queens.		
Astoria Assembly Rooms, Nos. 20 to 50 Flushing avenue, Astoria, L. I....	1	10 00
Borough of Richmond.		
Trinity Parish House, Rose avenue and First street, New Dorp.....	1	10 00

The report was accepted and the resolution unanimously adopted.

The following communication was received from the Commissioner of Street Cleaning relative to a renewal of the lease of premises at No. 250 East Fortieth street, Borough of Manhattan:

May 20, 1908.

Hon. GEORGE B. McCLELLAN, Mayor, Chairman, Sinking Fund Commission:

SIR—I request the consent and approval of your Board, pursuant to section 541 of the Charter, for a renewal of the lease from Patrick Purcell, residing at No. 250 East Fortieth street, Manhattan, of the ground floor and cellar of the premises known as No. 250 East Fortieth street, in the Borough of Manhattan, for another term of five (5) years from September 1, 1908, at the same annual rental of six hundred dollars (\$600), payable quarterly, and otherwise upon the same terms and conditions as the existing lease, excepting the covenant in the present lease requiring the owner to put in an entire new floor, to enlarge and renew the toilet room, to close permanently the easterly half of the front door and make it weather-tight, and to enlarge the doorway leading down to the cellar, these betterments having already been made by the lessor.

Respectfully,
FOSTER CROWELL, Commissioner.

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

May 26, 1908.

The rent being the same as heretofore paid, I would respectfully recommend that the Commissioners of the Sinking Fund adopt a resolution authorizing a renewal of the lease of the ground floor and cellar of the premises No. 250 East Fortieth street, Borough of Manhattan, for a period of five years from September 1, 1908, at an annual rental of \$600, payable quarterly, and upon the same terms and conditions as contained in the existing lease. Lessor, Patrick Purcell.

Respectfully submitted for approval,
MORTIMER J. BROWN,
Appraiser of Real Estate, Department of Finance.

Approved: H. A. METZ, Comptroller.

Resolved, That the Commissioners of the Sinking Fund hereby approve of and consent to the execution by the Commissioner of Street Cleaning, of a renewal of the lease to the City of the ground floor and cellar of premises No. 250 East Fortieth street, Borough of Manhattan, for a period of five years from September 1, 1908, at an annual rental of six hundred dollars (\$600), payable quarterly, and upon the same terms and conditions as contained in the existing lease; lessor, Patrick Purcell; the Commissioners of the Sinking Fund deeming the said rent fair and reasonable and that it would be for the interests of the City that such lease be made.

The report was accepted and the resolution unanimously adopted.

The following communication was received from the Commissioner of Street Cleaning relative to a renewal of the lease of premises at No. 444 West Fortieth street, Borough of Manhattan:

May 19, 1908.

Hon. GEORGE B. McCLELLAN, Mayor, Chairman, Sinking Fund Commission:

SIR—I request the consent and approval of your Board for a renewal of the lease, pursuant to section 541 of the Charter, from Henry L. Byrnes, residing at No. 445 Seventh avenue, Manhattan, of the ground floor or store of the premises No. 444 West Fortieth street, in the Borough of Manhattan, for another term of two (2) years from October 1, 1908, at the same annual rental of \$300, payable quarterly, and otherwise on the same terms and conditions contained in the existing lease.

Respectfully,

FOSTER CROWELL, Commissioner.

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

May 26, 1908.

The rent being the same as heretofore paid, I would respectfully recommend that the Commissioners of the Sinking Fund adopt a resolution authorizing a renewal of the lease of the ground floor or store of the premises No. 444 West Fortieth street, Borough of Manhattan, for a period of two years from October 1, 1908, at an annual rental of \$300, payable quarterly, and upon the same terms and conditions as contained in the existing lease. Lessor, Henry L. Byrnes.

Respectfully submitted for approval,

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

Approved:

H. A. METZ, Comptroller.

Resolved, That the Commissioners of the Sinking Fund hereby approve of and consent to the execution by the Commissioner of Street Cleaning, of a renewal of a lease to the City of the ground floor or store of premises No. 444 West Fortieth street, Borough of Manhattan, for a period of two years from October 1, 1908, at an annual rental of three hundred dollars (\$300), payable quarterly, and upon the same terms and conditions as contained in the existing lease; lessor, Henry L. Byrnes; the Commissioners of the Sinking Fund deeming the said rent fair and reasonable and that it would be for the interests of the City that such lease be made.

The report was accepted and the resolution unanimously adopted.

The following communication was received from the Commissioner of Bridges, relative to a renewal of the lease of premises at Nos. 101 to 107 East One Hundred and Twenty-fifth street, Borough of Manhattan:

May 20, 1908.

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

SIR—The lease between The City of New York and New York Central Storage Company for Room No. 601 in Nos. 101 to 107 East One Hundred and Twenty-fifth street, Borough of Manhattan, will expire July 21, 1908.

As these premises are necessary for the proper transaction of business of the Department of Bridges, I therefore request the Commissioners of the Sinking Fund to authorize a further renewal of the lease for the premises for a period of one year at the annual rental of \$420.

Respectfully,

JOHN H. LITTLE, Deputy and Acting Commissioner.

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

May 26, 1908.

The rent being the same as heretofore paid, I would respectfully recommend that the Commissioners of the Sinking Fund adopt a resolution authorizing a renewal of the lease of Room 601 in the premises Nos. 101 to 107 East One Hundred and Twenty-fifth street, Borough of Manhattan, for a period of one year from July 21, 1908, at an annual rental of \$420, payable quarterly, and upon the same terms and conditions as contained in the existing lease.

Respectfully submitted for approval,

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

Approved:

H. A. METZ, Comptroller.

Resolved, That the Comptroller be and is hereby authorized and directed to execute a renewal of the lease to the City of Room No. 601 in the premises Nos. 101 to 107 East One Hundred and Twenty-fifth street, Borough of Manhattan, for use of the Department of Bridges, for a period of one year from July 21, 1908, at an annual rental of four hundred and twenty dollars (\$420), payable quarterly, and upon the same terms and conditions as contained in the existing lease; lessor, New York Central Storage Company; Justus N. Williams, president; the Commissioners of the Sinking Fund deeming the said rent fair and reasonable, and that it would be for the interests of the City that such lease be made.

The report was accepted and the resolution unanimously adopted.

The following communication was received from the Commissioner of Bridges, relative to a renewal of the lease of premises at No. 193 Broadway, Borough of Brooklyn:

May 26, 1908.

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

SIR—The lease between The City of New York and James R. Sparrow, No. 96 Greenpoint avenue, for the cellar, first and second floors of the premises No. 193 Broadway, in the Borough of Brooklyn, will expire September 6, 1908.

As these premises are necessary for the proper transaction of business of the Department of Bridges, and as the present lease contains a renewal clause, I therefore request the Commissioners of the Sinking Fund to authorize a renewal of the lease for the premises for a period of one year at the annual rent or sum of \$2,400.

Respectfully,

JOHN H. LITTLE, Deputy and Acting Commissioner.

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

June 4, 1908.

The rent being the same as heretofore paid, I would respectfully recommend that the Commissioners of the Sinking Fund authorize a renewal of the lease of premises consisting of the cellar, first and second floors of No. 193 Broadway, Borough of Brooklyn, for the use of the Department of Bridges, for a period of one year from September 6, 1908, at an annual rental of \$2,400, payable quarterly, and upon the same terms and conditions as contained in the existing lease. Lessor, James R. Sparrow, No. 96 Greenpoint avenue.

Respectfully submitted for approval,

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

Approved:

H. A. METZ, Comptroller.

Resolved, That the Comptroller be and is hereby authorized and directed to execute a renewal of the lease to the City from James R. Sparrow, of the cellar, first and second floors of premises No. 193 Broadway, Borough of Brooklyn, for use of the Department of Bridges, for a period of one year from September 6, 1908, at an annual rental of twenty-four hundred dollars (\$2,400), payable quarterly, and upon the same terms and conditions as contained in the existing lease; the Commissioners of the Sinking Fund deeming the said rent fair and reasonable, and that it would be for the interests of the City that such lease be made.

The report was accepted and the resolution unanimously adopted.

The following communication was received from the Commissioner of Bridges, relative to a renewal of the lease of premises at No. 36 Jackson avenue, Long Island City, Borough of Queens:

May 26, 1908.

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

SIR—The lease between The City of New York and William Richenstein for the second floor of the premises No. 36 Jackson avenue, Long Island City, Borough of Queens, will expire September 1, 1908.

As these premises are necessary for the proper transaction of business of the Department of Bridges, and as the present lease contains a renewal clause, I therefore request the Commissioners of the Sinking Fund to authorize a renewal of the lease for the premises for a period of one year, at the annual rent or sum of \$420.

Respectfully,

JOHN H. LITTLE, Deputy and Acting Commissioner.

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

June 4, 1908.

The rent being the same as heretofore paid, I would respectfully recommend that the Commissioners of the Sinking Fund authorize a renewal of the lease of premises consisting of the second floor (535 square feet) of No. 36 Jackson avenue, Long Island City, Borough of Queens, for the use of the Department of Bridges, for a period of one year from September 1, 1908, at an annual rental of \$420, payable quarterly, and upon the same terms and conditions as contained in the existing lease. Lessor, William Richenstein.

Respectfully submitted for approval,

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

Approved:

H. A. METZ, Comptroller.

Resolved, That the Comptroller be and is hereby authorized and directed to execute a renewal of the lease to the City of premises consisting of the second floor of premises No. 36 Jackson avenue, Long Island City, Borough of Queens, for use of the Department of Bridges, for a period of one year from September 1, 1908, at an annual rental of four hundred and twenty dollars (\$420), payable quarterly, and upon the same terms and conditions as contained in the existing lease; lessor, William Richenstein; the Commissioners of the Sinking Fund deeming the said rent fair and reasonable and that it would be for the interests of the City that such lease be made.

The report was accepted and the resolution unanimously adopted.

The Comptroller presented the following report and offered the following resolution relative to a renewal of the lease of premises at No. 63 West One Hundred and Thirty-fifth street, Borough of Manhattan:

May 27, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—Mr. John H. Little, Deputy and Acting Commissioner of the Department of Bridges, in a communication addressed to the Commissioners of the Sinking Fund under date of May 20, 1908, requests that the present existing lease of the store premises No. 63 West One Hundred and Thirty-fifth street, Borough of Manhattan, which will expire June 9, 1908, used by the Department of Bridges as an office for the Engineers in charge of the Harlem River bridges, be renewed for a period of two years at a rental of \$540 a year. This rental, Mr. Little states, is an increase of \$120 a year over that now paid by the City, but he adds that the adjoining premises rent for \$600 per annum. This is a store about 15 by 40 feet in size on the north side of One Hundred and Thirty-fifth street east of Lenox avenue, for which the City is now paying a rental of \$420 a year. Mr. Little is, I think, misinformed in saying that the adjoining premises rent for \$600 a year. The adjoining stores of the same size are rented at \$40 a month. In fact, that is the prevailing rate for such stores in that block front, and I know of no reason why the City should be expected to pay a rent of 12½ per cent. more than other tenants for like accommodations.

The owner of the property, after consultation, has agreed to accept the old rental. I would therefore respectfully recommend that the request of the Bridge Department for the renewal of this lease for two years be approved by the Commissioners of the Sinking Fund at a rental of \$480 a year instead of \$540, upon the same terms and conditions as contained in the present existing lease.

Respectfully submitted for approval,

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

Approved:

H. A. METZ, Comptroller.

Resolved, That the Comptroller be and is hereby authorized and directed to execute a renewal of the lease to the City from Henry Meyers, of the store, premises No. 63 West One Hundred and Thirty-fifth street, Borough of Manhattan, for use of the Department of Bridges, for a period of two years from June 9, 1908, at an annual rental of four hundred and eighty dollars (\$480), payable quarterly, and upon the same terms and conditions as contained in the existing lease; the Commissioners of the Sinking Fund deeming the said rent fair and reasonable and that it would be for the interests of the City that such lease be made.

The report was accepted and the resolution unanimously adopted.

The Comptroller presented the following report and offered the following resolution relative to the leasing of the following premises for the President of the Borough of Brooklyn for the storage of free floating baths:

1. Premises at the foot of Fifty-eighth street, Borough of Brooklyn.
2. Premises at the foot of Conover street, Borough of Brooklyn.
3. Premises at the foot of North First street, Borough of Brooklyn.

June 8, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—Hon. Bird S. Coler, President of the Borough of Brooklyn, in a communication to the Commissioners of the Sinking Fund under date of June 1, 1908, requests that leases be authorized for three sites for berthing free floating baths in that Borough for the season of 1908, from June 1 to October 1, as follows:

At the foot of Fifty-eighth street, from Clarence Kenyon, No. 754 Pacific street; rental, \$500 for the season.

At the foot of Conover street, from the New York Dock Company, No. 10 Bridge street, Manhattan; rental, \$400 for the season.

At the foot of North First street; George I. Cook, Treasurer of the Ireland Real Estate Company, No. 487 Broadway, Manhattan; rental, \$800 for the season.

The first two leases mentioned are at the same prices which were paid by the City last year. At the foot of North First street the City last year had two floating baths, one on each side of the pier, for which it paid a rental of \$1,400, but this year it is proposed to have only one bath which will be better located than formerly, being further from the sewer outlet. The rental charged, \$800 for the season, is fair and reasonable.

I would respectfully recommend that the Commissioners of the Sinking Fund authorize a lease of a site for a free floating bath at the foot of Fifty-eighth street, Borough of Brooklyn, at a rental of \$500 for the season, from June 1, 1908, to October 1, 1908. Lessor, Clarence Kenyon.

Also a lease for a bath site at the foot of Conover street at a rental of \$400 for the season, from June 1, 1908, to October 1, 1908. Lessor, New York Dock Company.

Also a lease for a bath site at the foot of North First street, at a rental of \$800 for the season; lessor, George I. Cook, Treasurer of the Ireland Realty Company. All rents to be payable quarterly.

Respectfully submitted for approval,

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

Approved:

H. A. METZ, Comptroller.

Resolved, That the Corporation Counsel be and is hereby requested to prepare a lease to the City from Clarence Kenyon, of a site at the foot of Fifty-eighth street, Borough of Brooklyn, for use of the President of the Borough of Brooklyn, to be used as a berth for a free floating bath, for the season from June 1 to October 1, 1908, at a rental of five hundred dollars (\$500) for the season, payable quarterly, and the Commissioners of the Sinking Fund deeming the said rent fair and reasonable, and that it would be for the interests of the City that such lease be made, the Comptroller be and is hereby authorized and directed to execute the same when prepared and approved by the Corporation Counsel, as provided by sections 149 and 217 of the Greater New York Charter.

Resolved, That the Corporation Counsel be and is hereby requested to prepare a lease to the City from the New York Dock Company of a site at the foot of Conover street, in the Borough of Brooklyn, for the use of the President of the Borough of Brooklyn, to be used as a berth for a free floating bath, for the season from June 1 to October 1, 1908, at a rental of four hundred dollars (\$400) for the season, payable quarterly; and the Commissioners of the Sinking Fund deeming the said rent fair and reasonable, and that it would be for the interests of the City that such lease be made, the Comptroller be and is hereby authorized and directed to execute the same when prepared and approved by the Corporation Counsel, as provided by sections 149 and 217 of the Greater New York Charter.

Resolved, That the Corporation Counsel be and is hereby requested to prepare a lease to the City from George I. Cook, Treasurer of the Ireland Realty Company, of a site at the foot of North First street, Borough of Brooklyn, for use of the President of the Borough of Brooklyn, to be used as a berth for a free floating bath, for the season from June 1 to October 1, 1908, at a rental of eight hundred dollars (\$800) for the season, payable quarterly; and the Commissioners of the Sinking Fund deeming the said rent fair and reasonable and that it would be for the interests of the City that such lease be made, the Comptroller be and is hereby authorized and directed to execute the same when prepared and approved by the Corporation Counsel, as provided by sections 149 and 217 of the Greater New York Charter.

The report was accepted and the resolutions severally unanimously adopted.

The following communication was received from the President of the Borough of Richmond, relative to a renewal of the lease of premises on Nelson avenue at Giffords, Staten Island, Borough of Richmond:

May 29, 1908.

Mr. N. TAYLOR PHILLIPS, Secretary, Commissioners of the Sinking Fund.

GENTLEMEN—I would request that you authorize the renewal of the lease of premises as per appended resolution, said premises containing a pond from which water is drawn for street sprinkling purposes. The terms proposed are the same as in existing agreement.

Resolved, That the Comptroller be and is hereby authorized and directed to execute a renewal of the lease to the City, of the plot of ground 50 feet square on the northeasterly side of Nelson avenue, about 500 feet north of Southfield boulevard at Giffords, Staten Island, for use of the President of the Borough of Richmond, for a period of two years from July 1, 1908, with the privilege of renewal for another term of one year on the same terms and conditions, at an annual rental of forty dollars (\$40), payable quarterly; otherwise upon the same terms and conditions as contained in the existing lease. Lessor, Joseph Gillies, executor of the estate of Michael Fitzgerald, deceased. The Commissioners of the Sinking Fund deeming the said rent fair and reasonable and that it would be for the interests of the City that such lease be made.

Respectfully yours,

GEORGE CROMWELL,
President of the Borough of Richmond.

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

June 4, 1908.

The rent being the same as heretofore paid, I would respectfully recommend that the Commissioners of the Sinking Fund authorize a lease of the premises consisting of a plot of ground 50 feet square on the northeasterly side of Nelson avenue, about 500 feet north of Southfield boulevard, at Giffords, Staten Island, Borough of Richmond, for a period of two years from July 1, 1908, with the privilege of renewal for another term of one year on the same terms and conditions, at an annual rental of forty dollars (\$40), payable quarterly, and upon the same terms and conditions as

contained in the existing lease; lessor, Joseph Gillies, executor of the estate of Michael Fitzgerald, deceased.

Respectfully submitted for approval.

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

Approved:

H. A. METZ, Comptroller.

Resolved, That the Comptroller be and is hereby authorized and directed to execute a renewal of the lease to the City of the plot of ground 50 feet square on the north-easterly side of Nelson avenue, about 500 feet north of Southfield boulevard, at Giffords, Staten Island, Borough of Richmond, for use of the President of the Borough of Richmond, for a period of two years from July 1, 1908, with the privilege of renewal for another term of one year on the same terms and conditions, at an annual rental of forty dollars (\$40), payable quarterly and upon the same terms and conditions as contained in the existing lease; lessor, Joseph Gillies, executor of the estate of Michael Fitzgerald, deceased; the Commissioners of the Sinking Fund deeming the said rent fair and reasonable and that it would be for the interests of the City that such lease be made.

The report was accepted and the resolution unanimously adopted.

The Comptroller presented the following report and offered the following resolution, relative to a renewal of the lease of premises at No. 280 Broadway, Borough of Manhattan, for the use of the Change of Grade Damage Commission:

June 4, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—Mr. Lamont McLoughlin, Clerk to the Change of Grade Damage Commission of the Twenty-third and Twenty-fourth Wards, in a communication dated June 1, 1908, states that the lease of the office of the above named commission, Room 138, Stewart Building, expired on May 1, 1908, and desires that arrangements be made with the owners of the building for a renewal of the lease by submitting the same to the Commissioners of the Sinking Fund for action.

The last time action was taken by the Commissioners of the Sinking Fund on this lease was at a meeting held March 20, 1907, in accordance with a communication from the Change of Grade Damage Commission, asking that the Commissioners of the Sinking Fund adopt a resolution for paying the rent for a term from May 1, 1905, until May 1, 1908, it having appeared that no application had been made for a renewal of the lease, and no action therefore had been taken thereon, and the resolution adopted by the Commissioners of the Sinking Fund was for a period of two years only—that is, from May 1, 1905, to May 1, 1907—authorizing the Comptroller to pay the rent, and the Corporation Counsel was requested to advise the Commissioners of the Sinking Fund as to the necessity of continuing the work of the Change of Grade Damage Commission. In a communication dated March 27, 1907, which was presented to the Commissioners of the Sinking Fund on April 3, 1907, the Corporation Counsel replied, which was printed in full in the minutes. In that communication he stated that as to the length of time required to close up the work, it would be impossible to venture an opinion; that for at least a year or two there would be all the work the Commission could handle in closing up the claims in which the only question in dispute is the amount of the claims recovered.

At a meeting of the Commissioners of the Sinking Fund held April 17, 1907, a resolution was adopted authorizing the Comptroller to pay to the owners of the Stewart Building the sum of \$650, being the rent from May 1, 1907, until May 1, 1908, for Room 138 occupied by the Change of Grade Damage Commission.

By chapter 567 of the Laws of 1894 and acts amendatory thereof and supplemental thereto, the duty of providing sufficient and proper office accommodation for the above named Commission is imposed upon the Comptroller, and Corporate Stock has, from time to time, been issued, in accordance with said law for the payment of said rent and other expenses of the Commission. The Corporation Counsel in his communication hereinbefore recited stated that it was necessary for the commission to continue their work, and it seems to me that the Commissioners of the Sinking Fund will be compelled to adopt a resolution authorizing the hiring of Room 138 in the Stewart Building for the use of the Change of Grade Damage Commission for a term of two years (the length of time which the present leases now in force for other rooms in the building have to run), from May 1, 1908, at an annual rental of \$650, payable quarterly, the owners to furnish light, heat, elevator and janitor service.

I would further recommend that the Secretary to the Commissioners of the Sinking Fund call the attention of the Change of Grade Damage Commission to a resolution of the Commissioners of the Sinking Fund, directing that all applications for leases should be made at least three months in advance of the time they expire.

Respectfully submitted for approval.

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

Approved:

H. A. METZ, Comptroller.

Resolved, That the Commissioners of the Sinking Fund hereby approve of the hiring of Room 138 in the Stewart Building, No. 280 Broadway, Borough of Manhattan, for use of the Change of Grade Damage Commission, for a period of two years from May 1, 1908, at an annual rental of six hundred and fifty dollars (\$650), payable quarterly, and that the Comptroller be and is hereby authorized to pay to Horace Russell and Edward D. Harris, executors, etc., the rental of said premises for the time mentioned, the rent to include light, heat and janitor service.

The report was accepted and the resolution unanimously adopted.

The Comptroller presented the following report and offered the following resolution, relative to a renewal of the lease of premises in the Masonic Hall Building, on Main street, Westchester, Borough of The Bronx, for the use of the Eighth District Municipal Court:

May 26, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—Mr. Philip Bloch, Secretary to the Board of City Magistrates, in a communication to the Commissioners of the Sinking Fund under date of May 8, 1908, speaking for the Board, requests that the present existing lease of the premises in the Masonic Hall Building of Wyoming Lodge No. 492, F. & A. M., at Westchester, Borough of The Bronx, which expires September 1, 1908, be renewed. Upon consultation with Magistrate Barlow, President of the Board, I learned that it is deemed advisable that a lease for five years be secured.

The building is a 3-story brick, 28 by 90 feet, in good repair, on the west side of Main street, in Westchester Village. The City has been a tenant for the past five years and is at present paying a rental of \$1,200 a year, payable quarterly, the lessors furnishing heat and light and making repairs.

The City occupies for jail purposes all of the first floor except two small rooms in the rear used by the janitor, and all the second floor for court room, Judge's room, Clerk's room, etc., the top floor being used as a lodge room.

The property is assessed at \$16,300 for 1908, and the rental now asked, \$1,500 a year for the next five years, is, in my opinion, reasonable. Besides, this appears to be the only suitable property for the purpose that can be obtained in that part of the City. The lessors insist, however, that, as there has been some talk of widening Main street, although there has been no definite action taken, either by the Local Board or any City authority, in the matter, looking towards the widening of Main street, the lease should contain a clause that if this building, or any part of it, is taken for such widening, the owners shall not be liable for damages to the City caused thereby.

There does not seem to be any immediate prospect that this street will be widened during the term of the lease, nor is it yet determined on which side the widening shall take place. I therefore respectfully recommend that the Commissioners of the Sinking Fund authorize a renewal of the present existing lease from Wyoming Lodge No. 492, F. & A. M., of the first and second floors of the Masonic Hall Building on Main street, Westchester, Borough of The Bronx, for a period of five years, from September 1, 1908, at a rental of \$1,500 a year, payable quarterly, otherwise upon the same terms and conditions as contained in the existing lease. The lease also to contain a clause that in case all or any portion of this building being taken by the City for the widening of Main street, the lessors shall not be liable for damages to the City thereby, under this lease. Lessors, Wyoming Lodge No. 492, F. & A. M. Trustees, Henry A. Murphy, Henry Belmont and Fred M. Wise.

Respectfully submitted for approval,

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

Approved:

H. A. METZ, Comptroller.

Resolved, That the Comptroller be and is hereby authorized and directed to execute a renewal of the lease to the City, of the first and second floors of the Masonic Hall Building, on Main street, Westchester, Borough of The Bronx, for use of the Eighth District Court, for a period of five years, from September 1, 1908, at an annual rental of fifteen hundred dollars (\$1,500), payable quarterly; the lease to contain a clause that in case all or any portion of this building being taken by the City for the widening of Main street, the lessor shall not be liable for damages to the City thereby under this lease, otherwise upon the same terms and conditions as contained in the existing lease; lessors, Wyoming Lodge No. 492, F. & A. M. Trustees, Henry A. Murphy, Henry Belmont and Fred M. Wise; the Commissioners of the Sinking Fund deeming the said rent fair and reasonable and that it would be for the interests of the City that such lease be made.

The report was accepted and the resolution unanimously adopted.

The Comptroller brought up the matter of the proposed amendment to resolution adopted December 4, 1907, authorizing a lease of premises at Nos. 66 to 72 Lafayette street, Borough of Manhattan, for use of the First District Municipal Court.

On motion, the matter was referred to the Corporation Counsel.

The Comptroller presented the following report and offered the following resolution, relative to a lease of premises at No. 4113 Third avenue, Borough of The Bronx, for use of the Department of Water Supply, Gas and Electricity:

May 27, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—Deputy Commissioner M. F. Loughman of the Department of Water Supply, Gas and Electricity in a communication addressed to the Commissioners of the Sinking Fund under date of February 29, 1908, asked that a lease be secured of the second floor premises of the Bedell Building, No. 4113 Third avenue, Borough of The Bronx, for the use of the Bureau of Lamps and Gas, having in charge the installation of street lamps and the inspection of public lighting in that Borough, the lease to be for one year from date of occupation, at a rental of \$425 a year, payable quarterly; the lessor to furnish heat, light and janitor service.

At that time there was some question as to whether this Bureau could not be furnished with suitable quarters in the Bronx Borough Hall, and the matter was referred back to the Department for further report.

It is now found, according to the letters herewith, that such rooms are not available in the Borough Hall, and the request for the rental of this room in the Bedell Building is renewed by Deputy Commissioner Loughman in a communication dated May 21, 1908.

The room in question is the whole of the second floor in the 2-story brick Bedell Building, No. 4113 Third avenue, near the northwest corner of One Hundred and Seventy-fifth street. The room is 25 by 35 feet with five windows and a skylight, and the rent asked, \$425 a year, is, in my opinion, reasonable. I would therefore respectfully recommend that the Commissioners of the Sinking Fund authorize the execution of a lease of the second floor in the Bedell Building, No. 4113 Third avenue, Borough of The Bronx, for a period of one year from date of occupation, at a rental of \$425 a year, payable quarterly, the lessor to furnish heat, light and janitor service. Lessor, W. A. Bedell Estate, Edwin Bedell, Executor.

Respectfully submitted for approval,

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

Approved:

H. A. METZ, Comptroller.

Resolved, That the Corporation Counsel be and is hereby requested to prepare a lease to the City from W. A. Bedell Estate, Edwin Bedell, Executor, of the second floor of the Bedell Building, No. 4113 Third avenue, Borough of The Bronx, for use of the Department of Water Supply, Gas and Electricity, for a period of one year from the date of occupation, at an annual rental of four hundred and twenty-five dollars (\$425), payable quarterly; the lessor to furnish heat, light and janitor service; and the Commissioners of the Sinking Fund deeming the said rent fair and reasonable and that it would be for the interests of the City that such lease be made, the Comptroller be and is hereby authorized and directed to execute the same, when prepared and approved by the Corporation Counsel, as provided by sections 149 and 217 of the Greater New York Charter.

The report was accepted and the resolution unanimously adopted.

The following communication was received from the Department of Water Supply, Gas and Electricity, recommending that the resolution authorizing a lease of Room 1906 in the Park Row Building, Nos. 13 to 21 Park Row, Borough of Manhattan, be rescinded:

June 3, 1908.

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

DEAR SIR—In connection with the resolution adopted by the Commissioners of the Sinking Fund on the 27th ult., requesting the Corporation Counsel to prepare a lease to the Park Row Realty Company for Room 1906 in the Park Row Building, it appears now that the owners will not accept \$259.05, the amount fixed in said resolution.

In submitting the application for the rental of this room, the Department understood from the agent that it could be secured at the special rate of \$1.65 per square foot, which, I understand, is the price charged for the rooms occupied by the City Departments in this building. The owners claim that this special rate cannot be applied to this room and will not accept less than \$420 annually.

I do not believe that this is a fair and reasonable rate for this room and therefore notify you to take no further action toward the preparation of the lease.

Respectfully,

M. F. LOUGHMAN, Deputy Commissioner.

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

June 6, 1908.

In accordance with the above request, I respectfully recommend that the Commissioners of the Sinking Fund rescind the resolution adopted by them at the meeting held May 27, 1908, authorizing a lease of Room 1906 in the Park Row Building, Nos. 13 to 21 Park row, Borough of Manhattan, for the use of the Department of Water Supply, Gas and Electricity.

Respectfully submitted for approval,

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

Approved:

H. A. METZ, Comptroller.

Resolved, That the resolution adopted by this Board at meeting held May 27, 1908, authorizing a lease of Room 1906 in the Park Row Building, Nos. 13 to 21 Park row, Borough of Manhattan, for use of the Department of Water Supply, Gas and Electricity, be and the same is hereby rescinded.

The report was accepted and the resolution unanimously adopted.

The following communication was received from the Police Department requesting authority to establish, provide and furnish premises on the south side of West Thirtieth street, 263 feet easterly from Seventh avenue, Borough of Manhattan, for the Twenty-third Police Precinct:

May 28, 1908.

To the Honorable Commissioners of the Sinking Fund:

GENTLEMEN—The following proceedings were this day directed by the Police Commissioner:

Whereas, The new station house in course of erection for the Twenty-third Precinct (formerly Nineteenth Precinct) on premises south side of West Thirtieth street, 263 feet easterly from Seventh avenue, is nearly completed;

Ordered, That the Commissioners of the Sinking Fund be and are hereby respectfully requested to authorize the Police Commissioner to establish, provide and furnish such building as a station house for the Twenty-third Precinct, for the accommodation thereof of members of the Police Force and as a place of temporary detention for persons arrested and property taken within said precinct, and also to provide and furnish such business accommodations, apparatus and articles and provide for the care thereof as shall be necessary for the Department of Police and the transaction of the business of the Department.

Very respectfully,
THEO. A. BINGHAM, Police Commissioner.

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

June 3, 1908.

As stated by the Police Commissioner, the new station house in course of erection for the Twenty-third Precinct (formerly Nineteenth Precinct), located on the south side of West Thirtieth street, 263 feet easterly from Seventh avenue, Borough of Manhattan, is nearly completed.

Therefore, I recommend that the Commissioners of the Sinking Fund approve of and authorize the above request of the Police Commissioner under date of May 28, 1908, pursuant to the provisions of section 320 of the amended Greater New York Charter.

CHANDLER WITTINGTON,
Chief Engineer, Department of Finance.

Approved:

H. A. METZ, Comptroller.

Resolved, That, pursuant to the provisions of section 320 of the Greater New York Charter, the Commissioners of the Sinking Fund hereby authorize the Police Commissioner to establish, provide and furnish the building located on the south side of Thirtieth street, 263 feet easterly from Seventh avenue, Borough of Manhattan, as a station house for the Twenty-third Precinct, for the accommodation thereof of members of the Police Force and as a place of temporary detention for persons arrested and property taken within said precinct, and also to provide and furnish such business accommodations, apparatus and articles and provide for the care thereof as shall be necessary for the Department of Police and the transaction of the business of the Department.

The report was accepted and the resolution unanimously adopted.

The Comptroller presented the following report and offered the following resolution relative to the plans for a new station house for the Eighth Precinct Police Station, to be located on the southeast corner of Beach and Varick streets, Borough of Manhattan:

June 4, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—Hon. Theo. A. Bingham, Police Commissioner, in communication under date of May 1, 1908, forwards for the approval of the Commissioners of the Sinking Fund, plans and specifications for a new station house for the Eighth Precinct Police Station, to be located on the southeast corner of Beach and Varick streets, Borough of Manhattan. I would report:

"I have examined the plans and specifications in detail, and I am pleased to report that they come more nearly to meeting the actual needs and requirements of a building to be used exclusively for police purposes than any other plans which have been recently submitted.

"The exterior is to be of granite to the first story window sills and above that brick and terra cotta.

"There are no excessive ornamentations or decorations, and no extravagances of material, either inside or out.

"No stable is provided, and this feature I think worthy of special commendation, as the time has fully arrived when police patrol wagons should be self-propelled instead of drawn by horses.

"Throughout the entire design, there is evidence of careful study of the uses to which the building is to be put, and the advisability of making the appointments as little complicated as possible and of a nature to call for infrequent repairs and a minimum of care.

"I am of the opinion therefore that the plans and specifications may properly meet with the approval of the Commissioners of the Sinking Fund."

Respectfully,
CHANDLER WITTINGTON, Chief Engineer.

Approved:

H. A. METZ, Comptroller.

Resolved, That, pursuant to the provisions of chapter 350 of the Laws of 1892, as amended by chapter 495 of the Laws of 1895, the Commissioners of the Sinking Fund hereby approve of the plans submitted by the Police Commissioner, under date of May 1, 1908, for the construction of a new station house for the Eighth Precinct Police Station, to be located on the southeasterly corner of Beach and Varick streets, Borough of Manhattan.

The report was accepted and the resolution unanimously adopted.

The following communication was received from the Police Department relative to a lease of premises to be erected on the west side of Eighth street, 100 feet south of Sheepshead Bay road, in the Borough of Brooklyn:

NEW YORK, May 22, 1908.

To the Honorable Commissioners of the Sinking Fund:

GENTLEMEN—The Police Commissioner this day

Ordered, That the Commissioners of the Sinking Fund be and are hereby respectfully requested to authorize the Comptroller to execute a lease of premises in West Eighth street, Brooklyn, and the following information is given, in pursuance of circular letter of the Commissioners of the Sinking Fund adopted by resolution October 22, 1902:

1. Full name of owner or lessor? William Fox, lessor, West Eighth street, Coney Island.

2. Full description of the property? One-story frame building, 28 x 25, situated on the west side of West Eighth street, in the Borough of Brooklyn, 100 feet south of Sheepshead Bay road, said building to be altered by lessor so as to be 25 x 85 feet, as per plan submitted, and to accommodate twenty horses.

3. Term of proposed lease? Five years, with privilege of renewal at same rate.

4. Rental and how payable? \$1,100 per annum, payable quarterly.

5. Particulars as to alterations and repairs? Alterations to be made by lessor, repairs to be made by the City.

6. Does the owner pay water rent? No.

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

8. Necessity for the lease? To provide suitable accommodations for horses used for patrol wagons and mounted duty in the One Hundred and Sixty-ninth Police Precinct.

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

10. Is the appropriation from which the rental is to be paid sufficient to cover it? To be paid from appropriation made to the Finance Department to cover rents.

Very respectfully,

THEO. A. BINGHAM, Police Commissioner.

In connection therewith the Comptroller presented the following report:

May 27, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—Hon. Theodore A. Bingham, Commissioner of the Police Department, in a communication addressed to the Commissioners of the Sinking Fund under date of May 22, 1908, requests that a lease be obtained from William Fox of a one-story frame stable, 25 x 85 feet, with 20 stalls, to be erected on the west side of Eighth street, 100 feet south of Sheepshead Bay road, Borough of Brooklyn, the lease to be for a term of five years from date of occupation, with the privilege of renewal, at a rental of \$1,100 a year, payable quarterly; the City to make repairs and pay water rent during the term of the lease.

I find upon examination that it is proposed to locate this stable on leasehold property, on which, I am informed, the yearly rental is at the rate of \$10 a front foot and taxes. William Fox has had plans prepared and claims that the erection of the stable will cost him about \$1,100. His proposition, therefore, is to charge the City \$1,100 a year on a five years' lease for a 20-stall, one-story frame stable costing \$1,100, according to his own statement, erected on a lot where the ground rent and taxes will not exceed \$300. This rate is proportionately higher per stall than the City is now paying for first-class brick stables in the Borough of Manhattan, and is, in my opinion, excessive. It would be much cheaper for the City to build and own its own police stable at Coney Island.

I would therefore respectfully recommend that this matter be referred back to Commissioner Bingham for further action and report.

Respectfully submitted for approval,

MORTIMER J. BROWN,

Appraiser of Real Estate, Department of Finance.

Approved:

H. A. METZ, Comptroller.

On motion, the matter was referred back to the Police Commissioner with a copy of the report.

The following communication was received from the Fire Department, relative to a lease of premises No. 177 Avenue C, Borough of Manhattan:

June 2, 1908.

The Honorable Commissioners of the Sinking Fund, No. 280 Broadway, New York City, N. Y.:

GENTLEMEN—I have the honor to request that you Board will authorize the leasing of store in premises No. 177 Avenue C, to be used as a dormitory for the members of Engine Company 28, while the quarters of that company are being repaired, for a period of eight months, at a rental of \$110 per month, payable monthly.

Mr. Eugene Fay, No. 280 Broadway, is the representative of the owners.

Very respectfully,

NICHOLAS J. HAYES, Fire Commissioner.

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

June 8, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—Hon. Nicholas J. Hayes, Commissioner of the Fire Department, in a communication to the Commissioners of the Sinking Fund under date of June 2, 1908, requests that a lease be authorized of the store premises No. 177 Avenue C, in the Borough of Manhattan, to be used as a dormitory for the members of Engine Company 28, in East Eleventh street, while the quarters of that company are being repaired, the lease to be for a period of eight months from the date of occupation, at a rental of \$110 per month, payable quarterly, Eugene Fay, Room 108, No. 280 Broadway, representing the owners.

Upon examination I find that this is the store floor in the corner, five-story, brick building, 23 feet 8 inches by 46 feet, at the southwest corner of Avenue C and Eleventh street. The store has no fixtures, not even a toilet, but the plumbing connections are in place, and I am told that toilet fixtures are stored in the basement and can be put into place at little expense.

The rental asked, \$110 a month, is very full value, the former rent of this store being only \$90 a month, but the owners refused to lease to the City for less, as it is only a temporary lease, and they are afraid that the ringing of the fire alarm at night will disturb the tenants and might cause some of them to move out. However, as this seems to be the only available place that can be found for the temporary housing of the firemen during the repairs to their own quarters, I would respectfully recommend that the Commissioners of the Sinking Fund authorize a lease of the store premises No. 177 Avenue C, southwest corner of Eleventh street, Borough of Manhattan, for a period of eight months from the date of occupation, at a rental of \$110 per month, payable quarterly. Lessors, Eugene Fay, Edward J. Fay, Elizabeth A. Fay, and Loretto M. Fay.

Respectfully submitted for approval.

MORTIMER J. BROWN,

Appraiser of Real Estate, Department of Finance.

Approved:

H. A. METZ, Comptroller.

Resolved, That the Corporation Counsel be and is hereby requested to prepare a lease to the City, from Eugene Fay, Edward J. Fay, Elizabeth A. Fay and Loretto M. Fay, of the store premises No. 177 Avenue C, southwest corner of Eleventh street, Borough of Manhattan, for use of the Fire Department, for a period of eight months from the date of occupation, at a rental at the rate of thirteen hundred and twenty dollars (\$1,320) per annum, payable quarterly; and the Commissioners of the Sinking Fund deeming the said rent fair and reasonable and that it would be for the interests of the City that such lease be made, the Comptroller be and is hereby authorized and directed to execute the same when prepared and approved by the Corporation Counsel, as provided by sections 149 and 217 of the Greater New York Charter.

The report was accepted and the resolution unanimously adopted.

The Comptroller presented the following report and offered the following resolution, relative to a renewal of the lease of premises at Nos. 4 and 5 Court square, Borough of Brooklyn, for the use of the Brooklyn Disciplinary Training School for Boys:

June 5, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—The Secretary of the Brooklyn Disciplinary Training School in a communication dated June 3, 1908, transmits an extract from the minutes of a meeting of said institution held May 19, 1908. The extract reads as follows:

"A resolution was passed by the Board of Management for a renewal of the lease of the present office at Nos. 4 and 5 Court square for this year. It is carried and so ordered."

The habit of the Brooklyn Disciplinary Training School has been to request the Commissioners of the Sinking Fund to authorize a renewal of the lease long after it has expired, contrary to a resolution of the Board. The last application made by M. T. Lewis, the Secretary, was dated March 27, 1907, and asked for a renewal for a period of one year.

The resolution adopted by the Commissioners of the Sinking Fund at a meeting held April 3, 1907, authorized a renewal of the lease for a period of one year from October 15, 1906, at an annual rental of \$480, payable quarterly. This lease expired eight months ago and they now ask for a renewal, which will be from October 15, 1907, to October 15, 1908.

The rent being the same as heretofore paid, I would respectfully recommend that the Commissioners of the Sinking Fund approve of the request of the Secretary of the Brooklyn Disciplinary Training School and authorize a renewal of the lease on the same terms and conditions as contained in the last existing lease of the Rooms 44 and 45 on the sixth floor of the premises No. 4 and 5 Court square Borough of Brooklyn, for a period of one year from October 15, 1907, to October 15, 1908, at an annual rental of \$480, payable quarterly. Lessor, Kings County Jeffersonian Association.

I would further respectfully recommend that the Secretary be requested by the Commissioners of the Sinking Fund to call to the attention of the Secretary of the Brooklyn Disciplinary Training School the resolution of the Commissioners stating that requests for renewals of leases should be made at least three months prior to the expiration thereof.

Respectfully submitted for approval,

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

Approved:

H. A. METZ, Comptroller.

Resolved, That the Comptroller be and is hereby authorized and directed to execute a renewal of the lease to the City, from the Kings County Jeffersonian Association, of Rooms 44 and 45 on the sixth floor, of premises Nos. 4 and 5 Court square, Borough of Brooklyn, for use of the Brooklyn Disciplinary Training School for Boys, for a period of one year from October 15, 1907, at an annual rental of four hundred and eighty dollars (\$480), payable quarterly; the Commissioners of the Sinking Fund deeming the said rent fair and reasonable and that it would be for the interests of the City that such lease be made.

The report was accepted and the resolution unanimously adopted.

The Comptroller presented the following report and offered the following resolution, relative to a request of the Armory Board, that the balance of \$3,084.40 remaining unexpended of the appropriation of \$36,000 for alterations and improvements to Squadron C Armory, in the Borough of Brooklyn, be made applicable to furnishing furniture, fittings, improvements, etc., in said armory:

June 8, 1908.

Hon. HERMAN A. METZ, Comptroller

SIR—At a meeting of the Armory Board held February 28, 1908, the following was adopted:

"Resolved, That the balance of \$3,084.40, remaining unexpended of the appropriation of \$36,000 for alterations and improvements in Squadron C Armory, in the Borough of Brooklyn, be and is hereby made applicable to furnishing furniture, fittings, improvements, etc., in said armory, and that the Commissioners of the Sinking Fund be requested to concur therein."

I would report that Squadron C Armory was originally built for Troop C, but was made larger than was necessary at that time in anticipation that the troop would be enlarged to a squadron, certain rooms in the administration portion of the building being left unfinished.

The appropriation of \$27,000 for furniture approved by the Commissioners of the Sinking Fund, July 31, 1906, did not include any provision for furniture or fixtures in the unfinished rooms. After the troop was changed to a squadron, an appropriation of \$36,000 was made and approved by the Commissioners of the Sinking Fund for furnishing the remaining rooms of the building. It is proposed to use \$3,084.40, which remains unexpended from this latter appropriation, for furnishings and lighting fixtures in the rooms which have been recently finished.

The furniture and fixtures to be provided are substantial, but not elaborate, and will conform with the furniture in the remainder of the building.

The furniture being necessary and the amount to be expended being reasonable, I think the Commissioners of the Sinking Fund may properly concur in the resolution of the Armory Board that the balance of \$3,084.40 remaining unexpended of the appropriation of \$36,000 for alterations and improvements in Squadron C Armory, in the Borough of Brooklyn, be and is hereby made applicable to furnishing furniture, fittings, fixtures, improvements, etc., in said armory.

Respectfully,

CHANDLER WITTINGTON, Chief Engineer.

Approved:

H. A. METZ, Comptroller.

Resolved, That the Commissioners of the Sinking Fund hereby concur in the following resolution adopted by the Armory Board at meeting held February 28, 1908:

"Resolved, That the balance of \$3,084.40 remaining unexpended of the appropriation of \$36,000 for alterations and improvements on Squadron C Armory, in the Borough of Brooklyn, be and is hereby made applicable to furnishing furniture, fittings, fixtures, improvements, etc., in said armory, and that the Commissioners of the Sinking Fund be requested to concur therein."

The report was accepted and the resolution unanimously adopted.

The following was received from the Armory Board, relative to an issue of Corporate Stock to the amount of \$22,300 for alterations, improvements, etc., in the Thirteenth Coast Artillery District, in the Borough of Brooklyn:

June 8, 1908.

To the Honorable the Commissioners of the Sinking Fund:

GENTLEMEN—At a meeting of the Armory Board held June 8, 1908, the following was adopted:

Resolved, That the sum of \$22,300 be and is hereby appropriated for alterations, improvements, etc. (including architect's fees), in the armory of the Thirteenth Coast Artillery District, in the Borough of Brooklyn, and that the Commissioners of the Sinking Fund be requested to concur therein, and to authorize the Comptroller to issue Corporate Stock therefor.

Respectfully,

HARRIE DAVIS, Secretary.

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

June 5, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—In relation to request for \$22,300 for alterations, renovations and electric work in the Thirteenth Regiment Armory, Borough of Brooklyn.

I would report that the Administration Hall in the Thirteenth Regiment Armory is in the nature of a court roofed over, the top of the roof being about 60 feet above the floor.

In this space, which is 111 feet 8 inches by 53 feet 4 inches, it is proposed to erect an intermediate floor about 24 feet above the present floor, making an additional room, to be used as a lecture hall, the present lecture room being divided up by partitions as rooms for the newly organized Corps of Engineers, Firemen, etc.

It is also proposed to renovate and redecorate the rooms of the Sixth and Twelfth Companies, erect metal ceilings and paint ceilings and walls of two toilet rooms in the basement, purchase furniture for the new Corps of Engineers, etc., and the Sixth and Twelfth Companies and erect new electric fixtures and do all electric wiring necessary to light all parts of the building not already lighted by electricity.

In my opinion, all of the proposed work is necessary in order to make the building properly serviceable for the regiment as reorganized, and \$22,300 is a reasonable amount to expend for the purpose.

I would therefore advise that an appropriation of \$22,300 be made for the construction of a new lecture room, alterations to old lecture room, renovation of the Sixth and Twelfth Companies' rooms, metal ceiling and painting for toilet rooms, electric work and furniture in the Thirteenth Regiment armory, Borough of Brooklyn.

Respectfully,

CHANDLER WITTINGTON, Chief Engineer.

Approved:

H. A. METZ, Comptroller.

Whereas, The Armory Board, at meeting held June 8, 1908, adopted the following resolution:

"Resolved, That the sum of \$22,300 be and is hereby appropriated for alterations, improvements, etc. (including architect's fees), in the armory of the Thirteenth Coast Artillery District, in the Borough of Brooklyn; and that the Commissioners of the Sinking Fund be requested to concur therein and to authorize the Comptroller to issue Corporate Stock therefor."

Resolved, That the Commissioners of the Sinking Fund hereby concur in said resolution and that for the purpose of providing means for the payment therefor the Comptroller be and is hereby authorized and directed, pursuant to the provisions of chapter 212 of the Laws of 1898, to issue Corporate Stock of The City of New York, in the manner provided by section 169 of the Greater New York Charter, to the amount of twenty-two thousand three hundred dollars (\$22,300), the proceeds whereof to be applied to the payment of the expenses aforesaid.

The report was accepted and the resolution unanimously adopted.

The following was received from the Armory Board relative to an issue of Corporate Stock to the amount of \$39,500 for alterations, improvements, etc., in the Fourteenth Regiment armory, in the Borough of Brooklyn:

June 8, 1908.

To the Honorable the Commissioners of the Sinking Fund:

GENTLEMEN—At a meeting of the Armory Board held June 8, 1908, the following was adopted:

Resolved, That the sum of \$39,500 be and is hereby appropriated for alterations, improvements, etc. (including architects' fees), in the armory of the Fourteenth Regiment, in the Borough of Brooklyn, and that the Commissioners of the Sinking Fund be requested to concur therein and to authorize the Comptroller to issue Corporate Stock therefor.

Respectfully,

HARRIE DAVIS, Secretary.

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

June 5, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—In relation to request of John H. Foote, Colonel of the Fourteenth Regiment, for \$35,000 for alterations and repairs to the Fourteenth Regiment armory, Borough of Brooklyn.

I would report that when the Fourteenth Regiment armory was built all of the area occupied by the building was excavated down to or below the level of the adjoining streets, except that portion of the interior of the site occupied by the squad drill room, which is approximately 93 feet by 58 feet. The squad drill room is really an interior court, the top of the roof and skylight being over fifty (50) feet above the present floor.

The specifications prepared by the architects show that it is proposed to add a room to be used for athletic purposes by excavating the space under the present floor down to the level of the surrounding excavated portions of the building and also to add another room to be used for library and lecture hall by constructing an intermediate floor over and about sixteen (16) feet above the present squad drill room floor.

It is also proposed to reconstruct and rearrange the general toilet room, using such of the present plumbing and fixtures as are good, point up outside brickwork, alter rifle range targets, screens and scoring platform and build pit for new pistol range target, provide method of opening and closing sash in lantern over drill hall and repair the lantern, furnish new fixtures and do electric wiring to furnish electric light in those portions of the building where there are no electric lights at present. Cement walls and paint main drill hall and paint and renovate such rooms in the armory as are in bad condition.

The proposed new athletic room will undoubtedly add to the attractiveness of the regiment, and the proposed lecture hall and library will be useful in giving class instructions to the officers and non-commissioned officers of the regiment. Both of these rooms will occupy what is now waste space in the building, and in my opinion, these rooms should have been provided when the armory was built. The other work outlined above I consider necessary to the proper maintenance and use of the building.

The Colonel's estimate for the work is \$35,000; the estimate prepared by the architects is \$39,500, including architects' fees.

From an examination I have made of the work, I consider the architects' estimate nearer correct, some of the difference being due to the electric work and architects' fees, which are not included in the Colonel's estimate of \$35,000.

Therefore, I recommend that \$39,500 be appropriated for alterations and repairs to the Fourteenth Regiment armory, Borough of Brooklyn, as set forth in the specifications prepared by Robinson & Kunst, architects.

Respectfully,

CHANDLER WITTINGTON, Chief Engineer.

Approved:

H. A. METZ, Comptroller.

Whereas, The Armory Board, at meeting held June 8, 1908, adopted the following resolution:

"Resolved, That the sum of \$39,500 be and is hereby appropriated for alterations, improvements, etc. (including architects' fees), in the armory of the Fourteenth Regiment, in the Borough of Brooklyn, and that the Commissioners of the Sinking Fund be requested to concur therein and to authorize the Comptroller to issue Corporate Stock therefor."

Resolved, That the Commissioners of the Sinking Fund hereby concur in said resolution, and that for the purpose of providing means for the payment thereof, the Comptroller be and is hereby authorized and directed, pursuant to the provisions of chapter 212 of the Laws of 1898, to issue Corporate Stock of The City of New York, in the manner provided by section 169 of the Greater New York Charter, to the amount of thirty-nine thousand five hundred dollars (\$39,500), the proceeds whereof to be applied to the payment of the expenses aforesaid.

The report was accepted and the resolution unanimously adopted.

The following was received from the Armory Board, relative to an issue of Corporate Stock to the amount of \$3,500 for furniture, repairs, etc., in the Forty-seventh Regiment Armory, Borough of Brooklyn:

June 8, 1908.

To the Honorable the Commissioners of the Sinking Fund:

GENTLEMEN—At a meeting of the Armory Board, held June 8, 1908, the following was adopted:

Resolved, That the sum of \$3,500 be and is hereby appropriated for furniture, repairs, etc., in the armory of the Forty-seventh Regiment, in the Borough of Brooklyn; and that the Commissioners of the Sinking Fund be requested to concur therein, and to authorize the Comptroller to issue Corporate Stock therefor.

Respectfully,

HARRIE DAVIS, Secretary.

