

# THE CITY RECORD.

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## THE CITY RECORD.

OFFICIAL JOURNAL OF THE CITY OF NEW YORK.

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BOARD OF CITY RECORD.

GEORGE B. McCLELLAN, MAYOR.

JOHN J. DELANY, CORPORATION COUNSEL.

HERMAN A. MFTZ, COMPTROLLER.

PATRICK J. TRACY, SUPERVISOR.

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## DEPARTMENT OF PUBLIC CHARITIES.

### REPORT FOR WEEK ENDING DECEMBER 30, 1905.

New York City Home for Aged and Infirm, Manhattan.

Appointed—	
Dec. 23. Powers, Aida, Hospital Helper (certified December 23), per annum .....	\$180 00
Resigned—	
Dec. 28. Kelleher, Katie, Hospital Helper, per annum.....	180 00
Jan. 5. Parr, Elizabeth T., Hospital Helper, per annum.....	180 00
Appointed—	
Dec. 18. Scott, George, Engineman (temporary emergency), per diem .....	3 00
Dec. 18. McGean, James J., Stoker (certified December 27), per diem .....	1 50
Title Changed—	
Dec. 28. Hart, William D., Hospital Helper to Trained Nurse, per annum .....	600 00
Kings County Hospital.	
Appointed—	
Dec. 27. Buurveld, Peter B., Hospital Helper (certified December 27), per annum.....	300 00
Resigned—	
Dec. 22. DeGreen, James W., Hospital Helper, per annum.....	300 00
Promoted—	
Dec. 1. Hendrickson, William, Hospital Helper, from \$240 grade per annum to .....	300 00
Dec. 1. McCaffrey, Charles, Hospital Helper, from \$300 grade per annum to .....	360 00
Metropolitan Hospital, Blackwell's Island.	
Appointed—	
Dec. 18. Benson, R. Marvin, Hospital Helper (certified December 22), per annum.....	600 00
Dec. 12. Maguire, Minnie, Hospital Helper (certified December 26), per annum .....	300 00
Resigned—	
Dec. 26. DeLong, Frances Winifred, Trained Nurse, per annum.....	480 00
Dec. 20. Donlon, Dorothy, Hospital Helper, per annum.....	300 00
Dec. 27. Crooks, Frances, Hospital Helper, per annum .....	300 00
Promoted—	
Dec. 19. McGuirk, Kate, Hospital Helper, from \$150 grade per annum to .....	192 00
Dropped—	
Nov. 30. Dowling, Patrick, Engineman (illness), per diem .....	3 00
New York City Children's Hospitals and Schools.	
Appointed—	
Dec. 24. Murphy, John, Hospital Helper (certified December 26), per annum .....	240 00
Dec. 20. Donnelly, James, Stoker (certified December 22), per diem .....	1 50
Dec. 26. Buckley, Eleanor, Trained Nurse, per annum.....	300 00
Dec. 28. Tracy, Nora, Hospital Helper (certified December 28), per annum .....	240 00

## Reappointed—

Dec. 27. Knight, Louise, Hospital Helper, per annum.....	240 00
Dec. 27. Donohue, Margaret, Hospital Helper, per annum.....	240 00
Dec. 28. Averell, Kate, Hospital Helper, per annum.....	300 00

## Resigned—

Dec. 27. Phyfe, William, Hospital Helper, per annum.....	240 00
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## Dismissed—

Dec. 18. Farrell, Annie, Hospital Helper (absence without leave), per annum .....	240 00
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## Dropped—

Dec. 26. Sheehan, Edward, Stoker (illness), per diem.....	1 50
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## Promoted—

Dec. 15. Lloyd, Mary Ann, Laundress, from \$192 per annum to....	240 00
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## Steamboats.

Dec. 1. Hanson, James K., Pilot (services no longer required), per annum .....	1,200 00
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J. MCKEE BORDEN, Secretary.

Morgue, No. 256 Willoughby Street, }  
Borough of Brooklyn, New York, December 24, 1905. }  
Description of unknown man from Washington, near Tillary street—Age, about 35 years; height, 5 feet 5 inches; weight, about 130 pounds; color, white; eyes, gray; hair, brown; mustache, sandy; beard, none; teeth good. Clothing, black cheviot sack coat, black cheviot vest, gray and brown striped trousers, blue and white striped negligee shirt, white cotton underwear, blue cotton socks, button shoes, size 7; white cotton suspenders, high turn-down collar, size 14; black derby hat, size 6 1/2. Condition of body, good. Remarks, letters D. H. and wreath tattooed on right forearm. P. Maguire, Superintendent.

Morgue, Foot of East Twenty-sixth Street, }  
New York, December 26, 1905. }

Description of unknown man from Thirty-third street and Broadway—Age, about 40 years; height, 5 feet 1 inch; weight, about 130 pounds; color, white; eyes, gray; hair, dark brown; mustache, light brown; good teeth. Clothing, gray overcoat, dark tweed sack coat, vest and trousers same material, white outing shirt with black dots, white cotton underwear, black cotton socks, black laced shoes, gray and yellow suspenders. Condition of body, good. Remarks, fourth finger left hand nail deformed; wore a single truss. Geo. W. Meeks, Superintendent. No. 7001. Coroner Brown.

Morgue, Foot of East Twenty-sixth Street, }  
New York, December 24, 1905. }

Description of unknown woman from No. 63 East Houston street—Age, about 30 years; height, 5 feet 3 1/2 inches; weight, about 200 pounds; color, white; eyes, brown; hair, brown and gray; good teeth. Clothing, one black serge skirt, one green skirt with white dots, black cloth jacket, blue and white striped shirtwaist, white cotton undershirt, canton flannel drawers, black cotton stockings, black button shoes, black felt hat. Condition of body, good. Geo. W. Meeks, Superintendent. No. 7000. Coroner Brown.

Morgue, Foot of East Twenty-sixth Street, }  
New York, December 30, 1905. }

Description of unknown man from No. 343 West Forty-third street—Age, about 38 years; height, 5 feet 7 inches; weight, about 160 pounds; color, white; eyes, brown; hair, brown and gray; smooth face; part of front upper and lower teeth missing. Clothing, check sack coat, vest same material, blue diagonal trousers, white and black striped outing shirt, four-in-hand necktie, black and green stripe; no undershirt, gray ribbed cotton drawers, black cotton socks, laced brogan shoes, black derby hat. Condition of body, good. Geo. W. Meeks, Superintendent. No. 703. Coroner Brown.

J. MCKEE BORDEN, Secretary.

## THE BOARD OF ALDERMEN OF THE CITY OF NEW YORK.

### STATED MEETING.

Tuesday, January 9, 1906, 1 o'clock p. m.

The Board met in the Aldermanic Chamber, City Hall.

Present:

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

Aldermen

Elias Goodman, Vice-Chairman;	Herman S. Fried, Max S. Grifenhagen,	Thomas J. Moffitt, Michael J. Monahan,
Charles Ahner, Jacob Bartscherer, Benjamin W. B. Brown, James E. Bunting, John J. Callahan, Michael J. Carter, William S. Clifford, Charles P. Cole, John J. Collins, John J. Cronin, John R. Davies, John Diemer, Thomas D. Dinwoodie, Frank J. Dotzler, Reginald S. Doull, Frank L. Dowling, Robert F. Downing, Andrew J. Doyle, Joseph F. Ellery, George Everson, Joseph Falk, John J. Farrell, Clarence R. Freeman,	John D. Gunther, John J. Haggerty, Charles Hahn, John J. Hahn, John Hann, Philip Harnischfeger, Patrick T. Hatton, Casper Herold, Patrick Higgins, Leonard L. Jacobson, Patrick S. Keely, William P. Kenneally, Ardolph L. Kline, Joseph Krulish, Charles L. Kuck, Charles Kuntze, James Lawlor, Harry L. Leverett, Max S. Levine, Frederick Linde, George Markert, John T. McCall, James Cowden Meyers, George Cromwell, President, Borough of Richmond; Joseph Bermel, President, Borough of Queens; Louis F. Haffen, President, Borough of The Bronx; Bird S. Coler, President, Borough of Brooklyn; John F. Ahearn, President, Borough of Manhattan.	William E. Morris, Thomas J. Mulligan, Arthur H. Murphy, Cornelius D. Noonan, George W. Olvany, Francis J. O'Neill, Henry C. Peters, Lewis M. Potter, James W. Redmond, David S. Rendt, Frederick Richter, William Rowcroft, Joseph Schloss, George J. Schneider, James J. Smith, Michael Stapleton, Frank D. Sturges, Timothy P

The Clerk proceeded to read the minutes of the stated meeting of January 1, 1906.

On motion of Alderman Sturges the reading of the minutes was postponed.

Subsequently Alderman Meyers moved that the minutes be corrected by transposing the names of Aldermen Grifenhagen, Gunther and J. J. Hahn from the negative to the affirmative on the vote on page 32 of the Minutes, on the motion by Alderman Meyers that the Board go into committee of the whole.

Which motion was adopted.

The minutes as corrected were then approved.

COMMUNICATIONS FROM CITY, COUNTY AND BOROUGH OFFICERS.

The President laid before the Board the following communication from the City Clerk transmitting a proposed code of ordinances.

No. 29.

The City of New York—Office of the City Clerk,  
City Hall,  
New York, January 8, 1906.

To the Honorable the Board of Aldermen:

Gentlemen—I present herewith, pursuant to the provisions of a resolution adopted by the preceding Board of Aldermen on Friday, December 29, 1905, the text of which is as follows:

"Resolved, That the City Clerk be instructed to present the Code of Ordinances (Special Order No. 170, for summary of which see page 1030 of the minutes of December 5, 1905) to the next Board of Aldermen for such action thereon as they may deem advisable."

—the following code of ordinances.

The code, as here presented, is as amended by action of your predecessors, to wit: On November 28, 1905, by striking out former sections 452 to 467, inclusive, for summary of which see minutes, pages 988 to 991; on December 5, 1905, by striking out Article III., relating to "Surveyors and Surveying," by striking out section 358 and inserting the new section 359, and inserting the sections 545 to 556, inclusive, and by striking out section 484, relating to "Horse Troughs," and inserting in lieu thereof the present section 484, for summary of each of which see minutes, pages 1171 to 1173.

Respectfully,

P. J. SCULLY,  
City Clerk and Clerk of the Board of Aldermen.

The Code of Ordinances of The City of New York.

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

Chapter 1—The Executive and Administrative Departments.

Article 1—The Mayor.

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

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

Article 2—The Corporation Counsel.

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

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

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

Sec. 6. When he shall recover a debt due to the Corporation which may have been placed in his hands for collection, he shall forthwith render an account thereof, under oath, to the Comptroller, stating the nature of the debt, the person against whom it was recovered, and the amount and time of the recovery, and shall immediately thereupon pay over the amount so received to the Chamberlain or to the proper City Department. He shall also thereupon receive from the Chamberlain or the head of such department a voucher for the payment thereof, which he shall forthwith, on the same day, exhibit to the Comptroller, and shall at the same time leave with him a copy thereof. (R. O. 1897, sec. 107.)