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

June 5, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—In relation to request for a special appropriation of \$4,200 for the purchase of furniture for the various rooms of the Forty-seventh Regiment Armory, Borough of Brooklyn.

I would report, that it is proposed to procure new Wilton carpets, tables and chairs for the Council Room and nine company rooms and desks for two of the company rooms.

The Council Room carpet and several carpets in the company rooms are in good condition and should not be thrown away. It is my opinion, however, that \$3,500 should be expended on furniture in this armory and I would advise the appropriation of this amount.

Respectfully,

CHANDLER WITTINGTON, Chief Engineer.

Approved:

H. A. METZ, Comptroller.

Whereas, The Armory Board at meeting held June 8, 1908, adopted the following resolution:

"Resolved, That the sum of \$3,500 be and is hereby appropriated for furniture, repairs, etc., in the armory of the Forty-seventh Regiment, in the Borough of Brooklyn; and that the Commissioners of the Sinking Fund be requested to concur therein, and to authorize the Comptroller to issue Corporate Stock therefor."

Resolved, That the Commissioners of the Sinking Fund hereby concur in said resolution, and that for the purpose of providing means for the payment thereof, the Comptroller be and is hereby authorized and directed, pursuant to the provisions of chapter 212 of the Laws of 1898, to issue Corporate Stock of The City of New York, in the manner provided by section 169 of the Greater New York Charter to the amount of three thousand five hundred dollars (\$3,500), the proceeds whereof to be applied to the payment of the expenses aforesaid.

The report was accepted and the resolution unanimously adopted.

The following was received from the Armory Board relative to an issue of Corporate Stock to the amount of \$7,500 for alterations, improvements, etc., in the Forty-seventh Regiment armory, in the Borough of Brooklyn:

June 8, 1908.

To the Honorable the Commissioners of the Sinking Fund:

GENTLEMEN—At a meeting of the Armory Board held June 8, 1908, the following was adopted:

Resolved, That the sum of \$7,500 be and is hereby appropriated for alterations, improvements, etc. (including architects' fees), in the armory of the Forty-seventh Regiment, in the Borough of Brooklyn, and that the Commissioners of the Sinking Fund be requested to concur therein, and to authorize the Comptroller to issue Corporate Stock therefor.

Respectfully,

HARRIE DAVIS, Secretary.

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

June 5, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—In relation to request for a special appropriation of \$7,500 for necessary repairs and improvements in the various rooms and halls of the Forty-seventh Regiment armory, Borough of Brooklyn.

I would report, that it is proposed to fit up two rooms formerly used for the Field Music and Veterans' Rooms as additional company rooms with the necessary new lockers, to introduce electric lights into the different rooms and halls in the administration building (not now lighted by electricity), by changing the present gas fixtures into combination gas and electric fixtures and supplying new fixtures where necessary, connecting these fixtures by wire with the existing electric mains in the building, also to repair lockers, woodwork and plaster walls and ceilings and paint and redecorate rooms where necessary.

In my opinion an expenditure of \$7,500 is necessary and proper for the purposes mentioned above, and I would advise that an appropriation of \$7,500 be made for electric work, new lockers, repairs and redecorating in the Forty-seventh Regiment armory, Borough of Brooklyn.

Respectfully,

CHANDLER WITTINGTON, Chief Engineer.

Approved:

H. A. METZ, Comptroller.

Whereas, The Armory Board, at a meeting held June 8, 1908, adopted the following resolution:

Resolved, That the sum of \$7,500 be and is hereby appropriated for alterations, improvements, etc. (including architects' fees), in the armory of the Forty-seventh Regiment, in the Borough of Brooklyn, and that the Commissioners of the Sinking Fund be requested to concur therein, and to authorize the Comptroller to issue Corporate Stock therefor.

Resolved, That the Commissioners of the Sinking Fund hereby concur in said resolution, and that for the purpose of providing means for the payment thereof, the Comptroller be and is hereby authorized and directed, pursuant to the provisions of chapter 212 of the Laws of 1898, to issue Corporate Stock of The City of New York, in the manner provided by section 169 of the Greater New York Charter, to the amount of seven thousand five hundred dollars (\$7,500), the proceeds whereof to be applied to the payment of the expenses aforesaid.

The report was accepted and the resolution unanimously adopted.

The following was received from the Armory Board relative to an issue of Corporate Stock to the amount of \$6,000 for alterations, improvements, etc., in the Sixty-ninth Regiment armory, Borough of Manhattan:

June 8, 1908.

To the Honorable the Commissioners of the Sinking Fund:

GENTLEMEN—At a meeting of the Armory Board held June 8, 1908, the following was adopted:

Resolved, That the sum of \$6,000 be and is hereby appropriated for alterations, improvements, etc. (including architect's fees), in the Sixty-ninth Regiment armory, in the Borough of Manhattan, and that the Commissioners of the Sinking Fund be requested to concur therein and to authorize the Comptroller to issue Corporate Stock therefor.

Respectfully,

HARRIE DAVIS, Secretary.

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

June 6, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—In relation to request for \$14,175, for various improvements and modifications at the Sixty-ninth Regiment armory, Lexington avenue and Twenty-sixth street, Borough of Manhattan, I beg to say that I have investigated the question in detail, and have prepared and submit herewith a detailed list of modifications and improvements which seem to me adequate and necessary for the proper and efficient use of the armory:

1. Two brick partitions, with doors and transoms, across basement hall at foot of main stairs, to shut off the entire basement hall, which now communicates directly with the first story main hall and thereby to the upper stories without barrier.

2. Metal sheathed wooden doors to replace iron doors of present room at foot of main stairs to basement, so that this room may be used as a locker room, and thirty-five wooden lockers of ordinary type to fit up the room for this purpose.

3. Shelving and racks as necessary to fit up the basement store room for the proper storage of materials and implements.

4. Frame and door to shut off southerly basement hall from coat and hat room and paneled or beaded wood partition about nine feet high to shut off this room from westerly part of basement.

5. Double doors, with transom, to shut off northerly basement hall from main hall and to screen the northerly hall from the entrance to general toilet room.

A dust-proof enclosure of wood sheathed both sides with panel doors to protect the main basement panel board from coal dust.

The narrowing down of the apertures in steel plate of rifle range in order to make them align.

New all steel stairs with steel skids for sliding heavy boxes and to replace the broken cast iron stairs from Twenty-sixth street area to sidewalk.

Solid steel risers and steel filler along rake of stairs to protect area. Steel cap sill to protect area coping at top of stairs.

Ash lift in west end of this area with capacity for four cans and with present steel swinging crane and hoisting apparatus. Fence gate and steel capping to protect curb under it.

Four wrought iron roof ladders, with hand rails each side, to extend from north and south gutters of drill hall roof to lantern near each end for access to skylights for inspection and repairs.

Three additional ladders for roof of administration building and for same purpose. Frame, transom light and double doors with glass to shut off the gymnasium from the second story main hall.

Frames, doors, transom lights and partition work as necessary at or near the heads of stairs to the twelve company locker rooms to shut off these from the corresponding company rooms and prevent the escape of all warm air from the company rooms.

Similar frames, doors and transoms at or near the heads of stairs from four company locker rooms to the fourth story halls to prevent access to the locker rooms by way of the fourth story corridors.

Wood screens with hinged and locking doors at the heads of stairs from eight other company locker rooms to the general toilet room in fourth story, to shut off access to these company locker rooms by way of the general toilet room.

A small steel siphon air vent, with protector, for the basement magazine.

Heavy wrought steel Bostwick pattern folding gates to protect first story outside north and south entrance to drill hall while doors are thrown open for airing and drying tentage and baggage.

A heavy low-down bronze rail on the coping of main staircase around second story wells, to act as a protection to the coping and to guard against accidents.

Hearths, facings and linings to finish the nine unfinished fireplaces.

A paneled wood and glass partition, above seven feet six inches high, to extend east and west across the Quartermaster's room to set off the desk and office space from the locker space.

Chair rail in all company rooms.

The estimated cost of these improvements, including architect's fees, is \$6,000. Therefore, I recommend that \$6,000 be appropriated for the improvements enumerated above at the Sixty-ninth Regiment armory, Lexington avenue and Twenty-sixth street, Borough of Manhattan.

Respectfully,

CHANDLER WITTINGTON,

Chief Engineer.

Approved:

H. A. METZ, Comptroller.

Whereas, The Armory Board, at meeting held June 8, 1908, adopted the following resolution:

Resolved, That the sum of \$6,000 be and is hereby appropriated for alterations, improvements, etc. (including architect's fees), in the Sixty-ninth Regiment armory, in the Borough of Manhattan; and that the Commissioners of the Sinking Fund be requested to concur therein and to authorize the Comptroller to issue Corporate Stock therefor.

Resolved, That the Commissioners of the Sinking Fund hereby concur in said resolution, and that for the purpose of providing means for the payment thereof the Comptroller be and is hereby authorized and directed, pursuant to the provisions of chapter 212 of the Laws of 1898, to issue Corporate Stock of The City of New York, in

the manner provided by section 169 of the Greater New York Charter, to the amount of six thousand dollars (\$6,000), the proceeds whereof to be applied to the payment of the expenses aforesaid.

The report was accepted and the resolution unanimously adopted.

The Comptroller presented the following report in the matter of the proposed sale by the Public Service Commission, of buildings upon property acquired for rapid transit purposes:

June 4, 1908.

To the Commissioners of the Sinking Fund:

GENTLEMEN—The following communication has been received from the Public Service Commission relative to the sale of buildings upon property acquired for rapid transit purposes:

Hon. N. TAYLOR PHILLIPS, Secretary, Commissioners of the Sinking Fund of The City of New York:

SIR—On behalf of the Public Service Commission for the First District, I beg to acknowledge receipt of certified copy of resolution, adopted by the Commissioners of the Sinking Fund, May 27, 1908, as follows:

"Resolved, That the Commissioners of the Sinking Fund hereby decline to authorize or approve the sale of any buildings upon property acquired for rapid transit purposes at the request of the Public Service Commission whenever the application contains a request that the proceeds of such sale be turned over to the Public Service Commission."

There seems to be some misapprehension on the part of the Commissioners of the Sinking Fund with respect to the position of the Public Service Commission on the proper disposition of the proceeds of sale of buildings or other property no longer necessary for rapid transit purposes. This Commission has not requested that the proceeds of any such sale "be turned over" to it. The provision in the resolution heretofore submitted to the effect that the proceeds of sale be applied "either to the purchase of other property necessary for rapid transit purposes or shall be applied in all respects as the payments of rental to be made by the contractor as provided in this Act," was pursuant to section 39 of the Rapid Transit Act, as amended by chapter 587, Laws of 1901, and chapter 564, Laws of 1904. While under this Act, as amended, the proceeds of sale are to be applied under the direction of this Commission as successor of the Board of Rapid Transit Railroad Commissioners, the proceeds of sale are of course not to be handled by this Commission but by the City authorities. The only desire of the Commission is to have the buildings, which now are an encumbrance, removed as speedily as possible and the proceeds applied according to law.

If the Commissioners of the Sinking Fund have any doubt as to the force and application of section 39 of the Rapid Transit Act, it is respectfully suggested that the advice of the Corporation Counsel be taken on the subject before a final decision is made that would unnecessarily delay the progress of public improvements and add to the expense thereof.

Very truly yours,

(Signed) WILLIAM R. WILLCOX, Chairman.

The resolution of the Commissioners of the Sinking Fund quoted in the communication above, was adopted so that the proceeds of the sale of said buildings would be turned into the Sinking Fund for the Redemption of The City Debt, and not used otherwise.

All buildings upon property acquired for public purposes are sold by the Commissioners of the Sinking Fund, pursuant to the provisions of section 1553 of the Charter.

The Public Service Commission are advertising in the CITY RECORD, subject to the approval of the Commissioners of the Sinking Fund, the sale of certain buildings, such sale to be held by the said Public Service Commissioners on Thursday, June 18, 1908.

I therefore respectfully recommend that the Commissioners of the Sinking Fund decline to approve of the sale of any buildings by the Public Service Commission.

Respectfully,

H. A. METZ, Comptroller.

On motion, the matter was referred to the Corporation Counsel for an opinion.

The following petition was received from George W. Pearsall for a release or quit-claim of the City's interest in Lots Nos. 35, 36 and 37, on map 2, Southfield Tax Maps, Borough of Richmond:

49 COURT STREET, BROOKLYN, N. Y.,
February 5, 1908.

To Sinking Fund Commission of The City of New York:

GENTLEMEN—The petition of the undersigned respectfully shows:

First—That he is the owner of premises, known as Lots Nos. 35, 36 and 37 on Map No. 2, Southfield Tax Map Richmond Borough, being the same premises conveyed to your petitioner by Charles F. Sweet and wife by deed dated January 4, 1898, and recorded in the office of Richmond County, in Liber 263 of deeds, page 143, on the 17th day of January, 1898.

Second—That said lots were sold for the taxes of 1893 to 1896, both inclusive, for the sum of thirty-six dollars and sixty cents, and conveyed to The City of New York on February 10, 1904.

Third—That all other taxes, both at Richmond Borough and at Albany, has been paid and cancelled of record.

Fourth—That your petitioner has contracted to sell said premises and cannot do so unless he obtains a deed from the said City of New York.

Therefore, your petitioner asks that upon the payment of said thirty-six dollars and sixty cents, together with the interest and expenses, that The City of New York give a deed of said lots to your petitioner.

GEO. W. PEARSALL.

Sworn to before me this 5th day of February, 1908.

FREEMAN WELLS, Commissioner of Deeds for The City of New York.

In connection therewith, the Comptroller presented the following report, with opinion of the Corporation Counsel, and offered the following resolution:

March 14, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—Mr. George W. Pearsall, attorney and counsellor at law, presents to the Commissioners of the Sinking Fund a petition in which he states that he is the owner of premises known as Lots Nos. 35, 36 and 37 on Map 2, on the Southfield Tax Map of Richmond Borough, and has been the owner of the premises since January 4, 1898, by deed from Charles F. Sweet and wife, recorded in the office of the Clerk of Richmond County, in Liber 263 of Deeds, page 143, on the 17th day of January, 1898. That at the time he acquired the property the said lots had been sold for taxes of 1893 to 1896, both inclusive, for the sum of \$36.60, and conveyed by the State of New York to The City of New York on February 10, 1904. That he has had discharged all of the taxes, both at Richmond Borough and at Albany, against said premises. That he has contracted to sell the premises, and cannot give a good conveyance of the same unless he obtains a deed from The City of New York. He therefore petitions that a release be granted to him for the amount heretofore charged in similar cases.

An examination of the records shows that by deed dated February 10, 1904, the Comptroller of the State of New York conveyed to The City of New York, among other lots, the three lots in question.

Lot No. 35 for the sum of.....	\$13 60
Lot No. 36 for the sum of.....	13 57
Lot No. 37 for the sum of.....	9 43
Making a total of.....	\$36 60

In similar cases, viz., that of Clarence H. Wandell, reported in full in the minutes of the Commissioners of the Sinking Fund for the year 1907, at page 73, the Commissioners of the Sinking Fund authorized a release of the interests of The City of New York, upon the certificate of the Corporation Counsel, for the amount that the City paid for the lots, together with 6 per cent. interest thereon from the date of said sale, which was December, 1900, and an additional sum of \$12.50 for the drawing of the necessary papers.

In accordance with the former opinion of the Corporation Counsel as given in the Wandell case, I am of the opinion that the interest of the City in and to these lots is a mere cloud upon the title of the owner of the lots conveyed thereby, and that under the provisions of section 205 of the Charter, and upon a certificate of the Corporation Counsel, in accordance with the provisions of said section, the Commissioners of the Sinking Fund have power to release the right and interest of the City. I would, therefore, respectfully recommend that the matter be referred to the Corporation Counsel for his opinion as to the interest of the City in the property, whether material or nominal. If he should certify, in accordance with said section, that the interest of the City is nominal and a cloud upon the title of a private owner, that he furnish a certificate to such effect to the Commissioners, and that upon receipt of said certificate, the Commissioners of the Sinking Fund may properly authorize a release to George W. Pearsall of all the right, title and interest of The City of New York, acquired by it from or through a sale for taxes made by the Comptroller of the State of New York in the year 1900, under and by virtue of the Comptroller's deed of conveyance, bearing date the 10th day of February, 1904, recorded in the office of the Clerk of the County of Richmond, in Liber 304 of Deeds, page 313, on October 22, 1904, in and to the premises described as follows:

Lots Nos. 35, 36 and 37, on Map 2, Southfield Tax Maps, Richmond Borough.—and that upon the payment of the sum of \$36.60, together with interest thereon at the rate of 6 per cent. per annum, from December 1, 1900, amounting to \$16.10, and in addition thereto the sum of \$12.50 for drawing the necessary papers, making a total of \$65.20, that the Corporation Counsel be directed to prepare, and the proper officers of the City to execute, the necessary deed for the conveyance of said premises to the said George W. Pearsall.

Respectfully submitted for approval,

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

Approved:

H. A. METZ, Comptroller.

March 30, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—I am in receipt of your communication, dated March 14, 1908, transmitting therewith report made by Mortimer J. Brown, Esq., Appraiser of Real Estate, in the matter of the release of the City's interest in and to Lots Nos. 35, 36 and 37 on Map 2, Southfield Tax Maps, Richmond Borough, which were sold for the non-payment of taxes and conveyed by the State of New York to The City of New York.

For the reasons heretofore given in similar cases, I am of the opinion that the interest of the City in and to the above described lots, is a mere cloud upon the title of the owner thereof, and, therefore, beg to enclose herewith my certificate to that effect, pursuant to the provisions of section 205 of the Greater New York Charter, as amended. I also enclose herewith form of release to be executed by the Commissioners of the Sinking Fund, in triplicate.

The papers transmitted are herewith returned.

Respectfully yours,

G. L. STERLING, Acting Corporation Counsel.

I hereby certify, pursuant to the provisions of section 205 of the Greater New York Charter, as amended, that the interest of The City of New York in the property described on the former tax maps of the County of Richmond, as Richmond County, Town of Southfield, Map 2, Lots Nos. 35, 36 and 37, acquired under and by virtue of a certain tax deed, executed and delivered by the Comptroller of the State of New York, to The City of New York, dated February 10, 1904, and recorded in the office of the Clerk of the County of Richmond in Liber 304 of Deeds, page 313, on October 22, 1904, is a mere cloud upon the title of the owner of said lots, and therefore recommend that the interest of The City of New York in said real estate be released by the Commissioners of the Sinking Fund upon such terms and conditions as, in their judgment, shall seem proper.

Dated, New York, March 30, 1908.

G. L. STERLING, Acting Corporation Counsel.

Resolved, That pursuant to the provisions of section 205 of the amended Greater New York Charter, the Commissioners of the Sinking Fund, by unanimous vote, hereby authorize a release or quit-claim to George W. Pearsall, of all the right, title and interest of The City of New York, in the property described on the former tax maps of Richmond County as Richmond County, Town of Southfield, Map 2, Lots Nos. 35, 36 and 37, acquired under and by virtue of a certain tax deed, executed and delivered by the Comptroller of the State of New York to The City of New York, dated February 10, 1904, and recorded in the office of the Clerk of the County of Richmond, in Liber 304 of Deeds, page 313, on October 22, 1904; the Corporation Counsel having certified under date of March 30, 1908, that whatever interest the City may have in the property is a mere cloud upon the title of the owner thereof; and be it further

Resolved, That the interests of The City of New York in and to the same be and is hereby appraised at the sum of fifty-two dollars and seventy cents (\$52.70), to be paid by the petitioner, together with the sum of twelve dollars and a half (\$12.50) for drawing the necessary papers.

The report was accepted and the resolution unanimously adopted.

The following petition was received from Nathan Siegel for a release or quit-claim of the City's interest in a portion of the old Brooklyn and Newtown turnpike:

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

The petition of Nathan Siegel, residing at No. 202 Varick street, in the Borough of Brooklyn, City of New York, respectfully shows:

That your petitioner is the owner in fee simple and in possession under claim of such ownership of a certain plot of land with a building erected thereon shown on the diagram hereto annexed.

That said property is located in the Eighteenth Ward of the Borough of Brooklyn, and is designated on the Tax and Assessment Map of said Borough of Brooklyn as Lot No. 21 in Block 3124 of Section 10 (old Lot. No. 10 in Block 180 of Ward Eighteen).

That the portion of said plot marked "A" on said diagram lies in the bed of the old Brooklyn and Newtown turnpike. That said Brooklyn and Newtown turnpike road was laid down and exhibited upon the maps filed April 14, 1854, by the Commissioners appointed pursuant to an act of April 14, 1852, showing streets in the old Town of Bushwick, and was used as a public highway, but is not now so used, designated or laid down on the map or plan of the Borough of Brooklyn.

That for many years past Cook street, Flushing avenue, Bogart street and Evergreen avenue, which bound the block containing the premises in question, have been open and in public use as streets, but the portion of said old road lying within the lines of your petitioner's land has not been used as a public street or highway for more than thirty years last past, but has been fenced in and built upon by owners of the abutting property, and your petitioner is further informed and believes that by the opening of said bounding streets and particularly by the opening of Flushing avenue, the proceeding to open which was confirmed on the 4th day of September, 1871, said old road ceased to be for any purposes a street or highway and has not been used by the public or for any purpose as a street or highway since that date.

That petitioner further alleges that he has a perfect record title to the balance of said tract marked "B" and "C" on the annexed diagram, and has also deeds of conveyance to him of all the land lying in this portion of the old road from the former owner of the abutting property, and he and his predecessors in title have been in possession of said portion of said old road for more than thirty years.

That this portion of said old road has been included in the annual assessment roll, and taxes have been levied thereon, and your petitioner and his predecessors in title have paid taxes on this portion of the old road ever since the same was abandoned as a highway.

For the purpose of perfecting his title beyond question to that portion of his said land lying within the lines of said old road, your petitioner desires a quit-claim deed from The City of New York.

That the interest of said City therein, if any, is not of substantial value, and your petitioner is informed and believes that in applications similar to this relating to property within this same block, the City has appraised its like interest at a nominal sum.

That the whole plot of land owned by your petitioner and designated as "A," "B" and "C" on the annexed diagram, is bounded and described as follows:

Beginning at a point on the northerly side of Flushing avenue, distant 75 feet 9 inches easterly from the corner formed by the intersection of the northerly side of Flushing avenue with the easterly side of Evergreen avenue; running thence northerly parallel with Evergreen avenue and part of the distance through a party wall 74 feet 1 1/2 inches; running thence easterly in a straight line 24 feet 11 inches to the point of intersection with a line drawn parallel with Evergreen avenue from a point in the northerly side of Flushing avenue distant 101 feet easterly from the northeasterly corner of Flushing avenue and Evergreen avenue; running thence southerly parallel with Evergreen avenue 72 feet 1 inch to the northerly side of Flushing avenue, and running thence westerly along the northerly side of Flushing avenue 25 feet 3 inches to the point or place of beginning.

Wherefore, your petitioner prays that all the right, title and interest of The City of New York in and to that part of said old Brooklyn and Newtown turnpike lying within the lines of the land hereinbefore particularly described may be released to your petitioner.

That the interests of the City therein and expenses of such release be appraised and fixed; that a sale by auction be dispensed with, and your petitioner be allowed to purchase said interest in such manner and upon such terms and conditions as in the judgment of the Commissioners of the Sinking Fund of The City of New York shall seem proper, pursuant to the provisions of section 205 of chapter 466 of the Laws of 1901, and your petitioner will ever pray.

Dated Brooklyn, N. Y., June 18, 1907.

NATHAN SIEGEL, Petitioner.

AUGUSTIN S. HART,
Attorney for Petitioner,
No. 175 Remsen street,
Brooklyn, N. Y.

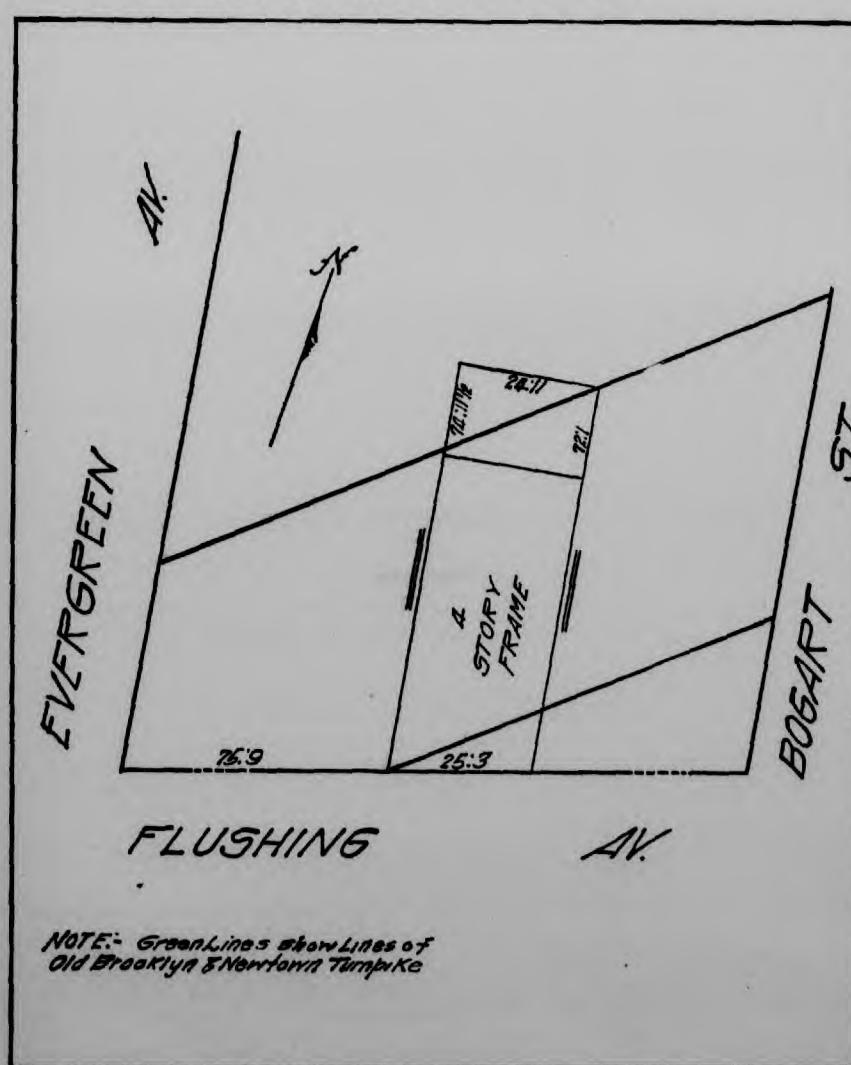
State of New York, City of New York, County of Kings, ss.

Nathan Siegel being duly sworn, says that he is the petitioner in the above entitled petition named; that he has read said petition and knows the contents thereof, and that the same is true of his own knowledge, except as to the matters therein stated to be alleged on information and belief, and as to such matters he believes it to be true.

NATHAN SIEGEL.

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

MORRIS COHEN,
Commissioner of Deeds, for The City of New York.



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

May 25, 1908.

HON. HERMAN A. METZ, Comptroller:

SIR—Some time ago an application for a release of the City's interest in and to a portion of the Brooklyn and Newtown turnpike was filed by Augustin S. Hart, as attorney for Nathan Siegel.

Under date of September 25, 1907, Mr. Hart was requested to furnish some additional information regarding petition. The request was not complied with. Under date of May 8, 1908, Mr. Hart was notified that unless the desired information was supplied on or before May 22, 1908, the application would be placed before the Commissioners of the Sinking Fund with a recommendation that it be denied. No reply has been received to this, and I would therefore respectfully recommend that the application of Nathan Siegel be denied.

Respectfully,

ROBERT JORDAN, Examiner.

Approved:

H. A. METZ, Comptroller.

Resolved, That the application of Nathan Siegel for a release or quit-claim of the City's interest in and to a portion of the Brooklyn and Newtown turnpike, Borough of Brooklyn, be and the same is hereby denied.

The report was accepted and the resolution unanimously adopted.

The following petition was received from William Scheer for a release or quit-claim of the City's interest in certain land under water in Jamaica Bay:

March 26, 1906.

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

GENTLEMEN—I hereby apply for the purpose of obtaining a grant of any rights that The City of New York may have in the land situate at Arverne, Queens County, shown on the annexed map, and marked A. There has been conveyed to me in the past by proper deeds of conveyance, the land shown on the annexed map marked B, and I am now vested with the absolute fee simple of the same. The land intervening between the premises so conveyed to me, marked A, as aforesaid, is only partly under water. The channel in said portion, marked A, shown on the annexed map, is an artificial one. The said land marked A is bare at half tide, and at high tide there is ordinarily not more than one foot and at most two feet of water. The said artificial channel was originally cut four feet deep and thirty feet in width. This filled in by natural processes and the present channel was built several years ago, seven feet in depth, by seventy feet in width. By reason of the same again filling in, by natural processes, this channel is now about thirty feet in width and from two to two and one-half feet deep, at low water. This artificial channel is no longer navigable for practical purposes. As above stated the land marked A on each side of this artificial channel, is absolutely bare at half tide, and does not for practical purposes constitute land under water. By reason of the natural conditions above described, this land marked A constitutes a dead pocket, which fills up and constitutes a condition dangerous to health, because of the accumulation of refuse, and the odor arising therefrom is very objectionable and particularly so during the summer season.

If the new bulkhead line, hereinafter described, can be established, there will be a strong sweep of water along said bulkhead line, and the channel will then be entirely navigable, and the sanitary conditions improved. I am prepared to furnish proof of any character that you may desire as to the extent to which this intervening strip is covered by water, at high and low tides, and as to the navigability of the various channels at this portion of the Bay.

I understand that there is a disputed question of title as between The City of New York and the State of New York, with reference to lands under water at this portion of Jamaica Bay. I desire to acquire whatever rights The City of New York may have in the said intervening strip, marked A. By deed of conveyance recorded in Liber 1160 of Deeds, page 449, in the office of the Clerk of Queens County, all the right and interest of the Town of Hempstead in the said land lying adjacent to the said upland, was conveyed to me.

It is my intention to apply to have a new bulkhead line established as shown on the annexed map, the expense of building such bulkhead to be borne by me.

I call attention to the fact that the land for a grant of which application is hereby made, is practically of no value to The City of New York, even assuming title of the same to be in the City. Furthermore, the advantages to the public from straightening out the shore line are obvious.

I am also prepared to make such provision as may be deemed necessary for the purpose of protecting any rights that the City may have in the matter of extending streets to the proposed new bulkhead line.

If the same should be considered necessary, I am prepared personally or by attorney to explain orally the object of this application and the advantages to be derived therefrom at such times and under such circumstances as you may require.

Truly yours,

WILLIAM SCHEER,

By Rose & Putzel, His Attorneys.

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

June 1, 1908.

HON. HERMAN A. METZ, Comptroller:

SIR—Some time ago William Scheer, through Rose & Putzel, attorneys of No. 128 Broadway, Manhattan, filed a petition addressed to the Commissioners of the Sinking Fund for a release of the interest of the City in certain lands under water in Jamaica Bay. The property is not particularly described in the petition.

Section 71 of the Greater New York Charter provides: "The rights of the City in and to its water front ferries, wharf property, docks, streets, avenues, parks and all other public places are hereby declared to be inalienable."

By section 83 of the Charter all the right, title and interest of the people of the State of New York was granted to The City of New York in lands under water adjoining the limits of the City.

Section 84 says: "The property, franchises and rights hereby granted, and the works and structures hereby authorized are not the subject of sale but shall be held by the City in perpetuity. But this shall not prevent the City from leasing the same for limited periods of time, in the same manner as it leases other like property."

Even if the law were not as explicit as it is, the comprehensive improvement of Jamaica Bay now in contemplation by the City, would make it imprudent to complicate those plans by conveying any part of the public interest in the lands under the Bay.

In view of the foregoing, I respectfully recommend that the application of William Scheer be denied.

Respectfully submitted,

ROBERT JORDAN, Examiner.

Approved:

H. A. METZ, Comptroller.

Resolved, That the application of William Scheer for a release of the City's interest in certain lands under water in Jamaica Bay, Borough of Queens, dated March 26, 1906, be and the same is hereby denied.

The report was accepted and the resolution unanimously adopted.

The following petition was received from William C. Pengel for a release or quit-claim of the City's interest in a portion of the Brooklyn, Greenwood and Bath plank road:

To the Board of Sinking Fund Commissioners of The City of New York.

The petition of William C. Pengel, of the Borough of Brooklyn, County of Kings, City and State of New York, respectfully shows:

I. That your petitioner resides at No. 6906 Fort Hamilton avenue, in the Borough of Brooklyn, and is the owner in fee and claims title to the premises herein-after described as set forth in this petition and on the diagram hereto attached and made a part hereof.

II. That your petitioner acquired title to said premises by the following deed, namely, full covenant warranty deed from Louis Gretsch, which deed is dated May 8, 1907, and is recorded in the office of the Register of the County of Kings, in Liber of Conveyances on page on May 8, 1907, which said premises are therein described as follows:

A lot of land situate, lying and being in the Borough of Brooklyn of The City of New York, known and designated on a certain map entitled, "Map of Land of John V. Van Pelt, situate at Van Pelt Manor, Town of New Utrecht, Kings County, New York, surveyed January, 1888, Saml. H. McElroy, City Surveyor," and filed in the office of the Register of the County of Kings in October, 1891, as and by lot number 133, which said lot is bounded and described as follows:

Beginning at a point on the southwesterly side of Eighty-fifth street, distant 570 feet northwesterly from the corner formed by the intersection of the southwesterly side of Eighty-fifth street with the northwesterly side of Nineteenth avenue; running thence northwesterly along the southwesterly side of Eighty-fifth street 22 feet 3 inches to the southeasterly side of Brooklyn, Greenwood and Bath plank road, thence southwesterly along the southeasterly side of said road 100 feet 1 1/2 inches to the centre line of the block, thence southeasterly along said centre line of the block and parallel with Eighty-fifth street 17 feet 3 inches and thence northeasterly parallel with Nineteenth avenue 100 feet to the southwesterly side of Eighty-fifth street, at the point or place of beginning.

Also the land lying within the boundary lines of the Brooklyn, Greenwood and Bath plank road, in front of and adjacent to the premises above described, lying between the northwesterly side of the premises above described and the southeasterly side of land of the Brooklyn Rapid Transit Railway.

III. That by a further deed from Susie B. Van Pelt Spencer and Anna C. Lassoe and John J. Van Pelt and Ethel Byrn Van Pelt, his wife, to Louis Gretsch, and which deed has been duly recorded in the office of the Register of Kings County, all of the outstanding claims against said title were merged in said Louis Gretsch and that by said deed from Louis Gretsch to your petitioner he is now the owner in fee of said above described property together with all the land lying within the boundary lines of the old road known as the Brooklyn, Greenwood and Bath plank road, in front of and adjacent to the premises above described and lying between the northwesterly side of the premises described and the southwesterly side of the land of the Brooklyn Rapid Transit Railway.

IV. Your petitioner further alleges that a certain strip of land intervening between the northwesterly side of the premises above described and the southeasterly side of land of the Brooklyn Rapid Transit Railway, which said strip of land is shown on a diagram herein and was formerly a part of the old road known as the Brooklyn, Greenwood and Bath plank road. That in and by the aforesaid deed to your petitioner, he acquired all the right, title and interest of his grantors and all prior owners in and to the land of the said Brooklyn, Greenwood and Bath plank road. That said Brooklyn, Greenwood and Bath plank road has been duly closed by legal authority and has for a long number of years last past been actually and physically abandoned as a roadway or other public highway and that the same is not now used for any purpose whatsoever and that a question has been raised as to the title to that portion thereof lying between the above described property owned by your petitioner and the property of the Brooklyn Rapid Transit Railway, and that as your petitioner has been advised it is claimed that because said Brooklyn, Greenwood and Bath plank road was an ancient highway, that some right, title and interest in said road is still vested in the municipality of The City of New York.

V. That your petitioner has entered into possession of the premises so conveyed to him as aforesaid and claims title to the same in fee simple absolute. That your petitioner further alleges that by reason of the various conveyances of said above described property, filed as aforesaid in the office of the Register of the County of Kings, that your petitioner and his grantor and predecessors in title acquired title to that portion of said Brooklyn, Greenwood and Bath plank road in front of said above described property.

VI. Your petitioner further shows that the right, title and interest of The City of New York, if any, in the said Brooklyn, Greenwood and Bath plank road, lying between the boundary line of said above described property and the line of said property of the Brooklyn Rapid Transit Railway, is a mere cloud upon the title of your petitioner to said above described property and a hindrance to your petitioner in his ownership of same, and your petitioner therefore asks that a quit-claim deed be executed by The City of New York as provided for in section 205 of the Charter of the City releasing to your petitioner all the right, title and interest of the said City of New York in and to all that portion of said Brooklyn, Greenwood and Bath plank road lying and being in front of said property above described and intervening between said property and the property of the Brooklyn Rapid Transit Railway and as shown upon the diagram hereto attached.

Dated, New York, June 20, 1907.

WM. C. PENGEL, Petitioner.

, Attorney for Petitioner.

City and State of New York, County of Kings, Borough of Brooklyn, ss.: William C. Pengel, being duly sworn, says:

That he is the petitioner mentioned in said petition; that he has read the foregoing petition and knows the contents thereof and that the same is true of his own knowledge except as to the matters therein stated on information and belief, and that as to such matters he believes it to be true.

WM. C. PENGEL.

Sworn to before me this 24th day of June, 1907.

D. RAY McDONALD, Commissioner of Deeds, City of New York.

Beginning at a point on the southerly side of Eighty-fifth street, 592 feet 3 inches westerly from Nineteenth avenue, thence southerly 100 feet 1 1/2 inches, thence in a northwesterly direction 9 feet to the right of way of the Brooklyn Rapid Transit, thence in a northeasterly direction along the southeasterly side of the said right of way of the Brooklyn Rapid Transit 101 1/2 feet, thence in a southeasterly direction 9 feet, to the point or place of beginning.

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

June 3, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—Some months ago William C. Pengel filed a petition addressed to the Commissioners of the Sinking Fund asking for a release of the interest of the City in and to a portion of the Brooklyn, Greenwood and Bath plank road. The petition was filed through Mr. Frank A. Hutson, of No. 150 Nassau street, as attorney.

Under date of September 20, 1907, Mr. Hutson was requested to furnish certain additional information, among other things a certified copy of the deed through which private rights were acquired in the road. Such deed was not produced.

Under date of May 8, 1908, Mr. Hutson was notified that if the deed was not in hand before May 22 the applications would be denied. An extension of time until June 2 was granted at the request of the attorney, but the deed has not been produced. Therefore the petitioner's title to abutting property has not been established, and I respectfully recommend that the application of William C. Pengel be denied.

Respectfully submitted,

ROBERT JORDAN, Examiner.

Approved:

H. A. METZ, Comptroller.

Resolved, That the petition of William C. Pengel, dated June 20, 1907, for a release or quietclaim of the City's interest in and to a portion of the Brooklyn, Green-

wood and Bath plank road, in the Borough of Brooklyn, be and the same is hereby denied

The report was accepted and the resolution unanimously adopted.

The following application was received from the Nursery and Child's Hospital that the lease now held by the said hospital from the City be changed into a grant in fee simple absolute of all the City's interest in certain property at Lexington avenue and Fifty-first street, Borough of Manhattan:

NEW YORK, February 13, 1906.

N. TAYLOR PHILLIPS, Esq., Secretary of the Sinking Fund Commission of The City of New York:

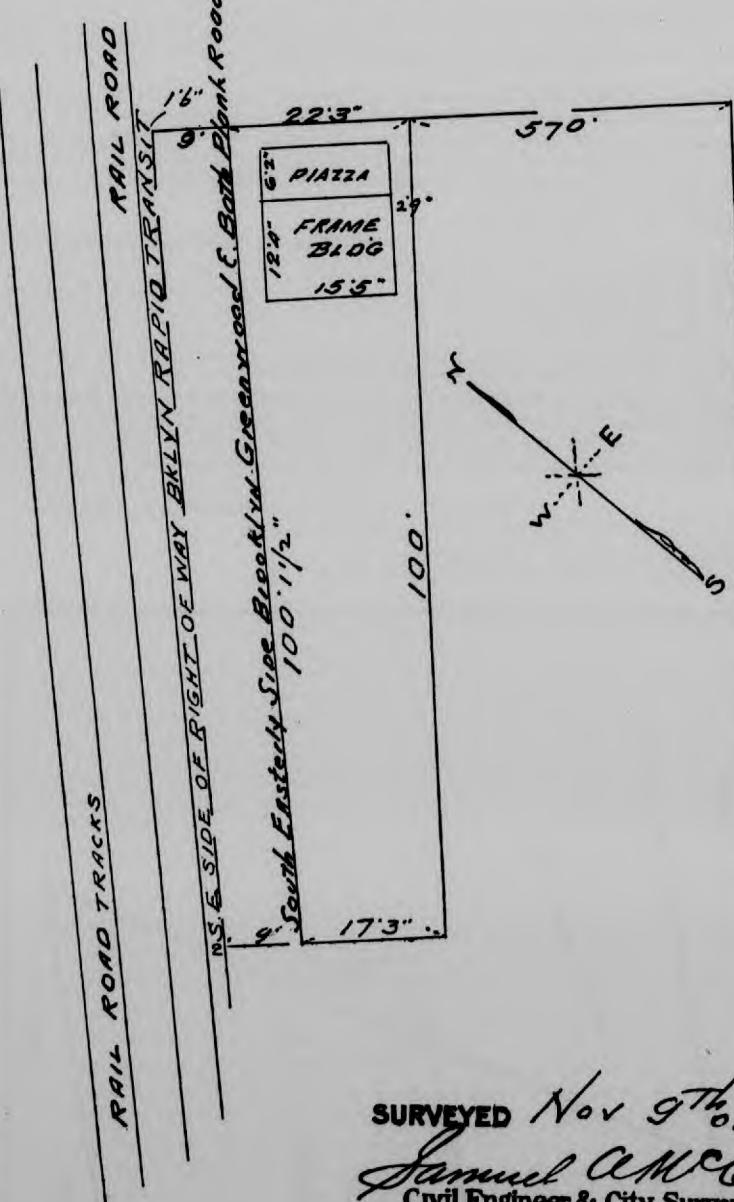
DEAR SIR—By an act of the Legislature of the State of New York (chapter 415 of the Laws of 1903) the Commissioners of the Sinking Fund of The City of New York are authorized, for such consideration as they may deem proper, to grant or release to the Nursery and Child's Hospital the City's interest in certain property at Lexington avenue and Fifty-first street, in the Borough of Manhattan.

Under date of June 18, 1903, I filed a petition on behalf of the institution above named with the Commissioners reciting the provisions of the act and requesting the grant which the act authorizes.

The matter seems to have been referred to the then Comptroller, who, upon the recommendation of the Appraiser of Real Estate in his office, suggested that the Commissioners adopt a resolution authorizing a sale of the property, and that with the proceeds new property be purchased by the City, title to which should "vest in The City of New York, after which a lease might be made upon the same terms and conditions as are in the present existing leases."

The above mentioned act of the Legislature, the petition and the action of the Commissioners thereon are printed in the Commissioners' minutes of July 27, 1903, beginning at page 759.

EIGHTY-FIFTH ST.



SURVEYED Nov 9th 1906 BY
Samuel A. McElroy
Civil Engineer & City Surveyor
28 Court St., Brooklyn, N. Y.

Since the action taken by the Commissioners at such meeting and set forth in said minutes (page 767) no further proceedings have been taken in this matter.

It must of course be evident that the resolution proposed to the Commissioners by the Appraiser of Real Estate (page 766) and adopted by the Board would be wholly ineffective without the consent of the Nursery and Child's Hospital for the reason that the City would have no power to sell the property in question except subject to the rights therein of the Nursery under its perpetual leases and no substantial sum could be realized upon a sale of the City's rights. These rights, as I stated in the petition above referred to, amount only to a possibility of reverter upon breach of condition subsequent.

Without burdening you with a statement of the legal grounds for the position which the hospital takes relative to its rights and those of the City under the leases in question, and which are briefly indicated in my petition (foot of page 762 of the minutes), I may add that at the suggestion of the Appraiser of Real Estate, the question of the hospital's title has been submitted to the Lawyers' Title Insurance and Trust Company and to the Title Guarantee and Trust Company, and I have the written opinion of these companies that if the Commissioners of the Sinking Fund shall convey to the hospital the premises in question, in accordance with the provisions of the Act of 1903, for a consideration of say \$5,000, the hospital will obtain a good title thereto, such as the companies will insure. A copy of the letter stating this opinion, received by me from the Lawyers' Title Insurance and Trust Company, acting on behalf of both companies, is enclosed.

It is willingly admitted that the City has been a liberal contributor to the maintenance of the Nursery and Child's Hospital. The statement to that effect contained in the communication of the Appraiser of Real Estate to the Comptroller, to which reference has already been made (page 765), is not disputed. It should not be overlooked, however, that the hospital has, in each of the years the Appraiser mentions, received from other sources moneys much in excess of the City's contributions.

The following figures show the relative amounts received annually since the year 1900 from the City and from other sources:

	City.	Other Sources.
1900.....	\$34,362 10	\$41,947 00
1901.....	27,311 04	37,221 00
1902.....	16,845 24	36,350 00
1903.....	20,591 38	46,848 00
1904.....	25,387 19	39,556 00

An examination of the reports for the past thirty-four years shows that the institution has, during that period, over and above the City's contributions, given to the poor of the City more than one million three hundred thousand dollars.

I may say, in conclusion, that the institution is doing, and for many years past has done, a very great amount of purely charitable work and has relieved the City from the care of thousands of women and children who would otherwise have been a public burden. The managers of the hospital desire to enlarge and improve this charitable work. The desired release from the City will greatly conduce to this end. Modern buildings are required. If the institution shall decide to remain where it is a stimulus will be given to the increase of the Building Fund (already amounting to more than \$40,000), by the fact that the institution's title, should the release be granted, will be without a cloud. Should another site be deemed more advantageous for the hospital's work, the institution (whose Permanent Fund, irrespective of the Building Fund, now amounts to \$200,000) will, by a sale of the property, be so strengthened financially that it will be entirely practicable to acquire other land in The City of New York less costly, equally well, if not better, adapted for the hospital's purposes than its present location, and to erect thereon new and commodious buildings for its charitable work, either alone or in connection with one or more charitable organizations, doing work along the same general lines, with which a consolidation has been suggested. Whether such a consolidation shall be effected or not, the charitable work of this institution among the women and children of this City will be greatly aided and promoted by the favorable action of the Commissioners in the direction which the Legislature has approved.

The Nursery and Child's Hospital does not ask the Commissioners to release the City's reversionary interest without consideration, but in view of the terms of the act, of the relative rights of the parties and of all of the circumstances surrounding the question, the hospital asks that the Commissioners will grant this application on payment of a reasonable sum, say from five to ten thousand dollars.

With the greatest respect, sir, I am,

Yours very truly,
FREDERIC DE P. FOSTER.

LAWYERS' TITLE INSURANCE AND TRUST COMPANY,
NOS. 37 AND 39 LIBERTY STREET,
NEW YORK, June 28, 1905.

FREDERIC DE P. FOSTER, Esq., No. 18 Wall Street, New York City:

DEAR SIR—In reply to your favor of May 25, I beg to say that this company and the Title Guarantee and Trust Company will insure the question which you present, we being of the opinion that if the Sinking Fund Commissioners convey to the hospital, in accordance with the provisions of the act mentioned in your letter, for say \$5,000, or such consideration as they may deem proper, that the hospital will obtain a good title to the premises mentioned in your letter. This is on the assumption that the title is good in other respects.

Yours very truly,
P. S. DEAN, Attorney.

This indenture, made the first day of April, in the year one thousand eight hundred and fifty-seven, between the Mayor, Aldermen and Commonalty of The City of New York, parties of the first part, and the Nursery and Child's Hospital of The City of New York, parties of the second part.

Whereas, A certain institution has been established in The City of New York, in pursuance of the statute in such case made and provided, by certain citizens of the State of New York, for a certain benevolent purpose, to wit: The maintenance and care of the children of wet nurses, and the daily charge of infants whose parents labor away from home, which said institution is dominated The Nursery and Child's Hospital of The City of New York; and

Whereas, A certain resolution was adopted by the Common Council of The City of New York and approved by the Mayor of said City on the thirtieth day of December, A. D. 1856, authorizing the Comptroller of said City to lease to the Nursery and Child's Hospital, for the annual rent of one dollar, for so long a time and no longer as the same shall be used for the purposes of said Nursery and Child's Hospital, a piece of ground on the southerly side of Fifty-first street, in said City of New York.

Now, therefore, This indenture witnesseth: That the Mayor, Aldermen and Commonalty of The City of New York, the parties of the first part hereto, have let, and by these presents do grant, demise and to farm-let unto the Nursery and Child's Hospital of The City of New York, the parties of the second part hereto:

All that certain lot, piece or parcel of land situate and being in the Nineteenth Ward of The City of New York, and bounded and described as follows:

Beginning at a point on the southerly side of Fifty-first street distant one hundred and fifty (150) feet easterly from the southeasterly corner of Fifty-first street and Lexington avenue; running thence easterly along the southerly side of Fifty-first street one hundred and forty-one feet two inches (141.2), or to the easterly boundary of the land belonging to the Corporation; thence southerly along the line of the land owned by the Corporation ninety-seven (97) feet or so far as the Corporation owns the same; thence westerly by northerly along the line of the land owned by the Corporation eighty-four feet one inch (84.1); thence still westerly by southerly along the line of said land owned by the Corporation forty-four feet three inches (44.3); thence northerly and parallel with Lexington avenue ninety-seven feet one inch (97.1) to the southerly line or side of Fifty-first street, the point or place of beginning, with the appurtenances, for so long a time and no longer as the said plot of ground shall be used for the purposes of the said the Nursery and Child's Hospital, in accordance with the legislative act of its incorporation and in accordance with the objects and for the purposes therein stated, at the yearly rent or sum of one dollar, to be paid on the first day of May in each year and every year.

And the said parties of the second part, for themselves, their successors and assigns, do hereby covenant and agree to and with the said parties of the first part, that they will use and occupy the said plot of ground hereby demised for the uses and purposes of the said the Nursery and Child's Hospital, as aforesaid, and for no other uses or purposes whatever.

And the said parties of the second part, for themselves, their successors and assigns, do hereby further covenant and agree to and with said parties of the first part, that when necessity for the use of said plot of ground for the purposes of the said the Nursery and Child's Hospital shall cease, that then the said parties of the second part, their successors or assigns, will quietly quit and surrender up the said plot of ground hereby demised to the said parties of the first part, their successors or assigns.

In witness whereof one part of these presents, remaining with the said parties of the first part, the said parties of the second part have, by their trustees, signed and sealed. And to the other part of these presents remaining with the said parties of the second part, the said parties of the first part have caused the Common Seal of The City of New York to be affixed and the same to be signed by their Mayor the day and year first above written.

Second page, 12th line, word "south" written over erasure before execution.
FERNANDO WOOD, Mayor.

[SEAL]
By the C. Council,
D. T. VALENTINE, Clk. C. C.

This indenture, made the fifteenth day of February, in the year one thousand eight hundred and sixty-six, between the Mayor, Aldermen and Commonalty of The City of New York, of the first part; and the Nursery and Child's Hospital of the same place, of the second part; witnesseth:

That the parties of the first part have leased and by these presents do grant, demise and to farm let unto the said party of the second part all that certain piece or parcel of land, with the buildings thereon, situate, lying and being in The City of New York, and bounded and described as follows, viz:

Beginning at a point on the southeasterly corner of Lexington avenue and Fifty-first street; thence running easterly along the southerly side of Fifty-first street one hundred and fifty feet; thence southerly and parallel with Lexington avenue ninety-seven (97) feet and one (1) inch; thence westerly in an oblique line eighty-four (84) feet, six (6) inches; thence again westerly in an oblique line seventy-five (75) feet, five (5) inches to a point on the easterly side of Lexington avenue, distant one hundred and fifty (150) feet, seven (7) inches from the southeasterly corner of Lexington avenue and Fifty-first street, and thence northerly along said easterly side of Lexington avenue, one hundred and fifty (150) feet, seven (7) inches to the southeasterly corner aforesaid, the place of beginning, as particularly shown, described and designated on a map hereto annexed, dated February 13, 1866, made by Edward Boyle, City Surveyor, to which reference may be had, said map being considered a part of this indenture, and the premises hereby intended to be described being thereon colored pink—be the said dimensions more or less, and being the same premises referred to in the resolution of the Common Council of The City of New York, approved by the Mayor of said City, December 30, 1865, authorizing and directing this lease to be executed; to have and to hold the same, with the appurtenances, unto the said party of the second part, free and clear of all taxes and assessments, so long as the same shall be used by the said party of the second part as a home for illegitimate children and a lying-in asylum in the manner and with the intent and for the purposes that the said institution was incorporated and established by law, and this lease is executed upon the express condition that the said premises shall not be used or occupied in any other manner or for any other purpose, yielding and paying therefor to the said parties of the first part the yearly rent or sum of one dollar, payable annually.

And it is hereby covenanted and agreed that the said party of the second part shall and will well and truly pay or cause to be paid to the said parties of the first part and their successors the yearly rent in manner aforesaid.

And it is further covenanted and agreed that in case the said premises or any part thereof shall at any time be used in any other manner or for any other purpose than is hereinbefore specified, or in case the said party of the second part shall violate or neglect or fail to keep any or either of the covenants or conditions herein contained, that then it may be lawful for the said parties of the first part or their successors, to re-enter upon the said demised premises, and every part thereof and remove all persons therefrom, and repossess the same as in their former estate, and that this lease and the term hereby granted and all the privileges of the said party of the second part thereunder shall thereupon cease and determine—anything herein contained to the contrary notwithstanding.

And it is hereby stipulated, understood and declared that the said parties of the first part, by the execution of these presents or anything herein contained, do not incur any liability whatever for or on account thereof—and that nothing herein contained shall be implied, taken or construed to be a covenant of warranty or seizin on the part of the said parties of the first part, or of any authority or assumption of authority on their part to execute these presents further than they lawfully can claim same under their several charters and the various acts of the Legislature of the State of New York.

In Witness Whereof, to one part of these presents remaining with the said party of the second part, the said parties of the first part have caused their Common Seal to be attached and to the other part thereof remaining with the said parties of the first part, the said party of the second part has affixed its Corporate Seal the day and year first above written.

Signed, sealed and delivered in the presence of
The words "free and clear of all taxes and assessments" interlined after word
"part" on second line from the bottom on second page.

W. I. K.

By the C. Council,
David T. Valentine, Cl. C. C.

City and County of New York:

On this fifteenth day of February, 1866, before me came David T. Valentine, to me personally known, who being duly sworn did depose and say that he resides in the City and County of New York; that he is the Clerk of the Common Council of The City of New York; that the seal affixed to the foregoing instrument is the common seal of The City of New York, and was so affixed by their authority.

C. W. LAWRENCE, Notary Public.

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

We the undersigned citizens of the State of New York, of full age, being desirous to associate ourselves for a benevolent purpose, do hereby, pursuant to the statute in such case made and provided, certify that the name by which the society or corporation hereby to be formed shall be known in law as "The Nursery for the Children of Poor Women," that the object and business of the society is the maintenance and care of the children of wetnurses and the daily charge of infants whose parents labor away from home; that the location of the society is in The City of New York; that the trustees of said society are three in number; that the managers of said society are thirty in number; that the names of the managers for the first year of the existence of this society are as follows, viz:

Mrs. Cornelius Dubois.	Mrs. Wm. Aspinwall.
Mrs. L. M. Van Buren.	Mrs. James Renwick, Jr.
Mrs. Theodore B. Bronson.	Mrs. Isaac Bell, Jr.
Mrs. T. A. Emmet.	Mrs. H. Renwick.
Mrs. F. C. Tucker.	Mrs. Fred Foster.
Mrs. Coles.	Mrs. Lewis Jones.
Mrs. J. T. Johnston.	Mrs. Wm. Curtis Noyes.
Mrs. I. C. Peters.	Mrs. Sherman J. Bacon.
Mrs. P. S. Van Renselaer.	Mrs. Heckscher.
Mrs. John Wints.	Mrs. Gerard Stuyvesant.
Mrs. S. Henry Remsen.	Mrs. David Austen, Jr.
Mrs. H. Anthon.	Mrs. H. D. B. Routh.
Mrs. Oswald Cammann.	Mrs. George T. Elliot.
Mrs. T. C. Doremus.	Mrs. A. Mott.
Miss Wendell.	Mrs. L. M. Rutherford.

That the names of the trustees for the said society for the first year of its existence are as follows:

Moses H. Grinnell.
Cornelius Dubois.

Theodore B. Bronson.

Managers.

Anna R. Emmet.	Margaret S. Rutherford.
Emilia Anthon.	Maria T. Bronson.
Susan R. Stuyvesant.	

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

I hereby certify that on this nineteenth day of April in the year one thousand eight hundred and fifty-four, before me came Anna R. Emmet, Theodore Addis Emmet, Emilia Anthon, wife of Rev. Henry Anthon, Susan R. Stuyvesant, wife of Gerard Stuyvesant, Margaret S. Rutherford, wife of Lewis M. Rutherford, and Maria T. Bronson, wife of Theodore T. Bronson, all to me personally known to be the same persons who have signed the foregoing instrument, and who have been chosen and appointed as managers of the society known as "The Nursery for the Children of Poor Women," in said foregoing instrument mentioned and described, which said society is to be called and known in law by the name aforesaid, and is to be located in the aforesaid City of New York; the particular business thereof is to be the main-

tenance and care of the children of wet nurses, and the daily charge of infants whose parents labor away from home; that the trustees of said society are three in number, whose names are:

Moses H. Grennell.
Cornelius Dubois.

Theodore B. Bronson.

—that the number of directors or managers of said society for the first year of its existence is thirty, and that the names of five of them are:

Anna R. Emmet.
Emilia Anthon.
Susan R. Stuyvesant.

Margaret S. Rutherford.
Maria T. Bronson.

—being the several persons first above named who severally duly acknowledged to me that they had signed the said foregoing instrument and certificate for the uses and purposes therein mentioned.

J. A. STOUTENBURGH,
Commissioner of Deeds.

Pursuant to the statute, I hereby certify my consent of approbation of the within.
New York, March 30, 1854.

JAMES I. ROOSEVELT,
Justice of the Supreme Court.

No. 695.

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

Peter J. Dooling, Clerk of the said County and Clerk of the Supreme Court of said State for said County, do certify that I have compared the preceding with the original certificate of incorporation of The Nursery for the Children of Poor Women on file in my office, and that the same is a correct transcript therefrom, and of the whole of such original.

Indorsed filed, May 1, 1854.

In witness whereof, I have hereunto subscribed my name and affixed my official seal this 19th day of November, 1906.

(SEAL.) PETER J. DOOLING, Clerk.

In connection therewith the Comptroller presented the following:

February 27, 1906.

Hon. HERMAN A. METZ, Comptroller:

SIR—Under date of February 26, 1906, Deputy Comptroller Phillips, Secretary to the Commissioners of the Sinking Fund, transmitted to this office a communication from Frederick De P. Foster in the matter of the Nursery and Child's Hospital. This matter has been heretofore presented to the Commissioners of the Sinking Fund on July 27, 1903. (See pages 759 to 767, inclusive.)

It seems that the Legislature of the State of New York by chapter 415 of the Laws of 1903, gave authority to the Commissioners of the Sinking Fund, for such consideration as they may deem proper, to grant or release to the Nursery and Child's Hospital, the City's interest in certain property at Lexington avenue and Fifty-first street, in the Borough of Manhattan. The lands which the Nursery and Child's Hospital desire to have released to them were granted in two special leases, one under date of April 1, 1857, the other dated February 15, 1866, and affected premises on the southerly side of Fifty-first street, east of Lexington avenue, in The City of New York, which leases were made by the Mayor, Aldermen and Commonalty of The City of New York, and were to continue for so long a time as the said premises should be used for the purposes of the Nursery and Child's Hospital, in accordance with the legislative act of its incorporation and in accordance with the objects and for the purposes stated in said incorporation, the annual rental of which was \$1, and the leases were recorded in the office of the Register of the County of New York on the 25th day of June, 1857, in Liber 737 of Conveyances, at page 137, and the other lease was recorded on the 19th day of February, 1866, in Liber 961 of Conveyances, at page 153.

The Nursery and Child's Hospital was incorporated on May 2, 1854, under the name of "The Nursery for the Children of Poor Women," and by an act of the Legislature passed March 6, 1857, known as chapter 70 of the Laws of 1857, the name of the corporation was changed to the title which it now bears.

The certificate of incorporation states that the "object and business of the society is the maintenance and care of the children of wet nurses, and the daily charge of infants whose parents labor away from home."

In addition to the property which the Nursery and Child's Hospital desires to be released to them and which is under the leases above mentioned, is a small gore of land lying south of the present buildings and was assigned to the said Nursery and Child's Hospital during the pleasure of the Common Council of The City of New York, now Borough of Manhattan, on December 29, 1865, was approved by the Board of Aldermen December 30, 1865, and approved by the Mayor on December 30, 1865. This small gore of land was assigned during the pleasure of the Common Council, and the Commissioners of the Sinking Fund, by virtue of the provisions of the Greater New York Charter, can adopt a resolution taking away this small gore from the Nursery and Child's Hospital and returning it to The City of New York, where it may be exposed for sale to the highest bidder, if at any time the Commissioners see fit so to do. This gore of land is located at the northeast corner of Lexington avenue and Fiftieth street; fronts 34 feet 11 inches on Lexington avenue and 23 feet 3 inches on Fiftieth street, and assessed at \$10,000. This land desired to be released was acquired under the Charters of 1868 and 1730.

At the meeting of July 27, 1903, there was acted upon by the Commissioners of the Sinking Fund an application of the Orphans' Home and Asylum of the Protestant Episcopal Church in New York for a release of the interest of the City to the property which the society occupied as a home. This release was requested under a similar act of the Legislature, and later on, the Commissioners of the Sinking Fund authorized the sale of the property to the Orphans' Home and Asylum, but as stated in my communication to the Commissioners of the Sinking Fund on July 27, 1903, the proposition of the Nursery and Child's Hospital is different from that of the Orphans' Home and Asylum, for during the whole existence of the Orphans' Home and Asylum, The City of New York has never been asked nor called upon to contribute a dollar to the support of said institution, while on the other hand, to the Nursery and Child's Hospital, the City has been a contributor in the past six years in the amount of about \$150,000 for the support of said institution, and I do not see why the Commissioners of the Sinking Fund should dispose of this property for the sum of \$10,000, the offer made by the society. I am of the opinion that it is the intention of the society, as soon as they obtain a release of the City's interest, to dispose of the same at public auction; to take the proceeds thereof, in other words, the City's money, and acquire and construct buildings and property in other locations. After the construction of modern buildings at large expense, they will again come to The City of New York for help in the way of annual appropriations. On the other hand, I am of the opinion that the City should contribute to these charitable organizations for their support, but it seems to me that the City has been contributing liberally to the support of the Nursery and Child's Hospital for all of the time it has been in existence, and I feel sure that before the Commissioners of the Sinking Fund act upon this matter, the Commissioner of the Department of Health, the President of Bellevue and Allied Hospitals and the head of the Charitable Institutions Division of the Department of Finance should be called upon for information as to the amount of relief work this institution does in a year and the per capita cost as compared with others of the City's institutions.

I am also of the opinion that where the City contributes money annually to these various institutions, either the President of Bellevue and Allied Hospitals or the Commissioner of the Department of Public Charities should be included in its Board of Managers.

At the time the matter was presented to the Commissioners of the Sinking Fund in the year 1903, the value that was placed upon the property was \$316,000, but this, in the opinion of the managers of the Nursery and Child's Hospital, should have no bearing on the amount of money which the City should charge for a release of its interest in the property. The recommendation that I made at the time (July 27, 1903), instead of authorizing a release to this corporation for a nominal consideration was that the City acquire a tract of land in another location, lease it to the society

for a nominal consideration, and after the society had removed to its new buildings, this property revert back into the Sinking Fund, for sale at public auction to the highest bidder. This, however, would require an act of the Legislature.

The interest of The City of New York in the property is a reversionary one, predicated on the use by the Nursery and Child's Hospital and for no other purpose. I will not at present report upon the value of the property and would respectfully recommend that the matter be transmitted to the Corporation Counsel for an opinion as to whether chapter 415 of the Laws of 1903 is constitutional, and as to whether the two leases dated respectively, April 1, 1857, and February 15, 1866, for the property on the southeast corner of Fifty-first street and Lexington avenue, in the Borough of Manhattan, and recorded in Book 1 of Special Leases, pages 267 and 285, on file in this office, are legally binding upon The City of New York for so long a period as the premises shall be used for the purposes for which the lease was authorized, in view of the provisions in said leases contained to that effect, and as to whether the laws in existence at that time allowed the making of a lease under conditions making the same practically in perpetuity.

Respectfully submitted for approval.

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

Approved:
H. A. METZ, Comptroller.

April 25, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—Your communication of February 28, 1906, addressed to my predecessor, relative to the application made to the Commissioners of the Sinking Fund by Frederic de P. Foster, Esq., on behalf of "The Nursery and Child's Hospital," has my attention.

Reply has been deferred in order that there might be completed certain negotiations, pending between this corporation and another institution, looking to a consolidation which I understand has been in view.

The Nursery and Child's Hospital desires that there be released to it the City's interest in certain property at the southeast corner of Lexington avenue and Fifty-first street, in the Borough of Manhattan, now occupied by it under leases from the Mayor, Aldermen and Commonalty of The City of New York, dated, respectively, April 1, 1857, and February 15, 1866. This corporation was originally organized under the name of "The Nursery for the Children of Poor Women," and its purposes were, by its charter (approved March 30, 1854, by James I. Roosevelt, Justice, Supreme Court, filed in New York County Clerk's office on May 1, 1854) expressed to be "the maintenance and care of the children of wet nurses and the daily charge of infants whose parents labor away from home."

The name of the institution was subsequently changed by chapter 70 of the Laws of 1857 to its present title, viz.: "The Nursery and Child's Hospital." The corporation was by this act

"authorized and empowered to hold and retain any property, lands, tenements and hereditaments heretofore or hereafter to be devised, sold or conveyed, leased or granted to them, under that name, subject, however, to the conditions and restrictions in any such gift, grant, devise, lease or conveyance contained."

The institution thereafter obtained from the Mayor, Aldermen and Commonalty of The City of New York, under date of April 1, 1857, a lease which recited the establishment of the institution and the adoption by the Common Council of The City of New York of an ordinance, approved by the Mayor on the 30th of December, 1856, authorizing the Comptroller to lease to the institution, "for the annual rent of one dollar for so long a time and no longer as the same shall be used for the purposes of said 'Nursery and Child's Hospital' a piece of ground on the southerly side of Fifty-first street in said City of New York."

The premises which were the subject of this demise and the term thereof comprised:

"All that certain lot, piece or parcel of land, situate and being in the Nineteenth Ward of The City of New York, and bounded and described as follows:

"Beginning at a point on the southerly side of Fifty-first street distant one hundred and fifty (150) feet easterly from the southeasterly corner of Fifty-first street and Lexington avenue, running thence easterly along the southerly side of Fifty-first street one hundred and forty-one (141) feet two (2) inches or to the easterly boundary of the land belonging to the corporation; thence southerly along the line of the land owned by the corporation ninety-seven (97) feet or so far as the corporation owns the same; thence westerly by northerly along the line of the land owned by the corporation eighty-four (84) feet one (1) inch; thence still westerly by southerly along the line of said land owned by the corporation forty-four (44) feet three (3) inches; thence northerly and parallel with Lexington avenue ninety-seven (97) feet one (1) inch to the southerly line or side of Fifty-first street, the point or place of beginning.

"With the appurtenances, for so long a time and no longer as the said plot of ground shall be used for the purposes of the said 'The Nursery and Child's Hospital,' in accordance with the legislative act of its incorporation and in accordance with the objects and for the purposes therein stated at the yearly rent or sum of one dollar, to be paid on the first day of May in each and every year."

It was by this lease further agreed that the institution would use and keep the plot for the uses and purposes of "The Nursery and Child's Hospital," as aforesaid, and for no other purposes whatsoever; and that when necessity for the use of such plot for the purposes of "The Nursery and Child's Hospital" should cease, that then the corporation, its successors and assigns, should quietly quit and surrender up said premises.

The corporation afterward and under date of February 15, 1866, obtained from the Mayor, Aldermen and Commonalty of The City of New York, pursuant to resolution of the Common Council, approved by the Mayor on the 30th of December, 1865, a lease of an additional parcel, the description of which and the terms under which it is held being, in the instrument of demise, described and set forth as follows:

"All that certain piece or parcel of land, with the buildings thereon, situate, lying and being in The City of New York, and bounded and described as follows, viz.:

"Beginning at a point on the southeasterly corner of Lexington avenue and Fifty-first street; thence running easterly along the southerly side of Fifty-first street one hundred and fifty feet; thence southerly and parallel with Lexington avenue ninety-seven (97) feet and one (1) inch; thence westerly in an oblique line eighty-four (84) feet, six (6) inches; thence again westerly in an oblique line seventy-five (75) feet five (5) inches to a point on the easterly side of Lexington avenue, distant one hundred and fifty (150) feet seven (7) inches from the southeasterly corner of Lexington avenue and Fifty-first street, and thence northerly along said easterly side of Lexington avenue one hundred and fifty (150) feet seven (7) inches to the southeasterly corner aforesaid, the place of beginning, as particularly shown, described and designated on a map hereto annexed, dated February 13, 1866, made by Edward Boyle, City Surveyor, to which reference may be had, said map being considered a part of this indenture, and the premises hereby intended to be described, being thereon colored pink—be the said dimensions more or less, and being the same premises referred to in the resolution of the Common Council of The City of New York, approved by the Mayor of said City, December 30, 1865, authorizing and directing this lease to be executed;

"To have and to hold the same, with the appurtenances, unto the said party of the second part, free and clear of all taxes and assessments, so long as the same shall be used by the said party of the second part as a home for illegitimate children and a lying-in asylum in the manner and with the intent and for the purposes that the said institution was incorporated and established by law, and this lease is executed upon the express condition that the said premises shall not be used or occupied in any other manner or for any other purpose."

The present application to the Commissioners of the Sinking Fund on behalf of this institution is made under the provisions of chapter 415 of the Laws of 1903, section 1 of which act is as follows:

"The commissioners of the sinking fund of the city of New York are hereby authorized and empowered for such consideration as they may deem proper (having in view the provision made by the Nursery and Child's Hospital for the care of destitute women and children who would otherwise become a charge upon said city) to change, modify or alter to a grant in fee simple absolute, two certain leases dated April first, eighteen hundred and fifty-seven, and February fifteenth, eighteen hundred

and sixty-six, affecting premises located on the southerly side of Fifty-first street, east of Lexington avenue, in the city of New York, which leases were made by the mayor, aldermen and commonalty of the city of New York to continue for so long a time as the said premises should be used for the purposes of the Nursery and Child's hospital in accordance with the legislative act of its incorporation and in accordance with the objects and for the purposes therein stated, at an annual rental of one dollar, which leases were respectively recorded in the office of the register of the county of New York, on twenty-fifth day of June, eighteen hundred and fifty-seven, in liber seven hundred and thirty-seven of conveyances, at page one hundred and thirty-seven, and on the nineteenth day of February, eighteen hundred and sixty-six, in liber nine hundred and sixty-one of conveyances at page one hundred and fifty-three, and so as to permit and authorize the said Nursery and Child's hospital, after such grant shall have been made, to sell and convey, in fee simple absolute, the whole or any part of said premises, or to lease the said premises or any part or portion thereof for such term or terms as shall be deemed proper by said hospital. Said hospital, in case any such sale or lease shall be made by it, shall thereupon devote the proceeds of such sale or the income from such lease or leases as may be made by it to the purchase of a new site within the city of New York and the erection of new buildings and to the maintenance and support of said hospital or to any two of these purposes, but nothing herein contained shall be construed to compel the vendee or lessee to see to the proper application of the purchase price or rent by said hospital."

It appears from the report of the appraiser of real estate under date of February 27, 1906, accompanying your communication, that this same matter has once before been the subject of consideration by the Commissioners of the Sinking Fund (vide Sinking Fund Minutes, July 27, 1903, pp. 759-767).

You request that I advise you (1) whether the act authorizing action by the Commissioners of the Sinking Fund (chapter 415, Laws of 1903) is constitutional; and (2) whether the leases in question being "for a term practically in perpetuity were legally made in view of the laws existing at the time."

I am of opinion that no objection can be urged against the act in question upon constitutional grounds.

Your second inquiry has involved an examination, not alone of the facts and circumstances surrounding the leases, but of the provisions of law in force at the time they were granted.

It does not appear that either of these leases had their inception in special acts of the Legislature, as was the case with the leases which have formed the subject matter of similar petitions addressed to your Commission, namely, those of the German Hospital and Dispensary and of the Hahnemann Hospital, respectively. It would follow that the leases made to the Nursery and Child's Hospital must depend for validity upon the provisions of the Charter in force at the time of their authorization. The Charter provisions in force at the time of the first demise were as follows:

"All ferries, docks, piers and slips shall be leased, and all leases and sales of public property and franchises for other than the grants of land under water, to which the owner of the upland shall have a pre-emption right, shall be made by public auction, and to the highest bidder, who will give adequate security. No lease herein given, except as the same may be required by covenants of the corporation already existing, shall be for a longer period than ten years * * *." (Chap. 217, L. 1853, Sec. 7.)

This provision of the Charter was still in force in substance when the second of the leases under consideration was authorized in 1865.

It is proper in this connection to add that during this whole period there was in force the ordinance adopted by the Common Council in 1844 and usually referred to as "The Sinking Fund Ordinance of 1844."

It was by section 10 of title 4 of that ordinance provided that—

"Whenever, in the judgment of the said Comptroller, it shall be more advisable to lease property belonging to the corporation for a term exceeding one year, it shall be his duty to communicate the same, with his reasons therefor, to the 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 interests of the City; and upon the production of a certificate signed by a majority of said Commissioners, of whom the Comptroller shall be one, it shall be the duty of the said Mayor and Clerk of the Common Council to execute such leases, under their hands and the seal of the City; said leases to be submitted to the Common Council for their sanction before being executed. But no lease so made by the Commissioners of the Sinking Fund shall be for a longer term than five years."

This ordinance was confirmed by chapter 225, Laws of 1845, which, in substance, provided that the ordinance should not be amended without the consent of the Legislature first had and obtained, except by setting apart and appropriating for the purpose of the Sinking Fund additional revenues. And it was also provided that such ordinance should remain in full force until the whole of the Croton water indebtedness should be fully redeemed.

It follows that the leases under consideration, having been made in contravention of the statutes in force at their inception, cannot be regarded as creating any larger estate than a tenancy from year to year.

The papers transmitted are herewith returned.

Respectfully yours,

F. K. PENDLETON, Corporation Counsel.

May 1, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—Under date of February 13, 1906, Frederick De Puyter Foster, acting on behalf of the Nursery and Child's Hospital, addressed a communication to the Secretary of the Commissioners of the Sinking Fund, requesting that the lease now held by the Nursery and Child's Hospital from The City of New York be changed into a grant of fee simple absolute of all the City's interest in certain property at Lexington avenue and Fifty-first street, Borough of Manhattan, under and by virtue of the provisions of chapter 415 of the Laws of 1903.

Under date of February 27, 1906, I reported thereon and called attention to the fact that the matter had heretofore been presented to the Commissioners of the Sinking Fund as far back as July 27, 1903, and would appear in the minutes of the Sinking Fund Commissioners for that year at pages 759 and 767. I do not at this time think it necessary to go into my report at length, for the reason that it is attached hereto and there is no necessity of a repetition thereof, further than to state that at that time I recommended that the matter be referred to the Corporation Counsel for an opinion, first, as to the constitutionality of the act; and second, the validity of the lease; because at that time I did not believe that the Commissioners of the Sinking Fund, when they adopted the resolution authorizing the lease, that the Nursery and Child's Hospital had the power, under the Constitution, to make the lease in perpetuity.

The Corporation Counsel, in an opinion under date of April 25, 1908, states that in his opinion the act is constitutional. He goes at length into the matter and states in substance that the Commissioners of the Sinking Fund had no power to authorize a lease for the length of time that the same was authorized, and concludes his opinion with the following:

"It follows that the lease under consideration, having been made in contravention of the statutes in force at their inception, cannot be regarded as creating any larger estate than a tenancy from year to year"; and that in his opinion the lease to the Nursery and Child's Hospital is therefore null and void. It is practically a tenancy from year to year, and the Comptroller, acting in his discretion, can notify the hospital to remove from the premises, and, failing to do so, can cause them to be ejected therefrom.

In closing, it is necessary to state that this hospital is slightly different from the German Hospital or the Hahnemann Hospital or other hospitals which the City has seen fit, from time to time, to exchange leases to grants in fee simple. This hospital received from the City Treasury from the years 1900 to 1907, both inclusive, the sum of \$175,000, which, for the years 1900 to 1905, in my opinion, has been equivalent to 40 per cent. of the total receipts of the institution.

Without the City's support it could not exist. The benefits derived by the City from their work is not in proportion to the amount of money granted by the City, nor is in proportion to the work that other institutions give to the City without compensation. I would therefore respectfully suggest that all of the papers be printed in full in the minutes of the Commissioners of the Sinking Fund and filed for future reference. That the application of the Nursery and Child's Hospital be denied and that the Secretary be requested to so notify them, and that such action be taken by the proper

officers of the City in relation to the Nursery and Child's Hospital that no question shall be raised in the future of the intention of the City to again repossess and enjoy its own.

Respectfully submitted,

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

Approved:

H. A. METZ, Comptroller.

Which was ordered printed in the minutes.

The Comptroller presented the following statement and offered the following resolution relative to the redemption of bonds maturing July 1, 1908:

June 9, 1908.

To the Commissioners of the Sinking Fund:

GENTLEMEN—I present herewith for your approval a resolution authorizing the redemption of five hundred thousand dollars (\$500,000) of 3 per cent. Permanent Water Loan Bonds, issued by the late City of Brooklyn, which will mature on July 1, 1908. These bonds are payable from the "Water Sinking Fund of the City of Brooklyn" and are held by the "Sinking Fund for the Redemption of the City Debt, No. 1."

Respectfully,

H. A. METZ, Comptroller.

Whereas, The following described bonds, issued by the late City of Brooklyn, which are payable from the "Water Sinking Fund of the City of Brooklyn," mature on July 1, 1908, and are all held by the "Sinking Fund for the Redemption of the City Debt, No. 1," viz.:

	Title.	Amount.
Three per cent. Permanent Water Loan Bonds, issued in pursuance of section 11 of title 15 of chapter 583 of the Laws of 1888, payable July 1, 1908.		\$500,000 00

Resolved, That the Comptroller be and hereby is authorized to pay on July 1, 1908, from the Water Sinking Fund of the City of Brooklyn, the sum of five hundred thousand dollars (\$500,000) for the redemption of said bonds.

Which resolution was unanimously adopted.

The Comptroller presented the following statement and offered the following resolution relative to fines payable to the

New York Society for the Prevention of Cruelty to Children;
Brooklyn Society for the Prevention of Cruelty to Children;
American Society for the Prevention of Cruelty to Animals;
Humane Society of New York;
Anti-Policy Society;
Medical Society of the County of New York;
Pedic Society of the State of New York.

June 8, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—The following fines imposed by the Court of General Sessions and Court of Special Sessions, First and Second Divisions, etc., have been collected at dates stated in May, 1908, and are payable pursuant to law to the several societies named:

To New York Society for the Prevention of Cruelty to Children (section 5, chapter 122, Laws of 1876):

Court of Special Sessions, First Division.	
May 5. Bernard Birnbaum.	\$50 00
May 5. Ethel Weiss.	25 00
May 12. James McNulty.	25 00
May 12. Vincenzo Bracco.	50 00
May 19. Hugh Patton.	20 00
	\$170 00

To Brooklyn Society for the Prevention of Cruelty to Children (section 5, chapter 122, Laws of 1876):

Court of Special Sessions, Second Division.	
May 7. Frank Carrello (Brooklyn).	\$25 00

To American Society for the Prevention of Cruelty to Animals (section 6, chapter 490, Laws of 1888):

Court of Special Sessions, First Division.	
May 6. Patrick Darney.	\$10 00
May 6. Henry Eggers.	25 00
May 6. Charles Grace.	20 00
May 6. John Hallquist.	10 00
May 6. George Keyser.	15 00
May 6. John Lammon.	20 00
May 6. David Levinsky.	10 00
May 6. Albert E. Losee.	10 00
May 6. Adolph Miller.	20 00
May 6. Sebastian Principale.	25 00
May 6. Samuel P. Ricks.	15 00
May 6. Thomas Stone.	10 00
May 13. Ivor Brandt.	25 00
May 13. William Cordes.	10 00
May 13. Alfonso De Pasquale.	15 00
May 13. William Denauer.	15 00
May 13. Benny Gruberg.	15 00
May 13. Philip Granno.	15 00
May 13. John Harris.	10 00
May 13. Harry Lowday.	10 00
May 13. John Meyer.	10 00
May 13. John Madden.	10 00
May 13. James Nugent.	10 00
May 13. Solomon Novorn.	10 00
May 13. Isaac Schlifstein.	15 00
May 13. Lawrence Scebo.	15 00
May 12. Joseph Smith.	10 00
May 12. Frank Schink.	10 00
May 15. John Corkery.	10 00
May 20. William Cohn.	25 00
May 20. William Fuchs.	10 00
May 20. Joseph Freedman.	20 00
May 20. Jacob Higher.	10 00
May 20. Sam Hirsch.	10 00
May 20. John Nailen.	10 00

May 27. Giorite Belante	15 00
May 27. William Brassel	15 00
May 27. Bronestar Bednavezik	10 00
May 27. Adolph Meissner	15 00
May 27. Harry Schacht	10 00
May 27. Isaac Woroner	15 00
May 27. Samuel Zuckerman	25 00
May 27. Bernard Devlin (paid Warden, City Prison)	20 00

Court of Special Sessions, Second Division.

May 8. George F. Gathrio (Brooklyn)	\$10 00
May 8. Louis Ebbel (Brooklyn)	10 00
May 22. Joseph Bonofolando (Brooklyn)	10 00
May 29. Morris Spiegel (Brooklyn)	10 00
May 6. Frank Goldstein (Richmond)	10 00
May 6. Raffael Kramer (Richmond)	10 00

Total.....

\$625 00
\$685 00

To the Humane Society of New York (section 6, chapter 490, Laws of 1888):

Court of Special Sessions, First Division.	
May 6. Leo Byrnes	\$15 00
May 6. George Gabelman	10 00
May 6. Joseph Kolinsky	25 00
May 6. Daniel Maroney	5 00
May 6. Michael Murphy	5 00
May 6. Felicia Polastr	25 00
May 6. John Sullivan	10 00
May 6. Samuel Schlossberg	15 00
May 13. David Feinberg	15 00
May 13. Alexander Goradesky	20 00
May 13. Felix Herzog	20 00
May 13. Arthur Wulfert	10 00
May 13. George Welden	10 00
May 20. Samuel Bailey	10 00
May 20. Cornelius Daly	10 00
May 27. Israel Berman	15 00
May 27. Nelson W. Goff	20 00
May 27. Louis Wacks	10 00

\$250 00

To Medical Society of the County of New York (section 153, chapter 661, Laws of 1893, as amended by chapter 398, Laws of 1895):

May 1. Dr. Weeks Medical Association	\$200 00
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To Pedic Society of the State of New York (section 14, chapter 864, Laws of 1895, as amended by chapter 208, Laws of 1898):

May 27. Philip Kronengold	\$50 00
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To Anti-Policy Society (chapter 163, Laws of 1905):

Court of General Sessions.	
May 14. James Duncan	\$200 00
May 14. John Williams	200 00

\$400 00

All the above cases were prosecuted by the officers of the several societies to which fines are payable, and none of said fines have been paid to either of said societies. The amount collected has been deposited to the credit of the Sinking Fund for the Payment of the Interest on the City Debt.

Respectfully,

F. W. SMITH,
Chief Accountant and Bookkeeper.Approved:
H. A. METZ, Comptroller.

Resolved, That warrants payable from the Sinking Fund for the Payment of the Interest on the City Debt be drawn in favor of the following named societies for the amount of fines imposed and collected by Court of General Sessions and Court of Special Sessions, First and Second Divisions, etc., in the month of May, 1908, etc., and payable to said societies, pursuant to law:

New York Society for the Prevention of Cruelty to Children	\$170 00
Brooklyn Society for the Prevention of Cruelty to Children	25 00
American Society for the Prevention of Cruelty to Animals	685 00
The Humane Society of New York	250 00
Anti-Policy Society	400 00
Medical Society of the County of New York	200 00
Pedic Society of the State of New York	50 00

Which resolution was unanimously adopted.

The Comptroller presented the following statement and offered the following resolution, relative to a refund to Harry Wolkof of amount of fine, and remitted by order of Court:

June 5, 1908.

Hon. HERMAN A. METZ, Comptroller:

Sir—In Magistrate's Court, First Division, Second District, on March 25, 1908, Harry Wolkof was fined \$1 for disorderly conduct. On May 14 the Court of General Sessions reversed the judgment of the lower Court and ordered the fine remitted.

The amount of fine was deposited to credit of the Sinking Fund for the Payment of the Interest on the City Debt.

Respectfully,

F. W. SMITH, Chief Accountant and Bookkeeper.

Approved:

H. A. METZ, Comptroller.

Resolved, That a warrant payable from the Sinking Fund for the Payment of the Interest on the City Debt be drawn in favor of Harry Wolkof for the sum of one dollar (\$1), being the amount of fine imposed and collected by Magistrate's Court, First Division, Second District, 25th day of March, 1908, now refunded by order of Court of General Sessions, entered May 14, 1908.

Which resolution was unanimously adopted.

The Comptroller presented the following statement and offered the following resolution, relative to fines for violations of the Agricultural Law:

June 5, 1908.

Hon. HERMAN A. METZ, Comptroller:

Sir—The following fines for violations of the Agricultural Law have been imposed and collected by Court of Special Sessions, First and Second Divisions, in 1907 and 1908, and deposited in the Sinking Fund for the Payment of the Interest on the City Debt.

Court of Special Sessions, First Division.

1907.	Mar. 13. George Thompson	\$50 00
Apr. 5.	John Otten	200 00
Oct. 29.	George Thompson	100 00

\$50 00

200 00

100 00

\$350 00

Court of Special Sessions, Second Division.

1907.	Apr. 15. James J. McKeon (Brooklyn)	\$150 00
Oct. 2.	Frank Teale (Brooklyn)	50 00
Dec. 6.	James H. Prescott (Brooklyn)	50 00
1908.	Mar. 15. Alfred Isaacs (Brooklyn)	50 00

50 00

50 00

50 00

\$300 00

\$650 00

Pursuant to section 9, chapter 338, Laws of 1893, "One half of the Moneys recovered either as penalties, forfeitures or otherwise, for the violation of any of the provisions of this chapter shall be paid to the State and one-half shall be equally divided between the Fire Department and Police Pension Funds."

Respectfully,

F. W. SMITH, Chief Accountant and Bookkeeper.

Approved:

H. A. METZ, Comptroller.

Resolved, That a warrant payable from the Sinking Fund for the Payment of the Interest on the City Debt, be drawn in favor of the Chamberlain, for the sum of six hundred and fifty dollars (\$650), amount of fines for violations of the Agricultural Law collected in Court of Special Sessions, First and Second Divisions, in 1907 and 1908, as per statement submitted, to be deposited in the City Treasury to credit of account State Agricultural Law, Fines, for the purpose of distributing the said amount, pursuant to section 9 of chapter 338 of the Laws of 1893.

Which resolution was unanimously adopted.

The Comptroller presented the following statement and offered the following resolution, relative to the refunding of amounts overpaid on permits to build street vault:

June 5, 1908.

Hon. HERMAN A. METZ, Comptroller:

Sir—The following applications for the refund of amounts overpaid for street vault permits are herewith submitted, viz.:

Permit No.	Applicant and Location.	Amount.
1391.	Samuel Weil, Nos. 116 and 118 West Fourteenth street.....	\$317 63
1517.	Wm. H. Browning, Broadway and Seventy-fourth street.....	2 00
1524.	Children's Aid Society, No. 140 East One Hundred and Twenty-seventh street....	1 99
Total.....		\$321 62

With each application is filed an affidavit of the owner and the certificate of a City Surveyor. The amount to be refunded is certified by the Superintendent of Highways, approved by the Commissioner of Public Works and the President of the Borough of Manhattan.

The amount paid was deposited to the credit of the Sinking Fund for the Redemption of the City Debt No. 1.

Respectfully,

F. W. SMITH, Chief Accountant and Bookkeeper.

Approved:

H. A. METZ, Comptroller.

Resolved, That warrants payable from the Sinking Fund for the Redemption of the City Debt No. 1, be drawn in favor of the following parties, refunding them the amount paid in error for street vault permits as per statement submitted:

Samuel Weil.....	\$317 63
William H. Browning	2 00
Children's Aid Society.....	1 99

Which resolution was unanimously adopted.

The Comptroller presented the following report and offered the following resolution, relative to bid of the Carsten Offerman Coal Company, accepted by the Armory Board, for furnishing coal to the various armories of the N. G., N. Y., in the Boroughs of Brooklyn and Queens:

June 10, 1908.

Hon. HERMAN A. METZ, Comptroller:

Sir—At a meeting of the Armory Board held June 9, 1908, the following was adopted:

"Resolved, That the bid of the Carsten Offerman Coal Company, foot of Washington street, Borough of Brooklyn, for furnishing and delivering 1,000 gross tons coal at \$5.67 per gross ton, 125 gross tons nut coal, at \$5.67 per gross ton, and 225 gross tons of furnace coal, at \$5.57 per gross ton, to the various armories of the N. G., N. Y., in the Boroughs of Brooklyn and Queens, in accordance with the specifications, be accepted, being the lowest formal bid received; that the same be submitted to the Commissioners of the Sinking Fund for their concurrence, and to the Comptroller for his approval of the sureties thereon, and when so approved the Chairman of this Board be authorized to execute the contract on behalf of the Board; that all the other bids be rejected, and the Comptroller requested to return the deposits received from the unsuccessful bidders."

I would report: On May 11, 1908, the Armory Board received and opened bids for furnishing coal to various armories of the N. G., N. Y., in the Boroughs of Brooklyn and Queens:

Carsten Offerman Coal Company, per gross ton..... \$5.67 and \$5.57

5.79 and 5.79

Bacon Coal Company, per gross ton..... \$5.79 and 5.79

5.79 and 5.79

The bid of Carsten Offerman Coal Company being the lowest for the different classes of coal, I think the Commissioners of the Sinking Fund may properly concur in the action of the Armory Board.

Respectfully,

CHANDLER WITTINGTON, Chief Engineer.

Resolved, That the Commissioners of the Sinking Fund hereby concur in the following resolution adopted by the Armory Board at meeting held June 9, 1908:

"Resolved, That the bid of the Carsten Offerman Coal Company, foot of Washington street, Borough of Brooklyn, for furnishing and delivering 1,000 gross tons coal, at \$5.67 per gross ton, 125 gross tons nut coal, at \$5.67 per gross ton, and 225 gross tons of furnace coal, at \$5.57 per gross ton, to the various armories of the N. G., N. Y., in the Boroughs of Brooklyn and Queens, in accordance with the specifications, be accepted, being the lowest formal bid received; that the same be submitted to the Commissioners of the Sinking Fund for their concurrence, and to the Comptroller for his approval of the sureties thereon, and when so approved the Chairman of this Board be authorized to execute the contract on behalf of the Board; that all the other bids be rejected, and the Comptroller requested to return the deposits received from the unsuccessful bidders."

The report was accepted and the resolution unanimously adopted.

The Comptroller presented the following report and offered the following resolution, relative to bid of John H. Meyer, accepted by the Armory Board, for furnishing coal to the various armories of the N. G., N. Y., in the Boroughs of Manhattan and The Bronx:

June 10, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—At a meeting of the Armory Board held June 9, 1908, the following was adopted:

"Resolved, That the bid of John H. Meyer, No. 452 East One Hundred and Seventh street, Borough of Manhattan, for furnishing and delivering 1,650 gross tons egg, 400 gross tons nut and 50 gross tons stove coal, to the various armories of the N. G., N. Y., in the Boroughs of Manhattan and The Bronx, in accordance with the specifications, at \$5.97 per gross ton, be accepted, being the lowest formal bid received; that the same be submitted to the Commissioners of the Sinking Fund for their concurrence, and to the Comptroller for his approval of the sureties thereon, and when so approved, the Chairman of this Board be authorized to execute the contract on behalf of the Board; that all the other bids be rejected, and the Comptroller requested to return the deposits received from the unsuccessful bidders."

I would report: On May 11, 1908, the Armory Board received and opened bids for furnishing and delivering 1,650 gross tons egg, 400 gross tons nut and 50 gross tons stove coal to the various armories of the N. G., N. Y., in the Boroughs of Manhattan and The Bronx, at \$5.97 per gross ton.

John H. Meyer, per ton.....\$5.97
William Farrell, per ton.....6.03

The bid of John H. Meyer for this work being the lowest, I think the Commissioners of the Sinking Fund may properly concur in the action of the Armory Board.

Respectfully,

CHANDLER WITHINGTON, Chief Engineer.

Resolved, That the Commissioners of the Sinking Fund hereby concur in the following resolution adopted by the Armory Board at meeting held June 8, 1908:

"Resolved, That the bid of John H. Meyer, No. 452 East One Hundred and Seventh street, Borough of Manhattan, for furnishing and delivering 1,650 gross tons egg, 400 gross tons nut, and 50 gross tons stove coal, to the various armories of the N. G., N. Y., in the Boroughs of Manhattan and The Bronx, in accordance with the specifications, at \$5.97 per gross ton, be accepted, being the lowest formal bid received; that the same be submitted to the Commissioners of the Sinking Fund for their concurrence and to the Comptroller for his approval of the sureties thereon, and when so approved the Chairman of this Board be authorized to execute the contract on behalf of the Board; that all the other bids be rejected, and the Comptroller requested to return the deposits received from the unsuccessful bidders."

The report was accepted and the resolution unanimously adopted.

The Comptroller presented the following report and offered the following resolution, relative to the bid of the Bacon Coal Company accepted by the Armory Board, for furnishing coal to the Second Battalion Naval Militia Armory in the Borough of Brooklyn:

June 10, 1908.

Hon. HERMAN A. METZ, Comptroller:

SIR—At a meeting of the Armory Board held June 9, 1908, the following was adopted:

"Resolved, That the bid of the Bacon Coal Company, Reid and DeKalb avenues, Borough of Brooklyn, for furnishing and delivering 350 gross tons of pea coal, at \$3.95 per ton, to the armory of the Second Battalion Naval Militia, Borough of Brooklyn, in accordance with the specifications, be accepted, being the lowest formal bid received; that the same be submitted to the Commissioners of the Sinking Fund for their concurrence, and to the Comptroller for his approval of the sureties thereon, and when so approved the Chairman of this Board be authorized to execute the contract on behalf of the Board; that all the other bids be rejected and the Comptroller requested to return the deposits received from the unsuccessful bidders."

I would report: On May 11, 1908, the Armory Board received and opened bids for furnishing and delivering 350 gross tons of pea coal, at \$3.95 per ton, to the armory of the Second Battalion Naval Militia, Borough of Brooklyn.

Bacon Coal Company, per ton.....\$3.95
Carsten Offerman Coal Company, per ton.....4.22

The bid of the Bacon Coal Company for this work being the lowest, I think the Commissioners of the Sinking Fund may properly concur in the action of the Armory Board.

Respectfully,

CHANDLER WITHINGTON, Chief Engineer.

Resolved, That the Commissioners of the Sinking Fund hereby concur in the following resolution adopted by the Armory Board, at meeting held June 9, 1908:

"Resolved, That the bid of the Bacon Coal Company, Reid and DeKalb avenues, Borough of Brooklyn, for furnishing and delivering 350 gross tons of pea coal, at \$3.95 per ton, to the armory of the Second Battalion Naval Militia, Borough of Brooklyn, in accordance with the specifications, be accepted, being the lowest formal bid received; that the same be submitted to the Commissioners of the Sinking Fund for their concurrence and to the Comptroller for his approval of the sureties thereon, and when so approved the Chairman of this Board be authorized to execute the contract on behalf of the Board; that all the other bids be rejected, and the Comptroller requested to return the deposits received from the unsuccessful bidders."

The report was accepted and the resolution unanimously adopted.

The Comptroller presented the following report and offered the following resolutions relative to a sale of buildings situated on the school site on Rockaway avenue and Sumpter street, Borough of Brooklyn, for the use of the Board of Education, and buildings on the Manhattan Bridge site between Water street and South street, Borough of Manhattan, at the request of the Commissioner of Bridges:

June 11, 1908.

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

SIR—Pursuant to section 1553 of the Revised Charter, the authority to sell buildings owned by The City of New York vests in the Commission of the Sinking Fund.

This office is in receipt of (1) a communication from the Secretary of the Board of Education requesting the sale of buildings situated on the school site on Rockaway avenue and Sumpter street, in the Borough of Brooklyn.

(2) A communication from the Bridge Commissioner requesting the sale of buildings on Manhattan Bridge site, between Water street, and South street, in the Borough of Manhattan.

I would therefore respectfully recommend that two resolutions requesting such sales be adopted, and said resolutions are herewith transmitted.

Respectfully submitted for approval,

JOHN F. HOBBS,
Acting Collector of City Revenue.

Approved:

H. A. METZ, Comptroller.

Whereas, The Secretary of the Board of Education has requested the sale of buildings situated in the Borough of Brooklyn, required for school purposes, said buildings being more particularly described as follows:

Being all those buildings, parts of buildings, etc., situated on the proposed school site on Rockaway avenue and Sumpter street, adjoining Public School 73, Borough of Brooklyn, and which are more particularly described on a certain map on file in the office of the Collector of City Revenue and Markets, No. 280 Broadway, Borough of Manhattan.

Resolved, That the Commissioners of the Sinking Fund by virtue of the power vested in them by law, hereby authorize and order for sale, at public auction, all the buildings, parts of buildings, etc., upon the school site on Rockaway avenue and Sumpter street, upon the following terms and conditions:

The buildings and appurtenances thereto will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of The City of New York, and must also at the time of sale give a certified check or cash in half the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale. Where the amount of the purchase price does not equal or exceed the sum of fifty dollars, the sum of fifty dollars shall be the amount of the security to be deposited. This security may at any time after the expiration of the contract period be applied by the City to the cost of completing any of the work required under the contract but unfinished at the expiration of the contract period.

All the materials of the buildings, sheds, walks, structures and cellars of whatsoever nature, with their exterior and interior fixtures, appurtenances and foundations of all kinds, except the sidewalk and curb in front of said buildings extending within the described area and down to the level of the cellar bottom, shall be torn down and removed from the premises. None of the dirt, debris or waste resulting from demolition shall be allowed to remain on the premises, except old mortar or plaster only, which may be left, but not higher at any point than 2 feet below the curb opposite that point; also the foundation walls of all classes shall be taken down only to a plane whose elevation shall be the level of the curb in front of the building.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

The purchaser at the sale shall also remove all house sewer connections to the main sewer in the street, and the opening of the main sewer in street shall be properly closed in compliance with the directions of the Bureau of Sewers, Borough of Manhattan, and furnish the Department of Finance with a certificate from the Bureau of Sewers that the work has been properly performed.

The permit for all opening in the street to be obtained by and at the expense of the purchaser of the building.

Failure to remove said buildings, appurtenances, or any part thereof within sixty days from the day of the sale will work forfeiture of ownership of such buildings, appurtenances, or portion as shall then be left standing, together with all moneys paid by said purchaser on account thereof at the time of the sale, and the bidder's assent to the above conditions being understood to be implied by the act of bidding, and The City of New York will, without notice to the purchaser, cause the same to be removed and the costs and expense charged against the security above mentioned.

The work of removal must be carried on in every respect in a thorough and workmanlike manner and must be completed within sixty days from the day of the sale, and the successful bidder will provide and furnish all materials of labor and machinery necessary thereto, and will place proper and sufficient guards and fences and warning signs by day and night for the prevention of accidents, and will indemnify and save harmless The City of New York, its officers, agents and servants, and each of them, against any and all suits and actions, claims and demands of every name and description brought against it, them or any of them, and against and from all damage and costs to which it, they or any of them be put by reason of injury to the person or property of another, resulting from negligence or carelessness in the performance of the work, or in guarding the same, or from any improper or defective materials or machinery, implements or appliances used in the removal of said buildings.

Party walls and fences, when existing against adjacent property not sold, shall not be taken down. All furlings, plaster, chimneys, projecting brick, etc., on the faces of such party walls, are to be taken down and removed. The walls shall be made permanently self-supporting, beam-holes, etc., bricked up and the wall pointed and made to exclude wind and rain and present a clean exterior. The roofs of adjacent buildings shall be properly flashed and painted and made water-tight where they have been disturbed by the operations of the contractor.

The Comptroller of the City reserves the right on the day of sale to withdraw from sale any of the buildings, parts of buildings and machinery included therein, or to reject any and all bids; and it is further

Resolved, That while the said sale is held under the supervision of the Commissioners of the Sinking Fund, the Comptroller is authorized to cause the sale to be advertised and to direct the sale thereof as financial officer of the City.

Whereas, The Commissioner of Bridges has requested the sale of all buildings, parts of buildings, etc., now standing upon property owned by The City of New York, located in the Borough of Manhattan, acquired by it for the Manhattan Bridge, said buildings being situated upon land more particularly described as follows:

Beginning at the point formed by the intersection of the southerly side of Water street, and the westerly side of Pike slip, and running thence southerly along the

westerly side of Pike slip 160.08 feet to the northerly side of South street; thence westerly along the northerly side of South street 59.60 feet; thence northwesterly 162.83 feet to the southerly side of Water street; thence easterly along the southerly side of Water street 114.88 feet to the point of beginning, and which is more particularly described on a certain map on file in the office of the Collector of City Revenue, Department of Finance, No. 280 Broadway, Borough of Manhattan.

Resolved, That the Commissioners of the Sinking Fund by virtue of the powers vested in them by law, hereby authorize and order the sale, at public auction, for the highest marketable price, of all the buildings, parts of buildings, etc., upon the following terms and conditions:

The buildings and appurtenances thereto will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of The City of New York, and must also at the time of sale give a certified check or cash in half the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale. Where the amount of the purchase price does not equal or exceed the sum of fifty dollars, the sum of fifty dollars shall be the amount of the security to be deposited. This security may at any time after the expiration of the contract period be applied by the City to the cost of completing any of the work required under the contract but unfinished at the expiration of the contract period.

All the materials of the buildings, sheds, walks, structures and cellars of whatsoever nature, with their exterior and interior fixtures, appurtenances and foundations of all kinds, except the sidewalk and curb in front of said buildings extending within the described area and down to the level of the cellar bottom, shall be torn down and removed from the premises. None of the dirt, debris or waste resulting from demolition shall be allowed to remain on the premises, except old mortar or plaster only, which may be left, but not higher at any point than 2 feet below the curb opposite that point; also the foundation walls of all classes shall be taken down only to a plane whose elevation shall be the level of the curb in front of the building.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

The purchaser at the sale shall also remove all house sewer connections to the main sewer in the street, and the opening of the main sewer in street shall be properly closed in compliance with the directions of the Bureau of Sewers, Borough of Manhattan, and furnish the Department of Finance with a certificate from the Bureau of Sewers that the work has been properly performed.

The permit for all opening in the street to be obtained by and at the expense of the purchaser of the building.

Failure to remove said buildings, appurtenances, or any part thereof within sixty days from the day of the sale will work forfeiture of ownership of such buildings, appurtenances, or portion as shall then be left standing, together with all moneys paid by said purchaser on account thereof at the time of the sale, and the bidder's assent to the above conditions being understood to be implied by the act of bidding, and The City of New York will, without notice to the purchaser, cause the same to be removed and the costs and expense charged against the security above mentioned.

The work of removal must be carried on in every respect in a thorough and workmanlike manner and must be completed within sixty days from the day of the sale, and the successful bidder will provide and furnish all materials of labor and machinery necessary thereto, and will place proper and sufficient guards and fences and warning signs by day and night for the prevention of accidents, and will indemnify and save harmless The City of New York, its officers, agents and servants, and each of them, against any and all suits and actions, claims and demands of every name and description brought against it, them or any of them, and against and from all damage and costs to which it, they or any of them be put by reason of injury to the person or property of another, resulting from negligence or carelessness in the performance of the work, or in guarding the same, or from any improper or defective materials or machinery, implements or appliances used in the removal of said buildings.

Party walls and fences, when existing against adjacent property not sold, shall not be taken down. All furrings, plaster, chimneys, projecting brick, etc., on the faces of such party walls, are to be taken down and removed. The walls shall be made permanently self-supporting, beam-holes, etc., bricked up and the wall pointed and made to exclude wind and rain and present a clean exterior. The roofs of adjacent buildings shall be properly flashed and painted and made water-tight where they have been disturbed by the operations of the contractor.

The Comptroller of the City reserves the right on the day of sale to withdraw from sale any of the buildings, parts of buildings and machinery included therein, or to reject any and all bids; and it is further

Resolved, That while the said sale is held under the supervision of the Commissioners of the Sinking Fund, the Comptroller is authorized to cause the sale to be advertised and to direct the sale thereof as financial officer of the City.