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

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

Article 3—The Bureau of the Public Administrator.

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

Sec. 10. The Comptroller may distribute and pay any balance of an intestate's estate remaining in the City Treasury to the persons legally entitled thereto whenever he and the Public Administrator shall be satisfied that the person claiming the same is legally entitled thereto; but, if they be not satisfied thereof, they shall report the case to the Board of Aldermen for their direction. (Sec. 27, art. 3, Ord., June 28, 1881. (Approved paper 526 of 1904.)

Article 4—Borough Presidents.

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

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

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

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

Sec. 15. The Borough President shall keep separate accounts with the two appropriations, one for the removal of incumbrances, and the other for the contingencies of the Bureau of Public Works; and the several drafts shall be made upon the Comptroller, charging each appropriation with the respective drafts de-

signated in section 417 of this article, and the Comptroller shall draw his warrant in each case in favor of the Borough President for the amounts thereof. (Adapted from R. O. 1897, ch. 5, art. I., sec. 144.)

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

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

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

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

#### Article 5—Numbering the Streets.

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

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

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

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

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

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

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

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

Sec. 27. Whenever it may be necessary to make any excavation or embankment, or to lay or remove any pavement or flagging within two feet of any street monument or bolt, as aforesaid, any person or persons intending to do such work shall make written application to the Borough President having jurisdiction, as aforesaid, for a license, which application shall set forth the nature of the work proposed and the location of the monument or bolt affected thereby.

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

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

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

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

#### Chapter 2—The Legislative Department.

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

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

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

Sec. 34. The City Clerk shall, without delay, deliver to the Mayor all ordinances and resolutions under his charge, which are required by law to be approved by the Mayor, with all papers upon which the same were founded. The Clerk shall not deliver to the Mayor any resolution which is a request by the Board of Aldermen for action on the part of the Governor, the Legislature, or any other body, or any head of a department or other Federal, State or municipal officer, if the request contained in such resolution is addressed to any such official, body or board; but he shall, without delay, deliver a copy of each of such resolutions to the official, body or board of whom the request is made by the Board of Aldermen. No resolution which refuses the prayer of any petition shall be delivered to the Mayor, but all such resolutions shall be filed. (R. O. 1897, ch. 2, sec. 13, with verbal changes.)

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

Sec. 36. The office hours of the City Clerk shall be from ten o'clock a. m. until four o'clock p. m., except on Saturdays, when the office hours shall be from ten o'clock a. m. until twelve o'clock noon. (R. O. 1897, sec. 15.)

### Chapter 3—Finance Department.

#### Article 1—The Comptroller.

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

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

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

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

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

Sec. 42. He shall submit to the Board of Aldermen within ninety days after their organization in each year a statement of all contracts made by The City of New York, the Mayor, Aldermen and Commonalty of The City of New York, and the municipalities, corporations, etc., consolidated therewith, and not performed or completed or upon which any moneys remain unpaid, showing the payments made by the City during the preceding year on account thereof and the amount of moneys so remaining unpaid on each. (Adopted from sec. 23, R. O. 1897.)

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

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

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

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

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

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

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

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

Sec. 51. When land heretofore granted by the Corporation, subject to a quit-rent, portions of which have been assigned by the grantee, shall be re-entered by the Corporation for non-payment of the quit-rent, the Comptroller may grant releases in severality to such of the assignees of portions of the land granted as shall, within six months from the re-entry pay their respective apportionments of commutation money and the expenses of re-entry and conveyance, with such portions of the rent as may be justly due from the respective assignees for the land held by them, and which shall be apportioned by the Comptroller. (R. O. 1897, sec. 33.)

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

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

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

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

Sec. 55. "There shall be paid to the Collector of Assessments and Arrears, for the benefit of the City Treasury, upon his furnishing a bill of arrears and assessments, taxes and water rents and for redemption, or making searches upon a requisition for the same on each lot or parcel of property mentioned or referred to in such requisition, in respect to water rents or rates in arrears, \$3; in respect to taxes in arrears, \$3; in respect to assessments, \$3; in respect to sales for arrears, \$3; and for his certificate upon any such bill or search countersigned by the Comptroller, \$1." (See sec. 39, R. O. 1897.)

#### Article 3—The Bureau of City Revenue and Markets.

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

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

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

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

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

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

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

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

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

Sec. 65. No article of provision or other thing whatsoever shall be sold or exposed for sale in any market or the limits thereof, except at a stall or stand to be hired of the clerk of said market, under the penalty of \$10 for each offense, to be paid by the person so offending. (R. O. 1897, sec. 54.)

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

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

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

Sec. 69. Every cart, wagon or other vehicle in which any garden produce or other thing shall be brought to market shall be unloaded immediately on its arrival at the said market and forthwith removed from said market, or the limits thereof, under a penalty of ten dollars for every refusal or neglect to remove the same, to be recovered from the owner or owners, or person or persons having charge thereof, severally and respectively. (R. O. 1880, ch. 3, art. V., sec. 44; R. O. 1897, ch. 3, art. IV., sec. 58.)

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

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

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

Sec. 73. The last preceding section shall not be construed to apply to the carts used by licensed cartmen of this City, nor to wagons, carts or other vehicles owned by countrymen and bringing such countrymen's produce to market, nor to any vehicle the license for which is provided for in chapter 5 of this code. (R. O. 1897, sec. 62, with the words "nor to any vehicle the license for which is provided for in chapter 5 of this code" added.)

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

#### Article 4—The Disposition of Real Estate.

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

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

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

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

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

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

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

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

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

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

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

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

—(R. O. 1897, sec. 92.)

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

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

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

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

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

##### Article 1.—The Creation of the Fund.

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

1. For commutation of quit-rents on grants.
2. For quit-rents arising from such grants as were issued prior to the year one thousand eight hundred and four.
3. The net proceeds of all sales of real estate belonging to the corporation when sold.
4. The net proceeds of all bonds and mortgages payable to the corporation when collected.
5. For licenses to pawnbrokers and dealers in the purchase or sale of second-hand furniture, metals or clothes.
6. For hackney-coach licenses and street vaults.
7. For exclusive occupation of private wharves, basins and piers.
8. For market fees and market rents.

9. The proceeds of all bonds and mortgages which may have or shall become the property of the corporation, in pursuance of the ordinance creating "The Fire Loan Stock of The City of New York."

10. The buildings included in the establishment called the Almshouse, at Bellevue, together with the lots of land and water rights attached thereto, when sold, and the rents when leased.

11. Such portions thereof of the annual taxes levied in the City and County of New York as may be collected for the redemption of the "Floating Debt Stock of The City of New York" and the "Fire Indemnity Stock of The City of New York."

12. All such other sources of revenue or sums of money as the said corporation shall hereafter think proper to appropriate to said fund. (R. O. 1897, sec. 65.)

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

1. For interest on all bonds and mortgages owned by the corporation.
2. For commutation of alien passengers.
3. For mayoralty fees.
4. For fines and penalties.
5. For fees and fines collected by the Clerks of the Courts for the City.
6. For rents from all sources not already pledged.

7. For tavern and excise licenses.

8. For sales of all property of the corporation other than real estate.

9. Such portion of the annual taxes levied in the water district of the City of New York as may be collected to supply the deficiency of interest accruing on the water stocks of the City of New York.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

##### Chapter 5—Licenses.

##### Article 1—Organization.

Sec. 112. There shall be a Bureau of Licenses in and for The City of New York attached to the Mayor's office, with a principal office in the City Hall, in the Bor-

ough of Manhattan, and a branch office in such other boroughs as may be deemed necessary and be designated by the Mayor of said City, for the purpose of issuing and recording all licenses authorized by resolution or ordinance of the Board of Aldermen or now in force in any part of said City. (Ordinance of February 8, 1898, sec. 1.)

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

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

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

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

#### Article 2—Business Requiring a License.

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

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

#### Article 3—Licenses and License Fees.

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

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

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

For each public cart or truck.....	\$5 00
For each public hack coach.....	5 00
For each public hack cab.....	3 00
For each special hack coach.....	5 00
For each special hack cab.....	3 00
For each express wagon.....	5 00
For each junk shop or dealer.....	20 00
For each dealer in second-hand articles.....	25 00
For each junk cart or boat.....	5 00
For each peddler using horse and wagon.....	10 00
For each peddler using push-cart.....	5 00
For each peddler carrying merchandise.....	2 00
For each ticket speculator.....	500 00
For each coal scalper.....	25 00
For each common show.....	25 00
For each public shooting gallery.....	5 00
For each public bowling alley.....	5 00
For each public billiard or pool table.....	3 00
For each dirt cart.....	1 00
For each general hoisting.....	25 00
For each special hoisting.....	1 00
For each fruit stand.....	10 00
For each soda-water stand.....	10 00
For each newspaper and periodical stand.....	10 00
For each chair of a bootblack stand.....	5 00
For each stand under elevated railroad stations.....	20 00
For each driver of any licensed vehicle.....	50

—(Id. sec. 4.)

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

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

#### Article 4—Special Regulations and Rates.

##### Public Carts and Cartmen.

Sec. 122. Every vehicle, of whatever construction, drawn by animal power or propelled by other motive power, which shall be kept for hire or used to carry merchandise, household furniture or other bulky articles for pay, shall be deemed a public cart, and the owner thereof shall be deemed a public cartman. (Id. sec. 6.)

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

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

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

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

—(Id. sec. 9.)

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

##### Public Hacks and Hackmen.

Sec. 127. Any vehicle kept for hire shall be deemed a public hack, and a vehicle intended to seat two persons inside shall be deemed a cab, and a vehicle intended to seat four persons inside shall be deemed a coach, and the term hackman shall be deemed to include owner or driver, or both.

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

Sec. 129. No hackney coach, carriage or cab, which shall be specially licensed by virtue of the provisions of this ordinance, shall make use or come upon any stand that is now or may be hereafter designated as a hackney coach stand, or at any other place in The City of New York, except in front of or adjacent to any hotel or hotels, or at any other place which may be designated by the Mayor, and which may be used as a stand, with the approval and consent of the persons occupying the premises in front of which said coaches, carriages or cabs are to be permitted and allowed by the authority of the Mayor, as aforesaid, provided that the owner or driver of any such coach, carriage or cab shall not solicit nor take any passenger or passengers on the streets, but shall confine themselves solely to and for the use of the guests of said hotel or hotels.

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

##### Cabs—

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

##### Coaches—

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

Hourly rates—These hourly rates, except by special agreement, are to apply only to shopping or calling and shall not include park or road driving, nor driving for more than three miles from the starting point:

##### Cabs—

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

##### Coaches—

For one hour or any part thereof.....	1 50
For each additional half hour or any part thereof.....	75

For driving around Central Park the charge shall be \$3, where the starting point is between Twenty-third street and One Hundred and Thirty-fifth street; if the starting point is below Twenty-third street, or north of One Hundred and Thirty-fifth street, an additional charge of 50 cents, for each mile or fraction thereof, shall be paid.