The report was accepted and the resolutions severally unanimously adopted.

The Comptroller presented the following report and offered the following resolution, relative to a sale of buildings on property acquired for the Manhattan Bridge approach:

Hon. HERMAN A. METZ, Comptroller:

June 10, 1908.

SIR—Pursuant to section 1553 of the revised Charter, the authority to sell buildings situated upon land owned by The City of New York is vested in the Commissioners of the Sinking Fund.

This office is in receipt of a communication from the Commissioner of Bridges, requesting the sale of all buildings remaining on the site acquired for the Manhattan Bridge, lying within the block bounded by Chrystie, Forsyth, Canal and Bayard streets; also that portion of the block bounded by the Bowery, Chrystie, Canal and Bayard streets known and designated as Lots Nos. 1, 2, 3, 4, 6, 7, 8, 9, 11, 32, 33, 35, 36, 37, 38, 39, 40, 41, 44, 45, 46, 47 and 48 in block 290, Section 1 on the Tax Maps of the Borough of Manhattan, City of New York. Also property lying within the parcels described as follows:

Parcel No. 10.

Beginning at a point formed by the intersection of the northerly side of High street and the easterly side of Jay street and running thence northerly along the easterly side of Jay street 170.55 feet; thence southeasterly 189.23 feet to the northerly side of High street; thence westerly along the northerly side of High street 82.05 feet to the point of beginning.

Parcel No. 11.

Beginning at a point formed by the intersection of the westerly side of Bridge street and the northerly side of High street and running thence westerly along the

northerly side of High street 233.65 feet; thence northwesterly 228.29 feet to the southerly side of Sands street; thence easterly along the southerly side of Sands street 332.01 feet to the westerly side of Bridge street; thence southerly along the westerly side of Bridge street 205.53 feet to the point of beginning.

Parcel No. 12.

Beginning at a point formed by the intersection of the southerly side of High street and the easterly side of Jay street and running thence easterly along the southerly side of High street 104.66 feet; thence southeasterly 230.14 feet to the northerly side of Nassau street; thence westerly along the northerly side of Nassau street 204.46 feet to the easterly side of Jay street; thence northerly along the easterly side of Jay street 206.96 feet to the point of beginning.

Parcel No. 13.

Beginning at a point formed by the intersection of the southerly side of High street and the westerly side of Bridge street and running thence southerly along the westerly side of Bridge street 208.08 feet to the northerly side of Nassau street; thence westerly along the northerly side of Nassau street 111.72 feet; thence northwesterly 230.59 feet to the southerly side of High street; thence easterly along the southerly side of High street 211.17 feet to the point of beginning.

I would, therefore, respectfully recommend that the Commissioners of the Sinking Fund adopt two resolutions authorizing the sale of the buildings on the above described premises, and resolutions for adoption are herewith transmitted.

Respectfully submitted for approval,

JOHN F. HOBBS,
Deputy Collector of City Revenue.

Approved:

H. A. METZ, Comptroller.

Whereas, The Commissioner of Bridges has requested the sale of all buildings, parts of buildings, etc., now standing on property owned by The City of New York, located in the Borough of Manhattan, acquired by it for the Manhattan Bridge, said buildings being situated upon land more particularly described as follows:

Being all those buildings, parts of buildings, etc., lying within the block bounded by Chrystie, Forsyth, Canal and Bayard streets; also that portion of the block bounded by the Bowery, Chrystie, Canal and Bayard streets, known and designated as Lots Nos. 1, 2, 3, 4, 6, 7, 8, 9, 11, 32, 33, 35, 36, 37, 38, 39, 40, 41, 44, 45, 46, 47 and 48 in Block 290, Section 1 on the Tax Maps of the Borough of Manhattan, City of New York, all of which are more particularly described on a certain map on file in the office of the Collector of City Revenue, Department of Finance, No. 280 Broadway, Borough of Manhattan.

Resolved, That the Commissioners of the Sinking Fund, by virtue of the powers vested in them by law, hereby authorize and order for sale at public auction, at the highest marketable prices, all the buildings, parts of buildings, etc., upon the following terms and conditions:

The buildings and appurtenances thereto will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of The City of New York, and must also at the time of sale give a certified check or cash in half the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale. Where the amount of the purchase price does not equal or exceed the sum of fifty dollars, the sum of fifty dollars shall be the amount of the security to be deposited. This security may at any time after the expiration of the contract period be applied by the City to the cost of completing any of the work required under the contract, but unfinished at the expiration of the contract period.

All the material of the buildings, sheds, walks, structures and cellars of whatsoever nature, with their exterior and interior fixtures, appurtenances and foundations of all kinds, except the sidewalk and curb in front of said buildings extending within the described area and down to the level of the cellar bottom, shall be torn down and removed from the premises. None of the dirt, debris or waste resulting from demolition shall be allowed to remain on the premises, except old mortar or plaster only, which may be left, but not higher at any point than two feet below the curb opposite that point; also the foundation walls of all classes shall be taken down only to a plane whose elevation shall be the level of the curb in front of the building.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

The purchaser at the sale shall also remove all house sewer connections to the main sewer in the street, and the opening of the main sewer in street shall be properly closed in compliance with the directions of the Bureau of Sewers, Borough of Brooklyn, and furnish the Department of Finance with a certificate from the Bureau of Sewers that the work has been properly performed.

The permits for all opening in the street to be obtained by and at the expense of the purchaser of the building.

Failure to remove said buildings, appurtenances, or any portion thereof, within sixty days from the day of the sale will work forfeiture of ownership of such buildings, appurtenances, or portion as shall then be left standing, together with all moneys paid by said purchaser on account thereof at the time of the sale, and the bidder's assent to the above conditions being understood to be implied by the act of bidding, and The City of New York will, without notice to the purchaser, cause the same to be removed, and the costs and expense thereof charged against the security above mentioned.

The work of removal must be carried on in every respect in a thorough and workmanlike manner, and must be completed within sixty days from the day of sale, and the successful bidder will provide and furnish all materials of labor and machinery necessary thereto, and will place proper and sufficient guards and fences and warning signs by day and night for the prevention of accidents, and will indemnify and save harmless The City of New York, its officers, agents and servants, and each of them, against any and all suits and actions, claims and demands of every name and description brought against it, them or any of them, and against and from all damage and costs to which it, they or any of them be put by reason of injury to the person or property of another, resulting from negligence or carelessness in the performance of the work, or in guarding the same, or from any improper or defective materials or machinery, implements or appliances used in the removal of said buildings.

Party walls and fences, when existing against adjacent property not sold, shall not be taken down. All furrings, plaster, chimneys, projecting brick, etc., on the faces of such party walls, are to be taken down and removed. The walls shall be made permanently self-supporting, beam holes, etc., bricked up, and the wall pointed and made to exclude wind and rain and present a clean exterior. The roofs of adjacent buildings shall be properly flashed and painted and made water-tight where they have been disturbed by the operations of the contractor.

The Comptroller of The City of New York reserves the right on the day of sale to withdraw from sale any of the buildings, parts of buildings and machinery included therein, or to reject any and all bids. And it is further

Resolved, That, while the said sale is held under the supervision of the Commissioners of the Sinking Fund, the Comptroller is authorized to cause the sale to be advertised and to direct the sale thereof as financial officer of the City.

Whereas, The Commissioner of Bridges has requested the sale of all buildings, parts of buildings, etc., now standing upon property owned by The City of New York, located in the Borough of Brooklyn, acquired by it for the Manhattan Bridge, said buildings being situated upon land more particularly described as follows:

Parcel No. 10.

Beginning at a point formed by the intersection of the northerly side of High street and the easterly side of Jay street and running thence northerly along the easterly side of Jay street 170.55 feet; thence southeasterly 189.23 feet to the northerly side of High street; thence westerly along the northerly side of High street 82.05 feet to the point of beginning.

Parcel No. 11.

Beginning at a point formed by the intersection of the westerly side of Bridge street and the northerly side of High street and running thence westerly along the northerly side of High street 233.65 feet; thence northwesterly 228.29 feet to the southerly side of Sands street; thence easterly along the southerly side of Sands street 332.01 feet to the westerly side of Bridge street; thence southerly along the westerly side of Bridge street 205.53 feet to the point of beginning.

Parcel No. 12.

Beginning at a point formed by the intersection of the southerly side of High street and the easterly side of Jay street and running thence easterly along the southerly side of High street 104.66 feet; thence southeasterly 230.14 feet to the northerly side of Nassau street; thence westerly along the northerly side of Nassau street 204.46 feet to the easterly side of Jay street; thence northerly along the easterly side of Jay street 206.96 feet to the point of beginning.

Parcel No. 13.

Beginning at a point formed by the intersection of the southerly side of High street and the westerly side of Bridge street and running thence southerly along the westerly side of Bridge street 208.08 feet to the northerly side of Nassau street; thence westerly along the northerly side of Nassau street 111.72 feet; thence northwesterly 230.59 feet to the southerly side of High street; thence easterly along the southerly side of High street 211.17 feet to the point of beginning.

All of which are more particularly described on a certain map on file in the office of the Collector of City Revenue, Department of Finance, No. 280 Broadway, Borough of Manhattan.

Resolved, That the Commissioners of the Sinking Fund, by virtue of the powers vested in them by law, hereby authorize and order for sale at public auction, at the highest marketable prices, all the buildings, parts of buildings, etc., upon the following terms and conditions:

The buildings and appurtenances thereto will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of The City of New York, and must also at the time of sale give a certified check or cash in half the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale. Where the amount of the purchase price does not equal or exceed the sum of fifty dollars, the sum of fifty dollars shall be the amount of the security to be deposited. This security may at any time after the expiration of the contract period be applied by the City to the cost of completing any of the work required under the contract, but unfinished at the expiration of the contract period.

All the materials of the buildings, sheds, walks, structures and cellars of whatsoever nature, with their exterior and interior fixtures, appurtenances, and foundations of all kinds, except the sidewalk and curb in front of said buildings extending within the described area and down to the level of the cellar bottom, shall be torn down and removed from the premises. None of the dirt, debris or waste resulting from demolition shall be allowed to remain on the premises, except old mortar or plaster only, which may be left, but not higher at any point than two feet below the curb opposite that point; also the foundation walls of all classes shall be taken down only to a plane whose elevation shall be the level of the curb in front of the building.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

The purchaser at the sale shall also remove all house sewer connections to the main sewer in the street, and the opening of the main sewer in street shall be properly closed in compliance with the directions of the Bureau of Sewers, Borough of Manhattan, and furnish the Department of Finance with a certificate from the Bureau of Sewers that the work has been properly performed.

The permit for all opening in the street to be obtained by and at the expense of the purchaser of the building.

Failure to remove said buildings, appurtenances, or any portion thereof, within sixty days from the day of the sale will work forfeiture of ownership of such buildings, appurtenances, or portion as shall then be left standing, together with all moneys paid by said purchaser on account thereof at the time of the sale, and the bidder's assent to the above conditions being understood to be implied by the act of bidding, and The City of New York will, without notice to the purchaser, cause the same to be removed, and the costs and expense thereof charged against the security above mentioned.

The work of removal must be carried on in every respect in a thorough and workmanlike manner, and must be completed within sixty days from the day of the sale, and the successful bidder will provide and furnish all materials of labor and machinery necessary thereto, and will place proper and sufficient guards and fences and warning signs by day and night for the prevention of accidents, and will indemnify and save harmless The City of New York, its officers, agents and servants, and each of them, against any and all suits and actions, claims and demands of every name and description brought against it, them or any of them, and against and from all damage and costs to which it, they or any of them be put by reason of injury to the person or property of another, resulting from negligence or carelessness in the performance of the work, or in guarding the same, or from any improper or defective materials or machinery, implements or appliances used in the removal of said buildings.

Party walls and fences, when existing against adjacent property not sold, shall not be taken down. All farrings, plaster, chimneys, projecting brick, etc., on the faces of such party walls, are to be taken down and removed. The walls shall be made permanently self-supporting, beam holes, etc., bricked up, and the wall pointed and made to exclude wind and rain and present a clean exterior. The roofs of adjacent buildings shall be properly flashed and painted and made water-tight where they have been disturbed by the operations of the contractor.

The Comptroller of The City of New York reserves the right on the day of sale to withdraw from sale any of the buildings, parts of buildings and machinery included therein, or to reject any and all bids. And it is further

Resolved, That, while the said sale is held under the supervision of the Commissioners of the Sinking Fund, the Comptroller is authorized to cause the sale to be advertised and to direct the sale thereof as financial officer of the City.

The report was accepted and the resolutions severally unanimously adopted.

Adjourned.

N. TAYLOR PHILLIPS, Secretary.

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

Proceedings of the Commissioners of the Sinking Fund, at a Meeting Held in Room 16, City Hall, at 2 o'clock p. m., on Wednesday, June 17, 1908.

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

The following opinion was received from the Corporation Counsel relative to the sale by the Public Service Commission, of buildings upon property acquired for rapid transit purposes:

June 17, 1908.

Commissioners of the Sinking Fund:

GENTLEMEN—I have received a letter from your Secretary, Mr. Phillips, in regard to a question that has arisen between yourselves and the Public Service Commission as to the sale of buildings and the disposition of the proceeds where they have been acquired for use in connection with rapid transit projects, and my advice is requested.

From the correspondence, I understand the facts to be substantially as follows: Certain property in the vicinity of Centre and Walker streets has been acquired by the City as a part of the Brooklyn loop lines of the Rapid Transit Railroad, and a contract for the construction thereof dated May 9, 1907, has been entered into with the Degnon Contracting Company.

The Public Service Commission has certified that the buildings on this property have become unnecessary and must be torn down, and the material thereof removed, and for that purpose it desires to sell the said buildings on condition that the same be torn down and the material thereof be removed speedily.

The Public Service Commission requests the approval of the Commissioners of the Sinking Fund of the sale of the said buildings, and further resolved:

"That if such approval is given said Commissioners be and they hereby are requested to supervise such sale, and that the proceeds thereof be applied under the direction of the Commissioners to the purchase of other property necessary for rapid transit purposes or be applied in all respects as the payment of rental to be made by the contractor, as provided in section 4 of the Laws of 1891 and its amendments."

It is provided in section 39 of the Rapid Transit Act, which was added by Laws of 1894, chapter 752, and amended at various times until it was put in its present form by Laws of 1906, chapter 472, as follows:

"It shall be the duty of the board (i. e. of rapid transit commissioners) whenever any property which the city shall have acquired as provided in this act, shall be unnecessary for rapid transit purposes, to sell and convey the same in behalf of said city, provided, however, that no such sale or conveyance shall be made except with the approval of the commissioners of the sinking fund of such city, or if there be no commissioners of the sinking fund then the other board or public body there-of having power to sell or lease city property, and provided further that the proceeds of any such sale or conveyance shall, under the direction of the said board of rapid transit railroad commissioners be applied either to the purchase of other property necessary for rapid transit purposes, or shall be applied in all respects as the payments of rental to be made by the contractor as provided in this act."

The Commissioners of the Sinking Fund ordinarily act in selling property at public auction, under section 1553 of the Charter, which is as follows:

"All property sold (other than land under water) shall be sold at auction, after previous public notice, under the superintendence of the appropriate head of department, except real property including buildings, fixtures and machinery therein, which shall be sold at public auction, after previous public notice, pursuant to a resolution adopted by the commissioners of the sinking fund and such sale shall be under the supervision of said commissioners and not otherwise. The proceeds of all sales made under and by virtue of this act shall, except as herein otherwise specially provided, be by the officer receiving the same immediately deposited with the chamberlain; and the account of sales verified by the officer making the sales shall be immediately filed in the office of the comptroller."

The following is quoted from Mr. Phillips' letter:

"The Commissioners of the Sinking Fund are of the opinion that the proceeds of the sale of all property belonging to The City of New York should be deposited in the Sinking Fund for the Redemption of the City Debt, and not used otherwise.

"The act under which the Public Service Commission are advertising the buildings for sale, makes it possible for the proceeds of the sale to be used as provided in said act and not deposited in the Sinking Fund for the Redemption of the City Debt. "You are therefore requested to advise the Commissioners of the Sinking Fund as to this."

Section 1553 of the Charter does not specifically provide that the proceeds of sales shall be paid into the Sinking Fund, although it provides for the payment thereof to the Chamberlain. The authority for the payment into the Sinking Fund for the Redemption of the City Debt is found in section 53 of the Code of Ordinances, which provides that the net sales of all real estate belonging to the corporation when sold, shall be paid into that fund, and in section 54 it is provided that all moneys received shall be paid into the Sinking Fund for the payment of interest from sales of all property of the corporation other than real estate.

I do not think, however, that these provisions have anything to do with the present question which is to be answered in accordance with the provisions of section 39 of the Rapid Transit Act, which I have quoted above. That section specifically provides as to what shall be done with the proceeds of the sale of the buildings in question in the following clause:

"Provided further that the proceeds of any such sale or conveyance shall, under the direction of the said board of rapid transit railroad commissioners, be applied either to the purchase of other property necessary for rapid transit purposes, or shall be applied in all respects as the payments of rental to be made by the contractor as provided in this act."

I think it was clearly intended that the proceeds must be applied to either of these two purposes according as the Board of Rapid Transit Railroad Commissioners, to whom the Public Service Commission of the First District has succeeded, may determine.

The intention was that money, or property purchased therewith, once devoted to rapid transit purposes, should continue to be used for those rapid transit purposes, and when property purchased with such moneys became no longer necessary for rapid transit purposes, and hence was sold, the proceeds therefrom should still be regarded as funds to be used for rapid transit purposes, and should not become a

part of any Sinking Fund. In a previous part of the quotation from section 39, it is provided as follows:

"It shall be the duty of the board (i. e. of rapid transit commission) whenever any property which the city shall have acquired as provided in this act, shall be necessary for rapid transit purposes, to sell and convey the same on behalf of said city, provided, however, that no such sale or conveyance shall be made except with the approval of the commissioners of the sinking fund of such city. * * *"

Under a strict construction of this clause it would probably be held that such consent of the Commissioners of the Sinking Fund would be necessary for the sale of the buildings in this case. It is to be observed, however, that this clause makes it the duty of the Board of Rapid Transit Commissioners, that is, its successor, the present Public Service Commission, to sell and convey, although no machinery is provided in the act for that purpose, but the sale or conveyance must be with the approval of the Commissioners of the Sinking Fund, and it is understood that in the present case the Public Service Commission desires that the sale be supervised by the Commissioners of the Sinking Fund, in order to avoid this difficulty.

While, as already stated, the act when strictly construed would probably require the approval by the Commissioners of the Sinking Fund of the proposed sale, the real meaning and intent of the act, I think, is that if at any time large quantities of real estate or personal property should become no longer necessary for rapid transit purposes, it might be sold, but not without the consent of the Commissioners of the Sinking Fund; that is, if such a change of situation arose that it was thought advisable by some to sell large or valuable quantities of such property, it would become a serious question whether such a sale would be in the interests of the City, and hence, the Commissioners of the Sinking Fund should have power to prevent the sale in a proper case.

It would seem to me that in a case like the present one, where the amount is small and the sale is not of City property in the ordinary sense but rather a means of saving to the City, the expense of tearing down buildings, the Commissioners of the Sinking Fund should regard the matter as a purely formal one and not refuse its consent, especially where the effect would be to delay work under the contract and throw obstacles in the way of the speedy carrying out of rapid transit projects.

The question might be asked, however, whether the Commissioners of the Sinking Fund, under this statute, could not decline to approve the sale, except on the condition that the proceeds should be paid into the Sinking Fund. This question may not, perhaps, be free from doubt. In my opinion, however, the statute is imperative that the money received from the sale shall be applied either to the purchase of other property necessary for rapid transit purposes or as payments of rentals by the contractor are applied, and hence, that the statute impliedly forbids payment into the Sinking Fund. It would, therefore, be improper for the Sinking Fund Commissioners to attempt to render the statute nugatory by refusing to give their consent to the sale, except on condition that the proceeds be paid into the Sinking Fund. There might be cases where they might very properly refuse to give consent for other reasons, but not for the reason that the proceeds of the sale were not to be paid into the Sinking Fund. It is, however, unnecessary to speculate as to what should or should not be done in cases that have not actually arisen. So far as the present case is concerned, it would seem to me hard to give any sufficient reason why the assent of the Commissioners of the Sinking Fund should not be granted almost as a matter of course.

Yours respectfully,

G. L. STERLING, Acting Corporation Counsel.

Discussion of the matter followed and the Chamberlain offered the following resolution:

Resolved, That the Commissioners of the Sinking Fund hereby approve of the sale at public auction, by the Public Service Commission, First District, of the buildings now standing upon certain parcels of property owned by The City of New York, acquired for rapid transit purposes in The City of New York, Borough of Manhattan, being a five-story brick building standing on lot known as Lot No. 3, No. 142 Centre street, said lot being situate on the easterly side of Centre street, and its most southerly point on Centre street being distant approximately 127 feet 11 inches southerly from the point formed by the intersection of the easterly side of Centre street and the southerly side of Walker street and being approximately 26 feet 4 inches in front, 26 feet 8 inches in the rear, in depth on the southerly side 105 feet 8 inches, and on the northerly side 103 feet; a five-story brick building standing on lot known as Lot No. 4, No. 144 Centre street, said lot adjoining said Lot No. 3 on the north and being approximately 26 feet 4 inches in front, 26 feet 8 inches in the rear, 103 feet on the southerly side, and on the northerly side 100 feet 4 inches; a seven-story building standing on lot known as Lot No. 5, Nos. 146, 148 and 150 Centre street and Nos. 111, 113 and 115 Walker street, said lot adjoining said Lot No. 4 on the north and being approximately 75 feet 3 inches in front on Centre street, 66 feet 2 inches on Walker street, 80 feet 3 inches on the easterly side thereof and 75 feet 8 inches on the southerly side thereof; a seven-story brick building standing on lot known as Lot No. 7, No. 117 Walker street, said lot adjoining said Lot No. 5 on the east and being approximately 25 feet in front, 25 feet in the rear, 80 feet 3 inches on the westerly side and 82 feet on the easterly side; and a four-story brick building standing on lot, known as Lot Nos. 8 and 9, Nos. 119 and 121 Walker street, said lot adjoining said Lot No. 7 on the east and being approximately 50 feet in front, 50 feet in the rear, 100 feet on the westerly side thereof and 100 feet on the easterly side, said parcels of property being more particularly described on certain maps or plans and a memorandum on file in the office of the Register of the County of New York, which are marked as follows: "Public Service Commission for the First District, Chief Engineer's Office, Route 9-0-2, Drawing No. 25, November 27, 1907, George S. Rice, Chief Engineer."

Which resolution was unanimously adopted.

The following communication was received from the Secretary of the Board of Estimate and Apportionment relative to an exchange of certain real estate in the Borough of Richmond, the properties of The City of New York and the Staten Island Railway Company:

June 12, 1908.

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

SIR—I transmit herewith certified copy of resolution this day adopted by the Board of Estimate and Apportionment, together with report from the Engineer in charge of the Division of Franchises, relative to the exchange of certain real estate, the properties of The City of New York and the Staten Island Rapid Transit Railway Company, as requested in a communication, dated October 17, 1907, from the President of the Borough of Richmond, and addressed jointly to this Board and the Commissioners of the Sinking Fund.

I also transmit two prints, marked, respectively, "III. A" and "V. A," which are to be submitted in place of the maps transmitted to you by the President of the Borough of Richmond with his communication dated October 17, 1907, and which maps are marked, respectively, "III." and "V."

Respectfully,

JOSEPH HAAG, Secretary.

Whereas, The President of the Borough of Richmond, in a communication dated October 17, 1907, has presented a proposition to this Board for the exchange of certain real estate belonging to the City for other real estate belonging to the Staten Island Rapid Transit Railway Company, the exchange to be on even terms, provided the City will grant to the railroad company the right to cross certain streets in the Borough of Richmond with two additional tracks, and cross Richmond terrace in the Third Ward by a single track; the terms for such grant to be fixed by this Board; and

Whereas, The Chief Engineer of this Board has this day presented a report in which it is recommended that the proposition be approved, and has proposed certain terms and conditions to govern the grant of the additional rights sought by the railroad company; now therefore be it

Resolved, That the Board of Estimate and Apportionment hereby recommends to the Commissioners of the Sinking Fund that they authorize the exchange between The City of New York and the Staten Island Rapid Transit Railway Company, upon even terms, of the following parcels of land in the Borough of Richmond, City of New York:

I. From the railroad company to The City of New York:

(a) Two parcels of land on the easterly side of Jay street, north of South street, in the First Ward, as more particularly shown on a map marked "Exhibit I., Parcels A and B," signed by George W. Tuttle, Principal Assistant Engineer, and dated May 2, 1907; it being understood that the City already has a perpetual easement over Parcel B.

(b) Two parcels of land, one at the northeast corner of Jay and South streets, and the second at the angle point on the northerly side of South street, east of Jay street in the First Ward, as more particularly shown on a map marked "Exhibit II." signed and dated as above.

(c) The plot of land under water in front of land owned by the City on Richmond terrace at West New Brighton, in the First Ward, as more particularly shown on a map marked "Exhibit III. A," signed by George W. Tuttle, Principal Assistant Engineer, and dated February 25, 1908.

II. From The City to the railroad company:

(d) The plot of salt meadow land, containing about nine and one-fourth acres, at Old place, in the Third Ward as more particularly shown on a map marked "Exhibit IV." signed by George W. Tuttle, Principal Assistant Engineer, and dated May 2, 1907.

(e) The plot of upland on the northerly side of Richmond terrace, in the Third Ward, acquired by the City from Gilbert Merrill, excepting therefrom so much of said plot as falls between the existing northerly line of Richmond terrace and the new northerly line of Richmond terrace, as the same was adopted on December 14, 1906, and as more particularly shown on a map marked "Exhibit V. A," signed by George W. Tuttle, Principal Assistant Engineer, and dated February 14, 1908.

(f) The City's easement in a plot of land at the northeasterly corner of Jay street, as widened and the viaduct approach to the ferry at St. George, in the First Ward, as more particularly shown on a map marked "Exhibit VI." signed by George W. Tuttle, Principal Assistant Engineer, and dated May 2, 1907.

And be it further

Resolved, That when such exchange shall have been so authorized and made, the Board of Estimate and Apportionment will, upon proper petition, grant to the Staten Island Rapid Transit Railway Company the right to cross with two additional tracks the following streets:

(g) South street, in the First Ward, by under grade crossing;

(h) South avenue, Harbor road, Union avenue and Central avenue, in the Third Ward;—and also to cross Richmond terrace with a single track at a point to the west of the property of Milliken Brothers, Inc., in the Third Ward; the terms of such grant to be substantially as proposed in the report as presented this day by the Chief Engineer of this Board; and be it further

Resolved, That the President of the Borough of Richmond and the Commissioner of Docks and Ferries be and they are hereby respectfully requested to turn over to the Commissioners of the Sinking Fund such of the aforesaid properties now owned by the City as are within their respective jurisdiction.

A true copy of resolution adopted by the Board of Estimate and Apportionment June 12, 1908.

JOSEPH HAAG, Secretary.

REPORT No. 67.

BOARD OF ESTIMATE AND APPORTIONMENT, }
OFFICE OF THE CHIEF ENGINEER, }
June 9, 1908.

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

SIR—On October 17, 1907, the President of the Borough of Richmond submitted a communication to the Board of Estimate and Apportionment outlining negotiations between himself and the Staten Island Rapid Transit Railway Company looking to an exchange of certain properties in Staten Island and for the granting of certain rights to both the Railroad Company and the City. The communication was referred to the Chief Engineer of the Board and has been the subject of careful and protracted investigation and further negotiations with the officers of the Railroad Company.

The result of this investigation is given in the report of the Engineer in charge of the Division of Franchises, which is herewith submitted, with the recommendation that the solution proposed in this report be adopted by the Board, and a resolution is submitted recommending to the Commissioners of the Sinking Fund that they approve of the exchange of property which is recommended, and that after proper petitions are presented the grants asked for will be made.

Respectfully,

NELSON P. LEWIS, Chief Engineer.

June 9, 1908.

Mr. NELSON P. LEWIS, Chief Engineer:

SIR—Under date of October 17, 1907, Hon. George Cromwell, President of the Borough of Richmond, addressed a communication jointly to the Board of Estimate and Apportionment and to the Commissioners of the Sinking Fund, in which he set forth that for the physical improvement of the property and streets in the vicinity of the ferry terminal and the Borough Hall at St. George, he has been negotiating with the Staten Island Rapid Transit Railway Company for the acquisition of certain properties, and that the Company has agreed to take certain property owned by the City in exchange, provided the right is given to the Railroad Company to four-track its road in certain streets in the Borough. The reason that the communication is addressed to the Board of Estimate and Apportionment and to the Commissioners of the Sinking Fund is that the Commissioners of the Sinking Fund would have jurisdiction over the exchange of the properties, while the Board of Estimate and Apportionment would be in the position to grant the additional rights asked for by the Railroad Company.

Briefly, the object of the exchange would be to secure to the City:

First—The control of the property directly in front of the Borough Hall and now laid out on the map of the City as a public place, thus preventing the erection of any building thereon which would be detrimental to the City's property opposite. (See Exhibit I.)

Second—To obtain two small pieces of property at the corner of Jay and South streets and at the angle in South street, by means of which easy curves in the street lines could be made. (See Exhibit II.)

Third—To obtain a strip of land under water for a width of approximately 85 feet between the high water mark and the pierhead line of the Kill von Kull. This strip of land under water would be immediately in front of the plot of upland acquired by the City for the purpose of a destructor plant, and would furnish water-front facilities to the same when it shall have been filled in. Across the strip to be acquired, however, would run the right of way of the Staten Island Rapid Transit Railway Company, width 60 feet, and an additional 40 feet which the Company wishes to reserve to itself. (See Exhibit III.)

In exchange for these properties, the City is to convey to the Railroad Company the following:

First—Certain meadow lands about 9 1/4 acres near the Arthur Kill in the Third Ward. This property is salt meadow and lies on either side of the Staten Island Rapid Transit Railway Company which is at this point upon an embankment. The Railroad Company owns other property on either side of its line in this vicinity, and desires this parcel of land for additional yard room. (See Exhibit IV.)

Second—The plot of land on the northerly side of Richmond terrace at Howlands Hook, in the Third Ward, which was acquired by the City for a street cleaning disposal plant. This property was acquired from Gilbert Merrill, in 1904, together with

certain water rights which have apparently lapsed, and the property has never been used for the purpose acquired. It is adjacent to other property owned by the New York Transit and Terminal Company, Ltd., the real estate holding company of the Staten Island Rapid Transit Railway Company, and would be a valuable acquisition for the Railroad Company. (See Exhibit V.)

Third—A small plot of land falling within the easement acquired from the Railroad Company in 1905, for the viaduct to be constructed by the City, connecting Jay street and the ferry house. The object of the Company in securing this small plot is to give it a slightly additional yard room at St. George, where it is much needed. (See Exhibit VI.)

In addition the company requests grants of additional rights for the four-tracking of its road, as follows:

(a) Two additional tracks under South street, adjoining its present right-of-way at St. George; the City to build the tunnel under the widened portion of South street, together with a portal to the same at the same time that it widens South street and constructs its retaining wall at this point.

Under the deed to the City from the company when this property in South street was purchased a condition was included providing for the construction of a tunnel and the portal on the existing right-of-way.

(b) Two additional tracks across South avenue, adjoining Arlington Station in the Third Ward.

(c) A single track across Richmond terrace at Howlands Hook, to enable the company to furnish railroad facilities to certain water-front property held by the New York Transit and Terminal Company, Ltd.

I have carefully investigated the proposition as presented by President Cromwell, and have made an appraisal of the various properties which it is proposed to exchange, as of the year 1905, at which time the City took title to the ferry terminal from the railroad company. Upon this basis I have found that an even exchange of the various properties enumerated would be fair.

Since 1905 the City's improvements on the Borough Hall site, the ferry terminal and the widening of streets at this point, have materially increased the value of property in this vicinity, and the plot which the City desires to acquire for a public place might easily be disposed of by the railroad company for a much higher price than in 1905.

I have taken this into consideration in fixing the value of the additional rights asked for by the company, and after several conferences with its representatives, have stated to them that I would be willing to recommend an even exchange of the properties, the City to expend about \$4,700 in the construction of the widened tunnel and to grant to the railroad company the right to cross the several streets as applied for for a term of twenty-five years, for the nominal consideration of \$100 per annum for each crossing during the first ten years and \$200 per annum for the succeeding fifteen years, it being understood that as the proposal is to lay down these additional tracks at grade, that if at any future time it is determined that the railroad shall be removed from grade to a position either above or below the surface, or if it shall be necessary to construct the several crossings over or under the railroad, the company shall bear the entire expense of such change. In other words, I do not believe that any additional rights should be granted for streets at grade within the City limits unless it is stipulated in the agreement that the City shall be relieved of all cost of change of grade when the same shall be deemed necessary by the proper authorities.

To this proposition Mr. George H. Campbell, vice-president of the Staten Island Rapid Transit Railway Company, has, under date of June 2, submitted a reply, in which he states that, subject to the approval of the Board of Directors of the railroad, he will agree to an even exchange of the properties mentioned, provided the City will renew its title to the land under water in front of the parcel at Howlands Hook, and will grant to the company, in addition to the crossing above mentioned, three additional crossings at Harbor road, Union avenue and Central avenue, all in the Third Ward, but the payments for the same not to begin before a period of three years from the date of the franchise, unless the company shall lay its tracks across the streets in accordance with the permission given.

The right to cross these three additional streets by two tracks will give the company a four-track road between Mariners Harbor Station and Arlington Station, a distance of about 3,600 feet, and just to the east of the entrance to its terminal yard at Arlington.

The President of the Borough has stated that he sees no objection to this, and I am willing to recommend that such grants be made upon the same terms as above. However, as these terms were fixed at merely nominal sums, to wit, \$100 per annum for each, I do not think that the Board can consistently waive its fixed rule in this case, and that all compensation shall commence for such rights from the date of the signing of the grant. It is not so much the money which will be received, but the additional facilities which the railroad will give to the people of the Borough, and the sooner these tracks are laid that object will be accomplished.

I am therefore of the opinion that the condition in this case should be that said sums mentioned shall be paid on the date of the signing of the franchise, and if the rights are not taken advantage of within a period of three years, they shall lapse.

As regards the City's renewing its title of the land under water in front of the so-called Merrill property, I am of the opinion that this would probably defeat the sale, for the reason that under the Charter the City cannot dispose of any lands under water which it may have acquired, and before it could sell the same it would be necessary for the City to fill in to the pierhead line and sell the property as upland.

I think that the City can best accommodate the railroad in this case by stating that it will not in any way oppose an application to the Commissioners of the Land Office by the railroad company for a grant, and will assist the company by all means in its power to obtain such grant.

In this connection it may be proper to state that after investigating the company's title to the land under water which it proposes to convey to the City, I find that there might be grave faults in the company's title to these premises, and I do not believe that the City's title would be good unless it can receive a confirmatory grant from the State.

As before stated, the Commissioners of the Sinking Fund have jurisdiction over the exchange of properties, and the only action which can be taken by the Board of Estimate and Apportionment is to recommend that the Commissioners of the Sinking Fund approve of such exchange upon fixed terms. If the Commissioners of the Sinking Fund shall approve and authorize such exchange, the Board of Estimate and Apportionment binds itself, upon proper application from the Staten Island Rapid Transit Railway Company, to grant to the said company the several crossings set forth above upon the terms mentioned.

There is one other condition which I stated to the railroad company I believe should be imposed in regard to the single-track crossing of Richmond terrace, and that was that the Board should reserve the right to compel the company at any time during the life of the franchise to remove the tracks from the surface and construct the same either overhead or underneath, as the Board might require, as I do not believe that it would be in the interest of the City to have a track at grade across this main thoroughfare when the population of the island in this district shall have greatly increased.

It will be necessary for the President of the Borough of Richmond and the Commissioner of Docks and Ferries to formally turn over to the Commissioners of the Sinking Fund all the properties mentioned above, which are to be conveyed to the railroad company, and which are under their respective jurisdiction.

I attach hereto a resolution recommending that the Commissioners of the Sinking Fund approve the exchange of properties, and reciting that upon such approval, and after proper petitions are presented, the Board will be willing to make the grants upon the several streets upon the terms above proposed.

Respectfully,

HARRY P. NICHOLS, Engineer in Charge.

October 17, 1907.

The Board of Estimate and Apportionment, No. 277 Broadway, New York; and the Commissioners of the Sinking Fund, No. 280 Broadway, New York:

GENTLEMEN—In connection with the physical improvement of the ferry approach streets at St. George, it seemed to us so desirable that there should be no possibility of any structure being erected between the Borough Hall and New York Bay which might mar the beauty of the whole street system and the architectural appearance of the Borough Hall that we prepared a plan, which was adopted by your Board on

January 11, 1907, modifying the former street layout to the extent of showing as a public place a small piece of property on the easterly side of Jay street, between the northerly side of South street and the easterly side of the proposed viaduct to be built by the Department of Docks and Ferries from Jay street to the ferry terminal.

We approached the officers of the Rapid Transit Railway Company on the subject of a possible transfer to the City of the plot in question, and were informed that though they had already prepared plans for an office building to be erected on the site in question, they would withhold such erection and would sell to the City the desired plot at the lowest reasonable price; and if certain other conditions could be met, they would be glad to exchange properties and rights; so that probably there would need to be very little transfer of money.

While considering the different questions involved, it seemed as if it might be desirable for the City to acquire certain other pieces of property.

We now report on the matter and advise and urge the respective purchases and sales and giving of rights:

Railroad to City. "Exhibit I."

Assessed Valuation, \$11,700.

While securing the fee to this parcel of land (Parcel A) we also proposed that the railroad company convert into "fee" the "easement" already granted to the City in Parcel B (said easement having been granted by the railroad company for account of the Department of Docks and Ferries for viaduct connecting Jay street with ferry terminal). The railroad company agrees to this proposal.

Railroad to City. "Exhibit II."

Assessed Valuation, \$665.

The City desires in connection with the South street work (part of the ferry approach system) to secure two small triangular pieces of property so as to build a curved instead of an angular wall on South street and at intersection of South and Jay streets (Parcels A and B). The railroad company agrees to this proposal.

Railroad to City. "Exhibit III."

Assessed Valuation, \$2,300.

The City has recently purchased, as a site for the refuse destructor (which is now erecting), a piece of land at West New Brighton; the land under water had been previously acquired by the Rapid Transit Railway Company. While the City might not make immediate use of these rights, it would be very desirable to possess them so that in the future a bulkhead could be constructed and the City have the valuable service that a dock at the point in question would render; while the lands under water would, in the meantime, be gradually filled in with slag from the destructor. The railroad company has agreed to sell such rights as it possesses.

As against these acquisitions by the City, the railroad company asks for a transfer to it of the following pieces of property and rights:

City to Railroad. "Exhibit IV."

Assessed Valuation, \$270.

Nine and twenty-five hundredths acres plus or minus, of salt marsh land at side of tracks of the Staten Island Rapid Transit Railway Company at Old place, near Arthur Kill. We recommend this transfer as the property is of no present or probable future use to the City.

City to Railroad. "Exhibit V."

Assessed Valuation, \$1,525.

(Purchased by the City in 1904 for \$10,000.) A piece of land known as the "Merrill property," at Arlington, north of the Shore road; purchased by the City as the site for a refuse destructor and corporation yard, but which, owing to radical changes in our plan of development, will no longer be needed for such purposes. Therefore the land is now held without special object by the Sinking Fund Commissioners.

In agreeing to the transfer of this property, there should be reserved to the City enough of its southern end for the proposed widening of Richmond terrace at that point, and this proposition is satisfactory to the railroad company.

City to Railroad. "Exhibit VI."

Indeterminate in Value, As An Overhead Easement Only Was Given for Viaduct Purposes.

Releasing to the railroad company the easement over small parcel of ground at the intersection of Jay street, on the northerly side of the proposed viaduct to the ferry terminal, said easement being granted to the City May 29, 1905 (the easement to be converted into fee, referred to as Parcel B—Railroad to City—Exhibit I. in this report; being for a sufficient portion of the property for viaduct and public place purposes).

City to Railroad. "Exhibit VII."

Value To Be Determined By Board of Estimate and Apportionment.

The right to cross Richmond terrace with tracks to reach property now owned by the company, formerly known as the Frances S. A. Nesbit property, Mariners Harbor.

City to Railroad. "Exhibit VIII."

Granting to the railroad company an easement for a second tunnel (for two tracks) to cross under South street as it is legally widened and is now to be improved. The tunnel to be adjacent to and westerly from the present two track tunnel.

City to Railroad. (Same as "Exhibit VIII.")

The City to include in its retaining wall construction contract, the building of the two tunnel portals and the extension of the present one to the new line. The estimated cost of this work is \$4,700 in excess of that which would be required for continuing the regulation retaining wall to be constructed along South street, and which would be required if it were not for the presence of the tunnel portals (present and proposed), or a total cost of \$16,750 for the new work.

City to Railroad. (No Exhibit.)

Franchise Value to be Determined by Board of Estimate and Apportionment. The City to grant the right to cross South avenue, Arlington, Staten Island, with two additional tracks, one on each side of the present double track crossing. The special reason stated being for the prevention of delay to passenger trains by the large number of freight trains handled at this point, adjoining the Arlington station.

We would ask that the earliest possible consideration be given to this whole subject, as our extensive retaining wall work cannot be hastened until the City has either secured the public place and plots referred to (Exhibits I, II. and III.) or has refused so to do; and the railroad bases its proposition practically on a trade of properties and rights.

Yours respectfully,

GEORGE CROMWELL,
President of the Borough.

In connection therewith the Comptroller presented the following report:

Hon. HERMAN A. METZ, Comptroller:

SIR—At a meeting of the Board of Estimate and Apportionment held June 12, 1908, there was referred to you and to the Commissioners of the Sinking Fund a communication from Borough President Cromwell of Richmond, in connection with the physical improvement of the ferry approach streets at St. George.

The communication, which is dated October 17, 1907, states that it seems so desirable that there should be no possibility of any structure being erected between the Borough Hall and New York Bay which might mar the beauty of the whole street

June 13, 1908.

system and the architectural appearance of the Borough Hall that he had prepared a plan which was adopted by the Board of Estimate and Apportionment on January 11, 1907, modifying the former street layout to the extent of showing as a public place a small piece of property on the easterly side of Jay street, between the northerly side of South street and the easterly side of the proposed viaduct to be built by the Department of Docks and Ferries from Jay street to the ferry terminal; that he has been in communication with the officers of the Rapid Transit Railway Company on the subject of a possible transfer to the City of the plot in question, and was informed that though they had already prepared plans for an office building to be erected on the site in question, they would withhold such erection and would sell to the City the desired plot at the lowest reasonable price, and if certain other conditions could be met, they would be glad to exchange properties and rights, so that probably there would need to be very little transfer of money.

While considering the different questions involved, it seems as if it might be desirable for the City to acquire certain other pieces of property.

In his communication he reports on the matter and advises and urges the respective purchases and sales and giving of rights.

"Exhibit I." Railroad to City.

Assessed Valuation, \$11,700.

He states that while securing the fee to this parcel of land, he proposes that the railroad company convert into fee the easement already granted to the City in Parcel B, and that the railroad company agrees to this proposition.

"Exhibit II." Railroad to City.

Assessed Valuation, \$665.

It is proposed to secure two small triangular pieces of property so as to build a curved instead of an angular wall on South street and at the intersection of South and Jay streets, and the railroad company agrees to this proposal.

"Exhibit III." Railroad to City.

Assessed Valuation, \$2,300.

He states that the City has recently purchased for the refuse destructor, which is now erecting, a piece of land at West New Brighton, the land under water having been previously acquired by the Rapid Transit Railway Company. He states that while the City might not make immediate use of these rights, it would be very desirable to possess them so that in the future a bulkhead could be constructed and the City have the valuable service that a dock at the point in question would render, while the lands under water would in the meantime be gradually filled in. The railroad company has agreed to sell such lands as requested.

As against these acquisitions by the City, the railroad company asks for a transfer to it of the following pieces of property and rights:

"Exhibit IV." City to Railroad.

Assessed Valuation, \$270.

This property consists of 9-25/100 acres of salt marsh land at side of tracks of the Staten Island Rapid Transit Railroad Company at Old Place, near Arthur Kill. He recommends this transfer as the property is of no present or probable future use to the City.

"Exhibit V." City to Railroad.

Assessed Valuation, \$1,525.

This property was purchased by the City in 1904, for \$10,000, being a piece of land known as the Merrill property at Arlington, and was purchased by the City for the use of the President of the Borough of Richmond. He states that in agreeing to the transfer of this property, there should be reserved to the City enough of its southern end for the proposed widening of Richmond terrace at this point, and that this proposition is satisfactory to the railroad company.

"Exhibit VI." City to Railroad.

Indeterminate in Value, as an Overhead Easement Only Was Given for Viaduct Purposes.

The City to release to the Railroad Company the easement over a small parcel of ground at the intersection of Jay street on the northerly side of the proposed viaduct to the ferry terminal. It is proposed to change the easement into a fee, and is shown as Parcel B, Railroad to City, Exhibit I in this report.

"Exhibit VII." City to Railroad.

The President of the Borough states that the value is to be determined by the Board of Estimate and Apportionment. The right to cross Richmond terrace with tracks to reach property now owned by the Company, formerly known as the Frances S. A. Nesbit property at Mariners Harbor.

"Exhibit VIII." City to Railroad.

Granting to the Railroad Company an easement for a second tunnel (for two tracks) to cross under South street as it is legally widened and is now to be improved. The tunnel to be adjacent to and westerly from the present two-track tunnel.

Same as "Exhibit VIII." City to Railroad.

The City to include in its retaining wall construction contract the building of the two tunnel portals and the extension of the present one to the new line. The estimated cost of this work is \$4,700 in excess of that which would be required for continuing the regulation retaining wall to be constructed along South street.

No Exhibit. City to Railroad.

Franchise Value to Be Determined by Board of Estimate and Apportionment.

The City to grant the right to cross South avenue, Arlington, Staten Island, with two additional tracks, one on each side of the present double track crossing.

The President of the Borough asks that the earliest possible consideration be given to this whole subject, as the extensive retaining wall work cannot be hastened until the City has either secured the public place and plots referred to (Exhibits I, II and III), or has refused so to do, and the Railroad Company bases its proposition practically on a trade of properties and rights.

There are two propositions involved.

1. The fixing of values by the Board of Estimate and Apportionment for franchise rights and the acquisition of certain real estate by the Board of Estimate and Apportionment.

The sale by the Commissioners of property acquired for departmental purposes no longer required for such purposes and turning over to the Commissioners of the Sinking Fund the property for such action as they think may be necessary and proper.

If the above were done as suggested by Mr. Nichols, it would have to be done in accordance with the provisions of section 205 of the amended Greater New York Charter. The property would have to be disposed of at public auction to the highest bidder at an upset price fixed by the Commissioners of the Sinking Fund. This proposition would permit outsiders to bid as against the Railroad Company and would defeat the purpose for which the Borough President desires to acquire the property.

The other and the better way is in accordance with the law which was adopted by the Legislature of 1907, drafted by this office and known as section 205a of the amended Greater New York Charter. Action has already been taken under this section of the Charter with the Pennsylvania Tunnel and Terminal Company and property of the Board of Education, which appears in full in the minutes of the Sinking Fund at page 544 of the minutes of 1907.

I would therefore respectfully suggest that the matter be presented to the Commissioners of the Sinking Fund for the purpose of having three discreet and disinterested appraisers appointed for the purpose of examining and appraising the value of the property desired by the Railroad Company, and also the value of the property which the Railroad Company is to deed to the City, exclusive of that portion of the franchise proposition.

I would further suggest that in accordance with section 205a of the Greater New York Charter that the Commissioners of the Sinking Fund appoint C. G. Kolfe, Charles E. Griffith and F. H. Moffitt, three discreet and disinterested appraisers, all residing in the Borough of Richmond, for the purpose of fixing a value upon the property of the City to be exchanged and the value of the property of the Railroad Company to be exchanged. Section 205a of the amended Greater New York Charter is printed in full at page 548, minutes of 1907.

Exhibit IV—City to the Railroad Company—assessed valuation, \$270. This property contains 9-25/100 acres more or less of salt marsh land which was acquired in 1829 as part of the Poor Farm, and will have to be turned over by the Department of Charities to the Commissioners of the Sinking Fund as being no longer required for departmental purposes.

Exhibit V is also proposed to be deeded to the Railroad Company and is known as the Merrill property. It was acquired by the President of the Borough of Richmond and will have to be turned over to the Commissioners of the Sinking Fund as being no longer required for departmental purposes, with the request that the properties exchanged shall be turned over to the President of the Borough of Richmond as soon as acquired, in accordance with the provisions of section 205a of the amended Greater New York Charter.

I would respectfully recommend that the Commissioners of the Sinking Fund direct the President of the Borough of Richmond to file with the appraisers to be appointed the maps of both the Railroad Company's real estate and the City's real estate, in order that the appraisers may determine the value thereof, as the Charter strictly gives the power to the Commissioners of the Sinking Fund "to exchange any such land, with or without the improvements thereon, for other land of equal or greater value of private owners, lying within the same Borough of The City of New York, provided that the said Commissioners shall determine that such lands of private owners are needed for a public purpose."

As soon as the appraisers have filed their reports with the Commissioners of the Sinking Fund, it will be necessary for the Commissioners of the Sinking Fund to adopt a resolution to determine upon the exchange, and such resolution, when approved, shall be transmitted to the Board of Estimate and Apportionment for the approval of said Board at its first meeting thereafter, and if the Board of Estimate and Apportionment after a three-fourths vote approves of the resolution and action of the Commissioners of the Sinking Fund authorizing such exchange, then the exchange can be made.

The only proposition then before the Commissioners of the Sinking Fund will be:

1. The appointment of three discreet and disinterested appraisers.
2. The map being filed with said appraisers.
3. The request that the Department of Public Charities shall unreservedly turn over the 9-25/100 acres to the Commissioners of the Sinking Fund for such action as they may deem necessary and proper.
4. The turning over by the President of the Borough of Richmond of the Merrill property, for the purpose of having the same exchanged for other property for the use of the President of the Borough of Richmond.

Respectfully submitted for approval,

MORTIMER J. BROWN,

Appraiser of Real Estate, Department of Finance.

Approved:

H. A. METZ, Comptroller.

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

Adjourned.

N. TAYLOR PHILLIPS, Secretary.

DEPARTMENT OF PARKS.

Thursday, June 4, 1908.

Stated meeting, 3 p. m.

Present—Commissioners Smith (President), Berry, Kennedy.

A representative of the Comptroller being present, and the meeting open to the public, the estimate box was opened, and all the bids or proposals which had been received, pursuant to duly published advertisements, were opened and read as follows:

For Furnishing Full Size Model, Mold, Piece Molds, Labor and Materials and Casting Bronze Drinking Fountains for the Department of Parks, Borough of The Bronx.

Items.	Price.	Amount.
1. One (1) full size model, mold and all necessary piece molds, and casting one (1) bronze drinking fountain.....		\$800 00
2. For casting and finishing each additional bronze drinking fountain *\$615 00		

* Each.

The minutes of the previous meeting were read and approved.

Commissioner Smith offered the following:

Resolved, That the time stipulated for the completion of the contract dated October 3, 1907, with the Sicilian Asphalt Paving Company for paving and repaving with rock asphalt mastic, where directed, the walks of the Central and other parks in the Borough of Manhattan, be and the same hereby is extended to May 13, 1908, the day upon which the work was fully completed, in accordance with the recommendation of the Engineer.

Which was adopted by the following vote:

Ayes—Commissioners Smith, Berry, Kennedy—3.

Commissioner Berry offered the following:

Resolved, That the time stipulated for the completion of the work under contract with John V. Schaefer, Jr., & Co., for "Furnishing all the labor and materials for building a concourse and approaches to Baird court, in the New York Zoological Park, in Bronx Park, in The City of New York," be and the same is hereby extended to May 27, 1908, in accordance with the recommendation of the Chief Engineer for the Borough of The Bronx.

Which was adopted by the following vote:

Ayes—Commissioners Smith, Berry, Kennedy—3.

Commissioner Berry offered the following:

Resolved, That the time stipulated for the completion of the work under contract with John V. Schaefer, Jr., & Co., for "Furnishing all the labor and materials for the erection and completion of a concourse entrance in the New York Zoological Park, in Bronx Park, in The City of New York," be and the same is hereby extended to May 27, 1908, in accordance with the recommendation of the Chief Engineer for the Borough of The Bronx.

Which was adopted by the following vote:

Ayes—Commissioners Smith, Berry, Kennedy—3.

Commissioner Kennedy offered the following:

Resolved, That the Commissioner of Parks for the Boroughs of Brooklyn and Queens be and he hereby is authorized to cause form of contract and specifications to be prepared for regulating, grading and paving with asphalt the traffic road of the Ocean parkway, from the Park Circle to Eighteenth avenue, Borough of Brooklyn, and when the same shall have been approved by the Corporation Counsel, to advertise for proposals for same.

Which was adopted by the following vote:

Ayes—Commissioners Smith, Berry, Kennedy—3.

Commissioner Kennedy offered the following:

Resolved, That the Commissioner of Parks for the Boroughs of Brooklyn and Queens be and he hereby is authorized to cause form of contract and specifications to be prepared for laying asphalt tile walks in Prospect Park, Borough of Brooklyn, and when the same shall have been approved by the Corporation Counsel, to advertise for proposals for same.

Which was adopted by the following vote:

Ayes—Commissioners Smith, Berry, Kennedy—3.

Commissioner Kennedy offered the following:

Resolved, That the Commissioner of Parks for the Boroughs of Brooklyn and Queens be and he hereby is authorized to cause form of contract and specifications to be prepared for regulating and grading Greenpoint Park, Borough of Brooklyn, and when the same shall have been approved by the Corporation Counsel, to advertise for proposals for same.

Which was adopted by the following vote:

Ayes—Commissioners Smith, Berry, Kennedy—3.

Commissioner Kennedy offered the following:

Resolved, That the Commissioner of Parks for the Boroughs of Brooklyn and Queens be and he hereby is authorized to cause form of contract and specifications to be prepared for furnishing 10,000 cubic yards of topsoil or garden mold to Sunset Park, Borough of Brooklyn, and when the same shall have been approved by the Corporation Counsel, to advertise for proposals for same.

Which was adopted by the following vote:

Ayes—Commissioners Smith, Berry, Kennedy—3.

Commissioner Kennedy offered the following:

Resolved, That the Commissioner of Parks for the Boroughs of Brooklyn and Queens be and he hereby is authorized to cause form of contract and specifications to be prepared for furnishing 3,000 cubic yards of topsoil or garden mold to Prospect Park, Borough of Brooklyn, and when the same shall have been approved by the Corporation Counsel, to advertise for proposals for same.

Which was adopted by the following vote:

Ayes—Commissioners Smith, Berry, Kennedy—3.

Commissioner Smith offered the following:

Resolved, That the proposal of the lowest formal bidder for raising the grade of the loop in Riverside drive at One Hundred and Twenty-seventh street, etc., Borough of Manhattan, for which bids were received May 28, 1908, be forwarded to the Comptroller for his approval of sureties, and when so approved that a contract for the same be entered into and executed by the President for and on behalf of this Board.

Which was adopted by the following vote:

Ayes—Commissioners Smith, Berry, Kennedy—3.

Commissioner Berry offered the following:

Resolved, That the proposal of the lowest formal bidder for furnishing and delivering coal for the Botanical Garden, Borough of The Bronx, for which bids were received May 28, 1908, be forwarded to the Comptroller for his approval of sureties, and when so approved that a contract for the same be entered into and executed by the President for and on behalf of this Board.

Which was adopted by the following vote:

Ayes—Commissioners Smith, Berry, Kennedy—3.

Commissioner Berry offered the following:

Resolved, That the proposal of the lowest formal bidder for furnishing and delivering broken stone of trap rock and trap rock screenings for parks in the Borough of The Bronx, for which bids were received May 28, 1908, be forwarded to the Comptroller for his approval of sureties, and when so approved that a contract for the same be entered into and executed by the President for and on behalf of this Board.

Which was adopted by the following vote:

Ayes—Commissioners Smith, Berry, Kennedy—3.

Pursuant to notice given at a previous meeting Commissioner Smith moved that Article 2 of the By-Laws, section 3, under title of "Secretary," be amended so as to read as follows:

Sec. 3. The Secretary of the Board shall keep the minutes and records of the Board, receive all documents, reports, communications or papers which may appertain to the business of the Board, and shall transmit the same immediately to the President, who shall return the same as soon as may be convenient, for submission to the Board or filing, as may be required. It shall also be his duty to perform the work incidental to the awarding and execution of contracts, including the receipt of all deposits made by bidders on contracts. He shall transmit to the Comptroller, not later than the day following, such deposits, and shall file the receipts thereof with the President of the Board immediately. He shall file with the Board a bond of \$10,000, conditioned for the faithful performance of these duties. Said bond to be executed by a surety company approved of by the Comptroller. All papers and records shall be properly indexed by the Secretary. He shall be the custodian of all the books, records and other property of the Board, and shall perform such other duties as from time to time may be required of him by the Board, the President or the Commissioner of Parks for the Boroughs of Manhattan and Richmond.

He shall, as occasion may require, communicate the action of the Board to the persons or bodies affected thereby.

Commissioner Kennedy moved to amend the motion of Commissioner Smith by striking out the words "Board, the President or the Commissioner of Parks for the Boroughs of Manhattan and Richmond," in the last clause of the first paragraph, and substituting therefor the words "President of the Park Board or any member thereof."

Commissioner Smith accepted said amendment, making the motion read as follows:

Sec. 3. The Secretary of the Board shall keep the minutes and records of the Board, receive all documents, reports, communications or papers which may appertain to the business of the Board, and shall transmit the same immediately to the President, who shall return the same as soon as may be convenient, for submission to the Board or filing, as may be required. It shall also be his duty to perform the work incidental to the awarding and execution of contracts, including the receipt of all deposits made by bidders on contracts. He shall transmit to the Comptroller, not later than the day following, such deposits, and shall file the receipts thereof with the President of the Board immediately. He shall file with the Board a bond of \$10,000, conditioned for the faithful performance of these duties. Said bond to be executed by a surety company approved of by the Comptroller. All papers and records shall be properly indexed by the Secretary. He shall be the custodian of all the books, records and other property of the Board, and shall perform such other duties as from time to time may be required of him by the President of the Park Board or any member thereof.

He shall, as occasion may require, communicate the action of the Board to the persons or bodies affected thereby.

Which was carried by the following vote:

Ayes—Commissioners Smith, Berry, Kennedy—3.

Commissioner Smith then moved that section 4 of Article 2, under title of "Assistant Secretary," be amended so as to read as follows:

Sec. 4. The Assistant Secretary shall assist the Secretary in the general work of the Board and in the detail relating thereto. In the absence of the latter he shall act in his stead. He shall also perform such other duties as may be required of him by the Board.

Which was carried by the following vote:

Ayes—Commissioners Smith, Berry, Kennedy—3.

On motion, at 3:35 p. m., the Board adjourned.

CLINTON H. SMITH, Assistant Secretary.

BOROUGH OF RICHMOND.

COMMISSIONER OF PUBLIC WORKS.

In accordance with the provisions of section 1546, chapter 466, Laws of 1901, I herewith transmit for publication in the CITY RECORD the following report of the transactions of this office for the week ending May 2, 1908:

Public Moneys Received During Week.

Bureau of Highways—	For restoring and repaving pavement (water connection, openings)...	\$88 38
	For restoring and repaving pavement (sewer connections, openings)...	52 34
	For restoring and repaving pavement (general account).....	99 29
	For restoring and repaving pavement (water main, trench).....	650 00
Bureau of Sewers—	For sewer permits.....	21 00
	Total.....	\$911 01

Permits Issued.

Bureau of Highways—	Permits to open streets to tap water pipes.....	14
	Permits to open streets to repair water pipes.....	11
	Permits to open streets to make sewer connections.....	7
	Permits to place building materials on streets.....	1
	Permits, special	34
Bureau of Sewers—	Permits for new sewer connections.....	7
	Total.....	74

Requisitions Drawn on Comptroller.

General Administration	\$114 51
Bureau of Highways.....	11,116 53
Bureau of Sewers.....	1,116 83
Bureau of Street Cleaning.....	3,127 58
Bureau of Public Buildings and Offices.....	1,778 97
Bureau of Engineering.....	820 84

Total.....	\$18,075 26
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Work Done.

Bureau of Sewers—	Linear feet of sewer cleaned.....	500
	Number of basins cleaned.....	161
	Number of basins examined.....	12
	Number of basins repaired.....	5
	Number of manholes examined.....	137
	Number of manholes repaired.....	3
	Linear feet of culverts repaired.....	76
	Linear feet of culverts and drains cleaned.....	585
	Number of flush tanks examined.....	85
Bureau of Street Cleaning—	Number of loads of ashes and rubbish collected.....	321
	Number of loads of street sweepings collected.....	584
	Number of loads of mixed refuse collected.....	570
	Number of loads of garbage collected.....	59

Contracts Entered Into.

Street Cleaning, furnishing and delivering broken stone and screenings; date of contract, April 10, 1908; estimated amount of contract, \$1,687.50; contractor, William J. Quinlan, Port Richmond, Staten Island; surety, National Surety Company, New York City.

Highways, furnishing and delivering broken stone and screenings; date of contract, April 14, 1908; estimated amount of contract, \$4,050; contractor, Joseph Johnson's Sons, West New Brighton, Staten Island; surety, the Title Guaranty and Surety Company, New York City.

Statement of Laboring Force Employed.

Eight hours constitute one working day.

	Bureau of Highways.	Bureau of Sewers.	Bureau of Street Cleaning.	Bureau of Public Buildings and Offices.	Engineer Corps.	Total.
	No. Days.	No. Days.	No. Days.	No. Days.	No. Days.	No. Days.
Foremen	30	208	5	35	10	70
Assistant Foremen...	5	34 1/2	2	12	3	21
Laborers	95	585 7/8	3	18	37	241
Laborers (Crematory) .....	..	..	..	1	7	..
Carts	17	101 1/4	2	8	..	..
Carts (Garbage, etc.) .....	..	..	..	8	48	..
Sprinkling Carts.....	35	188 5/8	..	..	..	..
Teams	28	122 3/4	..	..	..	..
Drivers	1	7	4	28	50	346
Sweepers .....	..	..	..	80	554 1/2	..
Hostlers .....	..	..	..	12	84	..
Steam Rollers.....	1	4 7/8	..	..	..	..
Steam Roller Engineers	3	22 5/8	..	..	..	..
Auto Enginemen.....	2	14	..	1	7	..
Sewer Cleaners.....	..	..	29	178 3/4	..	..
Janitors .....	..	..	..	..	3	21
Janitress .....	..	..	..	1	7	..
Female Cleaners.....	..	..	..	5	35	..
Mechanics .....	..	..	..	1	6	..
Stationary Enginemen .....	..	..	1	7	3	21
Stokers .....	..	..	..	4	28	..
Elevatorman .....	..	..	..	1	7	..
Total.....	217	1289 5/8	45	279 3/4	203	1385 5/8
				37	248 1/2	54
					360	556
						3563 1/2

Appointments, Removals, etc.

John G. Sharkey, No. 884 Jefferson place, New York City, Inspector of Sewer Construction, \$4 per day; transferred to The Bronx, April 28, 1908; effective May 4, 1908.

Wm. J. Noonan, Stapleton, Transitman, \$1,650; increase, May 1, 1908.

R. J. Allen, Eltingville, Topographical Draughtsman, \$1,800; increase, May 1, 1908.

A. G. Bouton, Rosebank, Assistant Engineer (Topographical), \$2,000; promotion, May 1, 1908.

G. L. Baker, Jr., West New Brighton, Assistant Engineer (Topographical), \$1,500; promotion, May 1, 1908.
 F. Muller, No. 136 East Seventeenth street, New York City; Assistant Engineer (Topographical), \$1,800; promotion, May 1, 1908.
 L. Voorzanger, No. 481 Third street, Brooklyn; Assistant Engineer (Topographical), \$2,000; promotion, May 1, 1908.
 E. B. Johnson, West New Brighton, Assistant Engineer (Topographical), \$1,800; promotion, May 1, 1908.
 F. E. Engelman, Eltingville, Assistant Engineer (Topographical), \$1,650; promotion, May 1, 1908.
 M. Bernhardt, New Brighton, Assistant Engineer (Construction), \$1,800; promotion, May 1, 1908.
 A. C. Clapp, New Brighton, Assistant Engineer (Construction), \$1,500; promotion, May 1, 1908.
 T. E. Harris, Jr., West New Brighton, Assistant Engineer (Construction), \$1,350; promotion, May 1, 1908.
 J. C. Collyer, White Plains, Assistant Engineer (Construction), \$1,650; promotion, May 1, 1908.
 W. J. S. McGrane, New York City, Topographical Draughtsman (Construction), \$1,200; assigned to Engineering Bureau (Topographical), May 1, 1908.
 J. Cardell, West New Brighton, Driver (Street Cleaning), \$720; resigned, May 1, 1908.
 Geo. J. Wright, Concord, Laborer (Engineering Corps, Topographical), \$2.50 per day; resigned, May 1, 1908.
 Austin J. Reilly, No. 325 East Seventy-seventh street, New York City; Inspector of Sewer Construction, \$4 per day; appointed, May 2, 1908; effective May 4, 1908.
 Eugene Hunt, No. 305 West One Hundred and Thirtieth street, New York City; Transitman, \$1,500; transferred to Department of Finance, May 2, 1908; effective May 6, 1908.
 H. D. Fackner, Port Richmond, Axeman (Topographical), \$900; transferred to Engineering Corps, Construction; April 29, 1908; effective May 11, 1908.

GEORGE CROMWELL, President of the Borough.

Louis L. Tribus, Acting Commissioner of Public Works.

BOROUGH OF RICHMOND.

COMMISSIONER OF PUBLIC WORKS.

In accordance with the provisions of section 1546, chapter 466, Laws of 1901, I herewith transmit for publication in the CITY RECORD the following report of the transactions of this office for the week ending May 9, 1908.

Public Moneys Received During Week.

Bureau of Highways—		
For restoring and repaving pavement (water connections, openings)...	\$76 69	
For restoring and repaving pavement (sewer connections, openings)...	55 18	
For restoring and repaving pavement (general account).....	175 22	
 Bureau of Sewers—Miscellaneous—		
For sewer permits.....	27 00	
For deposit to General Fund, subpoena fee (W. R. N.).....	50	
 Total.....	<u>\$334 59</u>	

Permits Issued.

Bureau of Highways—		
Permits to open streets to tap water pipes.....	5	
Permits to open streets to repair water pipes.....	9	
Permits to open streets to make sewer connections.....	9	
Permits to open streets to repair sewer connections.....	2	
Permits to place building materials on streets.....	4	
Permits, special	17	
 Bureau of Sewers—		
Permits for new sewer connections.....	9	
 Total.....	<u>55</u>	

Requisitions Drawn on Comptroller.

Bureau of Highways.....	\$6,346 45	
Bureau of Sewers.....	16,926 07	
Bureau of Street Cleaning.....	2,852 97	
Bureau of Public Buildings and Offices.....	2,176 13	
Bureau of Engineering	530 19	
 Total.....	<u>\$28,831 81</u>	

Work Done.

Bureau of Sewers—		
Linear feet of sewer cleaned.....	1,510	
Linear feet of sewer repaired.....	20	
Number of basins cleaned.....	118	
Number of basins examined.....	457	
Number of basins repaired.....	4	
Number of manholes examined.....	171	
Number of manholes repaired.....	2	
Linear feet of culverts examined.....	10	
Linear feet of culverts repaired.....	20	
Linear feet of culverts and drains cleaned.....	650	
Number of flush tanks examined.....	64	
 Bureau of Street Cleaning—		
Number of loads of ashes and rubbish.....	301	
Number of loads of street sweepings collected.....	592	
Number of loads of mixed refuse collected.....	549	
Number of loads of garbage collected.....	99	

Statement of Laboring Force Employed.

Eight hours constitute one working day.

	Bureau of Highways.	Bureau of Sewers.	Bureau of Street Cleaning.	Bureau of Public Buildings and Offices.	Engineer Corps.	Total.
	No. Days.	No. Days.	No. Days.	No. Days.	No. Days.	No. Days.
Foremen	30	208	5	35	10	70
Assistant Foremen...	5	34 3/4	2	11	3	21
Laborers	98	505	3	16	38	242
Laborers (Crematory) .....	..	..	..	1	7	..
Carts	17	85 3/8	2	8 1/2	8	48
Sprinkling Carts.....	37	131 1/2	..	..	..	..
Teams	31	126 3/4	..	..	..	..
Drivers	1	7	4	28	49	337
Sweepers .....	..	..	..	79	543 1/2	..
Shovels .....	..	..	..	13	88	..

	Bureau of Highways.	Bureau of Sewers.	Bureau of Street Cleaning.	Bureau of Public Buildings and Offices.	Engineer Corps.	Total.
	No. Days.	No. Days.	No. Days.	No. Days.	No. Days.	No. Days.
Steam Rollers.....	1	6 7/8	..	..	..	..
Steam Roller Engine- men	3	21 1/8	..	..	..	..
Auto Enginemen....	2	14	..	1	7	..
Sewer Cleaners.....	..	29	170 3/4	..	..	..
Janitors .....	..	..	..	..	3	21
Janitress .....	..	..	..	..	1	7
Female Cleaners.....	..	..	..	..	5	35
Mechanics .....	..	..	..	..	1	6
Stationary Engine- men .....	..	..	..	1	7	3
Stokers .....	..	..	..	..	4	28
Elevatorman .....	..	..	..	..	1	7
 Total.....	<u>225</u>	<u>1140 3/4</u>	<u>45</u>	<u>269 1/4</u>	<u>203</u>	<u>1370 1/8</u>
					<u>39</u>	<u>262</u>
					<u>53</u>	<u>358</u>
					<u>565</u>	<u>3400 1/8</u>

Appointments, Removals, etc.

W. Androvette, Kreischerville, Laborer, Public Buildings and Offices, \$2 per day; appointed, May 4, 1908; effective May 6, 1908.

C. J. Oetgen, Rossville, Laborer, Highways, \$2 per day; appointed May 4, 1908; effective May 6, 1908.

S. Rosenberger, Concord, Laborer, Highways \$2 per day; appointed May 4, 1908; effective May 6, 1908.

Jno. Kryswoszynski, Port Richmond, Laborer, Highways, \$2 per day; appointed May 4, 1908; effective May 6, 1908.

A. Nnopp, Port Richmond, Laborer, Highways, \$2 per day; appointed May 4, 1908; effective May 6, 1908.

J. W. Thompson, Rosebank, Laborer, Highways, \$2 per day; appointed May 4, 1908; effective May 6, 1908.

H. Cole, Stapleton, Laborer, Highways, \$2 per day; appointed May 4, 1908; effective May 6, 1908.

B. Conte, Rosebank, Laborer, Highways, \$2 per day; appointed May 4, 1908; effective May 6, 1908.

A. F. Gruenthal, Stapleton, Assistant Engineer, \$2,000; transferred from Construction to Topographical May 4, 1908; effective May 11, 1908.

C. C. Van Vechten, No. 2306 Amsterdam avenue, New York, Transitman and Computer, \$1,200; transferred from Construction to Topographical May 4, 1908; effective May 11, 1908.

C. M. Van Houten, Richmond Hill, Long Island, Topographical Draughtsman, \$1,500; transferred from Construction to Topographical May 4, 1908; effective May 11, 1908.

M. Brown, Port Richmond, Stoker, Street Cleaning, \$3 per day; appointed May 4, 1908; effective May 11, 1908.

J. Baker, Tompkinsville, Foreman, \$1,050; appointed May 9, 1908; effective May 11, 1908.

C. Scarlo, New Brighton, Foreman, \$1,050; appointed May 9, 1908; effective May 11, 1908.

John Schnibbe, New Brighton, Clerk, \$1,650; increased May 1, 1908.

Meyer M. Pundick, No. 349 Vernon avenue, Brooklyn, Clerk, \$1,650; increased May 1, 1908.

GEORGE CROMWELL, President of the Borough.

Louis L. Tribus, Acting Commissioner of Public Works.

BOARD OF REVISION OF ASSESSMENTS.

A meeting of the Board of Revision of Assessments was held in the Council Chamber, City Hall, on Thursday, June 18, 1908, at 11.10 o'clock a.m.

Present—N. Taylor Phillips, Deputy and Acting Comptroller; George L. Sterling, Assistant and Acting Corporation Counsel, and Lawson Purdy, President of the Department of Taxes and Assessments.

On motion of the President of the Department of Taxes and Assessments, the minutes of meeting of June 11, 1908, were approved as printed in the CITY RECORD.

BOROUGH OF MANHATTAN.

Sewer in Broadway, West Side.

The assessment list for sewer in Broadway (west side), between One Hundred and Seventy-seventh and One Hundred and Eighty-first streets, and objections filed by Edward W. Murphy, attorney for the Fort Washington Syndicate, were presented by the Deputy and Acting Comptroller, having been received from the Board of Assessors under date of June 12, 1908.

No one appearing in opposition after notice, on motion of the President of the Department of Taxes and Assessments, the objections filed against the assessment were overruled and the assessment list was confirmed, all the members voting in the affirmative.

BOROUGH OF BROOKLYN.

Paving Warehouse Avenue.

The assessment list for paving with asphalt, Warehouse avenue, between Neptune and Surf avenues, and objections of Henrietta Sypher, filed by Charles S. Martin, attorney, were presented by the Deputy and Acting Comptroller, having been received from the Board of Assessors under date of June 12, 1908.

No one appearing in opposition after notice, on motion of the Assistant and Acting Corporation Counsel, the objections filed against the assessment were overruled and the assessment list was confirmed, all the members voting in the affirmative.

Paving East Fifth Street.

The Deputy and Acting Comptroller presented the assessment list for paving with asphalt East Fifth street, between Fort Hamilton avenue and Albemarle road, and objections of Nellie Seiler, and others, filed by Hugo Hirsh, attorney, and of Edith Fisher, filed by John Oliva, attorney, received from the Board of Assessors under date of June 12, 1908.

No one appearing in opposition after notice, on motion of the President of the Department of Taxes and Assessments, the objections filed against the assessment were overruled and the assessment list was confirmed, all the members voting in the affirmative.

Grading Lots, Fortieth Street, South Side.

The assessment list for grading lots on the south side of Fortieth street, between Fourth and Fifth avenues, Lots Nos. 17 and 22, Block 714, the objections to which were heard at meeting of June 11, 1908, and the decision of the Board reserved, on motion, was taken up.

On motion of the Assistant and Acting Corporation Counsel, the said assessment list was referred back to the Board of Assessors for further consideration, all the members voting in the affirmative.

Grading Lots, Eighth Street, North Side.

The assessment list for grading lots on the north side of Eighth street, between Eighth avenue and Prospect Park West, Lot No.

On motion of the Assistant and Acting Corporation Counsel, the said assessment list was referred back to the Board of Assessors for further consideration, all the members voting in the affirmative.

Grading Lot, Underhill Avenue, East Side.

The assessment list for grading lot on the east side of Underhill avenue, between Sterling place and St. Johns place, Lot No. 2, Block 1173, the objections to which were heard at meeting of June 11, 1908, and the decision of the Board reserved, on motion, was taken up.

On motion of the Assistant and Acting Corporation Counsel, the said assessment list was referred back to the Board of Assessors for further consideration, all the members voting in the affirmative.

At 11:15 o'clock a.m., on motion of the Assistant and Acting Corporation Counsel, the Board adjourned to meet on Thursday, June 25, 1908, at 11 o'clock a.m., all the members voting in the affirmative.

HENRY J. STORRS,
Chief Clerk, Board of Revision of Assessments.

METEOROLOGICAL OBSERVATORY OF THE DEPARTMENT OF PARKS.

Abstract of Registers from Self-recording Instruments for the Week Ending June 13, 1908.

Central Park, The City of New York—Latitude, 40° 45' 58" N. Longitude, 73° 57' 58" W. Height of Instruments Above the Ground, 53 feet; Above the Sea, 97 feet.

BAROMETER.

DATE.	7 a. m.		2 p. m.		9 p. m.		Mean for the Day.	Maximum.		Minimum.	
	Reduced to Freezing.	Reduced to Freezing.	Reduced to Freezing.	Reduced to Freezing.	Reduced to Freezing.	Time.		Reduced to Freezing.	Time.	Reduced to Freezing.	Time.
June.											
Sunday, 7	30.220	30.114	30.070	30.135	30.244	o a. m.	30.068	30.068	12 p. m.		
Monday, 8	30.044	29.970	29.920	29.978	30.068	o a. m.	29.910	29.910	12 p. m.		
Tuesday, 9	29.884	29.800	29.786	29.823	29.910	o a. m.	29.734	29.734	6 p. m.		
Wednesday, 10	29.760	29.720	29.774	29.751	29.814	12 p. m.	29.708	29.708	5 p. m.		
Thursday, 11	29.878	29.884	29.910	29.891	29.936	12 p. m.	29.814	29.814	o a. m.		
Friday, 12	30.016	30.030	30.060	30.035	30.070	12 p. m.	29.936	29.936	o a. m.		
Saturday, 13	30.110	30.070	30.036	30.072	30.110	9 a. m.	30.030	30.030	12 p. m.		

Mean for the week 29.955 inches.
Maximum " at 9 a.m., June 7 30.244 "
Minimum " at 5 p.m., June 10 29.708 "
Range "536 inch.

THERMOMETERS.

DATE.	7 a. m.		2 p. m.		9 p. m.		Mean.	Maximum.		Minimum.		Maximum.
	Dry Bulb.	Wet Bulb.	Dry Bulb.	Wet Bulb.	Dry Bulb.	Wet Bulb.		Dry Bulb.	Time.	Wet Bulb.	Time.	
June.												
Sunday, 7	64	58	80	68	71	64	71.6	63.3	80	2 p. m.	57	5 a. m.
Monday, 8	70	63	83	70	77	68	76.6	67.0	84	4 p. m.	66	4 a. m.
Tuesday, 9	72	65	85	72	74	66	76.0	67.0	84	2 p. m.	68	4 a. m.
Wednesday, 10	70	65	81	70	74	66	75.0	67.0	73	6 p. m.	69	12 p. m.
Thursday, 11	66	58	72	64	68	64	68.6	62.0	72	2 p. m.	62	4 a. m.
Friday, 12	67	60	78	72	67	64	72.3	63.6	78	2 p. m.	55	7 a. m.
Saturday, 13	70	63	79	68	73	67	74.0	66.0	82	4 p. m.	64	4 a. m.

Dry Bulb.

Wet Bulb.

Mean for the week 73.4 degrees.
Maximum " at 4 p.m., June 8 84 " at 6 p.m., June 10 73 "
Minimum " at 5 a.m., June 7 57 " at 4 a.m., June 7 53 "
Range " 27 " 20 "

WIND.

DATE.	Direction.			Velocity in Miles.			Force in Pounds per Square Foot.
	7 a. m.	2 p. m.	9 p. m.	9 p. m. to 7 a. m.	7 a. m. to 2 p. m.	2 p. m. to 9 p. m.	
June.							
Sunday, 7	WNW	SW	SSW	21	27	44	92
Monday, 8	W	WSW	SW	60	46	49	155
Tuesday, 9	SW	S	SSW	45	52	62	159
Wednesday, 10	NW	NW	N	41	27	33	101
Thursday, 11	N	ENE	NW	53	27	3	83
Friday, 12	NNW	E	SSE	14	26	32	72
Saturday, 13	N	NE	SE	12	28	27	67

Distance traveled during the week 729 miles.
Maximum force during the week 1 pound.

DATE.	Hygrometer.				Clouds.			Rain and Snow.			Ozone.		
	Force of Vapor.	Relative Humidity.			Clear, Overcast,	o.	10.	Depth of Rain and Snow in Inches.					
June.													
Sunday, 7	.403	.524	.503	.476	67	51	66	61	o	o	o	3/4	3.30 p. m.
Monday, 8	.482	.558	.564	.534	66	49	61	58	o	o	o	3/4	10.40 p. m.
Tuesday, 9	.524	.572	.532	.542	67	52	63	60	o	o	o	1/2	4.10 p. m.
Wednesday, 10	.550	.585	.532	.555	75	55	63	64	4 Cir.	8 Cu.	5 Cu.	1/2	9.50 p. m.
Thursday, 11	.376	.489	.543	.460	59	62	79	66	7 Cir. Cu.	10	o	1/2	6.15 a. m.
Friday, 12	.425	.514	.489	.476	64	53	62	59	o	5 Cir.	o	1/2	4.10 p. m.
Saturday, 13	.482	.537	.581	.533	66	54	71	63	o	o	o	1/2	5.15 p. m.

Total amount of water for the week 00 inches.

Duration for the week 00 hours, 00 minutes.

DANIEL DRAPER, Ph. D., Director.

CHANGES IN DEPARTMENTS, ETC.

DEPARTMENT OF FINANCE.

June 18—The following persons have been appointed as temporary Bookkeepers in the Bookkeeping and Awards Division, with salary at the rate of \$100 per month, taking effect upon their assignment to duty. These appointments are made in accordance with Rule 12 of the Municipal Civil Service Commission:

Edward F. Lacey, No. 214 East Fifty-first street, New York.

Ellis E. Waring, No. 1220 Tinton avenue, The Bronx.

David C. Sexton, No. 148 Herkimer street, Brooklyn.

Joseph Brophy, No. 25 Park place, Brooklyn.

Bernard J. Looram, No. 222 East Thirteenth street, New York.

Charles E. Davenport, No. 537 Lexington avenue, Brooklyn.

Edward J. Campbell, No. 829a Greene avenue, Brooklyn.

James H. Gray, No. 50 Convent avenue, New York.

Joseph M. Tully, No. 81 Penn street, Brooklyn.

John A. Baur, No. 241 Havemeyer street, Brooklyn.

William Eggert, Jr., Kingston and Atlantic avenues, Brooklyn.

Charles W. Warner, No. 751 Gates avenue, Brooklyn.

Edward G. Hass, No. 266 West Thirty-seventh street, New York.

George Levison, No. 436 Greene avenue, Brooklyn.

John E. McKeever, No. 3119 Avenue F, Brooklyn.

L. K. Soper, No. 147 West Sixty-sixth street, New York.

John J. McCarthy, No. 1167 Second avenue, New York.

John S. Shandley, Greene avenue and Second street, Westchester.

June 20—Frederick Dressel, No. 48 Willow avenue, Brooklyn Manor, Borough of Queens, has been reinstated to the position of Junior Clerk, salary \$600, in the Auditing Bureau of this Department, taking effect June 22, 1908.

Timothy F. Hogan, No. 1692 Fulton street, Brooklyn, N. Y., has been transferred from the Department of Docks and Ferries to the position of Financial Clerk, salary \$900, in the Bookkeeping and Awards Division, taking effect June 22, 1908.

John J. Clarke, No. 411 West Thirty-sixth street, New York, reinstated to the position of Accountant, salary \$1,500, in the Bookkeeping and Awards Division, taking effect June 13, 1908.

DEPARTMENT OF DOCKS AND FERRIES.

June 19—The Commissioner has granted a leave of absence to Adolph Glickman, Dock Laborer, for two months without pay, on account of illness, from July 1, 1908.

PRESIDENT OF THE BOROUGH OF THE BRONX.

June 20—Peter J. Stump

Warren A. Conover, Charles Buck, Lewis Harding, Charles G. Smith, Edward F. Croker, Henry R. Marshall, and George A. Just, Chairman.
Edward V. Barton, Clerk.
Board meeting every Tuesday at 2 p.m.

BOARD OF PAROLE OF THE NEW YORK CITY REFORMATORY OF MISDEMEANANTS.

Office, No. 148 East Twentieth street.
John V. Coggey, Commissioner of Correction, President.
Wm. E. Wyatt, Judge, Special Sessions, First Division.
Robert J. Wilkin, Judge, Special Sessions, Second Division.
James J. Walsh, City Magistrate, First Division.
Edward J. Dooley, City Magistrate, Second Division.
Samuel B. Hamburger, John C. Heintz, Dominick Di Dario, James F. Boyle.
Thomas R. Minnick, Secretary.

BOARD OF REVISION OF ASSESSMENTS.

Herman A. Metz, Comptroller.
Francis K. Pendleton, Corporation Counsel.
Lawson Purdy, President of the Department of Taxes and Assessments.
Henry J. Storrs, Chief Clerk, Finance Department, No. 280 Broadway.
Telephone, 1200 Worth.

BOARD OF WATER SUPPLY.

Office, No. 290 Broadway.
John A. Bensel, Charles N. Chadwick, Charles A. Shaw, Commissioners.
Thomas Hassett, Secretary.
J. Waldo Smith, Chief Engineer.

COMMISSIONERS OF ACCOUNTS.

Rooms 114 and 115 Stewart Building, No. 280 Broadway, 9 a.m. to 4 p.m.
Telephone, 4315 Worth.
John Purroy Mitchel, Ernest V. Gallaher, Commissioners.

CHANGE OF GRADE DAMAGE COMMISSION.

TWENTY-THIRD AND TWENTY-FOURTH WARDS.
Office of the Commission, Room 138, No. 280 Broadway (Stewart Building), Borough of Manhattan, New York City.
Commissioners—William E. Stillings, George C. Norton, Lewis A. Abrams.
Lamont McLoughlin, Clerk.
Regular advertised meetings on Monday, Wednesday and Friday of each week at 2 o'clock p.m.

CITY CLERK AND CLERK OF THE BOARD OF ALDERMEN.

City Hall, Rooms 11, 12; 10 a.m. to 4 p.m.; Saturdays, 10 a.m. to 12 m.
Telephone, 7500 Cortlandt.
P. J. Scully, City Clerk and Clerk of the Board of Aldermen.
Joseph F. Prendergast, First Deputy City Clerk.
John T. Oakley, Chief Clerk of the Board of Aldermen.
Joseph V. Sculley, Clerk, Borough of Brooklyn.
Thomas J. McCabe, Deputy City Clerk, Borough of The Bronx.
William R. Zimmerman, Deputy City Clerk, Borough of Queens.
Joseph F. O'Grady, Deputy City Clerk, Borough of Richmond.

CITY RECORD OFFICE.

BUREAU OF PRINTING, STATIONERY AND BLANK BOOKS.
Supervisor's Office, Park Row Building, No. 21 Park Row. Entrance, Room 807, 9 a.m. to 4 p.m.; Saturdays, 9 a.m. to 12 m.
Telephone, 1505 and 1506 Cortlandt. Supply Room, No. 2 City Hall.
Patrick J. Tracy, Supervisor; Henry McMillen, Deputy Supervisor; C. McKemis, Secretary.

COMMISSIONER OF LICENSES.

Office, No. 277 Broadway.
John N. Bogart, Commissioner.
James P. Archibald, Deputy Commissioner.
John J. Caldwell, Secretary.
Office hours, 9 a.m. to 4 p.m.; Saturdays, 9 a.m. to 12 m.
Telephone, 2828 Worth.

COMMISSIONERS OF SINKING FUND.

George B. McClellan, Mayor, Chairman; Herman A. Metz, Comptroller; James J. Martin, Chamberlain; Patrick F. McGowan, President of the Board of Aldermen, and Timothy P. Sullivan, Chairman Finance Committee, Board of Aldermen; Members; N. Taylor Phillips, Deputy Comptroller, Secretary; Office of Secretary, Room 12, Stewart Building.
Telephone, 1200 Worth.

DEPARTMENT OF BRIDGES.

Nos. 13-21 Park Row.
James W. Stevenson, Commissioner.
John H. Little, Deputy Commissioner.
Edgar E. Schiff, Secretary.
Office hours, 9 a.m. to 4 p.m.; Saturdays, 9 a.m. to 12 m.
Telephone, 2600 Cortlandt.

DEPARTMENT OF CORRECTION.

CENTRAL OFFICE.
No. 148 East Twentieth street. Office hours from 9 a.m. to 4 p.m.; Saturdays, 9 a.m. to 12 m.
Telephone, 1047 Gramercy.
John V. Coggey, Commissioner.
George W. Meyer, Deputy Commissioner.
John B. Fitzgerald, Secretary.

DEPARTMENT OF DOCKS AND FERRIES.

Pier "A," N. R. Battery place.
Telephone, 300 Rector.
Allen N. Spitzer, Commissioner.
Denis A. Judge, Deputy Commissioner.
Joseph W. Savage, Secretary.
Office hours 9 a.m. to 4 p.m.; Saturdays, 12 m.

DEPARTMENT OF EDUCATION.

BOARD OF EDUCATION.
Park Avenue and Fifty-ninth street, Borough of Manhattan, 9 a.m. to 5 p.m. (in the month of August, 9 a.m. to 4 p.m.); Saturdays, 9 a.m. to 12 m.
Telephone, 3350 Plaza.

Richard B. Aldcroft, Jr.; Nicholas J. Barrett, Charles E. Bruce, M.D.; Joseph E. Cosgrove, Frederic R. Conder, Francis W. Crowninshield, Francis P. Cunnion, Thomas M. De Laney, Samuel B. Donnelly, Horace E. Dresser, A. Leo Everett, Alexander Ferris, Joseph Nicola Francolini, George Freifeld, George J. Gillespie, John Greene, Lewis Haase, Robert L. Harrison, Louis Haupt, M.D.; Thomas J. Higgins, Arthur Hollick, Charles H. Ingalls, Nathan S. Jonas, Hugo Kanzler, Max Katzenberg, John C. Kelley, Alrich H. Man, Clement March, Mitchell May, Dennis J. McDonald, M.D.; Thomas J. O'Donohue, Frank H. Partridge, George W. Schaede, Henry H. Sherman, Arthur S. Somers, Abraham Stern, M. Samuel Stern, Cornelius J. Sullivan, Michael J. Sullivan, Bernard Suydam, Rupert B. Thomas, John R. Thompson, George A. Vandenhoff, Frank D. Wilsey, George W. Wingate, Egerton L. Winthrop, Jr., members of the Board.
Egerton L. Winthrop, Jr., President.
John Greene, Vice-President.
A. Emerson Palmer, Secretary.
Fred H. Johnson, Assistant Secretary.
C. B. J. Snyder, Superintendent of School Buildings.

Patrick Jones, Superintendent of School Supplies
Henry R. M. Cook, Auditor.
Thomas A. Dillon, Chief Clerk.
Henry M. Leipziger, Supervisor of Lectures.
Claude G. Leland, Superintendent of Libraries.

BOARD OF SUPERINTENDENTS.

William H. Maxwell, City Superintendent of Schools, and Andrew O'Brien, Edward B. Shallow, Edward L. Stevens, Gustave Straubmiller, John H. Walsh, Associate City Superintendents. (One vacancy.)

DISTRICT SUPERINTENDENTS.

Darwin L. Bardwell, William A. Campbell, John J. Chickering, John W. Davis, John Dwyer, James M. Edsall, Matthew J. Elgas, Edward D. Farrell, Cornelius D. Franklin, John Griffin, M.D.; John H. Haaren, John L. N. Hunt, Henry W. Jameson, James Lee, Charles W. Lyon, James J. McCabe, William J. O'Shea, Julia Richman, Alfred T. Schaufler, Albert Shiels, Edgar Dube Shimer, Seth T. Stewart, Edward W. Stitt, Grace C. Strachan, Joseph S. Taylor, Evangeline E. Whitney.

BOARD OF EXAMINERS.

William H. Maxwell, City Superintendent of Schools, and James C. Byrnes, Walter L. Hervey, Jerome A. O'Connell, George J. Smith, Examiners.

DEPARTMENT OF FINANCE.

Stewart Building, Chambers street and Broadway, 9 a.m. to 4 p.m.; Saturdays, 9 a.m. to 12 m.
Telephone, 1200 Worth.

Herman A. Metz, Comptroller.
John H. McCooey and N. Taylor Phillips, Deputy Comptrollers.

Hubert L. Smith, Assistant Deputy Comptroller.
Charles H. Murray, Secretary to Comptroller.

MAIN DIVISION.

H. J. Storrs, Chief Clerk, Room 11.

BOOKKEEPING AND AWARDS DIVISION.

Frank W. Smith, Chief Accountant and Bookkeeper, Room 8.

STOCK AND BOND DIVISION.

James J. Sullivan, Chief Stock and Bond Clerk Room 85.

BUREAU OF AUDIT—MAIN DIVISION.

P. H. Quinn, Chief Auditor of Accounts, Room 27.

LAW AND ADJUSTMENT DIVISION.

Jeremiah T. Mahoney, Auditor of Accounts Room 185.

BUREAU OF MUNICIPAL INVESTIGATION AND STATISTICS.

Charles S. Hervey, Supervising Statistician and Examiner, Room 180.

CHARITABLE INSTITUTIONS DIVISION.

Daniel C. Potter, Chief Examiner of Accounts of Institutions, Room 38.

OFFICE OF THE CITY PAYMASTER.

No. 83 Chambers street and No. 65 Reade street.
John H. Timmerman, City Paymaster.

ENGINEERING DIVISION.

Stewart Building, Chambers street and Broadway, Chandler Withington, Chief Engineer, Room 55.

DIVISION OF REAL ESTATE.

Thomas F. Byrnes, Mortimer J. Brown, Appraisers of Real Estate, Room 157.

BUREAU FOR THE COLLECTION OF TAXES.
Borough of Manhattan—Stewart Building, Room 0.

David E. Austin, Receiver of Taxes.
John J. McDonough and William H. Loughran, Deputy Receivers of Taxes.
Borough of The Bronx—Municipal Building, Third and Tremont avenues.
John B. Underhill and Stephen A. Nugent, Deputy Receivers of Taxes.
Borough of Brooklyn—Municipal Building, Rooms 2-8.

James B. Bock and William Gallagher, Deputy Receivers of Taxes.

Borough of Queens—Hackett Building, Jackson Avenue and Fifth street, Long Island City.

George H. Creed and Mason O. Smedley, Deputy Receivers of Taxes.
Borough of Richmond—Borough Hall, St. George, New Brighton.

John De Morgan and F. Wilsey Owen, Deputy Receivers of Taxes.

BUREAU FOR THE COLLECTION OF ASSESSMENTS AND ARREARS.

Borough of Manhattan—Stewart Building, Room 81.

Daniel Moynahan, Collector of Assessments and Arrears.

Richard E. Weldon, Deputy Collector of Assessments and Arrears.

Borough of The Bronx—Municipal Building, Rooms 1-3.

James J. Donovan, Jr., Deputy Collector of Assessments and Arrears.

Borough of Brooklyn—Mechanics' Bank Building, corner Court and Montague streets.

Thomas J. Drennan, 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.

Borough of Richmond—St. George, New Brighton.

George Brand, Deputy Collector of Assessments and Arrears.

BUREAU FOR THE COLLECTION OF CITY REVENUE AND OF MARKETS.

Stewart Building, Chambers street and Broadway, Room 141.

John M. Gray, Collector of City Revenue and Superintendent of Markets.

John F. Hobbs, Deputy Superintendent of Markets.
David O'Brien, Deputy Collector of City Revenue.

BUREAU FOR THE EXAMINATION OF CLAIMS.
Frank J. Prial, Chief Examiner, Room 181.

BUREAU OF THE CITY CHAMBERLAIN.

Stewart Building, Chambers street and Broadway, Room 63 to 67.

James J. Martin, City Chamberlain.

John H. Campbell, Deputy Chamberlain.

Telephone, 4270 Worth.

DEPARTMENT OF HEALTH.

Southwest corner of Fifty-fifth street and Sixth avenue, Borough of Manhattan, 9 a.m. to 4 p.m.
Burial Permit and Contagious Disease Offices always open.

Telephone, 4900 Columbus.

Thomas Darlington, M.D., Commissioner of Health and President.

Alvah H. Doty, M.D., Theodore A. Bingham, Commissioners.

Eugene W. Scheffer, Secretary.

Herman M. Biggs, M.D., General Medical Officer.

James McC. Miller, Chief Clerk.

Walter Bensel, M.D., Sanitary Superintendent.

William H. Guilloy, M.D., Registrar of Records.

Borough of Manhattan.

Alonzo Blauvelt, M.D., Assistant Sanitary Superintendent; George A. Roberts, Assistant Chief Clerk.

Charles J. Burke, M.D., Assistant Registrar of Records.

Borough of The Bronx, No. 3731 Third avenue.

Alonzo Blauvelt, M.D., Acting Assistant Sanitary Superintendent; Ambrose Lee, Jr., Assistant Chief Clerk; Arthur J. O'Leary, M.D., Assistant Registrar of Records.

Borough of Brooklyn, Nos. 38 and 40 Clinton street.

Traverse R. Maxfield, M.D., Assistant Sanitary Superintendent; Alfred T. Metcalfe, Assistant Chief Clerk; S. J. Byrne, M.D., Assistant Registrar of Records.

Borough of Queens, Nos. 372 and 374 Fulton street, Jamaica.

Alonzo Blauvelt, M.D., Acting Assistant Sanitary Superintendent; George R. Crowley, Assistant Chief Clerk; Robert Campbell, M.D., Assistant Registrar of Records.

Borough of Richmond, Nos. 54 and 56 Water street, Stapleton, Staten Island.

John T. Sprague, M.D., Assistant Sanitary Superintendent; Charles E. Hoyer, Assistant Chief Clerk; J. Walter Wood, M.D., Assistant Registrar of Records.

DEPARTMENT OF PARKS.

Henry Smith, Commissioner of Parks for the Boroughs of Manhattan and Richmond, and President Park Board.

Roswell D. Williams, Secretary.

Offices, Arsenal, Central Park.

Michael J. Kennedy, Commissioner of Parks for the Boroughs of Brooklyn and Queens.

Offices, Litchfield Mansion, Prospect Park, Brooklyn.

Telephone, 2300 South.

Joseph I. Berry, Commissioner of Parks for the Borough of The Bronx.

Office, Zbrowski Mansion, Claremont Park.

Office hours, 9 a.m. to 4 p.m.; Saturdays, 12 m.

Telephone, 2640 Tremont.

DEPARTMENT OF PUBLIC CHARITIES.

PRINCIPAL OFFICE.

Foot of East Twenty-sixth street, 9 a.m. to 4 p.m.

Saturdays, 12 m.

Telephone, 3350 Madison Square.

Robert W. Heberd, Commissioner.

Richard C. Baker, First Deputy Commissioner.

James J. McInerney, Second Deputy Commissioner for Brooklyn and Queens, Nos. 327 to 331 Schermerhorn street, Brooklyn. Telephone, 2077 Main.

J. McKeon Borden, Secretary.

Plans and Specifications, Contracts, Proposals and Estimates for Work and Materials for Building, Repairs and Supplies, Bills and Accounts, 9 a.m. to 4 p.m.; Saturdays, 12 m.

Bureau of Dependent Adults, foot of East Twenty-sixth street. Office hours, 8:30 a.m. to 4 p.m.

The Children's Bureau, No. 66 Third avenue.

Office hours, 8:30 a.m. to 4 p.m.

Jeremiah Connolly, Superintendent for Richmond Borough, Borough Hall, St. George, Staten Island.

Telephone, 1000 Tompkinsville.</

PUBLIC SERVICE COMMISSION.

The Public Service Commission for the First District, Tribune Building, No. 154 Nassau street, Manhattan.

Office hours, 8 a. m. to 11 p. m., every day in the year, including holidays and Sundays.

Stated public meetings of the Commission, Tuesdays and Fridays at 11:30 a. m. in the Public Hearing Room of the Commission, third floor of the Tribune Building, unless otherwise ordered.

Commissioners—William R. Willcox, Chairman; William McCarroll, Edward M. Bassett, Milo R. Maltbie, John E. Eustis, Counsel, George S. Coleman, Secretary, Travis H. Whitney.

Telephone, 4150 Beekman.

TENEMENT HOUSE DEPARTMENT.

Manhattan Office, No. 44 East Twenty-third street Telephone, 5331 Gramercy.

Edmond J. Butler, Commissioner.

Harry G. Darwin, First Deputy Commissioner.

Bronx Office (Boroughs of Brooklyn, Queens and Richmond), Temple Bar Building, No. 44

Court street.

Telephone, 3825 Main.

John McKeown, Second Deputy Commissioner.

Bronx Office, Nos. 2864, 2866 and 2868 Third Avenue.

Telephone, 667 Melrose.

William B. Calvert, Superintendent.

BOROUGH OFFICES.**BOROUGH OF THE BRONX.**

Office of the President, corner Third avenue and One Hundred and Seventy-seventh street; 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Louis F. Haffen, President.

Henry A. Gumbleton, Secretary.

John F. Murray, Commissioner of Public Works.

John A. Hawkins, Assistant Commissioner of Public Works.

Joshua A. Briggs, Chief Engineer.

Frederick Greiffenbarg, Principal Assistant Topographical Engineer.

Charles H. Graham, Engineer of Sewers.

Thomas H. O'Neill, Superintendent of Sewers.

Samuel C. Thompson, Engineer of Highways.

Patrick J. Reville, Superintendent of Buildings.

John A. Mason, Assistant Superintendent of Buildings.

Peter J. Stumpf, Superintendent of Highways.

Albert H. Liebenau, Superintendent of Public Buildings and Offices.

Telephone, 66 Tremont.

BOROUGH OF BROOKLYN.

President's Office, Nos. 15 and 16 Borough Hall, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Bird S. Coler, President.

Charles Frederick Adams, Secretary.

John A. Heffernan, Private Secretary.

Thomas R. Farrell, Commissioner of Public Works.

James M. Power, Secretary to Commissioner.

David F. Moore, Superintendent of Buildings.

James Dunne, Superintendent of the Bureau of Sewers.

Joseph M. Lawrence, Superintendent of the Bureau of Public Buildings and Offices.

BOROUGH OF MANHATTAN.

Office of the President, Nos. 14, 15 and 16 City Hall, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

John F. Ahearn, President.

Bernard Downing, Secretary.

John Cloughen, Commissioner of Public Works.

James J. Hagan, Assistant Commissioner of Public Works.

Edward S. Murphy, Superintendent of Buildings.

George F. Scannell, Superintendent of Highways.

Frank J. Goodwin, Superintendent of Sewers.

John R. Voorhis, Superintendent of Buildings and Offices.

Telephone, 6725 Cortlandt.

BOROUGH OF QUEENS.

President's Office, Borough Hall, Jackson avenue and Fifth street, Long Island City; 9 a. m. to 4 p. m.

Saturdays, 9 a. m. to 12 m.

Lawrence Gresser, President.

John M. Craven, Secretary.

Alfred Denton, Commissioner of Public Works.

Harry Sutphin, Assistant Commissioner of Public Works.

James P. Hicks, Superintendent of Highways.

Carl Berger, Superintendent of Buildings.

John J. Halleran, Superintendent of Sewers.

James E. Clonin, Superintendent of Street Cleaning.

Edward F. Kelly, Superintendent of Public Buildings and Offices.

Telephone, 1000 Greenpoint.

BOROUGH OF RICHMOND.

President's Office, New Brighton, Staten Island.

George Cromwell, President.

Maybury Fleming, Secretary.

Louis Lincoln Tribus, Consulting Engineer and Acting Commissioner of Public Works.

John Seaton, Superintendent of Buildings.

H. E. Buel, Superintendent of Highways.

John T. Fetherston, Superintendent of Street Cleaning.

Ernest H. Seehusen, Superintendent of Sewers.

John Timlin, Jr., Superintendent of Public Buildings and Offices.

George W. Tuttle, Principal Assistant Engineer.

Bureau of Engineering—Topographical.

Theodor S. Oxholm, Principal Assistant Engineer.

Bureau of Engineering—Construction.

Offices—Borough Hall, New Brighton, N. Y., 9 a. m. to 4 p. m. Saturdays, 9 a. m. to 12 m.

Telephone, 1000 Tompkinsville.

CORONERS.

Borough of The Bronx—Corner of Third avenue and Tremont avenue. Telephone, 1250 Tremont and 1402 Tremont.

Robert F. McDonald, A. F. Schwannecke.

William T. Austin, Chief Clerk.

Borough of Brooklyn—Office, Rooms 1 and 3 Municipal Building. Telephone, 4004 Main and 4005 Main.

Henry J. Brewer, M. D., John F. Kennedy.

Joseph McGuinness, Chief Clerk.

Open all hours of the day and night.

Borough of Manhattan—Office, Criminal Courts Building, Centre and White streets. Open at all times of the day and night.

Coroners: Julius Harburger, Peter P. Acrivelli, George F. Shadry, Jr., Peter Dooley.

Julius Harburger, President Board of Coroners.

Jacob E. Bausch, Chief Clerk.

Telephones, 1004, 5057, 5058 Franklin.

Borough of Queens—Office, Borough Hall, Fulton street, Jamaica, L. I.

Samuel D. Nutt, Alfred S. Ambler.

Martin Mager, Jr., Chief Clerk.

Office hours, from 9 a. m. to 10 p. m.

Borough of Richmond—No. 44 Second street, New Brighton. Open for the transaction of business all hours of the day and night.

Matthew J. Cahill.

Telephone, 7 Tompkinsville.

COUNTY OFFICES.**NEW YORK COUNTY.****COMMISSIONER OF JURORS.**

Room 127, Stewart Building, Chambers street and Broadway, 9 a. m. to 4 p. m.

Thomas Allison, Commissioner.

Matthew F. Neville, Assistant Commissioner.