For driving around Central Park and Riverside drive, where the starting point is between Twenty-third street and One Hundred and Thirty-fifth street, the charge shall be \$4; if the starting point is below Twenty-third street or north of One Hundred and Thirty-fifth street, an additional charge of 50 cents for each mile or fraction thereof shall be paid.

On all park drives one-half hour shall be allowed for sight seeing, without extra compensation.

Sec. 131. Ferriage and bridge tolls in all cases to be paid by the parties using the vehicles.

Sec. 132. Twenty blocks north and south to constitute a mile; seven blocks between the numbered and lettered avenues will be deemed a mile, as from Avenue B to Sixth avenue, or from Second avenue to Ninth avenue.

Sec. 133. Every hack shall be provided with a suitable lamp on each side and shall have securely fastened across the middle of the outside of each lamp a metal band not less than two inches in width, out of which the official number of the license shall be cut after the manner of a stencil plate, the component figures of such numbers to be not less than one and one-half inches in height, and the style of the whole to be approved by the Mayor or Chief of the Bureau of Licenses. Every licensed hack shall have the official number of the license legibly engraved or embossed upon a metal plate and affixed inside, as designated and approved by the Mayor or Chief of the Bureau of Licenses, and no licensed hack shall carry or have affixed to it, inside or outside, any number except the official number as aforesaid.

Sec. 133A. Every licensed hackman, immediately after the termination of any hiring or employment, must carefully search such hack for any property lost or left therein, and any such property, unless sooner claimed or delivered to the owner, must be taken to the nearest police station and deposited with the officer in charge within twenty-four hours after the finding thereof, and in addition a written notice, with brief particulars and description of the property, must be forwarded at once to the Bureau of Licenses.

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

Sec. 133C. All vehicles for hire shall be licensed, and the owner thereof shall pay the sum of two dollars with his original application as the license fee for each and every vehicle so kept for hire, and one dollar for each vehicle for annual renewals.

Sec. 133D. All disputes as to the lawful rate of fare, where no agreement has been made, and all refusals to pay the agreed amount where an agreement is claimed, shall be determined by the police officer in charge of the police station nearest to the place where such dispute is had, and except in the case of a freeholder or householder in The City of New York, failure to comply with such determination shall subject the offending party to a charge of disorderly conduct, punishable by a fine of not exceeding ten dollars, or, in default thereof, imprisonment for not more than ten days.

##### Public Hack Stands.

Sec. 133E. Any duly licensed hackney coach or cab shall stand while waiting for employment at any of the following places and for the periods of time hereafter provided:

- Stand No. 1—South Ferry, foot of Whitehall street, along the park.
- Stand No. 2—Broadway, around Bowling Green.
- Stand No. 3—In Barclay street, west of Washington street.
- Stand No. 4—In Murray street, between Washington and West streets.
- Stand No. 5—In Broad street, from Stock Exchange to Beaver street; one line in centre of street.
- Stand No. 6—At Fulton ferry, along the market side, south and east.
- Stand No. 7—Broadway, from north side of Beekman street to Chambers street, and Chambers street from Broadway to west side of new Court-house, park side.
- Stand No. 8—In Canal street, west of Washington street.
- Stand No. 9—In Chatham square.
- Stand No. 10—North, west and south sides of Union square.
- Stand No. 11—North, west and south sides of Madison square.
- Stand No. 12—The vacant square, junction of Broadway and Sixth avenue, Thirty-second and Thirty-fifth streets.
- Stand No. 13—On Fourth avenue, between Fortieth and Forty-second streets, each side of the cut to the tunnel.
- Stand No. 14—At the junction of Broadway and Seventh avenue on the squares, Forty-third to Forty-seventh street.
- Stand No. 15—On the north side of Fortieth and south side of Forty-second streets, from Fifth avenue to Sixth avenue.

Stand No. 16—On Fifty-ninth street, north side from Fifth avenue to a point 100 feet east of Eighth avenue.

Stand No. 17—At all ferries.

Stand No. 18—At all passenger steamboat landings, fifteen minutes before the usual time of arrival of such passenger steamboats.

Stand No. 19—At all theatres and other places of public amusement fifteen minutes before the conclusion of the performance.

Stand No. 20—At all railroad depots, five minutes prior to the arrival of passenger trains, licensed owners and drivers may solicit passengers without their vehicles, except that at the Grand Central Depot such hackmen shall not stand on the sidewalk more than three feet within the curb.

Stand No. 21—Broadway, opposite St. Paul's Church, from 5 p. m. until sunrise.

Stand No. 22—On all street corners, from 10 p. m. until sunrise.

Stand No. 23—South side of One Hundred and Fifty-fifth street, between Ninth and Manhattan avenues.

Stand No. 24—North side of One Hundred and Forty-fifth street, from the corner of Eighth avenue 300 feet east.

Stand No. 25—North side of One Hundred and Twenty-fifth street, to extend a distance of 100 feet west of Eighth avenue.

Stand No. 26—North side of One Hundred and Fifty-fifth street, from the corner of Eighth avenue 300 feet east.

Stand No. 27—West side of Third avenue, near the Fordham Station of the New York and Harlem Railroad, extending southerly about 100 feet from the southerly intersection of Pelham avenue.

Stand No. 28—Every elevated railroad station in The City of New York shall be deemed a public cab stand, and public cabs and coaches shall be and are hereby authorized to stand on the street corners at such places.

Stand No. 29—Park avenue, from Sixtieth street to Sixty-first street, and Seventy-second to Seventy-third street, on west side of tunnel.

Stand No. 30—Fifth avenue, Sixtieth to Sixty-second street, on west side of avenue, and Seventy-first to Seventy-second and Seventy-second to Seventy-third street, on west side of avenue.

Stand No. 31—Fifth avenue, Eighty-first to Eighty-second street, and from Ninetieth to Ninety-first street, on west side of avenue.

Stand No. 32—Sixty-third street, from Broadway to Columbus avenue, north side.

Stand No. 33—From Sixty-third to Sixty-fourth street, on Broadway, west side.

Stand No. 34—Sixty-sixth street, between Broadway and Columbus avenue, south side.

Stand No. 35—Sixty-fifth to Sixty-sixth street, on Broadway, east side; Amsterdam avenue, Seventy-second to Seventy-third street, on west side.

Stand No. 36—South side of Seventy-third street, between Broadway and Amsterdam avenue.

Stand No. 37—From Seventy-ninth to Eighty-first street, on Columbus avenue, east side.

Stand No. 38—On Eighty-first street, from Columbus avenue to a point 100 feet east of Columbus avenue.

Stand No. 39—Sherman square, north side of Seventieth street, from Amsterdam avenue to Broadway.

Stand No. 40—West side of Broadway, from Seventieth street to Seventy-first street.

Stand No. 41—Amsterdam avenue, from Seventieth to Seventy-first street, east side.

Stand No. 42—All subway stations.

Stand No. 43—Northwest side of Plaza, between Fifty-eighth and Fifty-ninth streets.

That not more than two cabs or coaches shall stand at any such station (meaning thereby the uptown or downtown station), and they shall not impede or obstruct proper access to and from the stairways at such stations.

Sec. 133F. Any person violating any of the provisions of sections 127 to 133E, inclusive, except those of section 133D, upon conviction thereof by the Chief of the Bureau of Licenses, or Deputy Chief, either upon confession of the party or by competent testimony, may be fined for such offense any sum not more than ten dollars, or be subject to the suspension or revocation of his license in the discretion of the Chief of the Bureau of Licenses, or Deputy Chief, with the approval of the Mayor.

(Sections 127 to 133F, ordinance, approved November 3, 1905.)

#### Expresses and Expressmen.

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

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

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

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

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

Between points in different boroughs: One-half the above rates in addition.

Special deliveries at rates to be mutually agreed upon. (Id. sec. 21.)

#### Junk Dealers.

Sec. 138. Any one dealing in the purchase and sale of old junk, old rope, old iron, brass, copper, tin or lead, rags, slush or empty bottles shall be deemed to be a junk dealer and the place of business a junk shop, and every such junk dealer shall give a bond to The City of New York with sufficient surety, approved by the Mayor or Chief of the Bureau of Licenses, in the penal sum of \$500, conditioned for the due observance of all municipal ordinances. (Id. sec. 22.)

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

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

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

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

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

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

Sec. 145. A violation of any of the provisions of this ordinance relating to junk dealers shall be punishable by a penalty of \$25 for each offense, to be paid by the person so offending.

#### Dealers in Second-Hand Articles.

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

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

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

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

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

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

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

#### Peddlers.

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

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

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

#### Ticket Speculators.

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

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

#### Coal Scalpers.

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

#### Common Shows.

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

#### Shooting Galleries.

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

#### Bowling Alleys.

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

#### Billiard and Pool Tables.

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

#### Dirt Carts and Cartmen.

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

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

## Exterior Hoists.

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

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

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

## Stands Within Stoop-Lines.

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

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

## Stands Under Elevated Railroad Stations.

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

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

## Drivers of Licensed Vehicles.

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

## Article 5—General Regulations and Complaints.

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

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

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

Sec. 176. All words, letters and numbers hereinbefore prescribed for licensed vehicles shall be shown permanently and conspicuously on each outside thereof in colors contrasting strongly with background, and not less than two inches high, as directed and approved by the Chief of the Bureau of Licenses, and shall be kept legible and plainly visible at all times during the term of the license; and shall be obliterated or erased upon change of ownership or expiration of the license; and no person shall have or use any vehicle with words, letters or numbers thereon like those herein prescribed for licensed vehicles without being duly licensed therefor. (Id., sec. 59.)

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

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

## Article 6—Violations.

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

## Article 7—Weights and Measures.

Sec. 180. There shall be a Mayor's Bureau of Weights and Measures in The City of New York, in charge of an Inspector of Weights and Measures, to be ap-

pointed by the Mayor and removable by him at his pleasure, who shall be paid a salary of twenty-five hundred dollars per annum. The present Sealers and Inspectors of Weights and Measures shall hereafter be known as Deputy Inspectors of Weights and Measures, and they and their successors shall each receive a salary of fifteen hundred dollars per annum.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

#### Article 8—Miscellaneous.

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

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

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

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

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

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

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

#### Chapter 6.—Contracts.

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

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

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

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

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

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

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

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

Sec. 214. Each bid or proposal shall contain:

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

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

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

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

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

Sec. 216. Each bid or proposal shall be accompanied by the consent, in writing, of two (2) householders or freeholders in The City of New York, or of a responsible

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

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

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

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

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

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

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

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

Sec. 224. Every contract for supplies or work for the corporation shall be executed by the contractor or contractors to whom the same may be awarded, and shall be accompanied by a bond in the amount mentioned in the public notice therefor, executed by the persons or company consenting to become bound as sureties, or by such other persons or company as shall be substituted therefor, with the consent of the Comptroller, conditioned for the faithful performance of the contract and of every provision therein contained, and which bond shall be accompanied by the oath in writing of the person signing the same that each is a householder or freeholder in The City of New York, and of the person or any officer of such company that he or it is worth the amount of the security required for the completion of the contract, and stated in the public notice as hereinbefore prescribed. And it shall be the duty of the Comptroller to require such sureties to be further examined before himself or an officer authorized to administer oaths, deputed by him, in respect to the items and details of their property, before approving the adequacy and sufficiency of such sureties, and the several departments of the City government and officers aforesaid by which every and each contract for work to be done or supplies to be furnished for the corporation shall be made in pursuance of this ordinance, shall have power and it shall be their duty to require and enforce the faithful execution of each and every contract so made by them; and in case the contractor or contractors shall fail in any respects to perform the work or to furnish the supplies which he or they have contracted to render or furnish within the time limited for the performance of the same, then it shall be the duty of such department or officers aforesaid to do and complete the same work or to furnish and deliver the said supplies in the manner provided for the performance of the same in the contract, and the cost of the same shall be charged against the delinquent contractor or contractors; provided, however, that the head of any department or officer aforesaid by whom any such contract shall be made may, on good and sufficient cause, extend for a reasonable time the period fixed for the completion thereof (Id., sec. 356, amended.)