Frederick P. Simpson, Assistant Commissioner.

Frederick O'Byrne, Secretary.

Telephone, 241 Worth.

COMMISSIONER OF RECORDS.

Office, Hall of Records.

William S. Andrews, Commissioner.

James O. Farrell, Superintendent.

James J. Fleming, Jr., Secretary.

Telephone, 3900 Worth.

COUNTY CLERK.

Nos. 5, 8, 9, 10 and 11 New County Court-house

Office hours from 9 a. m. to 4 p. m.

Peter J. Dooling, County Clerk.

John F. Curran, Deputy.

Joseph J. Gladden, Secretary.

Telephone, 8yo Cortlandt.

DISTRICT ATTORNEY.

Building for Criminal Courts, Franklin and Centre streets.

Office hours from 9 a. m. to 5 p. m.; Saturdays, 9 a. m. to 12 m.

Wm. Travers Jerome, District Attorney.

John A. Henneberry, Chief Clerk.

Telephone, 2304 Franklin.

PUBLIC ADMINISTRATOR.

No. 119 Nassau street, 9 a. m. to 4 p. m.

William M. Hoes, Public Administrator.

Telephone, 6376 Cortlandt.

REGISTER.

Hall of Records. Office hours from 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m. During the months of July and August, the hours are from 9 a. m. to 2 p. m.

Frank Gass, Register.

William H. Simott, Deputy Register.

Telephone, 3900 Worth.

SHERIFF.

No. 299 Broadway, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Thomas F. Foley, Sheriff.

John F. Gilchrist, Under Sheriff.

Telephone, 4984 Worth.

SURROGATES.

Hall of Records. Court open from 9 a. m. to 4 p. m., except Saturday, when it closes at 12 m.

During the months of July and August the hours are from 9 a. m. to 2 p. m.

Abner C. Thomas and Charles H. Beckett Surrogates; William V. Leahy, Chief Clerk.

KINGS COUNTY.**COMMISSIONER OF JURORS.**

County Court-house.

Jacob Bremer, Commissioner.

Jacob A. Livingston, Deputy Commissioner.

Albert S. Waldron, Secretary.

Office hours from 9 a. m. to 4 p. m.; Saturdays, from 9 a. m. to 12 m.

Office hours during July and August, 9 a. m. to 2 p. m.; Saturdays, 9 a. m. to 12 m.

Telephone, 1454 Main.

COMMISSIONER OF RECORDS.

Hall of Records.

Office hours, 9 a. m. to 4 p. m., excepting months of July and August, then 9 a. m. to 2 p. m.; Saturdays, 9 a. m. to 12 m.

D. H. Ralston, Deputy Commissioner.

Telephone, 1114 Main.

Thomas D. Massop, Superintendent.

William J. Beattie, Assistant Superintendent.

Telephone, 1002 Main.

COUNTY CLERK.

Hall of Records, Brooklyn. Office hours, 9 a. m. to 4 p. m.; during months of July and August, 9 a. m. to 2 p. m.; Saturdays, 9 a. m. to 12 m.

Frank Ehlers, County Clerk.

Robert A. Sharkey, Deputy County Clerk.

John Cooper, Assistant Deputy County Clerk.

Telephone call, 4939 Main.

DISTRICT ATTORNEY.

Office, County Court-house, Borough of Brooklyn.

Hours, 9 a. m. to 5 p. m.

Fifth District—One Hundred and Twenty-first street, southeastern corner of Sylvan place.
Sixth District—One Hundred and Sixty-first street and Brook avenue.
Seventh District—No. 314 West Fifty-fourth street
Eighth District—Main street, Westchester.

Second Division.

Borough of Brooklyn.

City Magistrates—Edward J. Dooley, James G. Tige, John Naumer, E. G. Higginbotham, Frank E. O'Reilly, Henry J. Furlong, Alfred E. Steers, A. V. B. Voorhees, Jr., Alexander H. Geismar, John F. Hylan.
President of the Board, Edward J. Dooley, No. 318 Adams street.
Secretary to the Board, Charles J. Flanigan, Myrtle and Vanderbilt avenues.

Courts

First District—No. 318 Adams street.
Second District—Court and Butler streets.
Third District—Myrtle and Vanderbilt avenues.
Fourth District—No. 6 Lee avenue.
Fifth District—No. 240 Manhattan avenue.
Sixth District—No. 495第六大道.
Seventh District—No. 31 Snider avenue (Flatbush).
Eighth District—West Eighth street (Coney Island).
Ninth District—Fifth avenue and Twenty-third street.
Tenth District—No. 133 New Jersey avenue.

Borough of Queens.

City Magistrates—Matthew J. Smith, Joseph Fitch, Maurice E. Connally, Eugene C. Gilroy.

Courts

First District—St. Mary's Lyceum, Long Island City.
Second District—Town Hall, Flushing, L. I.
Third District—Central avenue, Far Rockaway, L. I.

Borough of Richmond.

City Magistrates—Joseph B. Handy, Nathaniel Marsh.

Courts

First District—Lafayette place, New Brighton, Staten Island.
Second District—Village Hall, Stapleton, Staten Island.

MUNICIPAL COURTS.

Borough of Manhattan.

First District—The First District embraces the territory bounded on the south and west by the southerly and westerly boundaries of the said borough, on the north by the centre line of Fourteenth street and the centre line of Fifth street from the Bowery to Second avenue, on the east by the centre lines of Fourth avenue from Fourteenth street to Fifth street, Second avenue, Chrystie street, Division street and Catharine street.

Wauhoo Lynn, William F. Moore, John Hoyer Justices.
Thomas O'Connell, Clerk; Francis Mangin, Deputy Clerk.

Location of Court—Merchants' Association Building, No. 54-60 Lafayette street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.

An additional Part of Court is now held in Tenth street and Sixth avenue.
Telephone, 6030 Franklin.

Second District—The Second District embraces the territory bounded on the south by the centre line of Fifth street from the Bowery to Second avenue and on the south and east by the southerly and easterly boundaries of the said borough, on the north by the centre line of East Fourteenth street, on the west by the centre lines of Fourth avenue from Fourteenth street to Fifth street, Second avenue, Chrystie street, Division street and Catharine street.

George F. Koesch, Benjamin Hoffman, Leon Sanders, Thomas P. Dinnean, Justices.
James J. Devlin, Clerk; Michael H. Looney, Deputy Clerk.

Location of Court—Nos. 264 and 266 Madison street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.
Telephone, 2156 Orchard.

Third District—The Third District embraces the territory bounded on the south by the centre line of Fourteenth street, on the east by the centre line of Seventh avenue from Fourteenth street to Fifty-ninth street and by the centre line of Central Park West from Fifty-ninth street to Sixty-fifth street, on the north by the centre line of Sixty-fifth street and the centre line of Fifty-ninth street from Seventh to Eighth avenue, on the west by the westerly boundary of the said borough.

Thomas E. Murray, James W. McLaughlin, Justices.
Michael Skelly, Clerk; Henry Merzbach, Deputy Clerk.

Location of Court—No. 314 West Fifty-fourth street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.
Telephone number, 3450 Columbus.

Fourth District—The Fourth District embraces the territory bounded on the south by the centre line of East Fourteenth street, on the west by the centre line of Lexington avenue and by the centre line of Irving place, including its projection through Gramercy Park, on the north by the centre line of Fifty-ninth street, on the east by the easterly line of said borough; excluding, however, any portion of Blackwell's Island.

Michael F. Blake, William J. Boyhan, Justices.
Abram Bernard, Clerk; James Foley, Deputy Clerk.

Location of Court—Part I., No. 407 Second avenue, northwest corner of Second avenue and Twenty-third street. Part II., No. 15; East Fifty-seventh street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.
Telephone, 4570 Gramercy.

Fifth District—The Fifth District embraces the territory bounded on the south by the centre line of Central Park West, on the north by the centre line of One Hundred and Tenth street, on the west by the westerly boundary of said borough.

Alfred P. W. Seaman, William Young, Frederick Spiegelberg, Justices.

James V. Gillon, Clerk; John H. Servis, Deputy Clerk.

Location of Court—Broadway and Ninety-sixth street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.
Telephone, 4006 Riverside.

Sixth District—The Sixth District embraces the territory bounded on the south by the centre line of Fifty-ninth street and by the centre line of Ninety-sixth street from Lexington avenue to Fifth avenue, on the west by the centre line of Lexington avenue from Fifty-ninth street to Ninety-sixth street and the centre line of Fifth avenue from Ninety-sixth street to One Hundred and Tenth street, on the north by the centre line of One Hundred and Tenth street, on the east by the easterly boundary of said borough, including, however, all of Blackwell's Island and excluding any portion of Ward's Island.

James Joseph, Jacob Martin, Justices.
George A. Campbell, Clerk; Thomas M. Campbell, Milton J. Williams, Assistant Clerk.
Clerk's Office open from 9 a. m. to 4 p. m.

Location of Court—Northwest corner of Third avenue and Eighty-third street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.
Telephone, 4343 79-St.

Seventh District—The Seventh District embraces the territory bounded on the south by the centre line of One Hundred and Tenth street, on the east by the centre line of Fifth avenue to the northerly terminus thereof, and north of the northerly terminus of Fifth avenue, following in a northerly direction the course of the Harlem river on a line conterminous with the easterly boundary of said borough, on the north and west by the northerly and westerly boundaries of said borough.

Phillip J. Sinnott, David L. Weil, John R. Davies, Justices.
Heman B. Wilson, Clerk; Robert Andrews, Deputy Clerk.

Location of Court—No. 70 Manhattan street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.

Eighth District—The Eighth District embraces the territory bounded on the south by the centre line of One Hundred and Tenth street, on the west by the centre line of Fifth avenue, on the north and east by the northerly and easterly boundaries of said borough, including Randall's Island and the whole of Ward's Island.

Joseph P. Fallon, Leopold Prince, Justices.
William J. Kennedy, Clerk; Patrick J. Ryan, Deputy Clerk.

Location of Court—Sylvan place and One Hundred and Twenty-first street, near Third avenue. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.
Telephone, 3950 Harlem.

Ninth District—The Ninth District embraces the territory bounded on the south by the centre line of Fourteenth street and by the centre line of Fifty-ninth street from the centre line of Seventh avenue to the centre line of Central Park West, on the east by the centre line of Lexington avenue and by the centre line of Irving place, including its projection through Gramercy Park, and by the centre line of Fifth avenue from the centre line of Ninety-sixth street to the centre line of One Hundred and Tenth street, on the north by the centre line of Lexington avenue to the centre line of Fifth avenue and by One Hundred and Tenth street from Fifth avenue to Central Park West, on the west by the centre line of Seventh avenue and Central Park West.

Edgar J. Lauer, Frederick De Witt Weils, Frank D. Sturges, William C. Wilson, Justices.
William J. Chamberlain, Clerk; Charles Healy, Deputy Clerk.

Location of Court—Southwest corner of Madison avenue and Fifty-ninth street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a. m. to 4 p. m.
Telephone, 3873 Plaza.

Borough of The Bronx.

First District—All that part of the Twenty-fourth Ward which was lately annexed to the City and County of New York by chapter 934 of the Laws of 1895, comprising all of the late Town of Westchester and part of the Towns of Eastchester and Pelham, including the Villages of Wakefield and Williamsbridge. Court-room, Town Hall, Main street, Westchester Village. Court open daily (Sundays and legal holidays excepted), from 9 a. m. to 4 p. m. Trial of causes, Tuesday and Friday of each week.

Peter A. Sheil, Justice.
Stephen Collins, Clerk.
Office hours from 9 a. m. to 4 p. m.; Saturdays, closing at 12 m.
Telephone, 457 Westchester.

Second District—Twenty-third and Twenty-fourth Wards, except the territory described in chapter 934 of the Laws of 1895. Court-room, southeast corner of Washington avenue and One Hundred and Sixty-second street. Office hours, from 9 a. m. to 4 p. m. Court opens at 9 a. m.
John M. Tierney, Justice. Thomas A. Maher Clerk.
Telephone, 3043 Melrose.

Borough of Brooklyn.

First District—Comprising First, Second, Third, Fourth, Fifth, Sixth, Tenth and Twelfth Wards and that portion of the Eleventh Ward beginning at the intersection of the centre lines of Hudson and Myrtle avenues, thence along the centre line of Myrtle avenue to North Portland avenue, thence along the centre line of North Portland avenue to Flushing avenue, thence along the centre line of Flushing avenue to Navy street, thence along the centre line of Navy street to Johnson street, thence along the centre line of Johnson street to Hudson avenue, and thence along the centre line of Hudson avenue to the point of beginning of the Borough of Brooklyn. Court-house, northwest corner State and Court streets.

John J. Walsh, Justice. Edward Moran, Clerk, Clerk's Office open from 9 a. m. to 4 p. m.

Second District—Seventh Ward and that portion of the Twenty-first and Twenty-third Wards west of the centre line of Stuyvesant avenue and the centre line of Schenectady avenue, also that portion of the Twentieth Ward beginning at the intersection of the centre lines of North Portland and Myrtle avenues, thence along the centre line of Myrtle avenue to Waverly avenue, thence along the centre line of Waverly avenue to Park avenue, thence along the centre line of Park avenue to Washington avenue, thence along the centre line of Washington avenue to Flushing avenue, thence along the centre line of Flushing avenue to North Portland avenue, and thence along the centre line of North Portland avenue to the point of beginning.

Court-room, No. 405 Gates avenue.
Gerard B. Van Wart and Edward C. Dowling Justices. Franklin B. Van Wart, Clerk.
Clerk's Office open from 9 a. m. to 4 p. m.

Third District—Embraces the Thirteenth, Fourteenth, Fifteenth, Sixteenth, Seventeenth, Eighteenth and Nineteenth Wards, and that portion of the Twenty-seventh Ward lying northwest of the centre line of Starr street between the boundary line of Queens County and the centre line of Central avenue, and northwest of the centre line of Suydam street between the centre lines of Central and Bushwick avenues, and northwest of the centre line of Bushwick avenue and Broadway. Court-house, Nos. 6 and 8 Lee avenue, Brooklyn.

Philip D. Meagher and William J. Bogenshutz, Justices. John W. Carpenter, Clerk.
Clerk's Office open from 9 a. m. to 4 p. m.
Court opens at 9 a. m.

Fourth District—Embraces the Twenty-fourth and Twenty-fifth Wards, that portion of the Twenty-first and Twenty-third Wards lying east of the centre line of Schenectady avenue, and that portion of the Twenty-seventh Ward lying southeast of the centre line of Starr street between the boundary line of Queens and the centre line of Central avenue, and southeast of the centre line of Suydam street between the centre lines of Central and Bushwick avenues, and southeast of the centre line of Willoughby avenue between the centre lines of Bushwick avenue and Broadway.

Court-room, No. 14 Howard avenue.
Thomas H. Williams, Justice. G. J. Wiederhold, Clerk. Milton J. Williams, Assistant Clerk.
Clerk's Office open from 9 a. m. to 4 p. m.

Fifth District—Contains the Eighth, Thirtieth and Thirty-first Wards, and so much of the Twenty-second Ward as lies south of Prospect avenue. Court-house, northwest corner of Fifty-third street and Third avenue.

Cornelius Furgeson, Justice. Jeremiah J. O'Leary, Clerk.
Clerk's Office open from 9 a. m. to 4 p. m.
Telephone, 407 Bay Ridge.

Sixth District—The Sixth District embraces the Ninth and Twenty-ninth Wards and that portion of the Twenty-second Ward north of the centre line of Prospect avenue; also that portion of the Eleventh and the Twentieth Wards beginning at the intersection of the centre lines of Bridge and Fulton streets; thence along the centre line of Fulton street to Flatbush avenue; thence along the centre line of Flatbush avenue to Atlantic avenue; thence along the centre line of Atlantic avenue to Washington avenue; thence along the centre line of Washington avenue to Park avenue; thence along the centre line of Park avenue to Waverly avenue; thence along the centre line of Waverly avenue to Myrtle avenue; thence along the centre line of Myrtle avenue to Hudson avenue; thence along the centre line of Hudson avenue to Johnson street; thence along the centre line of Johnson street to Bridge street, and thence along the centre line of Bridge street to the point of beginning.

Lucien S. Bayliss and George Fielder, Justices. Charles P. Ward, Clerk.

Court-house, No. 611 Fulton street.

Seventh District—The Seventh District embraces the Twenty-sixth, Twenty-eighth and Thirty-second Wards.

Alexander S. Rosenthal and Edward A. Richards, Justices. Samuel F. Brothers, Clerk.

Court-house, corner Pennsylvania avenue and Fulton street (No. 31 Pennsylvania avenue).

Clerk's Office open from 9 a. m. to 4 p. m.; Saturday, 9 a. m. to 12 m. Trial Days, Tuesdays, Wednesdays, Thursdays and Fridays.

Jury Days, Wednesdays and Thursdays.

Telephone, 904 East New York.

Borough of Queens.

First District—First Ward (all of Long Island City formerly composing five wards). Court-room, St. Mary's Lyceum, Nos. 115 and 117 Fifth street, Long Island City.

Clerk's Office open from 9 a. m. to 4 p. m. each day, excepting Saturdays, closing at 12 m. Trial days, Mondays, Wednesdays and Fridays. All other business transacted on Tuesdays and Thursdays.

Thomas C. Kadien, Justice. Thomas F. Kennedy, Clerk.

Telephone, 2376 Greenpoint.

Second District—Second and Third Wards, which include the territory of the late Towns of Newtown and Flushing. Court-room in Court-house of the late Town of Newtown, corner of Broadway and Court street, Elmhurst, New York, P. O. Address, Elmhurst, Queens County, New York.

William Rasquin, Jr., Justice. Luke I. Connor, Clerk. William Repper, Assistant Clerk.

James B. Snediker, Stenographer.

Trial days, Tuesdays and Thursdays; Fridays (for Jury Trials only.)

Clerk's Office open from 9 a. m. to 4 p. m.

Telephone, 87 Newtown.

Third District—Fourth and Fifth Wards, comprising the territory of the former Towns and Villages of Jamaica, Far Rockaway and Rockaway Beach.

James F. McLaughlin, Justice. George W. Damon, Clerk.

Court-house, Town Hall, Jamaica.

Telephone, 189 Jamaica.

Clerk's Office open from 9 a. m. to 4 p. m.

Court held on Mondays, Wednesdays and Fridays at 9 a. m.

Borough of Richmond.

First District—First and Third Wards (Towns of Castleton and Northfield). Court-room, former Village Hall, Lafayette avenue and Second street, New Brighton.

Thomas C. Brown, Justice. Anning S. Prall, Clerk.

Clerk's Office open from 8:45 a. m. to 4 p. m.

Telephone, 503 Tompkinsville.

Second District—Second, Fourth and Fifth Wards (Towns of Middletown, Southfield and Westfield). Court-room, former Edgewater Village Hall, Stapleton.

George W. Stake, Justice. Peter Tiernan, Clerk.

Clerk's Office open from 9 a. m. to 4 p. m.

Court opens at 9 a. m. Calendar called at 10 a. m.

Court continued until close of business. Trial days, Mondays, Wednesdays and Fridays.

Telephone, 313 Tompkinsville.

CHANGE OF GRADE DAMAGE COMMISSION.

TWENTY-THIRD AND TWENTY-FOURTH WARDS.

PURSUANT TO THE PROVISIONS OF chapter 537 of the Laws of 1893 and the Acts amendatory thereof and supplemental thereto, notice is hereby given that meetings of the Commissioners appointed under said Acts will be held at the office of the Commission, Room 138, No. 280 Broadway (Stewart Building), Borough of Manhattan, New York City, on Mondays, Wednesdays and Fridays of each week, at 2 o'clock p. m., until further notice.

Dated New York City, October 12, 1907.

WILLIAM E. STILLINGS.

GEORGE C. NORTON.

LEWIS A. ABRAMS.

Commissioners.

LAMONT MCGLOUGHLIN.

Clerk.

BOARD MEETINGS.

The Board of Estimate and Apportionment meets in the Old Council Chamber (Room 16), City Hall, every Friday, at 10:30 o'clock a. m.

JOSEPH HAAG.

Secretary.

The Commissioners of the Sinking Fund meet in the Old Council Chamber (Room 16), City Hall, at call of the Mayor.

N. TAYLOR PHILLIPS.

Deputy Comptroller, Secretary.

The Board of Revision of Assessments meets in the Old Council Chamber (Room 16), City Hall, every Thursday at 11 a. m., upon notice of the Chief Clerk.

45, 49, 50, 51, 52, 53, 55, 56, 59, 68, 70, 71, 73, 74, 75, 78, 79, 86, 87, 88, 110, 116, 122, 132, 141, 143 AND 145, BOROUGH OF BROOKLYN.

The time allowed to complete the whole work on each school will be 55 working days, as provided in the contract.

The amount of security required is as follows:

Public School 17, Annex	\$100 00
Public School 19, Annex	200 00
Public School 50, Annex	100 00
Public School 16	100 00
Public School 17	100 00
Public School 18	300 00
Public School 19	300 00
Public School 20	100 00
Public School 21	400 00
Public School 22	400 00
Public School 23	500 00
Public School 24	100 00
Public School 26	500 00
Public School 31	400 00
Public School 33	1,000 00
Public School 34	100 00
Public School 35	600 00
Public School 37	800 00
Public School 38	900 00
Public School 43	200 00
Public School 45	300 00
Public School 49	100 00
Public School 50	300 00
Public School 51	200 00
Public School 52	1,000 00
Public School 53	200 00
Public School 55	600 00
Public School 56	400 00
Public School 59	100 00
Public School 68	500 00
Public School 70	100 00
Public School 71	200 00
Public School 73	800 00
Public School 74	100 00
Public School 75	100 00
Public School 78	500 00
Public School 79	100 00
Public School 86	200 00
Public School 87	400 00
Public School 88	300 00
Public School 110	300 00
Public School 116	100 00
Public School 122	100 00
Public School 132	200 00
Public School 141	200 00
Public School 143	500 00
Public School 145	500 00

A separate proposal must be submitted for each school and award will be made thereon.

No. 6. FOR INSTALLING HEATING APPARATUS IN PUBLIC SCHOOL 39, ON SIXTH AVENUE AND EIGHTH STREET, BOROUGH OF BROOKLYN.

The time allowed to complete the whole work will be until August 15, 1908, as provided in the contract.

The amount of security required is Four Thousand Dollars.

No. 7. FOR NEW WINDOW SHADES, REPAIRING AND REFINISHING OLD FURNITURE, ETC., IN VARIOUS SCHOOLS, BOROUGH OF BROOKLYN.

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	\$1,800 00
Item 2	3,000 00
Item 3	5,000 00
Item 4	4,000 00

A separate proposal must be submitted for each item and award will be made thereon.

On Nos. 4 and 6 the bids will be compared and the contract will be awarded in a lump sum to the lowest bidder on each contract.

On Nos. 1, 5 and 7 the bidders must state the price of each item, by which the bids will be tested.

Blank forms, plans and specifications may be obtained or seen at the office of the Superintendent, at Estimating Room, ninth floor, Hall of the Board of Education, Park avenue and Fifty-ninth street, Borough of Manhattan.

C. B. J. SNYDER,

Superintendent of School Buildings.

Dated June 23, 1908.

j23, jy6

See General Instructions to Bidders on the last page, last column, of the "City Record."

PUBLIC SCHOOLS 7, 14, 20, 27, 31, 37, 47, 72, BOROUGH OF QUEENS.

The time allowed to complete the whole work on each school will be to August 31, 1908, as provided in the contract.

The amount of security required is as follows:

Jamaica Training School	\$200 00
Public School 7	200 00
Public School 14	200 00
Public School 20	1,000 00
Public School 27	1,000 00
Public School 31	700 00
Public School 37	600 00
Public School 47	1,400 00
Public School 72	300 00

A separate proposal must be submitted for each item and award will be made thereon.

On No. 9 the bids will be compared and the contract will be awarded in a lump sum to the lowest bidder.

On Nos. 8, 10 and 11 the bidders must state the price of each item by which the bids will be tested.

Blank forms, plans and specifications may be obtained or seen at the office of the Superintendent, at Estimating Room, ninth floor, Hall of the Board of Education, Park avenue and Fifty-ninth street, Borough of Manhattan.

Dated June 23, 1908.

C. B. J. SNYDER,

Superintendent of School Buildings.

j23, jy6

See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF EDUCATION, CORNER OF PARK AVENUE AND FIFTY-NINTH STREET, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Superintendent of School Buildings at the above office of the Department of Education until 11 o'clock a. m. on

MONDAY, JUNE 29, 1908.

Borough of Brooklyn.

No. 1. FOR INSTALLING ELECTRIC EQUIPMENT IN NEW PUBLIC SCHOOL 93, ON THE SOUTHEAST CORNER OF NEW YORK AVENUE AND HERKIMER STREET, BOROUGH OF BROOKLYN.

The time allowed to complete the whole work will be 60 working days, as provided in the contract.

The amount of security required is Four Thousand Dollars.

No. 2. FOR INSTALLING HEATING AND VENTILATING APPARATUS IN NEW PUBLIC SCHOOL 158, ON ASHFORD STREET, BELMONT AVENUE AND WARWICK STREET, BOROUGH OF BROOKLYN.

The time allowed to complete the whole work will be 60 working days, as provided in the contract.

The amount of security required is Twenty Thousand Dollars.

No. 3. FOR FURNITURE AND EQUIPMENT OF NEW OFFICE AND STORAGE BUILDING OF THE BOARD OF EDUCATION, ON NORTH SIDE OF LIVINGSTON STREET, 12½ FEET EAST OF RED HOOK LANE, BOROUGH OF BROOKLYN.

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	\$2,400 00
Item 2	2,200 00

A separate proposal must be submitted for each item and award will be made thereon.

On Nos. 1 and 2 the bids will be compared and the contract will be awarded in a lump sum to the lowest bidder on each contract.

On Nos. 3, 5 and 7 the bidders must state the price of each item, by which the bids will be tested.

Blank forms, plans and specifications may be obtained or seen at the office of the Superintendent, at Estimating Room, ninth floor, Hall of the Board of Education, Park avenue and Fifty-ninth street, Borough of Manhattan.

C. B. J. SNYDER,

Superintendent of School Buildings.

Dated June 17, 1908.

j17, 29

See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF EDUCATION, CORNER OF PARK AVENUE AND FIFTY-NINTH STREET, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Superintendent of School Buildings at the above office of the Department of Education, until 11 o'clock a. m. on

MONDAY, JUNE 29, 1908.

Borough of The Bronx.

No. 4. FOR FURNITURE FOR ADDITION TO PUBLIC SCHOOL 3, ON THE SOUTH SIDE OF ONE HUNDRED AND FIFTY-NINTH STREET, ABOUT 233 FEET EAST OF COURTLAND AVENUE, BOROUGH OF THE BRONX.

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	\$1,000 00
Item 2	400 00
Item 3	800 00
Item 4	400 00

A separate proposal must be submitted on each item and award will be made thereon.

No. 5. FOR REPAIRS TO HEATING AND VENTILATING APPARATUS OF PUBLIC SCHOOLS 4, 8, 9, 11, 31, 32, 37 and 42 AND MORRIS HIGH SCHOOL, BOROUGH OF THE BRONX.

The time allowed to complete the whole work on each school will be until August 1, 1908, as provided in the contract.

The amount of security required is as follows:

Public School 4	\$700 00
Public School 8	200 00
Public School 9	400 00
Public School 11	300 00
Public School 31	600 00
Public School 32	600 00
Public School 37	300 00
Public School 42	200 00
Morris High School	2,000 00

A separate proposal must be submitted for each school and award will be made thereon.

Borough of Manhattan.

No. 6. FOR ALTERATIONS, REPAIRS, ETC., FOR PUBLIC SCHOOLS 6, 18, 49, 53, 59, 70, 73, 74, 76, 77, 96, 116, 135, 158, 183, 190, BOROUGH OF MANHATTAN.

The time allowed to complete the whole work on each school will be 55 working days, as provided in the contract.

The amount of security required is as follows:

Public School 6	\$600 00
Public School 18	400 00
Public School 49	1,000 00
Public School 53	700 00

A separate proposal must be submitted for each school and award will be made thereon.

No. 11. FOR ALTERATIONS AND ADDITIONS TO THE ELECTRIC EQUIPMENT IN JAMAICA TRAINING SCHOOL, AND

Public School 59	600 00
Public School 70	700 00
Public School 73	400 00
Public School 74	400 00
Public School 76	400 00
Public School 77	800 00
Public School 96	800 00
Public School 116	400 00
Public School 135	600 00
Public School 158	300 00
Public School 183	500 00
Public School 190	600 00

A separate proposal must be submitted for each school, and award will be made thereon.

No. 7. FOR REPAIRS TO HEATING AND VENTILATING APPARATUS OF PUBLIC SCHOOLS 10, 30, 57, 72, 119, 159, 170, 171 AND WADLEIGH HIGH SCHOOL, BOROUGH OF MANHATTAN.

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WALL, PIERS AND FOOTING AND REINFORCED CONCRETE POSTS, SURMOUNTED BY AN ELECTRICALLY WELDED IRON FENCE, ON THE EASTERN EXTENSION OF BRONX PARK, IN THE CITY OF NEW YORK.

The time allowed for the delivery of the articles, materials and supplies and the performance of the contract is 100 consecutive working days.

The amount of security required is Ten Thousand Dollars (\$10,000).

The bids will be compared and the contract awarded at a lump or aggregate sum.

Blank forms may be obtained at the office of the Department of Parks, Zbrowski Mansion, Claremont Park, The Bronx.

HENRY SMITH, President;

JOSEPH I. BERRY, Michael J. Kennedy, Commissioners of Parks.

Dated June 18, 1908.

j18.jy2

See General Instructions to Bidders on the last page, last column, of the "City Record."

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, FIFTH AVENUE AND SIXTY-FOURTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Park Board at the above office of the Department of Parks until 3 o'clock p. m., on

THURSDAY, JULY 2, 1908.

Borough of The Bronx.

FOR FURNISHING ALL THE LABOR AND MATERIALS FOR RECONSTRUCTING THE ROADWAY OF THE EASTERN BOULEVARD, IN PELHAM BAY PARK, INCLUDING SURFACING WITH ASPHALTIC MIXTURE, FROM THE SPLIT ROCK ROAD TO THE NORTHERN BOUNDARY OF PELHAM BAY PARK, IN THE BOROUGH OF THE BRONX, IN THE CITY OF NEW YORK.

The time for full performance of the contract is one hundred (100) days.

The amount of security required is 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 at the office of the Department of Parks, Zbrowski Mansion, Claremont Park, Borough of The Bronx.

HENRY SMITH, President;

JOSEPH I. BERRY, Michael J. Kennedy, Commissioners of Parks.

Dated June 18, 1908.

j18.jy2

See General Instructions to Bidders on the last page, last column, of the "City Record."

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, FIFTH AVENUE AND SIXTY-FOURTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Park Board at the above office of the Department of Parks until 3 o'clock p. m. on

THURSDAY, JULY 2, 1908.

Borough of Manhattan.

FOR PAINTING WROUGHT IRON RAILING ALONG HARLEM RIVER DRIVEWAY, FROM ONE HUNDRED AND FIFTY-FIFTH STREET TO DYCKMAN STREET.

The time for completion of work, sixty days.

The amount of security is Fifteen Hundred Dollars (\$1,500).

The bids will be compared and the contracts awarded at a lump or aggregate sum for each contract.

Blank forms may be obtained at the office of the Department of Parks, the Arsenal, Central Park, Borough of Manhattan, The City of New York.

HENRY SMITH, President;

JOSEPH I. BERRY, Michael J. Kennedy, Commissioners of Parks.

Dated June 18, 1908.

j17.jy2

See General Instructions to Bidders on the last page, last column, of the "City Record."

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, FIFTH AVENUE AND SIXTY-FOURTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Park Board at the above office of the Department of Parks until 3 o'clock p. m. on

THURSDAY, JULY 2, 1908.

Borough of Manhattan.

FOR FURNISHING AND DELIVERING 1,000 BARRELS OF CRUDE OIL.

The time for the completion of the contract will be as required on or before October 1, 1908.

The amount of security required is Thirteen 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, Arsenal, Central Park, New York City.

HENRY SMITH, President;

JOSEPH I. BERRY, Michael J. Kennedy, Commissioners of Parks.

Dated June 18, 1908.

j17.jy2

See General Instructions to Bidders on the last page, last column, of the "City Record."

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, FIFTH AVENUE AND SIXTY-FOURTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Park Board at the above office of the Department of Parks until 3 o'clock p. m. on

THURSDAY, JULY 2, 1908.

Borough of Manhattan.

FOR FURNISHING AND DELIVERING 100 CUBIC YARDS OF BLUE LIMESTONE SCREENINGS.

The time for the completion of the contract will be as required, within thirty (30) days.

The amount of security required is Four Hundred Dollars (\$400).

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, Arsenal, Central Park, New York City.

HENRY SMITH, President;

JOSEPH I. BERRY, Michael J. Kennedy, Commissioners of Parks.

Dated June 16, 1908.

Blank forms and further information may be obtained at the office of the said Department.

ALLEN N. SPOONER, Commissioner of Docks.

Dated June 12, 1908.

j18.30

See General Instructions to Bidders on the last page, last column, of the "City Record."

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, FIFTH AVENUE AND SIXTY-FOURTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Park Board at the above office of the Department of Parks until 3 o'clock p. m. on

THURSDAY, JUNE 25, 1908.

Borough of Brooklyn.

No. 1. FOR FURNISHING AND DELIVERING 10,000 CUBIC YARDS OF TOPSOIL OR GARDEN MOULD TO SUNSET PARK, BROOKLYN.

The time for the completion of the contract is within one hundred (100) consecutive working days.

The amount of security required is Five Thousand Dollars (\$5,000).

No. 2. FOR FURNISHING AND DELIVERING 3,000 CUBIC YARDS OF TOPSOIL OR GARDEN MOULD TO PROSPECT PARK, BROOKLYN.

The time for the completion of the contract is within sixty (60) consecutive working days.

The amount of security required is Fifteen Hundred Dollars (\$1,500).

The contracts must be bid for separately.

The bids will be compared and the contracts awarded at a lump or aggregate sum for each contract.

Blank forms may be obtained at the office of the Department of Parks, Litchfield Mansion, Prospect Park, Brooklyn.

HENRY SMITH, President;

JOSEPH I. BERRY, Michael J. Kennedy, Commissioners of Parks.

j13.25

See General Instructions to Bidders on the last page, last column, of the "City Record."

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, FIFTH AVENUE AND SIXTY-FOURTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Park Board at the above office of the Department of Parks until 3 o'clock p. m. on

THURSDAY, JUNE 25, 1908.

Borough of The Bronx.

FOR FURNISHING AND DELIVERING FIVE THOUSAND (5,000) GALLONS REFINED COAL TAR (NO. 1, 1908) FOR PARKS, BOROUGH OF THE BRONX.

The time for delivery of articles, materials and supplies and the performance of the contract is twenty (20) days.

The amount of security is Two Hundred Dollars (\$200).

The bids will be compared and the contracts awarded at a lump or aggregate sum.

Blank forms may be obtained at the office of the Department of Parks, Zbrowski Mansion, Claremont Park, Borough of The Bronx, The City of New York.

HENRY SMITH, President;

JOSEPH I. BERRY, Michael J. Kennedy, Commissioners of Parks.

j13.25

See General Instructions to Bidders on the last page, last column, of the "City Record."

OFFICE OF THE DEPARTMENT OF PARKS, ARSENAL BUILDING, FIFTH AVENUE AND SIXTY-FOURTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Park Board at the above office of the Department of Parks until 3 o'clock p. m. on

THURSDAY, JUNE 25, 1908.

Borough of The Bronx.

FOR FURNISHING FULL SIZE MODEL, MOLD, PIECE MOLDS, LABOR AND MATERIALS AND CASTING BRONZE DRINKING FOUNTAINS FOR THE DEPARTMENT OF PARKS, BOROUGH OF THE BRONX.

The time for the delivery of the articles, materials and supplies and the performance of the contract is ninety (90) days.

The amount of security required is Eight Hundred Dollars (\$800).

The bids will be compared and the contract awarded at a lump or aggregate sum.

Blank forms may be obtained and plans may be seen at the office of the Department of Parks, Zbrowski Mansion, Claremont Park, The Bronx.

HENRY SMITH, President;

JOSEPH I. BERRY, Michael J. Kennedy, Commissioners of Parks.

j13.25

See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF DOCKS AND FERRIES.

DEPARTMENT OF DOCKS AND FERRIES, PIER "A," FOOT OF BATTERY PLACE, NORTH RIVER, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Commissioner of Docks at the above office until 12 o'clock noon on

TUESDAY, JUNE 30, 1908.

CONTRACT NO. 1142.

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR FURNISHING AND DELIVERING ABOUT 40,000 TONS OF ANTHRACITE COAL.

The time for the completion of the work and the full performance of the contract is on or before the expiration of 200 calendar days.

The amount of security required is Forty Thousand Dollars.

Bidders will state a price per ton for furnishing the coal, as called for in the specifications, by which price the bids will be tested and according to which price any award of the contract will be made.

Delivery will be required to be made at the time and in the manner and in such quantities as may be directed.

Blank forms and further information may be obtained at the office of the said Department.

ALLEN N. SPOONER, Commissioner of Docks.

Dated June 12, 1908.

j18.30

See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF DOCKS AND FERRIES, PIER "A," FOOT OF BATTERY PLACE, NORTH RIVER, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Commissioner of Docks at the above office until 12 o'clock m. on

MONDAY, JUNE 29, 1908.

CONTRACT NO. 1136.

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR REPAIRING ASPHALT PAVEMENT ON NORTH AND EAST RIVERS, TOGETHER WITH ALL WORK INCIDENTAL THERETO.

The time for the completion of the work and the full performance of the contract is on or before May 31, 1909.

The amount of security required is Ten Thousand Dollars on Class 1 and Ten Thousand Dollars on Class 2.

Bidders will state a price for both subdivisions of either class of the contract on which a bid is submitted. Each class of the contract will be awarded separately to the lowest bidder in the class, including subdivisions A and B of the class.

Delivery will be required to be made at the time and in the manner and in such quantities as may be directed.

Blank forms and further information may be obtained at the office of the said Department.

ALLEN N. SPOONER, Commissioner of Docks.

Dated June 12, 1908.

j16.29

See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF DOCKS AND FERRIES, PIER "A," FOOT OF BATTERY PLACE, NORTH RIVER, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Commissioner of Docks at the above office until 12 o'clock m. on

TUESDAY, JUNE 30, 1908.

CONTRACT NO. 1137.

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR FURNISHING AND DELIVERING STATIONERY AND MISCELLANEOUS OFFICE SUPPLIES.

The time for the completion of the work and the full performance of the contract is on or before the expiration of 60 calendar days.

The amount of security required is as follows:

Class 1.....	\$700 00
Class 2.....	1,000 00
Class 3.....	500 00

Bidders will state a price for furnishing and delivering all the material called for in any class upon which a bid is submitted. Each class of the contract will be awarded separately to the lowest bidder in the class.

Delivery will be required to be made at the time and in the manner and in such quantities as may be directed.

Blank forms and further information may be obtained at the office of the said Department.

ALLEN N. SPOONER, Commissioner of Docks.

Dated June 12, 1908.</

the laws of the State of New York, having filed its articles of association in the office of the Secretary of State on the 8th day of October, 1853.

Second—That for many years it has operated a double track street surface railroad for the carriage of passengers in the Borough of Manhattan, City of New York, from the City Hall, in said City, upon Park Row, Bowery and Third avenue to the Harlem River; upon One Hundred and Twenty-fifth street and Manhattan street, from East River to North River, and upon Amsterdam avenue, from One Hundred and Twenty-fifth street to the northerly terminus thereof at Fort George, at or near the intersection of Fort George avenue, using the underground system of electrical traction as motive power for such operation.

Third—That your petitioner proposes to extend its road on Amsterdam avenue and construct a branch thereof with double tracks and such connections, switches and appurtenances as may be necessary for the accommodation and operation of the said extension or branch in, through and upon the surface of such streets, avenues and highways in the Borough of Manhattan, City of New York, as are described as follows: Beginning at and connecting with the double track road upon Amsterdam avenue, owned by the Third Avenue Railroad Company, at or near the connection of said avenue with Fort George avenue, running thence northerly, westerly and southerly in, upon and along said Fort George avenue, as it winds and turns to the connection thereof with St. Nicholas avenue, running thence southerly in, upon and along St. Nicholas avenue to the intersection of One Hundred and Ninetieth (190th) street, and running thence easterly in, upon and along said One Hundred and Ninetieth (190th) street to the intersection of said street with Amsterdam avenue, there to connect with the existing railroad on said avenue, now owned by the said company.

Fourth—That such extension or branch will be 3,500 feet or thereabouts in length. When constructed it will enable the petitioner to operate cars over a continuous line of road, and avoid the inconvenience arising from the use of a stub end railroad terminal. The present operation will be accelerated thereby and quicker transportation given to the public seeking to depart from the Fort George territory.

Fifth—That your petitioner proposes to operate said extension or branch by the underground system of electrical operation, of the character now used on the petitioner's road on Third avenue, Amsterdam avenue and other streets above referred to.

Sixth—That for the purpose of constructing and operating said extension or branch of its road your petitioner desires to obtain from your Honorable Board, and hereby applies for its consent to, and a grant of, the franchise or right for the construction, maintenance and operation of a double track extension branch of its existing railroad, for public use in the conveyance of persons and property for compensation, in or upon the avenues, streets and highways above described.

Wherefore, your petitioner prays that public notice of this application and of the time and place when and where the same will be first considered, be given, as required by law, and that a franchise or right be granted for the construction, maintenance and operation of said above described extension and branch be granted in accordance with the provisions of the Greater New York Charter.

Dated New York, June 2, 1908.

THE THIRD AVENUE RAILROAD COMPANY.
By F. W. WHITRIDGE,
Receiver.

City and County of New York, ss:

Frederick W. Whitridge, being duly sworn, says he is the Receiver of the railroad properties and premises of the Third Avenue Railroad Company, the petitioner herein, having been appointed such by order of the United States Circuit Court; that he has read the foregoing petition and knows the contents thereof, and that the same is true to his knowledge, except as to those matters which are therein stated on information and belief, and that as to such matters he verily believes it to be true.

F. W. WHITRIDGE.

Sworn to before me this 2d day of June, 1908.
JOHN A. DUNN,
Notary Public,
New York County.

—and the following resolutions were thereupon adopted:

Whereas, The foregoing petition from the Third Avenue Railroad Company, dated June 2, 1908, was presented to the Board of Estimate and Apportionment at a meeting held June 5, 1908.

Resolved, That in pursuance of law this Board sets Friday, the 26th day of June, 1908, at 10:30 o'clock in the forenoon and Room 16 in the City Hall, Borough of Manhattan, as the time and place when and where such petition shall be first considered, and a public hearing be had thereon, at which citizens shall be entitled to appear and be heard; and be it further

Resolved, That the Secretary is directed to cause such petition and these resolutions to be published for at least fourteen (14) days in two daily newspapers in The City of New York, to be designated by the Mayor, and for at least ten (10) days in the City Record immediately prior to such date of public hearing. The expense of such publication to be borne by the petitioner.

JOSEPH HAAG,
Secretary.

New York, June 5, 1908.

j15.25

DEVELOPMENT OF THE UNDERGROUND SOURCES OF WATER SUPPLY IN SUFFOLK COUNTY, LONG ISLAND, FOR THE WATER SUPPLY OF THE CITY OF NEW YORK.

PUBLIC NOTICE IS HEREBY GIVEN that at the meeting of the Board of Estimate and Apportionment of The City of New York held on the 12th day of June, 1908, the following resolutions were adopted, viz.:

Whereas, The Board of Water Supply of The City of New York, pursuant to chapter 724 of the Laws of 1905 and the acts amendatory thereof and supplemental thereto, have made such surveys, maps, plans, specifications, estimates and investigations as they deemed proper in order to ascertain the facts as to what sources for an additional supply of pure and wholesome water for The City of New York exist and are most available, desirable and best for the said City; and

Whereas, The said Board have reported to the Board of Estimate and Apportionment, under date of June 8, 1908, recommending the development of the underground sources of water supply in Suffolk County, Long Island, New York; and

Whereas, The Board of Water Supply have submitted with said report a map, plan and profile, dated February 25, 1908, and entitled "Board of Water Supply of The City of New York. Map and Profile Showing Manner of Obtaining from Suffolk County an Additional Supply of Water for The City of New York"; now therefore be it

Resolved, That the 26th day of June, 1908, at 10:30 o'clock in the forenoon, at Room No. 16, in the City Hall, Borough of Manhattan, City of New York, be fixed as the time and place for a public hearing upon the said report, map, plan and profile, and that notice be given of such public hearing by publication in the CITY RECORD, the corporation newspapers (published in Kings County), and in two newspapers published in each of the Counties of Suffolk, Nassau, Queens, Richmond, New York and Westchester, said publication to commence Tuesday, June 16, 1908, and to be continued in each issue of each of said papers to and including June 26, 1908, the date hereby fixed for said hearing; such notice being hereby declared to be reasonable public notice of such hearing; and be it further

Resolved, That the Secretary of this Board is hereby directed to give such notices as are provided for in said statutes and as he may be advised by the Corporation Counsel, with whom he is directed to confer in regard to this matter.

Dated June 12, 1908.

JOSEPH HAAG,
Secretary,
Board of Estimate and Apportionment,
No. 277 Broadway, Room No. 1406,
New York City.

j13.26

NOTICE IS HEREBY GIVEN THAT AT the meeting of the Board of Estimate and Apportionment held on June 12, 1908, the following resolutions were adopted:

Whereas, The Board of Estimate and Apportionment of The City of New York is considering the advisability of instituting proceedings to acquire title to sewer easements in

Malta street, from Wortman avenue to Fairfield avenue;

Fairfield avenue, from Malta street to Van Siclen avenue;

Van Siclen avenue, from Fairfield avenue to the Twenty-sixth Ward Disposal Works, in the Borough of Brooklyn, City of New York; and

Whereas, The Board of Estimate and Apportionment is authorized and required at the time of the adoption of the resolution directing the institution of proceedings to acquire title to the easements required for the foregoing improvement to fix and determine upon an area or areas of assessment for benefit for said proceeding.

Resolved, That the Board of Estimate and Apportionment, in pursuance of the provisions of the Greater New York Charter, hereby gives notice that the following is the proposed area of assessment for benefit in this proceeding:

The entire drainage map as shown upon the plan designated as Map X, District 44, which was approved by the Board of Estimate and Apportionment on May 8, 1908, this district including the area bounded approximately by East New York avenue, Howard avenue, Sutter avenue, Rockaway avenue, Hegeman avenue, Alabama avenue, Wortman avenue, Van Siclen avenue, Vandalia avenue, Fresh Creek Basin, Avenue D, Stanley avenue, East Ninety-eighth street, Ditmas avenue, Remsen avenue, Lenox road, East Ninety-third street, Winthrop street, Rockaway parkway, Buffalo avenue and Union street.

Resolved, That this Board consider the proposed area of assessment at a meeting of the Board to be held in The City of New York, Borough of Manhattan, in the City Hall, on the 26th day of June, 1908, at 10:30 a.m., and that at the same time and place a public hearing thereon will then and there be had.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby to be published in the CITY RECORD and the corporation newspapers for ten days prior to the 26th day of June, 1908.

Dated June 13, 1908.

JOSEPH HAAG,
Secretary,
No. 277 Broadway, Room 1406.
Telephone, 2280 Worth.

j13.24

NOTICE IS HEREBY GIVEN THAT AT the meeting of the Board of Estimate and Apportionment held on June 12, 1908, the following resolutions were adopted:

Whereas, The Board of Estimate and Apportionment of The City of New York is considering the advisability of instituting proceedings to acquire title to the lands and premises required for the opening and extending of Livonia avenue, between Stone avenue and the easterly line of Junius street; between the easterly property line of the land occupied by the Brooklyn and Rockaway Beach Railroad within the limits of Van Sinderen avenue and Hinsdale street, and between Van Siclen avenue and New Lots avenue, in the Borough of Brooklyn, City of New York; and

Whereas, The Board of Estimate and Apportionment is authorized and required at the time of the adoption of the resolution directing the institution of proceedings to acquire title to the lands required for the foregoing improvement to fix and determine upon an area or areas of assessment for benefit for said proceeding.

Resolved, That the Board of Estimate and Apportionment, in pursuance of the provisions of section 980 of the Greater New York Charter, hereby gives notice that the following is the proposed area of assessment for benefit in this

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way and East Seventh street to the point or place of beginning.

Resolved, That this Board consider the proposed area of assessment at a meeting of the Board to be held in The City of New York, Borough of Manhattan, in the City Hall, on the 26th day of June, 1908, at 10:30 a. m., and that at the same time and place a public hearing thereon will then and there be had.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby to be published in the CITY RECORD and the corporation newspapers for ten days prior to the 26th day of June, 1908.

Dated June 13, 1908.

JOSEPH HAAG,

Secretary,

No. 277 Broadway, Room 1406.

Telephone, 2280 Worth.

j13.24

tinuously, Sundays and legal holidays excepted, prior to the 26th day of June, 1908.

Dated June 13, 1908.

JOSEPH HAAG,

Secretary,

No. 277 Broadway, Room 1406.

Telephone, 2280 Worth.

j13.24

NOTICE IS HEREBY GIVEN THAT THE Board of Estimate and Apportionment of The City of New York, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York so as to lay out and fix grades for Anderson avenue, between Pennsylvania avenue and St. Marys avenue, Borough of Richmond, and that a meeting of said Board will be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on June 26, 1908, at 10:30 o'clock a. m., at which such proposed change will be considered by said Board; all of which is more particularly set forth and described in the following resolutions adopted by the Board on June 5, 1908, notice of the adoption of which is hereby given, viz.:

Resolved, That the Board of Estimate and Apportionment of The City of New York, in pursuance of the provisions of section 442 of the Greater New York Charter as amended, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York by laying out and fixing grades for Anderson avenue, between Pennsylvania avenue and St. Marys avenue, in the Borough of Richmond, City of New York, more particularly described as follows:

Lines.

A. The northeasterly line of the street is to begin at a point on the northwesterly line of Pennsylvania avenue 519.84 feet southwesterly from the intersection of said northwesterly line of Pennsylvania avenue and the southwesterly line of New York avenue, as said streets are now in use.

(1) Thence northwesterly forming an angle with Pennsylvania avenue in the northerly quadrant of 86 degrees 58 minutes 57 seconds 878.51 feet to the southeasterly line of St. Marys avenue.

B. The southwesterly line of the street is to be 60 feet southwesterly and parallel with the above described northeasterly line.

Grades.

(1) The grade of both curb lines on the northwesterly curb line of Pennsylvania avenue is to be 49.0 feet.

(2) The grade of both curb lines 55 feet northwesterly from the westerly corner of Anderson street and Pennsylvania avenue is to be 48.0 feet.

(3) The grade of all curb corners at the intersection of Clifton avenue is to be 30.2 feet.

(4) The grade of all curb corners at the intersection of Virginia avenue is to be 26.4 feet.

(5) The grade of the northeasterly curb line at its intersection with the southeasterly curb line of St. Marys avenue is to be 31.9 feet.

(6) The grade of the southwesterly curb line at its intersection with the southeasterly curb line of St. Marys avenue is to be 32.4 feet.

The above elevations refer to Richmond high water datum.

Resolved, That this Board consider the proposed change at a meeting of the Board, to be held in the City Hall, Borough of Manhattan, City of New York, on the 26th day of June, 1908, at 10:30 o'clock a. m.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby that the proposed change will be considered at a meeting of the Board, to be held at the aforesaid time and place, to be published in the CITY RECORD for ten days continuously, Sundays and legal holidays excepted, prior to the 26th day of June, 1908.

Dated June 13, 1908.

JOSEPH HAAG,

Secretary,

No. 277 Broadway, Room 1406.

Telephone, 2280 Worth.

j13.24

NOTICE IS HEREBY GIVEN THAT THE Board of Estimate and Apportionment of The City of New York, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York so as to lay out and fix grades for Canal street, between Bay street and the westerly property line of the Staten Island Rapid Transit Railroad, and between the easterly property line of the Staten Island Rapid Transit Railroad and the westerly property line of the land acquired by The City of New York for the Stapleton Ferry, Borough of Richmond, and that a meeting of said Board will be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on June 26, 1908, at 10:30 o'clock a. m., at which such proposed change will be considered by said Board; all of which is more particularly set forth and described in the following resolutions adopted by the Board on June 5, 1908, notice of the adoption of which is hereby given, viz.:

Resolved, That the Board of Estimate and Apportionment of The City of New York, in pursuance of the provisions of section 442 of the Greater New York Charter as amended, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York by laying out and fixing grades for Canal street, between Bay street and the westerly property line of the Staten Island Rapid Transit Railroad, and between the easterly property line of the Staten Island Rapid Transit Railroad and the westerly property line of the land acquired by The City of New York for the Stapleton Ferry, in the Borough of Richmond, City of New York, more particularly described as follows:

Lines.

The lines of Canal street are to be tentatively fixed to conform with the lines of the street as now in use and as shown upon a map prepared by the President of the Borough of Richmond, bearing date of May 1, 1908.

Grades.

The grades of the street are to be fixed as shown upon a map prepared by the President of the Borough of Richmond, bearing date of May 1, 1908.

Resolved, That this Board consider the proposed change at a meeting of the Board, to be held in the City Hall, Borough of Manhattan, City of New York, on the 26th day of June, 1908, at 10:30 o'clock a. m.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby that the proposed change will be considered at a meeting of the Board, to be held at the aforesaid time and place, to be published in the CITY RECORD for ten days con-

tinuously, Sundays and legal holidays excepted, prior to the 26th day of June, 1908.

Dated June 13, 1908.

JOSEPH HAAG,

Secretary,

No. 277 Broadway, Room 1406.

Telephone, 2280 Worth.

j13.24

NOTICE IS HEREBY GIVEN THAT THE Board of Estimate and Apportionment of The City of New York, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York so as to alter the lines of Skillman place, between Hunter avenue and Jackson avenue, Borough of Queens, and that a meeting of said Board will be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on June 26, 1908, at 10:30 o'clock a. m., at which such proposed change will be considered by said Board; all of which is more particularly set forth and described in the following resolutions adopted by the Board on June 5, 1908, notice of the adoption of which is hereby given, viz.:

Resolved, That the Board of Estimate and Apportionment of The City of New York, in pursuance of the provisions of section 442 of the Greater New York Charter as amended, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York by altering the lines of Skillman place, between Hunter avenue and Jackson avenue, in the Borough of Queens, City of New York, more particularly described as follows:

Lines.

1. The southerly line of Skillman place, between Hunter avenue and Jackson avenue is to be retained as heretofore laid out.

2. The northerly line of Skillman place, between Hunter avenue and Jackson avenue is to be 55.0 feet northerly from and parallel with the above described southerly line.

Grades.

The grades of Skillman place are to remain unchanged.

Resolved, That this Board consider the proposed change at a meeting of the Board, to be held in the City Hall, Borough of Manhattan, City of New York, on the 26th day of June, 1908, at 10:30 o'clock a. m.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby that the proposed change will be considered at a meeting of the Board, to be held at the aforesaid time and place, to be published in the CITY RECORD for ten days continuously, Sundays and legal holidays excepted, prior to the 26th day of June, 1908.

Dated June 13, 1908.

JOSEPH HAAG,

Secretary,

No. 277 Broadway, Room 1406.

Telephone, 2280 Worth.

j13.24

NOTICE IS HEREBY GIVEN THAT THE Board of Estimate and Apportionment of The City of New York, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York so as to lay out and fix grades for Anderson avenue, between Pennsylvania avenue and St. Marys avenue, Borough of Richmond, and that a meeting of said Board will be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on June 26, 1908, at 10:30 o'clock a. m., at which such proposed change will be considered by said Board; all of which is more particularly set forth and described in the following resolutions adopted by the Board on June 5, 1908, notice of the adoption of which is hereby given, viz.:

Resolved, That the Board of Estimate and Apportionment of The City of New York, in pursuance of the provisions of section 442 of the Greater New York Charter as amended, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York by laying out and fixing grades for Anderson avenue, between Pennsylvania avenue and St. Marys avenue, in the Borough of Richmond, City of New York, more particularly described as follows:

Lines.

1. The southerly line of Skillman place, between Hunter avenue and Jackson avenue is to be retained as heretofore laid out.

2. The northerly line of Skillman place, between Hunter avenue and Jackson avenue is to be 55.0 feet northerly from and parallel with the above described southerly line.

Grades.

The grades of Skillman place are to remain unchanged.

Resolved, That this Board consider the proposed change at a meeting of the Board, to be held in the City Hall, Borough of Manhattan, City of New York, on the 26th day of June, 1908, at 10:30 o'clock a. m.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby that the proposed change will be considered at a meeting of the Board, to be held at the aforesaid time and place, to be published in the CITY RECORD for ten days continuously, Sundays and legal holidays excepted, prior to the 26th day of June, 1908.

Dated June 13, 1908.

JOSEPH HAAG,

Secretary,

No. 277 Broadway, Room 1406.

Telephone, 2280 Worth.

j13.24

NOTICE IS HEREBY GIVEN THAT THE Board of Estimate and Apportionment of The City of New York, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York so as to lay out a public park, bounded by Van Alst street, Tenth street, East avenue and Ninth street, in the First Ward, Borough of Queens, and that a meeting of said Board will be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on June 26, 1908, at 10:30 o'clock a. m., at which such proposed change will be considered by said Board; all of which is more particularly set forth and described in the following resolutions adopted by the Board on June 5, 1908, notice of the adoption of which is hereby given, viz.:

Resolved, That the Board of Estimate and Apportionment of The City of New York, in pursuance of the provisions of section 442 of the Greater New York Charter as amended, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York by laying out a public park, bounded by Van Alst street, Tenth street, East avenue and Ninth street, in the First Ward, in the Borough of Queens, City of New York, more particularly described as follows:

Lines.

The lines of Canal street are to be tentatively fixed to conform with the lines of the street as now in use and as shown upon a map prepared by the President of the Borough of Richmond, bearing date of May 1, 1908.

Grades.

The grades of the street are to be fixed as shown upon a map prepared by the President of the Borough of Richmond, bearing date of May 1, 1908.

Resolved, That this Board consider the proposed change at a meeting of the Board, to be held in the City Hall, Borough of Manhattan, City of New York, on the 26th day of June, 1908, at 10:30 o'clock a. m.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby that the proposed change will be considered at a meeting of the Board, to be held at the aforesaid time and place, to be published in the CITY RECORD for ten days con-

tinuously, Sundays and legal holidays excepted, prior to the 26th day of June, 1908.

Dated June 13, 1908.

JOSEPH HAAG,

Secretary,

No. 277 Broadway, Room 1406.

Telephone, 2280 Worth.

j13.24

NOTICE IS HEREBY GIVEN THAT THE Board of Estimate and Apportionment of The City of New York, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York so as to lay out and fix grades for the street system within the territory to be known as sections 3, 11, 12, 17, 28, 29, 32, 33 and 34 of the final maps, Borough of Queens, and that a meeting of said Board will be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on June 26, 1908, at 10:30 o'clock a. m., at which such proposed change will be considered by said Board; all of which is more particularly set forth and described in the following resolutions adopted by the Board on June 5, 1908, notice of the adoption of which is hereby given, viz.:

Resolved, That the Board of Estimate and Apportionment of The City of New York, in pursuance of the provisions of section 442 of the Greater New York Charter, as amended, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York by laying out and fixing grades for the street system within the territory to be known as sections 3, 11, 12, 17, 28, 29, 32, 33 and 34 of the final maps, Borough of Queens, and that a meeting of said Board will be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on June 26, 1908, at 10:30 o'clock a. m., at which such proposed change will be considered by said Board; all of which is more particularly set forth and described in the following resolutions adopted by the Board on June 5, 1908, notice of the adoption of which is hereby given, viz.:

Resolved, That the Board of Estimate and Apportionment of The City of New York, in pursuance of the provisions of section 442 of the Greater New York Charter, as amended, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York by laying out and fixing grades for the street system within the territory to be known as sections 3, 11, 12, 17, 28, 29, 32, 33 and 34 of the final maps, Borough of Queens, and that a meeting of said Board will be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on June 26, 1908, at 10:30 o'clock a. m., at which such proposed change will be considered by said Board; all of which is more particularly set forth and described in the following resolutions adopted by the Board on June 5, 1908, notice of the adoption of which is hereby given, viz.:

Resolved, That the Board of Estimate and Apportionment of The City of New York, in pursuance of the provisions of section 442 of the Greater New York Charter, as amended, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York by laying out and fixing grades for the street system within the territory to be known as sections 3, 11, 12, 17, 28, 29, 32, 33 and 34 of the final maps, Borough of Queens, and that a meeting of said Board will be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on June 26, 1908, at 10:30 o'clock a. m., at which such proposed change will be considered by said Board; all of which is more particularly set forth and described in the following resolutions adopted by the Board on June 5, 1908, notice of the adoption of which is hereby given, viz.:

Resolved, That the Board of Estimate and Apportionment of The City of New York, in pursuance of the provisions of section 442 of the Greater New York Charter, as amended, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York by laying out and fixing grades for the street system within the territory to be known as sections 3, 11, 12, 17, 28, 29, 32, 33 and 34 of the final maps, Borough of Queens, and that a meeting of said Board will be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on June 26, 1908, at 10:30 o'clock a. m., at which such proposed change will be considered by said Board; all of which is more particularly set forth and described in the following resolutions adopted by the Board on June 5, 1908, notice of the adoption of which is hereby given, viz.:

Resolved, That the Board of Estimate and Apportionment

street system, and lay out a public park within the territory bounded by East Fourteenth street, Sheepshead Bay and the Atlantic Ocean, Borough of Brooklyn, and that a meeting of said Board will be held in the Old Council Chamber, City Hall, Borough of Manhattan, City of New York, on June 26, 1908, at 10:30 o'clock a. m., at which such proposed change will be considered by said Board; all of which is more particularly set forth and described in the following resolutions adopted by the Board on June 5, 1908, notice of the adoption of which is hereby given, viz.:

Resolved, That the Board of Estimate and Apportionment of The City of New York, in pursuance of the provisions of section 442 of the Greater New York Charter as amended, deeming it for the public interest so to do, proposes to change the map or plan of The City of New York by amending the street system and fixing grades for the proposed street system, and laying out a public park within the territory bounded by East Fourteenth street, Sheepshead Bay and the Atlantic Ocean, in the Borough of Brooklyn, City of New York, more particularly described as follows:

The street system lying within the territory bounded by East Fourteenth street, Atlantic Ocean and Sheepshead Bay is to be amended and grades are to be established for the street system as proposed. A public park is to be laid out at the easterly end of the above described area. The lines and grades to be fixed are shown upon a map, dated May 29, 1908, submitted by the President of the Borough of Brooklyn, and signed by the Chief Engineer of the Topographical Bureau.

Resolved, That this Board consider the proposed change at a meeting of the Board, to be held in the City Hall, Borough of Manhattan, City of New York, on the 26th day of June, 1908, at 10:30 o'clock a. m.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby that the proposed change will be considered at a meeting of the Board to be held at the aforesaid time and place, to be published in the CITY RECORD and the corporation newspapers for ten days continuously, Sundays and legal holidays excepted, prior to the 26th day of June, 1908.

Dated June 13, 1908.

JOSEPH HAAG,

Secretary,

No. 277 Broadway, Room 1406.

Telephone, 2280 Worth.

j13,24

between Buffalo avenue and East New York avenue, is to remain unchanged.

3. The southerly line of Union street is to be distant 60 feet southerly from and parallel with the above described northerly line.

Grades.

1. The platform grade at the intersection of Union street with Ralph avenue is to be 50.00

2. The platform grades for Union street at each of the other streets intersecting it are to be at the same elevation as the grades heretofore fixed for the narrower street.

3. The grade of Ralph avenue, between East New York avenue and Eastern parkway, is to be changed in such a way as to meet the platform hereinbefore described at the Union street intersection, the grades at East New York avenue and at Eastern parkway remaining unchanged.

All elevations refer to mean high water datum, as established by the Bureau of Highways for the Borough.

Resolved, That this Board consider the proposed change at a meeting of the Board, to be held in the City Hall, Borough of Manhattan, City of New York, on the 26th day of June, 1908, at 10:30 o'clock a. m.

Resolved, That the Secretary of this Board cause these resolutions and a notice to all persons affected thereby that the proposed change will be considered at a meeting of the Board to be held at the aforesaid time and place, to be published in the CITY RECORD and the corporation newspapers for ten days continuously, Sundays and legal holidays excepted, prior to the 26th day of June, 1908.

Dated June 13, 1908.

JOSEPH HAAG,

Secretary,

No. 277 Broadway, Room 1406.

Telephone, 2280 Worth.

j13,24

DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY.

DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY, ROOM 1536, NOS. 13 TO 21 PARK ROW, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Commissioner of Water Supply, Gas and Electricity at the above office until 2 o'clock p. m. on

FRIDAY, JUNE 26, 1908.
Borough of Brooklyn.

FOR CLEANING WATER MAINS AND CUTTING IN STOP-COCKS, CONNECTIONS AND BLOW-OFFS ON WATER MAINS IN THE BOROUGH OF BROOKLYN.

The time allowed for doing and completing the whole work will be one hundred and fifty (150) working days.

The security required will be Forty Thousand Dollars (\$40,000).

FOR FURNISHING AND DELIVERING STOP-COCKS.

The time allowed for the delivery of the articles, materials and supplies and the performance of the contract will be until December 31, 1908. The amount of security will be Ten Thousand Dollars (\$10,000).

The bidder will state the price, per unit, of each item of work or supplies contained in the specifications or schedule, by which the bids will be tested.

The bids will be compared and each contract awarded for all the work, articles, materials and supplies contained in the specifications or schedule attached thereto.

Blank forms may be obtained at the office of the Department of Water Supply, Gas and Electricity, the Borough of Manhattan, Nos. 13 to 21 Park row, and at Room 28, Municipal Building, Borough of Brooklyn.

JOHN H. O'BRIEN,
Commissioner of Water Supply, Gas
and Electricity.

The City of New York, June 12, 1908.

j13,26

See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY, BOROUGH OF QUEENS.

NOTICE TO TAXPAYERS.

WATER RATES FOR 1908-9 WILL BE due and payable

FRIDAY, MAY 1, 1908.

If not paid before August 1, 1908, a penalty of five per cent. will be added, and if not paid before November 1, 1908, an additional penalty of ten per cent. (a total of fifteen per cent.) will be added.

Bills for water rates may be obtained on and after May 1 on personal application.

For the convenience of taxpayers and to facilitate the business of the Department, it is requested that application be made by mail for such bills at once.

Address Charles C. Wissel, Deputy Commissioner, Room No. 2, Hackett Building, Long Island City.

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DEPARTMENT OF CORRECTION.

DEPARTMENT OF CORRECTION, NO. 148 EAST TWENTIETH STREET, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Commissioner of Correction at the above office until 11 o'clock a. m. on

MONDAY, JUNE 29, 1908.
Borough of Manhattan.

FOR FURNISHING AND DELIVERING HARDWARE, PAINTS, IRON, STEAM FITTINGS, LUMBER AND MISCELLANEOUS ARTICLES.

The time for the delivery of the articles, materials and supplies and the performance of the contract is by or before 10 days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, per pound, ton, dozen, gallon, yard or other unit of measure, by which the bids will be tested. The extensions must be made and footed up, as the bids will be read from the totals and awards made to the lowest bidder on each item. The bids on lumber will be compared and the contract awarded at a lump or aggregate sum.

Delivery will be required to be made at the time and in the manner and in such quantities as may be directed.

Lines.

1. The northerly line of Union street, between New York avenue and Albany avenue, is to be parallel with and distant 208.08 feet southerly from the southerly line of Eastern parkway, the said distance being measured at right angles to the line of Eastern parkway.

2. The northerly line of Union street, between Albany avenue and Rochester avenue, and

Blank forms and further information may be obtained at the office of the Department of Correction, the Borough of Manhattan, No. 148 East Twentieth street.

JOHN V. COGGY,

Commissioner.

Dated June 17, 1908.

j18,29

See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF CORRECTION, NO. 148 EAST TWENTIETH STREET, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Commissioner of Correction at the above office until 11 o'clock a. m. on

MONDAY, JUNE 29, 1908.

Borough of Manhattan.

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED TO INSTALL NEW METAL CEILINGS IN PAVILION NO. 1, NEW TRUSS ROOF ON OLD BOILER HOUSE AND IRON GRILLE DOORS AND WINDOW GUARDS ON NEW TIN SHOP, BRANCH WORKHOUSE, HARTS ISLAND, NEW YORK.

The time for the completion of the work and the full performance of the contract is by or before 60 consecutive working days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

Bids will be compared and the contract awarded at a lump or aggregate sum.

Blank forms and further information may be obtained at the office of the Department of Correction, the Borough of Manhattan, No. 148 East Twentieth street.

JOHN V. COGGY,

Commissioner.

Dated June 17, 1908.

j18,29

See General Instructions to Bidders on the last page, last column, of the "City Record."

FIRE DEPARTMENT.

HEADQUARTERS OF THE FIRE DEPARTMENT OF THE CITY OF NEW YORK, NOS. 157 AND 159 EAST SIXTY-SEVENTH STREET, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Fire Commissioner at the above office until 10:30 o'clock a. m. on

TUESDAY, JUNE 23, 1908.

Borough of Manhattan.

FOR FURNISHING AND DELIVERING SUPPLIES FOR FIRE ALARM TELEGRAPH BUREAU, BOROUGHS OF MANHATTAN, THE BRONX AND RICHMOND.

The time for the delivery of the articles, materials and supplies and the performance of the contract is by or before February 1, 1909.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, per pound, ton, dozen, gallon, yard or other unit of measure, by which the bids will be tested. The extensions must be made and footed up, as the bids will be read from the total for each class and awards made to the lowest bidder on each class; or the bids will be compared and the contract awarded at a lump or aggregate sum for each contract.

Delivery will be required to be made at the time and in the manner and in such quantities as may be directed.

Blank forms and further information may be obtained at the office of the Fire Department, Nos. 157 and 159 East Sixty-seventh street, Manhattan.

NICHOLAS J. HAYES,
Fire Commissioner.

Dated June 11, 1908.

j12,23

See General Instructions to Bidders on the last page, last column, of the "City Record."

HEADQUARTERS OF THE FIRE DEPARTMENT OF THE CITY OF NEW YORK, NOS. 157 AND 159 EAST SIXTY-SEVENTH STREET, BOROUGH OF MANHATTAN, NEW YORK, MAY 27, 1908.

GENERAL ORDER NO. 8 (EXTRACT).

1. THE PROVISIONS OF SPECIAL ORDER NO. 49, Office Chief of Department, under date of May 2, 1904, relative to requirements of this Department for hose, are hereby revoked.

In the future the requirements of this Department for hose, intended for use in connection with standpipe (fire line) equipment, will be standard rubber, or cotton rubber-lined hose.

This order is not meant to displace such hose as has already been purchased or is now in service, unless same is worn out or in unserviceable condition for other reasons.

By order of (Signed) NICHOLAS J. HAYES,
Fire Commissioner.

m29,120

OFFICIAL PAPERS.

Morning—"The Sun," "The New York Times."

Evening—"The Globe," "The Evening Mail."

Weekly—"Democracy," "Tammany Times."

German—"Staats-Zeitung."

Designated by the Board of City Record, January 22, 1906. Amended March 1, 1906; November 20, 1906; February 20, 1907, and March 5, 1908.

DEPARTMENT OF HEALTH.

DEPARTMENT OF HEALTH, CORNER OF FIFTY-FIFTH STREET AND SIXTH AVENUE, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

AT A MEETING OF THE BOARD OF Health of the Department of Health of the City of New York, held June 17, 1908, the following preamble and resolutions were adopted:

Whereas, The Board of Health of the Department of Health of the City of New York having taken and filed among its records what it regards as sufficient proof to authorize its declaration that the same to the extent herein specified is a nuisance dangerous to life and detrimental to health, under the general author-

ity of said Board to preserve the public health and abate nuisances, does hereby

Resolve, That the being or running loose and at large of dogs in the streets, avenues, highways or other public places in The City of New York is a public nuisance dangerous to life and detrimental to health by reason of many persons being bitten by dogs and the prevalence of rabies, the said Board hereby enters in its records the same as a nuisance and hereby orders the abatement thereof; and all persons are hereby forbidden to allow dogs owned, harbored, possessed or controlled by them to be or run loose and at large in the streets, avenues, highways or other public places in The City of New York; and no dog shall be allowed to run loose and at large as aforesaid in any of the places aforesaid unless muzzled in such a manner as to protect persons from being bitten, or unless held by a leash or chain not more than four feet in length; and it is further hereby

Resolved, That any and all dogs loose and at large in any of the public streets, avenues, highways or other public places in The City of New York, unless muzzled or held as aforesaid, shall be destroyed by Inspectors or other duly authorized agents and officers of the Department designated and as directed by the Sanitary Superintendent; further be it

Resolved, That this order and regulation be and the same shall remain in force and effect until the 31st day of October, 1908, and that public notice of the requirements hereof and of this order be printed in the CITY RECORD and posted and kept posted in each of the borough offices of the Department of Health for 20 days in succession beginning June 22, 1908.

A true copy.

EUGENE W. SCHEFFER,

Secretary.

j22,26

DEPARTMENT OF FINANCE.

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 assessments for OPENING AND ACQUIRING TITLE OF THE BRONX:

TWENTY-THIRD WARD, SECTION 9.
CANAL STREET WEST—OPENING, from East One Hundred and Thirty-fifth street to East One Hundred and Thirty-eighth street. Confirmed May 22, 1908; entered June 20, 1908. 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, viz.:

Beginning at a point formed by the intersection of the easterly United States pierhead and bulkhead line of the Harlem River and the westerly property line of the New York and Harlem River Railroad; running thence northeasterly along said property line of the New York and Harlem River Railroad to its intersection with the easterly line of Mott avenue; thence northerly along said easterly line of Mott avenue to its intersection with southerly line of East One Hundred and Forty-fourth street; thence northerly along said last-mentioned line to its intersection with the westerly line of Morris avenue; thence southerly along said westerly line of Morris avenue to its intersection with the westerly line of Third avenue; thence again southerly along said westerly line of Third avenue to its intersection with the easterly pierhead and bulkhead line of the Harlem River; thence northerly along said last-mentioned pierhead and bulkhead line to the point or place of beginning.

TWENTY-THIRD WARD, SECTION 10.
BECK STREET—OPENING, from Longwood avenue to Intervale avenue. Confirmed May 27, 1908; entered June 20, 1908. Area of assessment includes all those lands, tenements and hereditaments and premises situate, lying and being in the

EDGECOMBE AVENUE—PAVING, from the north side of One Hundred and Forty-fifth street to the north side of One Hundred and Fifty-fifth street. Area of assessment: Both sides of Edgecombe avenue, from One Hundred and Forty-fifth street to the north side of One Hundred and Fifty-fifth street, and to the extent of half the block at the intersecting and terminating streets.

EDGECOMBE AVENUE—PAVING, CURBING AND RECURBING, from One Hundred and Fifty-fifth to One Hundred and Fifty-fifth street. Area of assessment: Both sides of Edgecombe avenue, from One Hundred and Fifty-fifth to One Hundred and Fifty-fifth street, and to the extent of half the block at the intersecting and terminating streets.

TWELFTH WARD, SECTION 8.

ONE HUNDRED AND FIFTY-EIGHTH STREET—SEWER, between Edgecombe road and St. Nicholas avenue. Area of assessment: Both sides of One Hundred and Fifty-eighth street, from St. Nicholas avenue to Edgecombe road, and the west side of Edgecombe road, from One Hundred and Fifty-eighth to One Hundred and Fifty-ninth street.

WEST ONE HUNDRED AND SEVENTY-FOURTH STREET—REGULATING, GRADING, CURBING, RECURBING, FLAGGING AND REFLAGGING, between Broadway and Amsterdam avenue. Area of assessment: Both sides of One Hundred and Seventy-fourth street, from Broadway to Amsterdam avenue, and to the extent of half the block at the intersecting and terminating avenues.

TWO HUNDRED AND FOURTEENTH STREET—SEWER, between Tenth avenue and Broadway. Area of assessment: Both sides of Two Hundred and Fourteenth street, from Tenth avenue to Broadway.

TWO HUNDRED AND FIFTEENTH STREET—SEWER, between the Harlem River and Ninth avenue. Area of assessment: Both sides of Two Hundred and Fifteenth street, from Ninth avenue to the Harlem River.—that the same were confirmed by the Board of Assessors on June 16, 1908, and entered June 16, 1908, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessments, interest will be collected thereon, as provided in section 1019 of said Greater New York Charter.

Said section provides, in part, that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 150 of this act."

Section 150 of this act provides * * * "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record." * * *

The above assessments are payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, Room H, No. 280 Broadway, Borough of Manhattan, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before August 8, 1908, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessments became liens to the date of payment.

HERMAN A. METZ,
Comptroller.

City of New York, Department of Finance,
Comptroller's Office, June 16, 1908.

j18,jy1

NOTICE TO PROPERTY OWNERS.

IN PURSUANCE OF SECTION 1018 OF THE GREATER NEW YORK CHARTER, the Comptroller of The City of New York hereby gives public notice to all persons, owners of property, affected by the following assessments for LOCAL IMPROVEMENTS in the BOROUGH OF BROOKLYN:

Pursuant to the provisions of chapter 582, Laws of 1893, for improvements in the former Town of New Utrecht, to wit:

THIRTIETH WARD.

BAY RIDGE AVENUE—GRADING, PAVING AND CURBING, from Third avenue to New York Bay. Area of assessment: Both sides of Bay Ridge avenue, from Third avenue to New York Bay, and extending back 100 feet from Bay Ridge avenue.

BENSON AVENUE—GRADING, PAVING AND GUTTERING, from Eighteenth avenue to Twentieth avenue. Area of assessment: Both sides of Benson avenue, from Eighteenth avenue to Twentieth avenue, and extending back 100 feet from Benson avenue.

KOUWENHOVEN LANE—GRADING AND PAVING, from Fourth avenue to Fifth avenue. Area of assessment: Both sides of Kouwenhoven lane, from Fourth avenue to Fifth avenue, and extending back 100 feet from Kouwenhoven lane.

CROPSEY AVENUE—GRADING, PAVING AND GUTTERING, from Franklin avenue to Fifteenth avenue. Area of assessment: Both sides of Cropsey avenue, from Franklin avenue to Fifteenth avenue, and extending back 100 feet from Cropsey avenue.

CROPSEY AVENUE—GRADING, PAVING, GUTTERING AND CURBING, from Fifteenth avenue to Twenty-third avenue. Area of assessment: Both sides of Cropsey avenue, from Fifteenth avenue to Twenty-third avenue, and extending back 100 feet from Cropsey avenue.

EIGHTEENTH AVENUE—GRADING, PAVING AND GUTTERING, from Cropsey avenue to Gravesend avenue. Area of assessment: Both sides of Eighteenth avenue, from Cropsey avenue to Gravesend avenue, and extending back 100 feet from Eighteenth avenue.

EIGHTIETH STREET—GRADING, PAVING, GUTTERING AND CURBING, from Eighteenth avenue to Twenty-second avenue. Area of assessment: Both sides of Eightieth street, from Eighteenth avenue to Twenty-second avenue, and extending back 100 feet from Eightieth street.

EIGHT-SIXTH STREET—GRADING, PAVING AND GUTTERING, from Fifth avenue to Shore road. Area of assessment: Both sides of Eighty-sixth street, from Fifth avenue to Shore road, and extending back 100 feet from Eighty-sixth street.

FOURTH AVENUE—GRADING, PAVING, GUTTERING AND CURBING, from Sixtieth street to Shore road. Area of assessment: Both sides of Fourth avenue, from Sixtieth street to Shore road, and extending back 100 feet from Fourth avenue.

FIFTH AVENUE—GRADING, PAVING AND GUTTERING, from Eighty-sixth street to Shore road. Area of assessment: Both sides of

of Fifth avenue, from Eighty-sixth street to Fourth avenue, and extending back 100 feet from Fifth avenue.

FRANKLIN AVENUE—GRADING, PAVING AND GUTTERING, from Cropsey avenue to Warehouse avenue. Area of assessment: Both sides of Franklin avenue, from Cropsey avenue to Warehouse avenue, and extending back 100 feet from Franklin avenue.

NEW Utrecht AVENUE—GRADING, PAVING AND CURBING, from old City line to Sixty-seventh street. Area of assessment: Both sides of New Utrecht avenue, from old City line to Sixty-seventh street, and extending back 100 feet from New Utrecht avenue.

NINETY-SECOND STREET—GRADING, PAVING AND GUTTERING, from Seventh avenue to Shore road. Area of assessment: Both sides of Ninety-second street, from Seventh avenue to Shore road, and extending back 100 feet from Ninety-second street.

NINETY-FIFTH STREET—GRADING, PAVING AND GUTTERING, from Second avenue to Fourth avenue. Area of assessment: Both sides of Ninety-fifth street, from Second avenue to Fourth avenue, and extending back 100 feet from Ninety-fifth street.

SECOND AVENUE—GRADING, PAVING AND GUTTERING, from Sixty-fifth street to Ninety-second street. Area of assessment: Both sides of Second avenue, from Sixty-fifth street to Ninety-second street, and extending back 100 feet from Second avenue.

SECOND AVENUE—GRADING, PAVING AND GUTTERING, from Ninety-second street to Shore road. Area of assessment: Both sides of Second avenue, from Ninety-second street to Shore road, and extending back 100 feet from Second avenue.

SIXTIETH STREET—GRADING, PAVING AND GUTTERING, from Fourth avenue to Twenty-second avenue. Area of assessment: Both sides of Sixtieth street, from Fourth avenue to Twenty-second avenue, and extending back 100 feet from Sixtieth street.

SIXTY-SEVENTH STREET—GRADING, PAVING AND GUTTERING, from Fourth avenue to Fifth avenue. Area of assessment: Both sides of Sixty-seventh street, from Fourth avenue to Fifth avenue, and extending back 100 feet from Sixty-seventh street.

SIXTY-SEVENTH STREET—GRADING, PAVING AND GUTTERING, from New Utrecht avenue to Eighteenth avenue. Area of assessment: Both sides of Sixty-seventh street, from New Utrecht avenue to Eighteenth avenue, and extending back 100 feet from Sixty-seventh street.

SEVENTIETH STREET—GRADING, PAVING AND GUTTERING, from Fort Hamilton avenue to Tenth avenue. Area of assessment: Both sides of Seventieth street, from Fort Hamilton avenue to Tenth avenue, and extending back 100 feet from Seventieth street.

SEVENTY-NINTH STREET—GRADING, PAVING AND GUTTERING, from Eighteenth avenue to Fort Hamilton avenue. Area of assessment: 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—GRADING, 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—GRADING, 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 "Fifth Installment" in each case is now due and payable and hereafter for forty-five 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 the "Fifth Installment" entered on June 12, 1908, in the Record of Titles of Assessments kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents.

Unless the amount of the fifth installment in each case shall be paid within sixty days after said date of entry, interest shall be charged, collected and received thereon, as provided in section 1019 of the Greater New York Charter.

Said section provides, 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 150 of this act."

Section 150 of this act provides * * * "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record." * * *

The above assessments are payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, in the Mechanics' Bank Building, Court and Montague streets, Borough of Brooklyn, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before August 11, 1908, will be exempt from interest as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when the above assessments became liens to the date of payment.

HERMAN A. METZ,
Comptroller.

City of New York, Department of Finance,
Comptroller's office, June 12, 1908.

j18,jy1

NOTICE TO PROPERTY OWNERS.

IN PURSUANCE OF SECTION 1018 OF THE GREATER NEW YORK CHARTER, the Comptroller of The City of New York hereby gives public notice to all persons, owners of property, affected by the following assessments for LOCAL IMPROVEMENTS in the BOROUGH OF MANHATTAN:

EIGHTH WARD, SECTION 2.

WOOSTER STREET—RESTORING ASPHALT PAVEMENT in front of premises Nos. 116 and 118. Area of assessment: East side of Wooster street, 127 feet south of Prince street, known as Lot No. 9 in Block 500.

TWENTIETH WARD, SECTION 3.

WEST TWENTY-SEVENTH STREET—RESTORING ASPHALT PAVEMENT in front of premises Nos. 114 and 116. Area of assessment: South side of West Twenty-seventh street, 200 feet west of Sixth avenue, known as Lot No. 52 in Block 802.

The above assessments were certified to the Collector of Assessments and Arrears under the provisions of section 391 of the Greater New York Charter.

—that the same were entered on June 15, 1908, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessment interest will be collected thereon, as provided in section 1019 of said Greater New York Charter.

Said section provides, in part, that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 150 of this act."

Section 150 of this act provides * * * "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record." * * *

The above assessments are payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, Room H, No. 280 Broadway, Borough of Manhattan, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before August 14, 1908, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessments became liens to the date of payment.

HERMAN A. METZ,
Comptroller.

City of New York, Department of Finance,
Comptroller's Office, June 15, 1908.

j16,29

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 road in the BOROUGH OF THE BRONX:

TWENTY-FOURTH WARD, SECTION 12, AND ANNEXED TERRITORY.

WHITE PLAINS ROAD—OPENING, from the northern boundary of The City of New York to Morris Park avenue. Confirmed January 21, 1908; entered June 12, 1908. 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 of intersection of a line drawn parallel to and distant 100 feet south from the southern line of West Farms road with the centre line of the Bronx River; running thence northerly along said centre line of the Bronx River to the north boundary line of the Bronx Park; thence westerly along said boundary line of the Bronx Park to the easterly line of the New York and Harlem Railroad; thence northerly along said property of the New York and Harlem Railroad Company to the centre line of East Two Hundred and Thirty-third street; thence easterly along the centre line of East Two Hundred and Thirty-third street to the centre line of the Bronx River; thence northerly along the centre line of Bronx River to its intersection with the northerly boundary line of The City of New York; thence along said boundary line to its intersection with a line drawn parallel to and distant 100 feet easterly from the easterly line of the proposed White Plains boulevard; thence southerly along said parallel line to its intersection with a line drawn parallel to and distant 100 feet southerly from the southerly line of West Farms road; thence westerly along said parallel 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 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 150 of this act."

Section 150 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 11, 1908, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessment became a lien to the date of payment.

HERMAN A. METZ,
Comptroller.

City of New York, Department of Finance,
Comptroller's Office, June 12, 1908.

j13,26

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:

FIRST WARD, SECTION 1.

WALL STREET—RESTORING ASPHALT PAVEMENT in front of premises Nos. 64 and 66. Area of assessment: North side of Wall street, 140 feet west of Pearl street, known as Lot No. 5 in Block 40.

The above assessment was certified to the Collector of Assessments and Arrears, under the provisions of section 391 of the Greater New York Charter.

—that the same was entered on June 12, 1908, in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of entry of the assessment interest will be collected thereon, as provided in section 1019 of said Greater New York Charter.

Said section provides, in part, that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 150 of this act."

Nagle avenue, from Broadway to Tenth avenue, and to the extent of half the block at the intersecting streets and avenues.—that the same was confirmed by the Board of Assessors on June 9, 1908, and entered June 9, 1908, in the Record of Titles of Assessments kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, and unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessment, interest will be collected thereon, as provided in section 1019 of said Greater New York Charter.

Said section provides, in part, that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 159 of this act."

Section 159 of this act provides * * * "An assessment shall become a lien upon the real estate affected thereby ten days after its entry in the said record."

The above assessment is payable to the Collector of Assessments and Arrears at the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents, Room H, No. 280 Broadway, Borough of Manhattan, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. to 12 m., and all payments made thereon on or before August 8, 1908, will be exempt from interest, as above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessment became a lien to the date of payment.

HERMAN A. METZ,
Comptroller.

City of New York, Department of Finance,
Comptroller's Office, June 9, 1908.

j10.23

CORPORATION SALE OF REAL ESTATE.

PUBLIC NOTICE IS HEREBY GIVEN that the Commissioners of the Sinking Fund of The City of New York, by virtue of the powers vested in them by law, will offer for sale at public auction on

WEDNESDAY, JUNE 24, 1908,

at 12 o'clock m., at the Comptroller's office, No. 280 Broadway, Borough of Manhattan, City of New York, all the right, title and interest of The City of New York in and to the following described property, which it has by virtue of a lease from Cornelius Furgueson, Supervisor of the Town of New Utrecht, to the City of Brooklyn, which lease is recorded in the Register's office of the County of Kings, in Liber 1715 of Conveyances, page 143, in and to all that certain lot mentioned and described as follows, viz.:

All that certain lot situate, lying and being in the Thirtieth Ward of the Borough of Brooklyn, City of New York, which was designated on the assessment map for the opening of Fifth avenue, in the Town of New Utrecht, by the Assessment No. 55, which was sold September 6, 1884, for 100 years to the Town of New Utrecht for the sum of twenty-nine dollars and thirty-four cents (\$29.34).

The minimum or upset price at which the interest of The City of New York in and to the said premises to be sold is appraised and fixed by the Commissioners of the Sinking Fund at seventy-one dollars and fifteen cents (\$71.15).

The purchaser, in addition thereto, to pay the auctioneer's fee on such sale, and also to pay the further sum of one hundred dollars (\$100) for the expense of examination, advertising, etc. The sale of the said premises is to be made on the following

TERMS AND CONDITIONS.

The highest bidder will be required to pay the full amount of his bid or purchase money, and the \$100 on each parcel, as above provided for, and also the auctioneer's fee at the time of sale. The quit-claim deed for the above described premises to be delivered within thirty days from the date of sale.

The Comptroller may, at his option, resell the property if the successful bidder shall fail to comply with the terms of the 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. By order of the Commissioners of the Sinking Fund, under resolution adopted at a meeting of the Board held May 27, 1908.

HERMAN A. METZ,
Comptroller.

City of New York, Department of Finance,
Comptroller's Office, June 3, 1908.

j5.24

INTEREST ON BONDS AND STOCK OF THE CITY OF NEW YORK.

THE INTEREST DUE ON JULY 1, 1908, on the Registered Bonds and Stock of The City of New York will be paid on that day by the Comptroller, at his office, Room 85, Stewart Building, corner of Broadway and Chambers street.

The transfer books thereof will be closed from June 15, 1908, to July 1, 1908.

The interest due on July 1, 1908, on the Coupon Bonds of the late City of Brooklyn will be paid on that day by the Nassau National Bank of Brooklyn, No. 26 Court street.

The interest due July 1, 1908, on the Coupon Bonds of Corporations in Queens and Richmond Counties will be received on that day for payment by the Comptroller at his office, Room 85, Stewart Building, corner of Broadway and Chambers street.

HERMAN A. METZ,
Comptroller.

City of New York, Department of Finance,
Comptroller's Office, June 1, 1908.

j2.25

DEPARTMENT OF FINANCE, CITY OF NEW YORK, December 14, 1906.

UNTIL FURTHER NOTICE AND UNLESS otherwise directed in any special case surety companies will be accepted as sufficient upon the following contracts to the amounts named:

Supplies of Any Description, including Gas and Electricity—
One company on a bond up to \$50,000.
Two companies on a bond up to \$125,000.
Three companies on a bond up to \$200,000.
Asphalt, Asphalt Block and Wood Block Pavements—
Two companies on a bond up to \$50,000.
Three companies on a bond up to \$125,000.

Regulating, Grading, Paving, Sewers, Water Mains, Dredging, Construction of Parks, Parkways, Etc.—
One company on a bond up to \$25,000.
Two companies on a bond up to \$75,000.
Three companies on a bond up to \$150,000.
Four companies on a bond up to \$250,000.
New Docks, Buildings, Bridges, Aqueducts, Tunnels, Etc.—
One company on a bond up to \$25,000.
Two companies on a bond up to \$75,000.
Three companies on a bond up to \$150,000.
Four companies on a bond up to \$250,000.
Repairs, Ventilating, Heating, Plumbing, Etc.—
One company on a bond up to \$25,000.
Two companies on a bond up to \$75,000.
Three companies on a bond up to \$150,000.
Four companies on a bond up to \$250,000.

On bonds regarded as hazardous risks additional surety will be required as the Comptroller sees fit in each instance.
All bonds exceeding \$250,000 will by that fact alone be considered hazardous risks, no matter what the nature of the work.

H. A. METZ,
Comptroller.

PUBLIC SERVICE COMMISSION—FIRST DISTRICT.

THE SALE OF BUILDINGS AND APPURTENANCES THERETO, ON CITY REAL ESTATE.

PUBLIC NOTICE IS HEREBY GIVEN that the Public Service Commission for the First District, by authority of the powers vested in it by law, the Commissioners of the Sinking Fund having duly given their approval, will offer for sale at public auction the buildings now standing on certain parcels of property owned by The City of New York or on certain parcels in which The City of New York has acquired certain easements, which said parcels of property and said easements were acquired for Rapid Transit purposes in The City of New York, Borough of Manhattan, being so much of a three story brick building or buildings as stands on a part of two certain lots, known as Nos. 154 and 156 Elizabeth Street, said part of said lots being situated on the southeast corner of Delancey Street Extension and Elizabeth Street, being one hundred (100) feet four and seven-eighths (4 7/8) inches on the southerly side of Delancey Street Extension, eleven (11) feet six and one-eighth (6 1/8) inches on Elizabeth Street, eleven (11) feet nine and three-eighth (9 3/8) inches on the easterly side thereof and one hundred and one (101) feet on the southerly side thereof, be said several dimensions more or less; a three story brick building standing on part of a lot known as Lot No. 31, Nos. 170 and 170 1/4 Bowery, being approximately fifty-seven (57) feet two and seven-eighth (2 7/8) inches on the southerly side of Delancey Street, its most easterly point being forty-two (42) feet five and one-half (5 1/2) inches westerly from the intersection of the southerly side of Delancey Street Extension with the westerly side of the Bowery; running thence southerly from its most westerly point along the boundary line between lot No. 8 and lot No. 31, a distance of seven (7) feet nine and three-eighth (9 3/8) inches, and thence running easterly along the boundary line between lot No. 31 and lot No. 32, a distance of fifty-six (56) feet seven and one-quarter (7 1/4) inches to the point or place of beginning, be said several dimensions more or less; a four story brick building standing on lot known as Lot No. 32, No. 168 Bowery, situated on the southwesterly corner of the Bowery and Delancey Street Extension, being nineteen (19) feet five and one-half (5 1/2) inches on the southerly side of the Bowery; running thence westerly from the intersection of the southerly side of Delancey Street Extension with the westerly side of the Bowery, twenty-five (25) feet in the rear, forty-two (42) feet five and one-half (5 1/2) inches on the southerly side of Delancey Street Extension and fifty-six (56) feet seven and one-quarter (7 1/4) inches on said boundary line between Lot No. 31 and Lot No. 32, and being on the southerly side ninety-eight (98) feet two and one-half (2 1/2) inches, be said several dimensions more or less.

A three story brick building standing on lots known as Lot No. 29 and Lot No. 28, Nos. 174 and 176 Bowery, said lots being situated on the northeasterly corner of Delancey Street Extension and the Bowery, and being twenty-five (25) feet two and one-quarter (2 1/4) inches on the Bowery eleven (11) feet seven and one-half (7 1/2) inches on the easterly side, ninety-nine (99) feet seven (7) inches on the northerly side of Delancey Street Extension and one hundred (100) feet three and three-eighth (3 3/8) inches on the northerly side; so much of a six-story building as stands on lots known as Lot No. 11 and Lot No. 12, known as Nos. 162 and 164 Elizabeth Street, described as follows: BEGINNING at the intersection of the northerly side of Delancey Street Extension and the easterly side of Elizabeth Street, running thence easterly along the northerly side of Delancey Street Extension, ninety-nine (99) feet five-eighth (5 1/8) inches, thence running northerly along the boundary line between Lot No. 11 and Lots Nos. 28 and 27, a distance of sixteen (16) feet seven and one-half (7 1/2) inches; thence running westerly a distance of ninety-eight (98) feet two and one-half (2 1/2) inches to a point on the easterly side of Elizabeth Street distant eleven (11) feet seven (7) inches northerly from the intersection of the easterly side of Elizabeth Street with the northerly side of Delancey Street; and thence running southerly along the easterly side of Elizabeth Street to the point or place of beginning, be said several dimensions more or less, said parcels of property being more particularly described on certain maps or plans and a memorandum on file in the office of the Register of the County of New York, which are marked as follows: "Public Service Commission for the First District, Chief Engineer's Office, Loop 9-04, Drawing No. 13, February 28, 1908. Henry B. Seaman, Chief Engineer."

Pursuant to a resolution of the Public Service Commission for the First District adopted on June 16, 1908, the sale of the above described buildings will be held by said Commission on July 10, 1908, at eleven o'clock A. M., upon the following terms and conditions and subject to the approval of the Commissioners of the Sinking Fund:—

The buildings and appurtenances thereto will be sold to the highest bidder, who must pay immediately cash or a certified check drawn to the order of the Comptroller of The City of New York, and must also, at the time of the sale, give a certified check or cash in half the amount of the purchase price as security for the faithful performance of the terms and conditions of the sale. Where the amount of the purchase price does not equal or exceed the sum of Fifty Dollars the sum of fifty dollars shall be the amount of the security to be deposited. This security may at any time after the expiration of the contract period be applied by the City of New York to the cost of completing any other work required under the contract, but unfinished at the expiration of the contract period.

All the materials of the buildings, sheds, walks, structures and cellars of whatsoever nature, with their exterior and interior fixtures, appurtenances and foundations of all kinds, except the sidewalk and curb in front of said buildings extending within the described area

and down to the level of the cellar bottom, shall be torn down and removed from the premises. None of the dirt, debris or waste resulting from demolition shall be allowed to remain on the premises except old mortar or plaster only which may be left, but not higher at any point than two feet below the curb opposite that point; also the foundation walls of all classes shall be taken down only to a plane whose elevation shall be the level of the curb in front of the building.

The purchaser at the sale shall also withdraw and remove all abandoned water taps and old service mains, and in place thereof cause to be inserted a brass plug in the main water pipe in the street, in compliance with the rules and regulations of the Department of Water Supply, Gas and Electricity, and furnish the Department of Finance with a certificate from the Department of Water Supply, Gas and Electricity that this has been performed.

The purchaser at the sale shall also remove all house sewer connections to the main sewer in the street, and the opening of the main sewer in street shall be properly closed in compliance with the direction of the Bureau of Sewers, Borough of Manhattan, and furnish the Department of Finance with a certificate from the Bureau of Sewers that the work has been properly performed.

The permits for all openings in the street to be obtained by and at the expense of the purchaser of the building.

Failure to remove said buildings, appurtenances, or any portion thereof within sixty days from the day of the sale, will work forfeiture of ownership of such buildings, appurtenances or portion as shall then be left standing, together with all moneys paid by said purchaser on account thereof at the time of the sale, and the bidders' assent to the above conditions being understood to be implied by the act of bidding, and the City of New York will, without notice to the purchaser, cause the same to be removed and the costs and expense thereof charged against the security above mentioned.

The work of removal must be carried on in every respect in a thorough and workmanlike manner and must be completed within sixty days from the day of sale, and the successful bidder will provide and furnish all materials of labor and machinery necessary thereto, and will place proper and sufficient guards and fences and warning signs by day and night for the prevention of accidents, and will indemnify and save harmless The City of New York, its officers, agents and servants and each of them, against any and all suits and actions, claims and demands of every name and description brought against it, them or any of them, and against and from all damage and costs to which it may, they or any of them be put by reason of injury to the personal property of another, resulting from negligence or carelessness in the performance of the work, or in guarding the same, or from any improper or defective materials or machinery, implements or appliances used in the removal of the said buildings.

Party walls and fences, when existing against adjacent property not sold, shall not be taken down. All furring, plaster, chimneys, projecting brick, etc., on the faces of such party walls are to be taken down and removed. The walls shall be made permanently self-supporting, beam-holes, etc., ripped up, and the wall pointed and made to exclude wind and rain and present a clean exterior. The roofs of the adjacent buildings shall be properly flashed and painted and made water tight where they have been disturbed by the operation of the contractor.

The Public Service Commission for the First District reserves the right on the day of sale to withdraw from sale any of the buildings, parts of buildings and machinery included therein, or to reject any and all bids.

New York, June 16, 1908.

PUBLIC SERVICE COMMISSION FOR THE FIRST DISTRICT.
By (Signed) EDWARD M. BASSETT, Acting Chairman;
By (Signed) TRAVIS H. WHITNEY, Secretary.

j22.25

OFFICIAL BOROUGH PAPERS.

BOROUGH OF THE BRONX.
"The Bronx Star," "North Side News," "Bronx Independent."

BOROUGH OF RICHMOND.
"Staten Island World," "Richmond County Herald."

BOROUGH OF QUEENS.
"Long Island Star" (First and Second Wards), "Flushing Evening Journal" (Third Ward), "Long Island Farmer" (Fourth Ward), "Rockaway News" (Fifth Ward).

BOROUGH OF BROOKLYN.
"Brooklyn Eagle," "Brooklyn Times," "Brooklyn Citizen," "Brooklyn Standard-Union," "Brooklyn Free Press."

BOROUGH OF MANHATTAN.
"Real Estate Record and Guide" (Harlem District), "Manhattan and Bronx Advocate" (Washington Heights, Morningside Heights and Harlem Districts).

Designated by Board of City Record June 19, 1906. Amended June 20, 1906; September 30, 1907; February 24, 1908; March 5 and 16, 1908.

BELLEVUE AND ALLIED HOSPITALS.

BELLEVUE AND ALLIED HOSPITALS DEPARTMENT OF NEW YORK CITY, TWENTY-SIXTH STREET AND FIRST AVENUE, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the President of the Board of Trustees at the above office until 3 p. m. on

THURSDAY, JUNE 25, 1908.

FOR POTATOES.

The surety required will be not less than fifty per cent. (50%) of the amount of the bid.

The time for the delivery of the supplies and the full performance of the contract is on or before December 31, 1908.

The bids will be read from the total, and will be compared and awarded to the lowest bidder as soon thereafter as practicable, according to law.

Blank forms may be obtained at the office of the Contract Clerk, No. 419 East Twenty-sixth street, Borough of Manhattan, where the bids and deposits are also delivered.

JOHN W. BRANNAN,

President of the Board of Trustees,

Bellevue and Allied Hospitals.

Dated June 12, 1908.

BELLEVUE AND ALLIED HOSPITALS DEPARTMENT OF NEW YORK CITY, TWENTY-SIXTH STREET AND FIRST AVENUE, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the President of the Board of Trustees at the above office until 3 o'clock p. m. on

TUESDAY, JUNE 23, 1908.

FOR FURNITURE, BEDDING, ETC., FOR PAVILIONS A AND B, BELLEVUE HOSPITAL.

The surety required will be not less than fifty per cent. (50%) of the amount of the bid.

The time for the delivery of the supplies and the full performance of the contract is within 15 days after award is made.

The bids will be read from the total, and will be compared and awarded to the lowest bidder for the line or class, as specified, as soon thereafter as practicable, according to law.

Blank forms may be obtained at the office of the Contract Clerk, No. 419 East Twenty-sixth street, Borough of Manhattan, where the bids and deposits are also delivered.

JOHN W. BRANNAN,

President of the Board of Trustees,

Bellevue and Allied Hospitals.

Dated May 27, 1908.

j11.23

See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF PUBLIC CHARITIES.

DEPARTMENT OF PUBLIC CHARITIES, FOOT OF EAST TWENTY-SIXTH STREET, NEW YORK.

TO CONTRACTORS.

PROPOSALS FOR BIDS OR ESTIMATES.

SEALED BIDS OR ESTIMATES WILL BE received by the Department of Public Charities at the above office until 2:30 o'clock p. m. on

TUESDAY, JUNE 30, 1908.

FOR FURNISHING AND DELIVERING ONE SAFE AND THREE PIANOS.

The time for the performance of the contract is during the year 1908.

10 square yards old stone pavement, to be relaid as foundation or in approaches, etc.
200 cubic yards of concrete, outside of railroad franchise area.
60 cubic yards of concrete, within railroad franchise area.
1,680 linear feet of new curbstone, furnished and set in concrete.
150 linear feet of old bluestone curbstone, redressed, rejoined and reset in concrete.

The time for the completion of the work and the full performance of the contract is twenty-five (25) working days.

The amount of security required is Twenty-two Hundred Dollars (\$2,200).

No. 3. FOR GRADING LOTS LYING ON THE NORTH SIDE OF FIFTY-SEVENTH STREET, BETWEEN FIFTH AND SIXTH AVENUES, AND ON THE WEST SIDE OF SIXTH AVENUE, BETWEEN FIFTY-SIXTH AND FIFTY-SEVENTH STREETS, KNOWN AS LOTS NOS. 43 AND 45, BLOCK 840.

Engineer's estimate of the quantities is as follows:

543 cubic yards of earth excavation.

30 cubic yards of filling, not to be bid for. The 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 Hundred Dollars (\$100).

No. 4. FOR GRADING A LOT LYING ON THE SOUTHEAST SIDE OF GREENE AVENUE, BETWEEN IRVING AND WYCKOFF AVENUES, AND ON THE NORTHWEST SIDE OF BLEECKER STREET, BETWEEN IRVING AND WYCKOFF AVENUES, KNOWN AS LOT NO. 26, BLOCK 3301.

Engineer's estimate of the quantities is as follows:

279 cubic yards of earth excavation.