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

Sec. 226. The amount due contractors on all contracts, and on work now in progress under contracts, on account of regulating and paving streets, building

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

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

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

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

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

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

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

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

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

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

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

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

Sec. 236. No area, steps, stoop, courtyard, or other projection shall hereafter be made, built or erected in contravention of the preceding section of this ordinance. A violation of this provision shall be a misdemeanor and there shall in addition thereto be a penalty of \$10 for such offense, and of \$10 for each and every day that such offense shall continue, to be paid by the person or persons committing such misdemeanor. (R. O. 1897, sec. 771, with verbal changes.)

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

Sec. 238. No area, steps, stoop, courtyard, or other projection, shall hereafter be made, built or erected in contravention of the preceding section of this ordinance. A violation of this ordinance shall be a misdemeanor and there shall in addition thereto be a penalty of \$10 for such offense, and of \$10 for each and every day that such offense shall continue to be paid by the person or persons committing such misdemeanor. (R. O. 1897, sec. 333.)

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

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

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

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

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

Sec. 243A. Whenever any house or lot in any street in the Borough of Manhattan shall have been numbered or renumbered, according to law or the provisions of these ordinances, it shall be the duty of the President of the Borough to cause to be served upon the owner of the house so numbered or renumbered, or upon his agent, or upon the sole lessee (if any) of such house, either personally or by leaving at the residence of said owner, agent or lessee a copy of the resolution or ordinance so numbering or renumbering such house, together with a notice designating the numbering or renumbering of the same, directed to such owner, agent or lessee. If such owner, agent or lessee shall fail, within ten days after such service, to number or renumber in a conspicuous manner the house so numbered or renumbered, as aforesaid, the one or such of them so notified, and failing as aforesaid, shall be jointly and severally liable to a penalty of one dollar for each day after the expiration of said ten days, until said resolution or ordinance shall have been complied with. Provided, however, that the penalty above provided for shall not be recoverable in either of the following cases: First, as against the agent if he offer satisfactory proof that compliance with the resolution or ordinance is not within the scope of his authority; second, as against lessee, if he offer satisfactory proof that his control of the demised house does not extend to numbering or renumbering the same; third, as against any defendant who shall prove that the house in question has been numbered or renumbered within the two years last preceding the date of the beginning of the action for such penalty. A copy of this section shall be indorsed upon each notice so served as aforesaid.

Sec. 243B. No licensed peddler, vender, hawker or huckster shall be allowed to cry his or her wares within two hundred and fifty feet of any school, court-house, church or hospital, between the hours of 8 o'clock a. m. and 4 o'clock p. m. on school days; or stop or remain in Nassau street, between Spruce and Wall streets; or in Chambers street, between Broadway and Centre street; or in Fulton street, between Broadway and Pearl street; or in Avenue A, between Houston and Seventh streets; Park row, from New Chambers to Ann street; Centre street, from New Chambers street to Park row; Nassau street, from Park row to Ann street; Avenue B, from Houston street to Fourteenth street; or in Avenue C, from Houston street to Fourteenth street.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Sec. 277. No person or persons shall erect or maintain within the Borough of Brooklyn any building, shed, or other structure in which is or shall be carried on the manufacture of asphaltum, unless such building, shed or other structure shall first have been inspected and approved by the Department of Health, and the manufacture of asphaltum shall not be permitted or conducted at any place within the Borough of Brooklyn without a special written permit from the Department of Health. Any person or persons who shall violate the provisions of this ordinance, or either of such provisions, shall be subject to a penalty of two hundred and fifty dollars for every such offense. (Brooklyn Ords., ch. 3, art. VII., sec. 40.)

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

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

Sec. 280. Any owner or owners of property in the Borough of Brooklyn may lay a sidewalk in front of his, her or their premises, of such material and in such a manner as may be prescribed by ordinance, or by the President of the Borough, but no sidewalk shall be so laid unless under a written permit issued by the President of the Borough, which permit shall state the kind of material to be used in forming such sidewalk. If bluestone or granite flags are to be used, they shall be of the following dimensions, to wit: Not less than five feet in length nor less than three feet in width, and not less than two and one-half inches in thickness at the thinnest part; provided, however, that where the sidewalk is to be laid the full width thereof, the outer and inner courses of flags may be of lesser length, but shall conform to the other courses in thickness and width, each and every course to be of flags of a uniform length. The specifications for flagging the sidewalks of various streets in

the Borough of Brooklyn to be done under public contracts shall apply to the work to be done under any permit issued as aforesaid in every respect, as to quality of stone, foundation for flagging, filling of joints, regulating the grade of sidewalks, relaying of sidewalks to full width, cleaning up rubbish, defective work, condemned material, etc., so far as the same can be made properly applicable to such private work. The penalty for a violation of any of the foregoing provisions shall be ten dollars for each offense.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

For trenches not more than four (4) feet in depth, or more than thirty (30) feet in length.....	\$2 00
For trenches over four (4) feet and under nine (9) feet in depth and not more than thirty (30) feet in length.....	3 00

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

(Resolution 2345 of 1903.)

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

A.	Where street is less than forty (40) feet wide to be determined by the President of the Borough, as each special case may require.....	Special
B.	Where street is forty (40) feet wide and less than fifty (50), feet.....	10
C.	Where street is fifty (50) feet wide and less than sixty (60), feet.....	12½
D.	Where street is sixty (60) feet wide and less than seventy (70), feet.....	15
E.	Where street is seventy (70) feet wide and less than eighty (80), feet.....	17½
F.	Where street is eighty (80) feet wide and less than one hundred (100), feet.....	20
G.	Where street is one hundred (100) feet wide and over, feet.....	25

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

Sec. 312. All sidewalks shall be laid on a grade rising from top of the curb one-half (½) of an inch to each foot where only one five (5) foot width of pavement is laid, and of one-third (1-3) of an inch where the whole sidewalk width is to be paved.

(Resolution 1935 of 1903.)

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

Sec. 313. It shall be the duty of every person, company or corporation operating or controlling any railroad in the Twenty-third or Twenty-fourth Wards, in the Borough of The Bronx, upon which cars are drawn by locomotive engines other than those known as "dummies" to erect and maintain suitable and substantial gates or doors on each and either side of said railroad, at every point in said borough at which its road or tracks cross any public street, road or avenue at the grade thereof. Such gates or doors shall be kept well painted and in good repair, and be attended at all times during

the approach and passage of cars or trains by sober, careful and experienced men, whose duty it shall be to keep the tracks clear of all horses, cattle and vehicles, to properly warn all persons against crossing said tracks during the approach of any train, locomotive or car, and to close said gates or doors at least one minute before the passage of any locomotive, engine or car over said public street, road or avenue. (R. O. 1897, sec. 597, with verbal changes.)

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

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

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

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

(Resolution 1157 of 1904.)

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

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

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

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

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

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

#### Chapter 8—Traffic Regulations.

##### Article 1—Railroads.

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

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

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

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

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

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

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

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

Sec. 331. The Mayor is hereby authorized to grant licenses, from time to time, to drivers of such cars, as often as may be necessary, and to suspend and revoke the same whenever he may deem it expedient; and every driver of such car shall, on receiving his license, pay therefor to the Mayor the sum of one dollar, which will entitle every such driver to drive any such car for one year from the date of such license, and every renewal thereof shall be fifty cents, payable in like manner. Every such driver shall, while at work, wear conspicuously upon his breast a badge having legibly engraved thereon the words "Licensed Car Driver," together with the number of his license, such badge to be approved and furnished by the Chief of the Bureau of Licenses. (R. O. 1897, sec. 592, with verbal changes.)

Sec. 332. In all cases where, by law, a passenger is entitled to be carried for one fare over the route or routes of any company or companies operating a street surface railroad or railway in The City of New York, and such company or companies

shall require to transfer such passenger from one car to another, there shall be conspicuously posted and maintained by such company or companies, on the inside of every car employed in traversing such route or routes, a notice that a transfer ticket will be furnished without additional charge to each and every passenger, who, having paid one fare, desires to traverse such route or routes. (R. O. 1897, sec. 593.)

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

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

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

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

Sec. 337. Any company, manager, employee or servant of any railroad company or companies, who shall allow or suffer any violation of the preceding section of these ordinances to be committed within any of said tunnels, shall pay a penalty of fifty dollars, and in default of payment of such penalty, shall be punished by imprisonment as provided by section 85 of the New York City Consolidation Act of 1882. (R. O. 1897, sec. 601.)

Sec. 338. Such penalty shall be without prejudice to the right of action of any person injured by violation of this ordinance. (R. O. 1897, sec. 602.)

Sec. 339. The several railroad companies whose lines terminate at the port of New York may draw or cause to be drawn their freight cars by the use of dummy engines furnished by the said railroads, or the Central Park, North and East River Railroad Company as may be agreed upon between the hours of 7 o'clock in the evening and 5 o'clock in the morning, between the 15th day of April and the 15th day of September, and between the hours of 6 o'clock in the evening and 5.30 o'clock in the morning, between the 15th day of September and the 15th day of April in each year, over the railroad tracks used by the said Central Park, North and East River Railroad Company on West street, and from West street to and on the East river side of the Borough of Manhattan, as far as Grand street, with the consent of said company, and also to lay down railroad tracks to and upon any of the bulkheads and piers and into warehouses on the North and East rivers to connect with any railroad tracks now laid on West street, and also to connect with any railroad tracks from West street to Grand street on or near the East river used by the said Central Park, North and East River Railroad Company, with the necessary branches, switches and turnouts, and to run their freight cars thereon, provided the consent of the owners, lessee or lessees of said bulkheads and piers and warehouses for the construction of said branches, switches and turnout be first had and obtained. Every railroad company which shall avail itself of the permission hereby granted shall limit the number of loaded cars to be drawn by a dummy engine at any one time to fifteen, and the speed of said engine to six miles an hour, and shall pay to The City of New York an annual license fee of fifty dollars for each dummy engine run by said company. None of said cars shall be permitted to stand on said railroad tracks, nor shall they be loaded or unloaded except on said bulkheads and piers, or in said warehouses, provided always that said Central Park, North and East River Railroad Company shall extend equal privileges to said first-mentioned companies in the use of its railroad tracks. (R. O. 1897, sec. 603.)