The time for the completion of the work and the full performance of the contract is fifteen (15) working days.

The amount of security required is One Hundred Dollars (\$100).

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, per square foot, square yard, cubic yard, linear foot, or other unit of measure, by which the bids will be tested. The extensions must be made and footed up, as the bids will be read from the total for each item (class) and awards made to the lowest bidder on each item (class); or the bids will be compared and the contract awarded at a lump or aggregate sum for each contract.

Delivery will be required to be made at the time and in the manner and in such quantities as may be directed.

Blank forms and further information may be obtained and the plans and drawings may be seen at the office of the Department of Highways, Room No. 14, Municipal Building, the Borough of Brooklyn.

BIRD S. COLER,
President.

Dated June 15, 1908.

j16, jy1

See General Instructions to Bidders on the last page, last column, of the "City Record."

CITY OF NEW YORK, BOROUGH OF BROOKLYN, OFFICE OF THE COMMISSIONER OF PUBLIC WORKS, BOROUGH HALL, June 12, 1908.

NOTICE OF PUBLIC SALE BY AUCTION.

ON TUESDAY, JUNE 23, 1908,
at 11 o'clock a. m., the Commissioner of Public Works will sell at public auction the following:

MATERIAL STORED AT CORPORATION YARD, WALLABOUT MARKET.

200 linear feet, more or less, old brownstone and granite coping.
93 linear feet, more or less, old bluestone lintels.
8 old brownstone blocks for fence rests.
2 old bluestone blocks for fence rests.
1 old cement block for iron post rests.
2 old granite stone for iron post rests.
4 old iron lamp-posts.
42 linear feet old iron fence pickets, 3 feet high.
2 tons, more or less, old iron.
1 old iron stepladder, 3-step.
2 old iron drums, pipe.
1 old pushcart.
114 feet old rubber belting.
Old parts of Knox automobile.
3 old iron casting pieces.
20 old lamp-post heads.
3 boxes glass street signs.
1 iron enamel bathtub, 5 feet.
1 iron enamel washbasin.
1 galvanized boiler, 25 gallons.
1 small gas stove.

MATERIAL STORED IN CELLAR OF MUNICIPAL BUILDING.

300 yards old carpets, more or less.

1 horse, light bay, No. 9, at O. Schaffner's Sons' stable, No. 152 Kosciusko street.

1 horse, black, with two white fetlocks, No. 12, at O. Schaffner's Sons' stable.

1 horse, dark bay, with two white fetlocks, No. 3, at O. Schaffner's Sons' stable.

1 horse, light bay, No. 2, at William T. Allen's stables, No. 24 Bainbridge street.

Sale will take place at Room 2, Borough Hall, Borough of Brooklyn.

Intending bidders may apply for particulars at office of Assistant Commissioner of Public Works, Room 11, Borough Hall, Borough of Brooklyn.

TERMS OF SALE.

Cash payment in bankable funds at the time and place of sale, and the removal of iron, signs, etc., immediately. If the purchasers or purchaser fail or fails to remove said iron, signs, etc., within twenty days, the purchase money and ownership of same shall be forfeited.

WILLIAM E. MELODY,
Assistant Commissioner of Public Works.

j16, 23

OFFICE OF THE PRESIDENT OF THE BOROUGH OF BROOKLYN, ROOM 2, BOROUGH HALL, BOROUGH OF BROOKLYN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the President of the Borough of Brooklyn, at the above office until 11 o'clock a. m. on

WEDNESDAY, JUNE 24, 1908.

No. 1. FOR REGULATING AND REPAVING WITH ASPHALT PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF CLASSON AVENUE, FROM BERGEN STREET TO ST. MARKS AVENUE.

The Engineer's estimate of the quantities is as follows:

1,190 square yards of asphalt pavement, including binder course outside of railroad franchise area (five (5) years maintenance).

20 square yards of asphalt pavement, including binder course within railroad franchise area (no maintenance).

10 square yards of old stone pavement, to be relaid as foundation or in approaches, etc.
165 cubic yards of concrete, outside of railroad franchise area.
3 cubic yards of concrete, within railroad franchise area.
435 linear feet of new curbstone, furnished and set in concrete.
150 linear feet of old bluestone curbstone, redressed, rejoined and reset in concrete.
2 noiseless covers and heads, complete, for sewer manholes, furnished and set.

The 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 (\$1,000).

No. 2. FOR REGULATING AND REPAVING WITH ASPHALT PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF DEKALB AVENUE, FROM BROADWAY TO WYCKOFF AVENUE.

The Engineer's estimate of the quantities is as follows:

5,820 square yards of asphalt pavement, including binder course, outside of railroad franchise area (five (5) years maintenance).

2,000 square yards of asphalt pavement, including binder course within railroad franchise area (no maintenance).

40 square yards of old stone pavement, to be relaid as foundation or in approaches, etc.

810 cubic yards of concrete, outside of railroad franchise area.

280 cubic yards of concrete, within railroad franchise area.

7,590 linear feet of new curbstone, furnished and set in concrete.

1,200 linear feet of old bluestone curbstone, redressed, rejoined and reset in concrete.

The 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 Five Hundred Dollars (\$9,500).

No. 3. FOR REGULATING AND REPAVING WITH GRANITE PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF HAMBURG AVENUE, FROM HIMROD STREET TO PUTNAM AVENUE.

The Engineer's estimate of the quantities is as follows:

4,210 square yards of granite block pavement, with tar and gravel joints, outside of railroad franchise area (one (1) year maintenance).

1,085 square yards of granite block pavement, with tar and gravel joints, within railroad franchise area (no maintenance).

30 square yards of old stone pavement, to be relaid as foundation or in approaches, etc.

715 cubic yards of concrete, outside railroad franchise area.

180 cubic yards of concrete, within railroad franchise area.

2,730 linear feet of new curbstone, furnished and set in concrete.

2,000 linear feet of old bluestone curbstone, redressed, rejoined and reset in concrete.

600 square feet of new granite bridgestones, outside of railroad franchise area.

72 square feet of new granite bridgestones, within railroad franchise area.

120 square feet of old bridgestones, rejoined and relaid.

The 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 Seven Thousand Five Hundred Dollars (\$7,500).

No. 4. FOR REGULATING AND REPAVING WITH ASPHALT PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF NINETEENTH STREET, FROM PROSPECT PARK WEST TO TENTH AVENUE.

The Engineer's estimate of the quantities is as follows:

920 square yards of asphalt pavement, including binder course, outside of railroad franchise area (five (5) years maintenance).

170 square yards of asphalt pavement, including binder course, within railroad franchise area (no maintenance).

10 square yards of old stone pavement, to be relaid as foundation or in approaches, etc.

130 cubic yards of concrete, outside of railroad franchise area.

25 cubic yards of concrete, within railroad franchise area.

1,230 linear feet of new curbstone, furnished and set in concrete.

250 linear feet of old bluestone curbstone, redressed, rejoined and reset in concrete.

The 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 Fourteen Hundred Dollars (\$1,400).

No. 5. FOR REGULATING AND REPAVING WITH ASPHALT PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF PACIFIC STREET, FROM EASTERN PARKWAY EXTENSION TO EAST NEW YORK AVENUE, AND SACKMAN STREET, FROM ATLANTIC AVENUE TO EAST NEW YORK AVENUE.

The Engineer's estimate of the quantities is as follows:

6,100 square yards of asphalt pavement, including binder course.

50 square yards of old stone pavement to be relaid as foundation or in approaches, etc.

850 cubic yards of concrete.

1,190 linear feet of new curbstone, furnished and set in concrete.

1,800 linear feet of old bluestone curbstone, redressed, rejoined and reset in concrete.

18 noiseless covers and heads complete for sewer manholes, furnished and set.

The 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 Five Hundred Dollars (\$5,500).

No. 6. FOR GRADING LOTS LYING ON THE SOUTH SIDE OF PROSPECT AVENUE, BETWEEN TENTH AND ELEVENTH AVENUES, KNOWN AS LOT NO. 3, BLOCK 872.

The Engineer's estimate of the quantities is as follows:

496 cubic yards of earth excavation.

The 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 Hundred Dollars (\$100).

No. 7. FOR GRADING LOTS LYING ON THE NORTH SIDE OF FORTY-FIRST STREET, BETWEEN THIRD AND FOURTH AVENUES, KNOWN AS LOTS NOS. 51 AND 53, BLOCK 713.

The Engineer's estimate of the quantities is as follows:

2,226 cubic yards of earth excavation.

The 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 Hundred Dollars (\$300).

No. 8. FOR GRADING LOTS LYING ON THE SOUTHWEST SIDE OF SOUTH FIFTH STREET, BETWEEN HEWES STREET AND UNION AVENUE, KNOWN AS LOTS NOS. 6 AND 7, BLOCK 2465.

The Engineer's estimate of the quantities is as follows:

940 cubic yards of filling furnished.

The 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 Hundred Dollars (\$100).

No. 9. FOR REGULATING AND REPAVING WITH ASPHALT PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF DEKALB AVENUE, FROM BROADWAY TO WYCKOFF AVENUE.

The Engineer's estimate of the quantities is as follows:

5,820 square yards of asphalt pavement, including binder course, outside of railroad franchise area (five (5) years maintenance).

2,000 square yards of asphalt pavement, including binder course within railroad franchise area (no maintenance).

40 square yards of old stone pavement, to be relaid as foundation or in approaches, etc.

810 cubic yards of concrete, outside of railroad franchise area.

280 cubic yards of concrete, within railroad franchise area.

7,590 linear feet of new curbstone, furnished and set in concrete.

1,200 linear feet of old bluestone curbstone, redressed, rejoined and reset in concrete.

The 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 One Thousand Dollars (\$1,000).

No. 10. FOR GRADING LOTS LYING ON THE SOUTHWEST SIDE OF SOUTH FIFTH STREET, BETWEEN HEWES STREET AND UNION AVENUE, KNOWN AS LOTS NOS. 6 AND 7, BLOCK 2465.

The Engineer's estimate of the quantities is as follows:

940 cubic yards of filling furnished.

The 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 Hundred Dollars (\$100).

No. 11. FOR REGULATING AND REPAVING WITH ASPHALT PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF DEKALB AVENUE, FROM BROADWAY TO WYCKOFF AVENUE.

The Engineer's estimate of the quantities is as follows:

5,820 square yards of asphalt pavement, including binder course, outside of railroad franchise area (five (5) years maintenance).

2,000 square yards of asphalt pavement, including binder course within railroad franchise area (no maintenance).

40 square yards of old stone pavement, to be relaid as foundation or in approaches, etc.

810 cubic yards of concrete, outside of railroad franchise area.

280 cubic yards of concrete, within railroad franchise area.

7,590 linear feet of new curbstone, furnished and set in concrete.

1,200 linear feet of old bluestone curbstone, redressed, rejoined and reset in concrete.

The 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 One Thousand Dollars (\$1,000).

No. 12. FOR REGULATING AND REPAVING WITH ASPHALT PAVEMENT ON A CONCRETE FOUNDATION THE ROADWAY OF DEKALB AVENUE, FROM BROADWAY TO WYCKOFF AVENUE.

The Engineer's estimate of the quantities is as follows:

5,820 square yards of asphalt pavement, including binder course, outside of railroad franchise area (five (5) years maintenance).

2,000 square yards of asphalt pavement, including binder course within railroad franchise area (no maintenance).

40 square yards of old stone pavement, to be relaid as foundation or in approaches, etc.

810 cubic yards of concrete, outside of railroad franchise area.

280 cubic yards of concrete, within railroad franchise area.

The amount of security required will be Two Hundred Thousand Dollars.

No. 2. FOR FURNISHING AND DELIVERING STONE MONUMENTS TO THE TOPOGRAPHICAL BUREAU.

500 stone monuments to be of sound, durable marble, 7 inches by 7 inches by 42 inches long, dressed on four sides and ends, and to be equal to sample.

To be delivered to yard, One Hundred and Forty-fourth street and College avenue, as directed and required within sixty days from date of execution of the contract.

The amount of security required will be Five Hundred Dollars.

No. 3. FOR CONSTRUCTING THE EXTENSION OF THE BRIDGE OVER THE BRONX RIVER AT ONE HUNDRED AND SEVENTY-SEVENTH STREET.

The Engineer's estimate of the work is as follows:

Item 1. Removal and disposal of old material.

Item 2. 1,260 cubic yards of excavation.

Item 3. 3,675 cubic yards of filling and back filling.

Item 4. 5,000 feet (B. M.) of lumber.

Item 5. 430 cubic yards of dry rubble masonry.

Item 6. 750 cubic yards of coursed ashlar masonry.

Item 7. 1,190 cubic yards of Class "B" concrete.

Item 8. 460 cubic feet of new granite bridge seats and coping.

Item 9. 450,000 pounds of steel and iron (exclusive of railings).

Item 10. Moving old girder, coping, bridge seats, seats, railings, lamps, etc.

Item 11. 20 linear feet of vitrified stone-ware pipe drain, 12 inches in diameter.

Item 12. 100 linear feet of vitrified stone-ware pipe drain, 8 inches in diameter.

Item 13. 3 Type "A" inlets.

Item 14. 1 Type "B" inlet.

700 linear feet of new bluestone curb.

Item 16. 300 linear feet of old bluestone curb.

Item 17. 3,250 square feet of cement flagging.

Item 18. 600 square feet of new bluestone flagging.

Item 19. 1,200 square feet of old bluestone flagging.

Item 20. 530 square feet of new bridgestone.

Item 21. 970 square yards of asphalt pavement.

Item 22. 690 square yards of asphalt block pavement.

Item 23. 2,570 square yards of new granite block pavement on concrete foundation.

Item 24. 700 square yards of old granite block pavement, relaid on concrete foundation.

Item 25. 150 square yards of new granite block pavement on a sand foundation.

Item 26. 50 linear feet of gas pipe railing.

The time allowed for the completion of the work will be 200 consecutive working days.

The amount of security required will be Twenty Thousand Dollars.

No. 4. FOR CONSTRUCTING A SEWER AND APPURTENANCES IN SENECA AVENUE, BETWEEN WHITTIER STREET AND HUNTS POINT ROAD.

The Engineer's estimate of the work is as follows:

Item 1. 251 linear feet of concrete sewer, 26-inch by 36-inch.

Item 2. 910 linear feet of pipe sewer, 18-inch.

Item 3. 5 linear feet of pipe sewer, 15-inch.

Item 4. 91 linear feet of pipe sewer, 12-inch.

Item 5. 118 spurs for house connections, over and above the cost per linear foot of sewer.

Item 6. 10 manholes, complete.

Item 7. 4 receiving basins, complete.

Item 8. 575 cubic yards of rock to be excavated and removed.

Item 9. 15 cubic yards of Class "B" concrete, in place, additional to that shown on the plan.

Item 10. 175 cubic yards of broken stone for foundations, in place.

Item 11. 13,000 feet (B. M.) of timber for foundations, furnished and laid, and sheeting furnished and left in place.

Item 12. 4,500 linear feet of piles below sills, furnished, driven and cut off, and shod when required.

Item 13. 20 linear feet of 12-inch drain pipe, furnished and laid.

The time allowed for the completion of the work will be 200 working days.

The amount of security required will be Six Thousand Dollars.

No. 5. FOR CONSTRUCTING SEWERS AND APPURTENANCES IN THE GRAND BOULEVARD AND CONCOURSE (BOTH SIDES), BETWEEN EAST TWO HUNDRED AND FOURTH STREET AND EAST TWO HUNDREDTH STREET.

The Engineer's estimate of the work is as follows:

Item 1. 7 linear feet of pipe sewer, 18-inch.

Item 2. 242 linear feet of pipe sewer, 15-inch.

Item 3. 1,010 linear feet of pipe sewer, 12-inch.

Item 4. 85 spurs for house connections, over and above the cost per linear foot of sewer.

Item 5. 15 manholes, complete.

Item 6. 575 cubic yards of rock to be excavated and removed.

Item 7. 10 cubic yards of Class "B" concrete, in place, additional to that shown on the plan.

Item 8. 625 cubic yards of dry rubble masonry, in place.

Item 9. 1,000 feet (B. M.) of timber for foundations, furnished and laid, and sheeting furnished and left in place.

Item 10. 25 linear feet of 12-inch drain pipe, furnished and laid.

The time allowed for the completion of the work will be 150 working days.

The amount of security required will be Four Thousand Dollars.

No. 6. FOR CONSTRUCTING A SEWER AND APPURTENANCES IN TIFFANY STREET, BETWEEN SOUTHERN BOULEVARD AND FOX STREET.

The Engineer's estimate of the work is as follows:

Item 1. 212 linear feet of pipe sewer, 12 inches.

Item 2. 23 spurs for house connections, over and above the cost per linear foot of sewer.

Item 3. 2 manholes, complete.

Item 4. 3 cubic yards of Class "B" concrete, in place, additional to that shown on the plan.

Item 5. 1,000 feet (B. M.) of timber for foundations, furnished and laid, and sheeting furnished and left in place.

Item 6. 10 linear feet of 12-inch drain pipe, furnished and laid.

The time allowed for the completion of the work will be 20 working days.

The amount of security required will be Four Hundred and Fifty Dollars.

No. 7. FOR CONSTRUCTING THE TRANSVERSE ROAD AT EAST ONE HUNDRED AND SIXTY-SEVENTH STREET IN CONNECTION WITH THE GRAND BOULEVARD AND CONCOURSE.

The Engineer's estimate of the work is as follows:

Item 1. 14,800 cubic yards of earth excavation.

Item 2. 15,300 cubic yards of rock excavation.

Item 3. 4,700 cubic yards of filling and back filling.

Item 4. 70 cubic yards of cinder filling.

Item 5. 90 cubic yards of selected surfacing material.

Item 6. 5,000 feet (B. M.) of lumber.

Item 7. 25 cubic yards of dry rubble masonry.

Item 8. 490 cubic yards of Class "A" concrete.

Item 9. 5,000 cubic yards of Class "B" concrete.

Item 10. 20 cubic yards of cinder concrete.

Item 11. 7,750 square feet of waterproofing.

Item 12. 280 cubic feet of granite newels, fenders and coping.

Item 13. 100 linear feet of vitrified stone-ware pipe drain, 15 inches in diameter.

Item 14. 1,330 linear feet of vitrified stone-ware pipe drain, 12 inches in diameter.

Item 15. 90 spurs for house connections.

Item 16. 13 manholes.

Item 17. 5 standard receiving basins.

Item 18. 2 Type "B" inlets.

190 square yards of paved gutters.

Item 20. 305,000 pounds of steel and iron (exclusive of railings).

Item 21. 1,650 square feet of woven wire fabric.

Item 22. 120 linear feet of standard water pipe, 12 inches in diameter.

Item 23. 120 linear feet of standard water pipe, 16 inches in diameter.

Item 24. 60 linear feet of standard water pipe, 20 inches in diameter.

Item 25. 2,350 linear feet of new bluestone curb.

85 linear feet of new granite curb.

Item 27. 1,360 linear feet of old bluestone curb.

22,100 square feet of cement flagging.

2,300 square feet of old bluestone flagging.

1,150 square feet of new bridgestone.

Item 31. 1,000 square feet of old bridgestone.

Item 32. 8,550 square yards of asphalt block pavement.

1,100 square yards of macadam pavement.

Item 33. 95 linear feet of Type "A" railing.

Item 34. 1,190 linear feet of Type "B" railing.

Item 35. 100 linear feet of Type "C" railing.

The time allowed for the completion of the work will be 300 consecutive working days.

The amount of security required will be Forty Thousand Dollars.

No. 8. FOR PAVING WITH WOOD BLOCKS ON A CONCRETE FOUNDATION THE ROADWAY OF LYMAN PLACE, FROM STEBBINS AVENUE TO FREEMAN STREET, AND SETTING CURB WHERE NECESSARY.

The Engineer's estimate of the work is as follows:

Item 1. 1,790 square yards of completed wood block pavement, and keeping the same in repair for five years from date of acceptance.

Item 2. 288 cubic yards of concrete, including mortar bed.

Item 3. 200 linear feet of new curbstone, furnished and set in concrete.

Item 4. 880 linear feet of old curbstone, rejoined, recut on top and reset in concrete.

The time allowed for the completion of the work will be 30 consecutive working days.

The amount of security required will be Seven Hundred Dollars.

No. 14. FOR PAVING WITH WOOD BLOCKS ON A CONCRETE FOUNDATION THE ROADWAY OF EAST ONE HUNDRED AND FIFTY-FOURTH STREET, FROM MORRIS AVENUE TO PARK AVENUE EAST, AND SETTING CURB WHERE NECESSARY.

The Engineer's estimate of the work is as follows:

Item 1. 3,980 square yards of new granite block pavement on a concrete foundation, laid with paving cement joints, and keeping the pavement in repair for one year from date of acceptance.

Item 2. 700 cubic yards of concrete.

Item 3. 2,325 linear feet of old curbstone, reset.

Item 4. 700 square feet of new bridgestone for crosswalks, furnished and laid.

The time allowed for the completion of the work will be 40 consecutive working days.

The amount of security required will be Five Thousand Dollars.

No. 16. FOR REGULATING, GRADING, SETTING CURBSTONES, FLAGGING THE SIDEWALKS, LAYING CROSSWALKS, BUILDING APPROACHES AND PLACING FENCES IN GARRISON AVENUE, FROM LONGWOOD AVENUE TO HUNTS POINT AVENUE.

The Engineer's estimate of the work is as follows:

Item 1. 11,000 cubic yards of earth excavation.

Item 2. 6,000 cubic yards of rock excavation.

Item 3. 22,600 cubic yards of filling.

Item 4. 3,500 linear feet of new curbstone, furnished and set.

Item 5. 14,100 square feet of new flagging, furnished and laid.

Item 6. 1,850 square feet of new bridgestone for crosswalks, furnished and laid.

Item 7. 1,400 cubic yards of dry rubble masonry, in retaining walls, culverts and gutters.

The time allowed for the completion of the work will be 200 working days.

The amount of security required will be Twelve Thousand Dollars.

No. 17. FOR COMPLETING THE CONTRACT WHICH WAS EXECUTED BY McCABE-HOLLAND COMPANY ON MAY 20, 1907, AND DECLARED ABANDONED JUNE 10, 1908, FOR REGULATING, GRADING, SETTING CURBSTONES, FLAGGING THE SIDEWALKS, LAYING CROSSWALKS, BUILDING APPROACHES AND PLACING FENCES IN BELMONT AVENUE, FROM EAST ONE HUNDRED AND SEVENTY-FIFTH STREET TO EAST ONE HUNDRED AND SEVENTY-SEVENTH STREET (TRENTON AVENUE).

The Engineer's estimate of the work is as follows:

Item 1. 915 square yards of completed wood block pavement, and keeping the same in repair for five years from date of acceptance.

Item 2. 150 cubic yards of concrete, including mortar bed.

Item 3. 150 linear feet of new curbstone, furnished and set in concrete.

Item 4. 410 linear feet of old curbstone, rejoined, recut on top and reset in concrete.

The time allowed for the completion of the work will be 75 working days.

The amount of security required will be Thirty-Five Hundred Dollars.

Blank forms can be obtained upon application therefor, and the plans and specifications may be seen and other information obtained at said office.

The Engineer's estimate of the work is as follows:

Item 1. 5,860 square yards of completed wood block pavement, and keeping the same in repair for five years from date of acceptance.

Item 2. 948 cubic yards of concrete, including mortar bed.

Item 3. 600 linear feet of new curbstone, furnished and set in concrete.

Item 4. 2,950 linear feet

The bidder will state the price for which he will do all the work and provide, furnish and deliver all the labor and materials mentioned and described in said contract and specifications.

For particulars as to the nature and extent of the work required or of the materials to be furnished, bidders are referred to the specifications and to the plans on file in the office of the Inspector of Repairs and Supplies of the Police Department, No. 300 Mulberry street, City of New York.

Blank forms and further information may be obtained at the Central Office of the Police Department, No. 300 Mulberry street, Borough of Manhattan.

THEODORE A. BINGHAM,
Police Commissioner.

Dated June 22, 1908.

j22,jy3

See General Instructions to Bidders on the last page, last column, of the "City Record."

POLICE DEPARTMENT OF THE CITY OF NEW YORK, OFFICE OF ASSISTANT PROPERTY CLERK, NO. 269 STATE STREET, BOROUGH OF BROOKLYN, CITY OF NEW YORK, June 2, 1908.

PUBLIC NOTICE IS HEREBY GIVEN that the Tenth (10th) Auction Sale of unclaimed property will be held at Police Headquarters, No. 269 State street, Borough of Brooklyn, on

WEDNESDAY, JUNE 24, 1908,

at 10 a.m., consisting of watches, jewelry, clothing, metals, etc., etc. Also one (1) surrey, located at One Hundred and Fifty-sixth Police Precinct, Classon and DeKalb avenues, Borough of Brooklyn; one (1) peddler's wagon, located at Two Hundred and Eighty-third Police Precinct, No. 275 Johnson avenue, Richmond Hill, Borough of Queens; wagon, harness and blanket, located at One Hundred and Seventieth Police Precinct, Bay Twenty-second street and Bath avenue, Borough of Brooklyn.

THEODORE A. BINGHAM,
Police Commissioner.

j5,24

POLICE DEPARTMENT—CITY OF NEW YORK OWNERS WANTED BY THE PROPERTY

Clerk of the Police Department of The City of New York, No. 300 Mulberry street, Room No. 9, for the following property, now in his custody, without claimants: Boats, rope, iron, lead, male and female clothing, boots, shoes, wine, blankets, diamonds, canned goods, liquors, etc.; also small amount of money taken from prisoners and found by Patrolmen of this Department.

THEODORE A. BINGHAM,
Police Commissioner.

POLICE DEPARTMENT—CITY OF NEW YORK, BOROUGH OF BROOKLYN.

OWNERS WANTED BY THE PROPERTY Clerk of the Police Department of The City of New York—Office, No. 269 State street, Borough of Brooklyn—for the following property, now in his custody, without claimants: Boats, rope, iron, lead, male and female clothing, boots, shoes, wine, blankets, diamonds, canned goods, liquors, etc.; also small amount of money taken from prisoners and found by Patrolmen of this Department.

THEODORE A. BINGHAM,
Police Commissioner.

AQUEDUCT COMMISSIONERS.

PUBLIC AUCTION.

MONDAY, JUNE 29, 1908,

at 10 o'clock a.m.

THE AQUEDUCT COMMISSIONERS OF The City of New York will sell at public auction, under the direction of Charles A. Berrian, Auctioneer, at the Engineer's office, Katonah, Westchester County, N. Y.,

ALL THE GRASS

within the purchase lines of the New Croton Reservoir, on the following parcels, between Pines Bridge and Croton Falls, viz.:

Parcel Number.	Former Owner.	Minimum Price.
112.....	Nelson Bros.....	\$20 00
115.....	F. T. Hopkins.....	25 00
122.....	John Kilday.....	3 00
126.....	Joseph Sarles.....	5 00
135.....	Adelia Burr.....	5 00
183.....	F. T. Hopkins.....	25 00
184.....	John Owen.....	35 00
185.....	Nelson Bros.....	20 00
259.....	George Todd.....	20 00
260.....	D. J. Smith.....	10 00
261.....	J. G. Wood.....	5 00
264.....	Doyle Bros.....	5 00
274.....	W. J. Doyle.....	3 00
314.....	Estate of D. M. Silkman.....	1 00
356.....	A. B. Whitlock.....	5 00
360.....	Joseph Benedict.....	5 00
362-363.....	George Todd.....	5 00
366.....	A. H. Todd.....	10 00
370.....	Estate of E. Washburn.....	10 00
372-374.....	Phoebe E. Adams.....	3 00
378.....	Leonora B. Strong.....	10 00
385.....	E. B. Brady.....	10 00
386.....	E. B. Brady.....	2 00
395.....	Anna A. Ferris.....	5 00
396-397.....	Allen Teed.....	2 00
399.....	A. B. Whitlock.....	4 00
400-403-404%	Estate of S. E. Mead.....	5 00
408.....	W. H. Robertson.....	10 00
419.....		3 00
430.....	Estate of Harvey Vorhis.....	3 00
435.....	E. B. Brady.....	3 00
439.....	Estate of N. Parker.....	10 00
441.....	A. B. Whitlock.....	6 00
444.....	Estate of D. Horton.....	5 00
449.....	E. B. Brady.....	13 00
450.....	G. W. Brown.....	3 00
454.....	J. P. Landrine.....	4 00
456 E. & W.:	Estate of R. J. Thompson.....	5 00
519.....	Estate of G. W. Slawson.....	5 00
520 W.	Estate of G. W. Slawson.....	2 00
523.....	Elbert Wallace.....	5 00
526.....	Elbert Wallace.....	10 00
525 E. & W.:	Estate of J. B. Purdy.....	30 00
541.....	W. N. Todd.....	5 00
566.....	Louis Ettinger.....	3 00
578.....	John Franz.....	5 00
580.....	Concetta Butler.....	25 00

TERMS OF SALE.

First—The purchase money must be paid in cash on the day of sale.

Second—The grass will not be sold for less than the minimum price given in the CITY RECORD and in the posters.

Third—The grass must be cut and removed before September 1, 1908, and will be forfeited if left on the City's land after that date.

Fourth—If the purchaser is obliged to take down any of the City's fence to get access to the grass, he must restore such fence at his own expense before September 1, 1908, and must, in addition, deposit with the Engineer three dollars as a guarantee to restore such fence.

Fifth—The Aqueduct Commissioners reserve the right to exclude from the sale the grass on any of the above parcels that may be designated by the Engineer.

By order of the Aqueduct Commissioners of the City of New York.

JOHN F. COWAN,

President.

HARRY W. WALKER,
Secretary.

j17,29

MUNICIPAL CIVIL SERVICE COMMISSION, No. 299 BROADWAY, CITY OF NEW YORK.

PUBLIC NOTICE WILL BE GIVEN OF all competitive examinations two weeks in advance of the date upon which the receipt of applications for any scheduled examination will close. Applications will be received for only such examinations as are scheduled. No application will be accepted at the office of the Commission, by mail or otherwise, after the closing hour for the receipt of same set forth in the advertisement.

When an examination is advertised, a person desiring to compete in the same may obtain an application blank upon request made in writing or by personal application at the office of the Commission, Room 1119.

All notices of examinations will be posted in the office of the Commission, and advertised in the CITY RECORD for two weeks in advance of the date upon which the receipt of applications will close for any stated position.

Public notice will also be given by advertisement in most of the City papers.

Wherever an examination is of a technical character, due notice is given by advertisement in the technical journals appertaining to the particular profession for which the examination is called.

Such notices will be sent to the daily papers as matters of news. The scope of the examination will be stated, but for more general information application should be made at the office of the Commission.

Specimen questions of previous examinations may be obtained at Room 1108.

Unless otherwise specifically stated, the minimum age requirement for all positions is 21.

FRANK L. POLK,

President;

R. ROSS APPLETON,

ARTHUR J. O'KEEFE,

Commissioners.

FRANK A. SPENCER,
Secretary.

MUNICIPAL CIVIL SERVICE COMMISSION.

MUNICIPAL CIVIL SERVICE COMMISSION, No. 299 BROADWAY, NEW YORK, June 20, 1908.

PUBLIC NOTICE IS HEREBY GIVEN OF the following proposed amendment of the Rules and Classification of the Municipal Civil Service:

First—By striking from Parts I., II. and III. of the Labor Class the following titles:

PART I.

Foreman of Laborers (common).
Foreman of Park Laborers, Department of Parks.

Foreman of Dock Laborers, Department of Docks and Ferries.

Foreman's Assistant.

PART II.

Foreman Asphalt Worker.

PART III.

Foreman Blacksmith.

Foreman Bricklayer.

Foreman Machinist.

Foreman Pipe Caulker.

Foreman Carpenter.

Foreman Dockbuilder.

Foreman House Painter.

Foreman Plumber.

Foreman Riveter.

Second—By including in clause 2 of Rule XI., after the word "month" in the fifth line, the following:

"For temporary service, in accordance with clauses 1 and 2 of Rule XII., such certificates of appointment shall be issued for a probationary period of fifteen days."

—so that the clause shall read:

"The persons selected shall be duly notified by the appointing officer, and, upon accepting and reporting for duty, shall receive from such officer a certificate of appointment for a probationary period of three months; except in the Police or the Fire service, where such period shall be one month. For temporary service, in accordance with clauses 1 and 2 of Rule XII., such certificates of appointment shall be issued for a probationary period of fifteen days. If his conduct or capacity on probation be unsatisfactory to the appointing officer, the probationer shall be notified in writing that at the end of such period he shall, for that reason, not be retained; his retention in the service otherwise shall be equivalent to permanent appointment. Veterans of the Civil War, honorably discharged from the military or the naval service of the United States, shall not be subject to such probation."

Public hearing will be had on the foregoing amendments, in accordance with Rule III., at the Commission's offices, No. 299 Broadway, on

WEDNESDAY, JULY 1, 1908,

beginning at 10 o'clock a.m.

FRANK A. SPENCER,

Secretary.

j20,23

MUNICIPAL CIVIL SERVICE COMMISSION, No. 299 BROADWAY, NEW YORK, June 17, 1908.

PUBLIC NOTICE IS HEREBY GIVEN that applications will be received from

WEDNESDAY, JUNE 17, UNTIL 4 P. M.

WEDNESDAY, JULY 1, 1908,

for the position of

INSTRUMENT MAKER, FIRE DEPARTMENT.

The examination will be held on Tuesday, July 21, 1908, at 10 a.m.

(NO APPLICATION RECEIVED AT THE OFFICE OF THE COMMISSION, BY MAIL OR OTHERWISE, AFTER 4 P. M. ON JULY 1, WILL BE ACCEPTED.)

The subjects and weights of the examination are as follows:

Technical 5
Experience 5
Mathematics 4

The percentage required is 75 on the technical paper and 70 on all.

Candidates should be able to make repairs to all the electrical instruments in use in the Fire Department, as transmitters, registers, gongs, fire alarm signal boxes; also keyless doors and combination fire alarm lamp-posts. They should also be able to make adjustments on engine house equipments and be able to make either permanent or temporary repairs in order to keep same in working order; should be familiar with the winding and rewinding of magnets, and able to do lathe work as regards the manufacture and repairs of instruments.

It will be a waste of time for candidates to apply who cannot meet the above requirements.

There are two vacancies.

The salary is \$1,200 per annum.

The minimum age is 21 years.

F. A. SPENCER,

Secretary.

j17,jy3

MUNICIPAL CIVIL SERVICE COMMISSION, No. 299 BROADWAY, NEW YORK, May 25, 1908.

PUBLIC NOTICE IS HEREBY GIVEN that applications for the position of

"WELL DRIVER,"

Department of Water Supply, Gas and Electricity, will be received on and after

MONDAY, JUNE 8, 1908.

Applications will be issued and received in the office of the Labor Bureau, ground floor of the new Criminal Court Building, corner of White and Centre streets.

F. A. SPENCER,

Secretary.

FIRST DEPARTMENT.

In the matter of the application of the Board of Street Opening and Improvement of The City of New York, for and on behalf of the Mayor, Aldermen and Commonalty of The City of New York, relative to acquiring title for the use of the public to all or any of the land and property not owned by the Corporation of The City of New York, including any rights, terms, easements and privileges or interests pertaining thereto, which are not subject to extinguishment or termination by public authority, required for an EXTERIOR STREET extending along the westerly shore of the East River in The City of New York, from the centre line of East Sixty-fourth street, as such line is and would be if extended easterly into the East River, to the northerly line of East Eighty-first street, as such line is and would be if extended easterly into the East River, in the Nineteenth Ward of The City of New York, pursuant to the plans heretofore determined upon by the Board of the Department of Docks, and adopted by the Commissioners of the Sinking Fund, and the profiles thereof fixed and determined by the Department of Docks, with the concurrence of the Commissioner of Public Works.

PURSUANT TO CHAPTER 697 OF THE Laws of 1887, as amended by chapter 272 of the Laws of 1889, and by chapter 257 of the Laws of 1891, and the statutes in the case of taking private property in New York City for public streets and places, and all other statutes in such cases made and provided, so far as they are not inconsistent with the provisions of the aforesaid acts, notice is hereby given that an application will be made to the Supreme Court of the State of New York, First Department, at a Special Term of said Court, to be held at Part I. thereof, in the County Court House, in the Borough of Manhattan, in The City of New York, on Friday, July 3, 1908, at the opening of the Court on that day, or as

pursuant to sections 981 and 984 of the Greater New York Charter, as amended by chapter 658 of the Laws of 1906.

Dated Borough of Manhattan, New York, June 11, 1908.

THOMAS S. SCOTT,
Chairman;
GEO. W. O'BRIEN,
JOHN W. JONES,
Commissioners of Estimate.
THOMAS S. SCOTT,
Commissioner of Assessment.

JOHN P. DUNN,
Clerk.

j20,jy9

FIRST DEPARTMENT.

In the matter of acquiring title by The City of New York to certain lands and premises situated in the block bounded by Avenue A and First avenue, Fifty-ninth and Sixtieth streets, and in the block bounded by First and Second avenues, Fifty-ninth and Sixtieth streets, in the Borough of Manhattan, duly selected for bridge purposes, according to law.

WE, THE UNDERSIGNED COMMISSIONERS of Estimate and Appraisal in the above entitled proceeding, do hereby give notice to the owner or owners, lessee or lessees, parties or persons respectively entitled to or interested in the lands, tenements, hereditaments and premises, title to which is sought to be acquired in this proceeding, and to all others whom it may concern, to wit:

First—That we have completed our estimate of the loss and damage to the respective owners, lessees, parties or persons respectively entitled to or interested in the lands and premises affected by this proceeding, or having any interest therein, and have filed a true report or transcript of such estimate in the office of the Board of Estimate and Apportionment of The City of New York, Room 1406, No. 277 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, or who may object to the same or any part thereof, may, within ten days after the first publication of this notice, Friday, June 19, 1908, file their objections, in writing, with us at our office, Room 401, No. 258 Broadway, in the Borough of Manhattan, in The City of New York; and we, the said Commissioners, will hear parties so objecting, at our said office, on the 7th day of July, 1908, at 3:30 o'clock in the afternoon of that day, and upon such subsequent days as may be found necessary.

Dated New York, June 18, 1908.

JOHN F. CAREW,
JAMES G. COLLINS,
WILLIAM F. GRELL,
Commissioners.

JOSEPH M. SCHENCK,
Clerk.

j19,30

FIRST DEPARTMENT.

In the matter of the application of The City of New York, acting by and through the Commissioner of Docks, relative to acquiring right and title to and possession of certain lands, lands filled in, wharf property, terms, easements, emoluments and privileges necessary to be taken for the improvement of the waterfront of The City of New York, on the North River, between West Twenty-second and West Twenty-third streets, Eleventh and Thirteenth avenues, pursuant to the plan heretofore adopted by the Board of Docks and approved by the Commissioners of the Sinking Fund.

NOTICE IS HEREBY GIVEN THAT A bill of costs, charges and expenses, incurred by reason of the proceedings in the above-entitled matter, will be presented for taxation to one of the Justices of the Supreme Court, at a Special Term thereof, Part I., to be held at the County Court House in The City of New York, Borough of Manhattan, on the 29th day of June, 1908, at 10:30 o'clock in the forenoon of that day, or as soon thereafter as counsel can be heard thereon, and that said bill of costs, charges and expenses has been deposited in the office of the Clerk of the County of New York, there to remain for and during the space of ten days, as required by section 999 of the Greater New York Charter, as amended.

Dated New York, June 16, 1908.

JOSEPH M. SCHENCK,
Clerk.

j17,27

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 THE FIFTH NEW STREET NORTH OF WEST ONE HUNDRED AND EIGHTY-FIRST STREET (Watkins place), extending from Broadway to first new avenue west of Broadway (Bennett avenue), in the Twelfth Ward, Borough of Manhattan, City of New York.

NOTICE IS HEREBY GIVEN TO ALL persons interested in the above entitled proceeding, and to the owner or owners, occupant or occupants, of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That the undersigned Commissioners of Estimate had completed their estimate of damage, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby, having any objection thereto, do file their said objections in writing, duly verified, with them at their office, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, City of New York, on or before the 10th day of July, 1908, and that the said Commissioners will hear parties so objecting, and for that purpose will be in attendance at their said office on the 15th day of September, 1908, at 3 o'clock p. m.

Second—That the undersigned Commissioner of Assessment has completed his estimate of benefit, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby, having any objections thereto, do file their said objections in writing, duly verified, with him at his office, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in The City of New York, on or before the 10th day of July, 1908, and that the said Commissioner will hear parties so objecting, and for that purpose will be in attendance at his office on the 15th day of September, 1908, at 4 o'clock p. m.

Third—That the Commissioner of Assessment has assessed any or all such lands, tenements and hereditaments and premises as are within the

area of assessment fixed and prescribed as the area of assessment for benefit by the Board of Estimate and Apportionment on the 8th day of February, 1907, and that the said area of assessment includes all those lands, tenements and hereditaments and premises situate and being in the Borough of Manhattan, in The City of New York, which, taken together, are bounded and described as follows, viz:

On the north by a line midway between the northerly side of the fifth new street north of West One Hundred and Eighty-first street and the southerly side of the next parallel street to the north, as shown upon the plan adopted by the Board of Estimate and Apportionment on December 11, 1903; on the east by a line 100 feet east of the easterly side of Broadway and parallel therewith; on the south by a line midway between the southerly side of the fifth new street north of West One Hundred and Eighty-first street and the northerly line of the fourth new street north of West One Hundred and Eighty-first street, and on the west by a line 100 feet west of the westerly side of the first new avenue west of Broadway, or Bennett avenue, and parallel therewith.

Fourth—That the abstracts of said estimate of damage and of said assessment for benefit, together with the damage and benefit maps, and also all the affidavits, estimates, proofs and other documents used by the Commissioners of Estimate and by the Commissioner of Assessment in making the same, have been deposited in the Bureau of Street Openings, in the Law Department of The City of New York, Nos. 90 and 92 West Broadway, Borough of Manhattan, in the said City, there to remain until the 14th day of July, 1908.

Fifth—That, provided there be no objections filed to either of said abstracts, the reports as to awards and as to assessments for benefit herein will be presented for confirmation to the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part III., to be held in the County Court House, Borough of Manhattan, in The City of New York, on the 10th day of November, 1908, at the opening of the Court on that day.

Sixth—In case, however, objections are filed to the foregoing abstracts of estimate and assessment, or to either of them, the motion to confirm the reports as to awards and as to assessments shall stand adjourned to the date to be hereafter specified in the notice provided in such cases to be given in relation to filing the final reports, pursuant to sections 981 and 984 of the Greater New York Charter, as amended by chapter 658 of the Laws of 1906.

Dated Borough of Manhattan, New York, June 2, 1908.

HARVEY WATTERSON,
Chairman;
JAMES SHELTON MENG,
GUSTAV LANGE, JR.,
Commissioners of Estimate.
HARVEY WATTERSON,
Commissioner of Assessment.

JOHN P. DUNN,
Clerk.

j17,jy6

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 SIXTY-SEVEN STREET (although not yet named by proper authority), from Broadway to St. Nicholas avenue; PUBLIC PLACE, bounded by Broadway, St. Nicholas avenue and West One Hundred and Sixty-seventh street; PUBLIC PLACE, bounded by West One Hundred and Sixty-sixth street, St. Nicholas avenue, West One Hundred and Sixty-seventh street and Broadway, in the Twelfth Ward, Borough of Manhattan, City of New York.

NOTICE IS HEREBY GIVEN THAT THE bill of costs, charges and expenses incurred by reason of the proceedings in the above-entitled matter will be presented for taxation to one of the Justices of the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part I., to be held at the County Court House in the Borough of Manhattan, in The City of New York, on the 26th day of June, 1908, at 10:30 o'clock in the forenoon of that day, or as soon thereafter as counsel can be heard thereon; and that the said bill of costs, charges and expenses has been deposited in the office of the Clerk of the County of New York, there to remain for and during the space of ten days, as required by law.

Dated Borough of Manhattan, New York, June 13, 1908.

JOHN H. JUDGE,
THOMAS SUTHERLAND SCOTT,
ROBERT J. DALY,
Commissioners of Estimate.
JOHN H. JUDGE,
Commissioner of Assessment.

JOHN P. DUNN,
Clerk.

j13,24

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 BAYCHESTER AVENUE (although not yet named by proper authority), from West Fourth street to the northerly boundary of Pelham Bay Park at Baychester Station, in the Twenty-fourth Ward, Borough of The Bronx, City of New York, and relative to acquiring title to all the lands and premises required for the purpose of opening BAYCHESTER AVENUE, from Fourth avenue or street and Vernon Parkway East, westerly to White Plains road, in the Twenty-fourth Ward, Borough of The Bronx, City of New York.

WE, THE UNDERSIGNED COMMISSIONERS of Estimate and Assessment in the above-entitled matter, hereby give notice to all persons interested in this proceeding, and to the owner or owners, occupant or occupants of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our supplemental and amended estimate and assessment, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby, having objections thereto, do present their said objections in writing, duly verified, to us at our office, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in The City of New York, on or before the 2d day of July, 1908, and that we, the said Commissioners, will hear parties so objecting, and for that purpose will be in attendance at our said office on the 6th day of July, 1908, at 2 o'clock p. m.

Second—That the abstracts of our said supplemental and amended estimate and assessment, together with our damage and benefit maps, and also all the affidavits, estimates, proofs and other documents used by us in making the same, have been deposited in the Bureau of Street Openings

in the Law Department of The City of New York, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in said City, there to remain until the 3d day of July, 1908.

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 The Bronx, 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 southeasterly from the southeasterly side of the Eastern boulevard with the southerly prolongation of a line parallel to and 1,000 feet westerly from the westerly side of Baychester avenue; running thence northerly along the said southerly prolongation and parallel line to its intersection with the southeasterly prolongation of the middle line of the block between Kossuth street and Westchester avenue; thence northwesterly along the said southeasterly prolongation and middle line of the block and its prolongation northwesterly to the southeasterly side of the Bronx River; thence northeasterly along the southeasterly side of the Bronx River to the northern boundary line of The City of New York; thence southeastwardly along the different courses of the said boundary line to its intersection with a line parallel to and 1,000 feet easterly from the easterly side of Baychester avenue; thence southerly along the last mentioned parallel line and its prolongation southwardly to its intersection with a line parallel to and 100 feet southeasterly from the southeasterly side of the Eastern boulevard; thence southwesterly along the last mentioned 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, provided there be no objections filed to either of said supplemental and amended abstracts, our supplemental and amended final report herein will be presented for confirmation to the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part I., to be held in the County Court House, in the Borough of Manhattan, in The City of New York, on the 25th day of September, 1908, at the opening of the Court on that day.

Fifth—In case, however, objections are filed to either of said supplemental and amended abstracts of estimate and assessment, the notice of motion to confirm our supplemental and amended final report herein will stand adjourned to the date to be hereafter specified, and of which notice will be given to all those who have theretofore appeared in this proceeding, as well as by publication in the City Record, pursuant to sections 981 and 984 of the Greater New York Charter, as amended by chapter 658 of the Laws of 1906.

Dated Borough of Manhattan, New York, May 8, 1908.

CHARLES DONOHUE,
Chairman;
MICHAEL E. DEVLIN,
Commissioners.

JOHN P. DUNN,
Clerk.

j10,27

SUPREME COURT—SECOND DEPARTMENT.

SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, to the lands, tenements and hereditaments required for the opening and extending of FORTY-FOURTH STREET, from New Utrecht avenue to West street, in the Twenty-ninth and Thirtieth Wards, Borough of Brooklyn, City of New York.

WE, THE UNDERSIGNED COMMISSIONERS of Estimate and Assessment in the above-entitled matter, hereby give notice to all persons interested in this proceeding, and to the owner or owners, occupant or occupants of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our amended and supplemental estimate and assessment, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby, and having objections thereto, do present their said objections in writing, duly verified, to us at our office, No. 166 Montague street, in the Borough of Brooklyn, in The City of New York, on or before the 11th day of July, 1908, and that we, the said Commissioners, will hear parties so objecting, and for that purpose will be in attendance at our said office on the 14th day of July, 1908, at 2 o'clock p. m.

Second—That the abstracts of our said amended and supplemental estimate and assessment, together with our damage and benefit maps, and also all the affidavits, estimates, proofs and other documents used by us in making the same, have been deposited in the Bureau of Street Openings in the Law Department of The City of New York, No. 166 Montague street, in the Borough of Brooklyn, in said City, there to remain until the 2d day of July, 1908.

Third—That the limits of our assessment for benefit include all those lands, tenements and hereditaments and premises situate, lying and being in the Borough of Brooklyn, in The City of New York, which, taken together, are bounded and described as follows, viz:

Beginning at the point formed by the intersection of the westerly line of West street and the centre line of the blocks between Forty-fifth street and Forty-fourth street and running thence northwesterly along said centre line to its intersection with the easterly line of New Utrecht avenue, thence northerly along said easterly line of New Utrecht avenue to its intersection with the southerly line of Fort Hamilton parkway, thence northeasterly along said southerly line of Fort Hamilton parkway to its intersection with the southerly line of Forty-fourth street, thence northwesterly along said southerly line of Forty-fourth street to its intersection with the easterly line of New Utrecht avenue, thence northerly along said easterly line of New Utrecht avenue to its intersection with the southerly line of Fort Hamilton parkway, thence northeasterly along said southerly line of Fort Hamilton parkway to its intersection with the easterly line of the blocks between Forty-fourth street and Forty-third street, thence southeasterly along said last mentioned centre line to its intersection with the westerly line of West street, thence southerly along said westerly line of West street to the point or place of beginning, as such area is shown upon our benefit maps deposited aforesaid.

Fourth—That, provided there be no objections filed to either of said abstracts, our final report herein will be presented for confirmation to the Supreme Court of the State of New York, Second Department, at a Special Term thereof for the hearing of motions, to be held in the County Court House, in the Borough of Brooklyn, in The City of New York, on the 31st day of August, 1908, at the opening of the Court on that day.

Fifth—In case, however, objections are filed to either of said abstracts of estimate and assessment, the notice of motion to confirm our final report herein will stand adjourned to the date to be hereafter specified, and of which notice will be given to all those who have theretofore appeared in this proceeding, as well as by publication in the City Record, and in the corporation newspapers, pursuant to sections 981 and 984 of the Greater New York Charter, as amended by chapter 658 of the Laws of 1906.

Dated Borough of Brooklyn, New York, June 10, 1908.

FREDERICK A. WELLS,
Chairman;
SAMUEL T. MADDOX, JR.,
Commissioners.
JAMES F. QUIGLEY,
Clerk.

j22,jy9

SECOND JUDICIAL DEPARTMENT.

In the matter of acquiring title by The City of New York to certain lands and premises situated on the easterly side of SECOND AVENUE, from Eighty-sixth to Eighty-seventh street, in the Borough of Brooklyn, in The City of New York, duly selected as a site for school purposes, according to law.

WE, THE UNDERSIGNED COMMISSIONERS of Estimate in the above entitled matter, appointed pursuant to the provisions of the statute 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 or persons interested in the lands and premises affected by this proceeding or having any interest therein, and have filed a true report or transcript of such estimate in the office of the Board of Education of The City of New York, at Park avenue and Fifty-ninth street, 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 assessment, or who may object to the same or any part thereof, may, within ten days after the first publication of this notice, June 17, 1908, file their objections to such estimate, in writing, with us, at our office, Room 92, Franklin Trust Company Building, 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 30th day of June, 1908, at 2 o'clock in the afternoon, and upon such subsequent days as may be found necessary.

Dated Borough of Brooklyn, City of New York, June 17, 1908.

LUKE O'REILLY,
JOHN J. BRENNAN,
JOSEPH P. CONWAY,
Commissioners.

GEORGE T. RIGGS,
Clerk.

j17,27

PROPOSALS FOR BIDS AND ESTIMATES FOR THE CITY OF NEW YORK.

NOTICE TO CONTRACTORS.

GENERAL INSTRUCTIONS TO BIDDERS.

The person or persons making a bid or estimate for any services, work, materials or supplies for The City of New York, or for any of its departments, bureaus or offices, shall furnish the same in a sealed envelope, indorsed with the title of the supplies, materials, work or services for which the bid or estimate is made, with his or their name or names and the date of presentation to the President or Board or to the head of the Department at his or its office, on or before the date and hour named in the advertisement for the same, at which time and place the estimates received will be publicly opened by the President or Board or head of said Department and read, and the award of the contract made according to law as soon thereafter as practicable.

Each bid or estimate shall contain the name and place of residence of the person making the same, and names of all persons interested with him therein, and, if no other person be so interested, it shall distinctly state that fact; also, that it is made without any connection with any other person making an estimate for the same purpose, and is in all respects fair and without collusion or fraud, and that no member of the Board of Aldermen, head of a department, chief of a bureau, deputy thereof, or clerk therein, or other officer of The City of New York, is shall be become interested, directly or indirectly, as contracting party, partner, stock