Sec. 340. Each street, surface or other railroad company operating or running passenger cars on the surface of any street, avenue or thoroughfare, shall, between the 1st day of October and 1st day of April in each year, properly heat and keep heated every car on its line or lines whenever the temperature upon the street shall fall below 40 degrees Fahrenheit. (R. O. 1897, sec. 604.)

Sec. 341. A failure to heat and keep heated each car where the thermometer shall record a temperature below 40 degrees Fahrenheit shall subject the company or companies so violating the conditions of the preceding section to a penalty of twenty-five dollars fine for each and every failure so to do. (R. O. 1897, sec. 605, with verbal changes.)

Sec. 342. Every car owned, operated, managed or controlled by a street surface railroad company in the streets or highways of The City of New York, shall carry throughout its route on the outside, in front and on top of each and every car so operated, a signboard or placard upon which shall appear conspicuously the destination of the said car. Every such company must carry for a single fare upon such car, without change therefrom, each and every passenger to any regular stopping place desired by him, upon said car's route, in the direction of the destination so designated; and for every violation of the ordinance there shall be recoverable against the company so offending a penalty of one hundred dollars in an action to be brought in the name of The City of New York.

Sec. 343. The preceding section of these ordinances shall not apply to a transfer made to a connecting line, going in a different direction from that in which such car may be going, nor where by reason of any accident compliance with the ordinance is rendered impossible.

#### Article 2—Elevated Railroads.

Sec. 344. There shall be placed or suspended and lighted beneath each depot station of the several elevated railroads two lights of gas or other illuminating material of not less power, inclosed in "boulevard lamps" or glass globes, of such pattern and in such places under said depots as shall be approved by the President of the Borough in which such depot is located, and every such light shall be kept burning during the same hours as the ordinary street lamps. Every failure to comply with the provisions of this section on the part of the president, superintendent, directors or other officer of every such railroad company shall be deemed a misdemeanor and shall be punished on a conviction before any of the City Magistrates by a fine not exceeding ten dollars for each offense, or in default of payment of such fine, by imprisonment not exceeding ten days. (R. O. 1897, sec. 608, with verbal changes.)

Sec. 345. It shall not be lawful to permit any oil, grease, water, coal, scraps of iron, tools, or other liquid or solid substances to fall or be dropped or be thrown from any engine, car, track, depot or other part or portion of the elevated railroads, into or upon any street, avenue or public place; and every person offending against the above provisions of this section, and the president, superintendent, directors or other officers of every such railroad company who shall permit or allow any of the employees, agents or servants of any railroad company to violate any of the provisions of this section shall be deemed guilty of a misdemeanor, and on conviction thereof before any of the City Magistrates of this City shall pay a fine not exceeding ten dollars for each offense, or in default of payment of said fine shall be imprisoned for a term not exceeding ten days. (R. O. 1897, sec. 609, with verbal changes.)

Sec. 346. All elevated railroad companies and other companies operating elevated railroads shall place a guard rail and a board pathway on each side and in the centre of such elevated structures throughout the entire length thereof, and keep and maintain the same. For a violation of this ordinance each such company shall be liable to a penalty of \$50 for each day such violation shall continue.

#### Article 3—Snowploughs and Sweeping Machines by Railroad Companies and Others.

Sec. 347. No street or horse car railroad or stage company, proprietor or corporation, or other officers, agents or servants thereof, shall cause or allow any snowplough, sweeping machine or other similar instrument to pass over the tracks or lines occupied or used by them, unless by the express permission in that behalf to be granted to them by the Mayor. (R. O. 1897, sec. 684, with verbal changes.)

Sec. 348. Any of the said corporations, proprietors or companies who or which shall violate the provisions of the above section shall be punished by a penalty of fifty dollars for each offense, and the officers, agents or servants of such corporations, proprietors or companies who shall violate the said provisions shall be punished by a penalty of fifty dollars for each offense. (R. O. 1897, sec. 685, with verbal changes.)

Sec. 349. No such permit or renewal thereof shall be granted unless on the express condition and agreement to be assented to on the part of the company, proprietor or corporation applying for such permit or renewal, that in case of any fall of snow so deep that the throwing up of the snow by any such snowplough or machine will render the highway unsafe for travel, or make inconvenient the approach to the curbstone, then, within twenty-four hours after any such fall of snow and after the use of such snowplough or machine, such company, proprietor or corporation shall and will, at his or their own expense, remove and carry away the snow thrown up by such plough or machine, and shall and will reduce the snow upon the highway adjacent to their tracks or lines to such level as will make convenient for all vehicles the approach to the curbstone, and render the whole width of the roadway safe for travel; and that such snowplough, sweeping machine or other instrument be so constructed as not to throw any snow or slush on the walks or buildings under a penalty of ten dollars for every house or sidewalk in front thereof upon which such snow or slush shall be thrown. (R. O. 1897, sec. 686, with verbal changes.)

Sec. 350. No such permit or renewal shall be granted unless such company, proprietor or corporation shall expressly covenant, stipulate and agree that in case of his or their failure, neglect or omission to remove and carry away the snow to be thrown up by such snowplow or machine, and to reduce and level the snow on the adjacent highway within the time and manner aforesaid, then same may be removed, reduced and levelled under the direction of the Commissioner of Street Cleaning, and the expense of such removing, reducing and levelling shall be paid by such company, proprietor or corporation to the said Commissioner on demand. (R. O. 1897, sec. 687.)

Sec. 351. In case of the neglect or refusal or omission of any company, proprietor or corporation to whom such permit or renewal may be granted, to remove and carry away the snow thrown up by such plow or machine, and to reduce and level the snow within the time and in the manner aforesaid, then the Commissioner of Street Cleaning, by the direction of the Mayor, shall forthwith cause the same to be removed, reduced and levelled at the public expense, and all the expenditures made or incurred therefor shall be chargeable upon the company, proprietor or corporation so refusing, neglecting or omitting to perform his or their agreement, and the same shall be recoverable by an action at law, to be commenced by the Corporation Counsel on behalf of the city. (R. O. 1897, sec. 688, with verbal changes.)

Sec. 352. The permission to use such plow, sweeper or similar machine, shall be determined by and continue only during the pleasure of the Mayor. (R. O. 1897, sec. 689.)

#### Article 4—Removal Snow, Ice and Other Matter.

Section 353. No person or persons shall throw, cast or lay, or direct, suffer or permit any servant, agent or employee to throw, cast or lay any ashes, offal, vegetables, garbage, dross, cinders, shells, straw, shavings, paper, dirt, filth or rubbish of any kind whatsoever in any street in The City of New York, either upon the roadway or sidewalk thereof, except that in the morning before 8 o'clock or before the first sweeping of the roadway by the Department of Street Cleaning, in the boroughs of Manhattan, Brooklyn and The Bronx, dust from the sidewalk may be swept into the gutter, if there piled, but not otherwise, and at no other time.

The wilful violation of any of the foregoing provisions of this section shall be and is hereby declared to be a misdemeanor, subject to the jurisdiction of the City Magistrates, and shall be punished by a fine of not less than one dollar nor more than ten dollars, or by imprisonment for a term of not less than one nor more than five days.

Sec. 354. No person other than an authorized employee or agent of the Department of Street Cleaning, or the Bureau of Street Cleaning in the boroughs of Queens and Richmond, shall disturb or remove any ashes, garbage, or light refuse or rubbish placed by householders, or their tenants, or by occupants or their servants, within the stoop or area line, or in front of houses or lots, for removal, unless requested by residents of house.

Sec. 355. It shall be the duty of all persons and corporations engaged in sprinkling the streets of The City of New York to use on asphalt pavement a quantity of water sufficient thoroughly to wash off and clean the same, and on all other pavements to use not more water than shall be sufficient to lay the dust thereon.

Every street railroad corporation in the boroughs of Richmond and Queens shall sprinkle the pavement between its tracks and rails when and as often as directed so to do by the Superintendent of Highways. Water shall be furnished for this purpose free of charge by The City of New York.

Sec. 356. No one being the owner, driver, manager or conductor of any cart or other vehicle, or of any receptacle, shall scatter, drop or spill, or permit to be scattered, dropped or spilled, any dirt, sand, gravel, clay, loam, stone or building rubbish, or hay, straw, oats, sawdust, shavings or other light materials of any sort, or manufacturing, trade or household waste, refuse, rubbish of any sort, or ashes or manure, garbage or other organic refuse or other offensive matter therefrom, or permit the same to be blown off therefrom by the wind, or upon any street, avenue or public place.

Sec. 357. No person shall throw, cast or distribute in or upon any of the streets, avenues or public places, or in front yards or stoops, any hand bills, circulars, cards or other advertising matter whatsoever.

Sec. 358. Every owner or lessee of any building or lot of ground in the City abutting upon any street, avenue or public place where the sidewalk is paved, shall, within four hours after the snow ceases to fall, or after the deposit of any dirt upon said sidewalk, remove the snow, ice or dirt from the sidewalk and gutter, the time between 9 p. m. and 7 a. m. not being included in the above period of four hours; provided, however, that such removal shall in all cases be made before the removal of snow and ice from the roadway by the Commissioner of Street Cleaning, or by the Borough President of Queens or Richmond for the removal of snow, ice or dirt, except that in the boroughs of Queens or Richmond any owner or lessee of any ground abutting upon any paved street, avenue or public place for a linear distance of 500 feet or more, shall be considered to have complied with this ordinance, if such person shall have begun to remove the snow and ice from the sidewalk and gutter before the expiration of the said four hours, and shall continue such removal and shall complete it within a reasonable time.

Sec. 359. In case the snow and ice on the sidewalk shall be frozen so hard that it cannot be removed without injury to the pavement, the owner, lessee, tenant, occupant or other person having charge of any building or lot of ground as aforesaid, shall, within the time specified in the last preceding section, cause the sidewalk abutting on the said premises to be strewed with ashes, sand, sawdust, or some similar suitable material, and shall, as soon thereafter as the weather shall permit, thoroughly clean said sidewalk.

Sec. 360. Whenever any owner, lessee, tenant, occupant or other person having charge of any building or lot of ground abutting upon any street or public place, where the sidewalk is paved, shall fail to comply with the provision of any ordinance of the City for the removal of snow and ice, dirt, or other material from the sidewalk or gutter in the street, on the side of the street on which such building or lot abuts, the Commissioner of Street Cleaning, or the Borough President of Queens or Richmond may cause such removal to be made, meeting such expense from any suitable Street Cleaning or Highway Fund, and thereafter the expense of such removal as to each particular lot of ground, shall be ascertained and certified by the said Commissioner of Street Cleaning or by the President of Queens or Richmond to the Comptroller of the City and the Board of Estimate and Apportionment may authorize such additional expenditures as may be required for the said removal of such ice and snow, dirt or other material, to be repaid to the fund from which the payments were made, or instead in the boroughs of Queens or Richmond to the special funds "Restoring and Repaving" in said boroughs, if the Presidents of these boroughs so elect, with proceeds from the issue and sale of revenue bonds which shall be sold by the Comptroller, as provided by law.

The Commissioner of Street Cleaning or Borough President of Queens or Richmond shall, as soon as possible, after the work is done, certify to the Corporation Counsel the amount of the expense chargeable against each piece of property, with a description of said property as assessed on the last preceding assessment roll, and the name or names of the owner or owners, lessee, occupant or occupants of the

property, where possible to obtain the same. The Corporation Counsel is hereby directed and authorized to sue for and recover the amount of this expense, together with \$10 penalty for each offense, and when so recovered the amount shall be turned over to the City Chamberlain to be deposited to the credit of the general fund of The City of New York for the reduction of taxation.

Sec. 361. It shall be the duty of the Commissioner of Street Cleaning and the Borough Presidents of Queens and Richmond, immediately after every snowfall or the formation of ice on the crosswalks or in the culverts or paved streets, avenues or public places, forthwith to cause the removal of said snow and ice from the said crosswalks and culverts, and to keep the crosswalks and culverts aforesaid clean and free from obstruction.

Sec. 362. Every street railroad corporation shall remove all the snow and ice from its tracks and the spaces between, and shall not throw the same on either side thereof, and shall immediately carry away and dispose of the same under the direction of the Commissioner of Street Cleaning, or the Borough President of Queens or Richmond under a fine of one hundred dollars for every city block in length, in which the said corporation shall fail to so remove and dispose of the same, as aforesaid; provided, however, that for the more speedy and effective removal of snow and ice from the paved streets, avenues and public places of the city, the Commissioner of Street Cleaning and the Borough Presidents of Queens and Richmond shall have power and authority in their respective boroughs to enter into agreements for the entire winter season, or part thereof, with any street surface railroad or other railroad having tracks in the city for the removal of snow and ice for the entire width of the street, avenue or public place, from house-line to house-line, at any part of the route of the said railroad, provided that nothing in said agreements shall be inconsistent with any law of the State of New York or with any right of The City of New York.

Sec. 363. It shall not be lawful for any surface railroad company or other company, or any corporation of persons whatever, or the officers, agents or servants thereof, to cause or allow any snow plow, sweeping machine or other similar instrument to pass over the tracks or lines used by them within the limits of the city unless by the written permit of the Commissioner of Street Cleaning or the Borough President of Queens or Richmond; any violation of this section shall be punished by a fine not exceeding one hundred dollars for each such offense.

Sec. 364. No such permit or renewal thereof shall be granted except upon the condition and agreement upon the part of the company applying for such permit or renewal that the party to whom the said permit has been granted shall and will, at his own expense, promptly remove and carry away the snow thrown up by such plow or machine, and that such snow plow, sweeping machine or other instrument shall be so constructed as not to throw any slush or snow upon the sidewalks or buildings, under a penalty of ten dollars for every house, or sidewalk in front thereof, upon which slush or snow shall be thrown.

Sec. 365. No such permit or renewal shall be granted unless the party to whom granted shall expressly covenant, stipulate and agree that in case of its failure, neglect or omission to promptly remove and carry away the snow and ice thrown up by such snowplow or other instrument, then the same may be removed under the direction of the Commissioner of Street Cleaning or the Borough President of Queens or Richmond, and the expense of removing the same shall be paid by the said party to the said Commissioner or the Borough President of Queens or Richmond, on demand, and the Board of Estimate and Apportionment may authorize that the amount or amounts of money so paid shall be credited to the appropriation for Street Cleaning, in the respective boroughs, for the removal of snow and ice; but nothing herein contained shall be deemed to prohibit said Commissioner or Borough Presidents from demanding, before issuing said permit, and as a condition thereof, the deposit of such sum of money or other security as in their judgment may be necessary to pay the cost of properly performing the work above mentioned, together with the expense of the inspection thereof.

Sec. 366. In case of neglect or refusal or omission of the party to whom such permit may be granted promptly to remove and to carry away the snow and ice thrown up by such plow or instrument, then the Commissioner of Street Cleaning or the Borough President of Queens or Richmond may forthwith cause the same to be removed at the public expense, and all expenditures made or incurred therefor shall be chargeable upon the party so neglecting, refusing or omitting to perform its agreement, and shall be recoverable by an action at law on behalf of The City of New York, and when so recovered shall be placed to the credit of the Department of Street Cleaning or the Bureau of Street Cleaning in the boroughs of Queens or Richmond, as the case may be, to supply the deficiency occasioned by such additional expenditure.

Sec. 367. Any person violating any provision or regulation hereof shall be deemed guilty of a misdemeanor, and upon conviction thereof by any magistrate, either upon confession of the party or competent testimony, may be fined for such offense any sum not less than one dollar and not exceeding three dollars, except as herein otherwise provided; and in default of payment of such fine may be committed to prison by such magistrate until the same be paid, but such imprisonment shall not exceed one day.

#### Article 5—Sprinkling Salt or Other Substance in the Street.

Sec. 368. Every person who shall throw, expose or place, or who shall cause or procure to be thrown, exposed or placed in or upon any street, highway or public place, except upon the curves, crossings or switches of railroad tracks, any salt, saltpetre or other substance for the purpose of dissolving any snow or ice which may have fallen or been deposited thereon, shall be guilty of a misdemeanor. It shall not be lawful for any person to throw or place upon the curves, crossings or switches of railroad tracks any salt, saltpetre or other substance for the purpose of dissolving snow or ice, unless permission therefor be first obtained from the Mayor. (R. O. 1897, sec. 693.)

#### Article 6—Rules of the Road.

Section 369. Vehicles Keeping to the Right—Vehicles shall keep to the right, and as near the right hand curb as possible.

Sec. 370. Vehicles Meeting—Vehicles meeting shall pass each other to the right.

Sec. 371. Vehicles Overtaking Others—Vehicles overtaking others shall, in passing, keep to the left.

Sec. 372. Turning and Starting—The driver or person having charge of any vehicle, before turning the corner of any street, or turning out or starting from or stopping at the curb line of any street, shall first see that there is sufficient space free from other vehicles, so that such turn, stop or start may be safely made, and shall then give a plainly visible or audible signal.

Sec. 373. Turning to the Right Into Another Street—A vehicle turning to the right into another street shall turn the corner as near to the curb as practicable.

THUS:



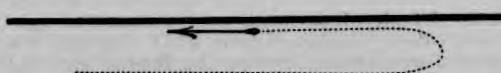
Sec. 374. Turning to the Left Into Another Street—A vehicle turning to the left into another street shall pass to the right of and beyond the centre of the street intersection before turning.

THUS:



Sec. 375. Crossing Streets—A vehicle crossing from one side of the street to the other shall do so by turning to the left so as to head in the same direction as the traffic on that side of the street.

THUS:



Sec. 376. Stopping at Curb—No vehicle shall stop with its left side to the curb.

Sec. 377. Driving, Backing, etc., on Sidewalk—It shall not be lawful for any public cartman, or for any person driving or having charge of any public cart, wagon or other vehicle, to drive or back any such public cart or any other cart, wagon or other vehicle, onto the sidewalk of any of the streets of said City, except as hereinafter provided, or to stop any such cart, or any other vehicle, on any of the crosswalks or intersections of streets, so as to obstruct or hinder the travel along such crosswalks or intersection of streets, or to place any such carts or other vehicles crosswise of any streets of said City, except to load theron or unload therefrom; but in no case shall it be lawful for any person to permit such cart or other vehicle to remain so crosswise of any street for a longer period than may be actually necessary for such purpose; but it shall be lawful for the owner or occupant of any store, warehouse or building in any street or avenue in which the rails of any railroad company are laid so close to the curbstones as to prevent the owners or occupant from keeping any such cart or other vehicle in the carriageway in front of his place of business without interference with the passing cars of any such railroad company to occupy with such cart or other vehicle during business hours so much of the sidewalk as may be necessary for such cart or other vehicle; provided that sufficient space be retained for the passage of pedestrians between the cart or other vehicle so permitted to occupy such portion of the sidewalk and the stoop or front of every such store, warehouse or other building. In no case shall it be lawful to place any such carts, wagons or other vehicles, crosswise of the carriageway on Broadway or Fifth avenue, south of Fifty-ninth street, or on Park row, nor shall any such cart, wagon or other vehicle be permitted to remain in front of any premises on said Broadway or Fifth avenue south of Fifty-ninth street, or on Park row, unless placed in close proximity to the curb, with the side of such cart, wagon or other vehicle parallel therewith.

Sec. 378. In no case shall a vehicle remain backed up to the curb, excepting when actually loading or unloading.

Sec. 379. Stopping Close to Curb Line—Unless in an emergency or to allow another vehicle (as provided in sections 16, 17 and 18) or pedestrians to cross its path, no vehicle shall stop in any public street or highway of this City, except close to the curb line.

Sec. 380. Obstructing Crossings—No vehicle shall stop, for the purpose of taking or setting down a passenger or loading or unloading freight, or for any other purpose except in case of accident or other emergency, or when directed to stop by the police, in such a way as to obstruct any street or crossing.

Sec. 381. Stopping Near Corners—No vehicle shall stop or stand within the intersection of any street, nor within ten feet of a street corner.

Sec. 382. Surface Cars Taking on or Discharging Passengers—Surface cars shall stop only on the far side of the street, and after reaching crosswalk, to discharge or take on passengers.

Sec. 383. Right of Way—On all public streets and highways of the City, all vehicles going in a northerly or southerly direction shall have the right of way over any vehicle going in an easterly or westerly direction.

Sec. 384. Right of Way of Certain Vehicles—The officers and men of the Fire Department and Fire Patrol, with their fire apparatus of all kinds, when going to, or on duty, at or returning from a fire, and all ambulances, and the officers and men and vehicles of the Police Department, and all physicians who have a Police permit (as hereinafter provided) shall have the right of way in any street and through any procession, except over vehicles carrying the United States mail. The Police Department is hereby empowered to issue, upon application therefor, a permit for such right of way to any duly registered physician, which permit shall not be transferable.

Sec. 385. Right of Way of Cars—Subject to the preceding section of this article, surface cars running on tracks laid in the streets especially for their use shall have the right of way along such tracks, between cross streets, over all vehicles moving in the same direction at a less rate of speed than ten miles an hour; and the driver of any vehicle proceeding upon the track in front of a surface car shall turn out as soon as possible upon signal by the motorman or driver of the car.

Sec. 386. Signal in Slowing Up or Stopping—In slowing up or stopping, a signal shall always be given to those behind by raising the whip or hand vertically.

Sec. 387. Signal for Automobiles—Every person driving an automobile or motor vehicle shall, at the request or signal by putting up the hand, from a person driving or riding a restive horse or horses, or driving domestic animals, cause the automobile to immediately stop, and to remain stationary as long as may be necessary to allow said horses or domestic animals to pass.

Sec. 388. Slowly Moving Vehicles—Vehicles moving slowly shall keep as close as possible to the curb line on the right, so as to allow faster moving vehicles free passage on the left.

#### Article 7.—Speed.

Sec. 389. Speed of Vehicles—The following rates of speed through the streets of the City shall not be exceeded, that is: Eight miles an hour by bicycles, tricycles, velocipedes and motor vehicles, however propelled or by passenger and other vehicles drawn by horses or other animals, except that in portions of the City not built up, where the buildings are at least one hundred feet apart, a speed of fifteen miles an hour may be maintained.

Sec. 390. Exceptions—Nothing in this article shall apply to the apparatus and wagons of the Fire and Police Departments, the Fire Patrol, ambulances, emergency repair wagons of street railroads, and vehicles carrying the United States mail.

Sec. 391. Excessive Speed Prohibited—No person riding, driving or in charge of any vehicle on any street, avenue, pathway or driveway in the City shall drive the same at a speed greater than reasonable and proper, having regard to the traffic and use of the highways, or so as to endanger the life or limb of any person.

Sec. 392. Speed in Crossing Streets and Turning—No vehicle shall cross any street or avenue running north and south, or make any turn at a speed rate exceeding one-half its legal speed limit.

#### Article 8.—Lights.

Section 393. Lights—Each and every vehicle using the public streets or highways of this City, except vehicles of licensed truckmen, shall show, between one hour after sunset and one hour before sunrise, a light or lights, so placed as to be seen from the front and each side; if dash lantern is carried, it shall be placed on the left-hand side; such light or lights to be of sufficient illuminating power to be visible at a distance of two hundred feet; said light or lights shall show white in front, but may be colored on the sides, excepting licensed truckmen. Every automobile shall exhibit during the same period two lamps showing white lights visible at a distance of three hundred feet in the direction toward which the automobile is proceeding, and shall also exhibit a red light, visible in the reverse direction. The lamps shall be so placed as to be free from obstruction to light from other parts of said automobile. In the Borough of The Bronx, excepting south of Tremont avenue and One Hundred and Seventy-seventh street, east of Jerome avenue and west of the Bronx river, and in the Boroughs of Richmond and Queens, and in the Twenty-sixth, Thirtieth, Thirty-first and Thirty-second Wards of the Borough of Brooklyn, every car or other vehicle between said hours, while moving on, along or standing upon the portion of streets in said boroughs or parts of boroughs, shall also carry a light or lights of such illuminating power as to be plainly visible two hundred feet, both ahead and behind said car or vehicle.

Sec. 394. Exceptions—But this section shall not apply to any equestrian, or to any animal led or driven, not attached to any vehicle, nor to the rider of a bicycle, tricycle or similar vehicle, whose light has become extinguished, or who is necessarily absent from his home without a light, when going at a pace not exceeding six miles an hour, when a clearly audible signal is given as often as thirty feet are passed over.

#### Article 9.—Improper Use of Streets.

Section 395. Coasting Forbidden to Bicycles—No bicycle shall be allowed to proceed in any street of the City by inertia or momentum, with the feet of the rider removed from the pedals.

Sec. 396. Trick Riding Forbidden—No rider of a bicycle shall remove both hands from the handle-bars, or practice any trick or fancy riding in any street.

Sec. 397. Carrying Children on Bicycles—No bicyclist in The City of New York shall carry upon his bicycle any child under the age of five years.

Sec. 398. Ages of Drivers—Drivers or persons in charge of vehicles other than licensed vehicles shall not be less than sixteen years of age, unless provided with a permit from the Police Department.

Sec. 399. Riding on Backs of Vehicles—No person shall ride upon the back of any vehicle without the consent of the driver, and when so riding no part of the person's body must protrude beyond the limits of the vehicle.

Sec. 400. "Cruising" by Hacks, Etc., Forbidden—No public or private hack, while awaiting employment by passengers, shall stand in or upon any public street or place other than at or upon public or private hackstands, respectively, designated by the Board of Aldermen; nor shall any hackman seek employment by repeatedly and persistently driving his hack to and fro in a short space before, or by otherwise interfering with proper and orderly access to, or egress from, any theatre, hall, hotel, public resort, railway or ferry station, or other place of public gathering, but any hackman may solicit employment by driving through any public street or place without stops other than those due to obstruction of traffic, and at such speed as not to interrupt or impede traffic, and may pass and repass before any theatre, hall, hotel, public resort, railway or ferry station or other place of public gathering, provided that after passing such public place he shall not turn and repass until he shall have gone a distance of two blocks beyond such place.

#### Article 10—Use of sidewalks.

Section 401. Driving on Sidewalks—Except as provided in this article, no horse or vehicle shall be driven, backed, led or allowed to stand on any sidewalk which has been curbed, except that wares or merchandise in process of loading and unloading, shipment, or being received from shipment, may be transferred from trucks or other vehicles over the sidewalk by the use of skids, or by backing up trucks on the sidewalk in so doing, provided a passageway be kept open within the stoop line of buildings for the free passage of pedestrians.

Sec. 402. Leading Bicycles—Riders of bicycles, when dismounted, may lead their bicycles along the sidewalk in single file, and bicycles may be allowed to stand on the sidewalk, provided they are within the stoop line and cause no obstruction.

Sec. 403. Riding on Sidewalks—Bicycles may be ridden on the sidewalks of any street in the suburbs of the City, the roadway of which is not reasonably rideable for such vehicles.

Sec. 404. Driving across Sidewalks—Nothing contained in this article shall prevent the riding or driving of horses or vehicles from private property directly across the sidewalks of any street to the roadway, or from the roadway back to such private property.

#### Article 11—General Rule Covering the Use of Streets.

Section 405. Reasonable Care to be Used—Nothing contained herein or omitted herefrom shall be construed or held to relieve any person using, or traveling, or being upon any street, for any purpose whatever, from exercising all reasonable care to avoid or prevent injury through collision with all other persons and vehicles.

Sec. 406. Traffic Not to be Obstructed—No vehicle shall be allowed to remain upon or be driven through any street of The City of New York so as wilfully to blockade or obstruct the traffic of that street.

No vehicle shall be so overloaded that the horse or horses are unable to draw it.

#### Article 12—Powers of Police Department.

Section 407. Police Department to Regulate Traffic—The Police Department shall have all powers and duties in relation to the management of vehicular traffic.

Sec. 408. Police Department to See That Ordinances Are Posted—The Police Department shall see that these ordinances are posted in all public stables and at the hacks, cab and truck stands, and shall keep copies of them at all of its stations and issue them on application.

#### Article 13—Definitions.

Section 409—Definitions of Terms Used Herein—The following terms, whenever used herein, except as otherwise specifically indicated, shall be defined to have, and shall be held to include each of the meanings herein below respectively set forth; and any such term used in the singular number shall be held to include the plural.

Street—Every avenue, boulevard, highway, roadway, cartway, lane, alley, strip, path, square and place used by or laid out for the use of vehicles.

Roadway—That portion of any street which is included between the curbs or curb-lines thereof and is designed for the use of vehicles.

Curb—The lateral boundaries of that portion of a street designed for the use of vehicles, whether marked by curbstones or not so marked.

Vehicle—Every wagon, carriage, omnibus, sleigh, pushcart, bicycle, tricycle and other conveyance (except baby carriages), in whatever manner or by whatever force or power the same may be driven, ridden or propelled, which is or may be used for or adapted to pleasure riding or the transportation of passengers, baggage or merchandise upon the street; and every draught and riding animal, whether driven, ridden or led, excepting that an animal or animals attached to any vehicle shall, with such vehicle, constitute one vehicle.

#### Article 14—Penalties for Violations.

Section 410. Penalties for Violations—Any person violating any provision or regulation of Articles 6 to 13, inclusive, shall be deemed guilty of a misdemeanor, and upon conviction thereof by any Magistrate, either upon confession of the party or by competent testimony, may be fined for such offense any sum not less than one dollar and not exceeding ten dollars, and in default of payment of such may be committed to prison by such Magistrate until the same be paid; but such imprisonment shall not exceed ten days.

Sec. 411. No horse shall be suffered or permitted to go loose or at large in any street, under the penalty of ten dollars for every such offense, to be paid by the owner or person having the care, charge or keeping therof, severally and respectively. (R. O. 1897, sec. 373, with verbal changes.)

Sec. 412. No person shall run or race any horse in any public street, road or avenue, nor shall consent to or suffer such racing, under the penalty of fifty dollars, to be recovered from the person or persons who shall so race or suffer or permit such racing, and the owner, rider, and the person having charge of any animal who shall so race and run, severally and respectively. (R. O. 1897, sec. 375, with verbal changes.)

Sec. 413. The last preceding section of this article shall be construed to prevent and punish the running, racing or trotting of any horse or horses, for any trial of speed, or for the purpose of passing any other horse or horses, whether the same be founded upon any stake, bet or otherwise. (R. O. 1897, sec. 376.)

Sec. 414. No person shall drive any horse before a sleigh or sled through any of the public streets or avenues of this City, unless there shall be a sufficient number of bells attached to the harness of such horse, or to such sleigh or sled, to warn persons of the approach of such horse and sleigh or sled, under the penalty of ten dollars for each offense, to be paid by the driver, owner or person having the care, charge or keeping thereof, jointly and severally. (R. O. 1897, sec. 378.)

#### Chapter 9—Miscellaneous.

##### Article I.

Sec. 415. The seal heretofore in use as the corporate seal of the corporation known as the Mayor, Aldermen and Commonalty of The City of New York, and in the custody of the Clerk of the Board of Aldermen of said City, shall be the seal of The City of New York, to be kept and used by the City Clerk of said City as provided by law. (Ordinance approved January 3, 1898.)

Sec. 416. Before entering on the duties of their respective offices, the persons elected or appointed to the following offices shall severally execute bonds to the City, with one or more sufficient sureties, to be approved by the Comptroller, conditioned for the faithful performance of the duties of such office and in the penal sum set opposite each office:

Chief Clerk of the Mayor.....	\$1,000 00
(R. O. 1897, ch. 1, art. II, sec. 3.)	
Each Marshal of The City of New York.....	2,000 00
(R. O. 1897, ch. 1, art. III, sec. 6.)	
Supervisor of the City Record.....	5,000 00
(Ord. app. June 23, 1893.)	
Deputy Comptrollers.....	10,000 00
(R. O. 1897, sec. 37.)	
Collector of the City Revenue and Superintendent of Markets.....	15,000 00
(R. O. 1897, sec. 40.)	
Deputy Collectors of the City Revenue.....	2,000 00
(R. O. 1897, sec. 41.)	
Clerk to the Collector of the City Revenue and Superintendent of Markets	5,000 00
(R. O. 1897, sec. 42.)	

Collection Clerks.....	2,000 00
(R. O. 1897, sec. 43.)	
Corporation Counsel.....	5,000 00
(R. O. 1897, sec. III.)	
Borough President.....	1,000 00
(R. O. 1897, sec. 130.)	
Superintendent of Street Improvements.....	2,000 00
(R. O. 1897, sec. 169.)	
Superintendent of Lamps and Gas.....	2,000 00
(R. O. 1897, sec. 170.)	
Superintendent of Streets.....	2,000 00
(R. O. 1897, sec. 176.)	
Superintendent of Repairs and Supplies.....	2,000 00
(R. O. 1897, sec. 178.)	
Foundmasters.....	500 00
(R. O. 1897, sec. 745.)	

Sec. 417. For the purpose of defraying any minor or incidental expenses contingents to the Boards, Officers and Departments named herein, as cannot be conveniently accounted for as separate vouchers, such Boards, Officers and Departments may by a requisition drawn upon the Comptroller for a sum not exceeding that set opposite the title of such Board, Officer or Department in the list herein, such Board, Officer or Department may in like manner renew the drafts as often as may be deemed necessary, to the extent of the appropriation set apart for the contingencies of such Board, Officer or Department; but no such renewal shall be made until the money paid on the preceding draft shall be accounted for to the Comptroller by the transmittal of the voucher or vouchers, certified to by such Board, Officer or Department through its or his proper representative, covering the expenditure of the money paid thereon.

Municipal Civil Service Commission..... \$150 00

(Res. of February 21, 1876.)

City Clerk..... 80 00

(R. O. 1897, chap. 2, art. 11, sec. 16.)

Corporation Counsel..... 1,000 00

(Resolution, approved Feb. 1, 1905.)

Each Borough President..... 500 00

(R. O. 1897, secs. 142 and 143.)

Department of Street Cleaning..... 300 00

(R. O. 1897, sec. 243.)

Supervisor of the City Record..... 100 00

(Res. No. 715, 1902.)

Clerk of the Appellate Division, Supreme Court, First Department..... 100 00

(Res. No. 1081, 1904.)

Department of Taxes and Assessments..... 500 00

(Res. No. 781, 1902.)

Board of Education, for the use of the Nautical Schoolship "St. Mary's"..... 1,000 00

(Res. No. 494 of 1903.)

Board of Education..... 250 00

(Res. No. 1642 of 1903.)

Board of Trustees of Bellevue and Allied Hospitals..... 300 00

(Res. No. 1577 of 1903.)

Art Commission..... 100 00

(Res. of 1903.)

Sheriff of the County of Kings..... 100 00

(Res. No. 1565 of 1903.)

Department of Health..... 1,000 00

(Res. No. 1441, 1905.)

Department of Bridges, for bridges over Harlem river and in the Borough of Manhattan..... 500 00

(Res. 1195, 1904.)

Tenement House Department..... 500 00

(Res. 1448, 1905.)

Surrogate of Kings County..... 200 00

(Res. 1845, 1905.)

Chief Clerk of the Mayor..... 100 00

#### Water Rents.

Sec. 418. All rents for the use of water shall be paid in advance at the time of applying for the water and before any permit is issued; to be calculated up to the first day of May succeeding, and all rents shall continue to be collected in advance on the first day of May annually, so long as the contract exists, and no contract for the supply of water shall be binding for a longer period than until the second succeeding first day of May after such contract is entered into. (R. O. 1897, sec. 153.)

Sec. 419. The supply of water shall be cut off in all cases where the rent is behind and unpaid ten days. (R. O. 1897, sec. 154.)

Sec. 420. For the protection and health of citizens water from public hydrants only shall be used for the purpose of sprinkling streets, avenues or places in the boroughs of Manhattan and Brooklyn, and shall be taken from such of the public hydrants as shall be designated in writing by the Commissioner of the Department of Water Supply, Gas and Electricity. (Adapted from R. O. 1897, sec. 155.)

Sec. 421. No person or persons other than those authorized by license from the Commissioner of the Department of Water Supply, Gas and Electricity shall be allowed to use water from the public hydrants to sprinkle streets, avenues or places of the City, under the penalty of ten dollars for each and every offense. (Adapted from R. O. 1897, ch. 5, art. IV., sec. 156.)

Sec. 422. No new works connected with the Croton Aqueduct or other aqueducts belonging to the City shall be constructed, nor shall any mains or pipes be constructed or laid down, except with the authority of the Board of Aldermen; and except also that in case of any unexpected casualty or damage to the pipes, reservoirs or other structures connected with any such aqueduct, the Chief Engineer of the Department of Water Supply, Gas and Electricity, under direction of the Commissioner, shall take immediate measures for the preservation and repair of the same, the expense of which shall be paid by the warrant of the Comptroller on the requisition of the Commissioner. (Adapted from R. O. 1897, ch. 5, art. V., sec. 157.)

Sec. 423. All persons contracting for a supply of water shall pay the cost of the materials and labor used and expended on the streets necessary to make the connection with the conduit pipes, or pay such annual interest thereon as required by the rules and regulations of the Department of Water Supply, Gas and Electricity. No street shall be opened, or pipes bored, or connection made, unless under the direction of the Department of Water Supply, Gas and Electricity, under the penalty of fifty dollars for each offense. (R. O. 1897, sec. 158, with verbal changes.)

Sec. 424. If any person shall bathe in or go into the Croton water at any of the reservoirs, or any part of the Croton Aqueduct, or any reservoir or aqueduct containing city water, or shall throw any stones, chips or dirt, or any other material, substance or thing whatever into any such reservoir, or into the water or gate-houses, or into the ventilators or aqueduct or fountain-basins, or shall in any manner injure or disfigure any part of the Croton or other City aqueduct works, he shall be subject to a fine not to exceed fifty dollars, to be imposed by any City Magistrate, either on his view or in a summary manner, and in default of payment of any fine so imposed, such City Magistrate shall commit such offender to the City Prison for a period not to exceed thirty days, unless such fine is sooner paid. (Adapted from R. O. 1897, sec. 159.)

Sec. 425. In case any person shall trespass on any part of the embankment of the Croton Aqueduct reservoirs, or any other reservoir or reservoirs containing city water, or go or remain on the same without permission of the proper persons having charge of the same, or in case any persons do not comply with the regulations of the Commissioner of the Department of Water Supply, Gas and Electricity, or of the Aqueduct Commissioners, as to the time they shall leave the embankment of said reservoirs or the grounds or buildings attached to said reservoirs, such persons shall be subject to a penalty of twenty-five dollars, to be collected in the manner prescribed in the last section, and, in default of payment, imprisonment in the City Prison for a term not exceeding twenty days. (Adapted from R. O. 1897, sec. 160.)

Sec. 426. No person or persons, except the Mayor and Aldermen of the respective districts and the Engineers or Foremen of the Fire Department shall, with-

out previous permission, in writing, from the Commissioner of the Department of Water Supply, Gas and Electricity, unscrew or open any hydrant belonging or attached to the Croton Aqueduct Works, or other part of the City water supply system, erected for the extinguishment of fires, nor shall have said fire hydrant open for a longer time than shall be limited in said permission; nor shall use the water for other purposes than may be mentioned in said permission, under the penalty of ten dollars for each offense. (Adapted from R. O. 1897, sec. 161.)

Sec. 427. No person or persons, except such as may be licensed by the Commissioner of the Department of Water Supply, Gas and Electricity to sell water to shipping, shall take the water from any hydrant or water connection erected or to be erected in The City of New York, and attached to the water pipes, for the purpose of using same on any boat, vessel, barge or pile-driver, or for the purpose of selling or offering the same for sale to the owner of any boat, vessel, barge or pile-driver, without first having obtained permission, in writing, from the Commissioner of the Department of Water Supply, Gas and Electricity, under the penalty of twenty-five dollars for each offense, to be recovered against such person or persons, or such owner or owners of any such boat, vessel, barge or pile-driver. (Adapted from R. O. 1897, sec. 162.)

Sec. 428. No person other than an employee of the Department of Water Supply, Gas and Electricity, or of the Fire Department, shall be permitted to use the large or double fire hydrants placed throughout the City for the use of the Fire Department; and any Street Sprinkler, Sweeper, Cleaner, or other person or persons not connected with either the Department of Water Supply, Gas and Electricity or the Fire Department found tampering with or using any of the said hydrants shall be deemed guilty of a misdemeanor, and on conviction thereof shall be fined the sum of twenty-five dollars, and in default of payment thereof shall be punished by imprisonment for a period not exceeding ten days. (Adapted from R. O. 1897, sec. 163.)

Sec. 429. The Commissioner of the Department of Water Supply, Gas and Electricity is instructed to cause the hydrants to be kept closed, and to report all violations of the laws to the Corporation Counsel. (R. O. 1897, sec. 164, with verbal changes.)

Sec. 430. The Commissioner of the Department of Water Supply, Gas and Electricity shall at all times, when the general supply of water is not thereby endangered, permit the hydrants to be used for cleaning the streets, under the regulation of said Commissioner. (R. O. 1897, sec. 165, with verbal changes.)

Sec. 431. No person or persons shall use the City water for washing the streets, sidewalks, steps or buildings from the first day of May to the first day of November following, in each year, after eight a. m.; and from the first day of November to the first day of May following, after nine a. m., under the penalty of five dollars for each offense. (R. O. 1897, sec. 166, with verbal changes.)

Sec. 432. Any person or persons who shall obstruct the access to the different stop-cocks connected with the water pipes by placing thereon stone, brick, lumber, dirt or any other materials, or who shall permit any such materials to be placed thereon by those in his or their employ, shall be subject to the penalty of fifty dollars for each offense, with an additional penalty of twenty-five dollars for each day the same shall be continued after notice of removal shall have been served. (R. O. 1897, sec. 167.)

Sec. 433. The penalties prescribed in this article shall be imposed on the offender in like manner as above provided in respect to the penalty for bathing in the Croton or other aqueducts, and in default of the payment the offender shall be subject to like punishment by imprisonment in the said section prescribed. (R. O. 1897, sec. 168, with verbal changes.)

#### Lamp-posts.

Sec. 434. Any person breaking, mutilating or obstructing any of the public lamps in The City of New York shall be liable to the penalty of five dollars for each offense. (R. O. 1897, sec. 171.)

Sec. 435. Any person who shall break, misplace or carry away any of the street signs now or hereafter to be placed in or on any of the public lamps or lamp-posts, shall be liable to a penalty of three dollars for each offense. (R. O. 1897, sec. 172, with verbal changes.)

Sec. 436. No person, without the permission of the Commissioner of the Department of Water Supply, Gas and Electricity shall take up, remove or carry away any public lamp post in The City of New York, under the penalty of ten dollars for each offense. (R. O. 1897, sec. 173.)

Sec. 437. No person shall remove, or cause or permit to be removed, any public lamp post now or hereafter to be placed in front of his premises, without the permission of the President of the Borough in which such lamp post is situated, and any person removing or causing a lamp post to be so removed shall be subject to a penalty of twenty-five dollars for each offense. The owner or owners of a vault who shall remove any lamp post for the purpose of constructing such vault, shall immediately upon the completion of such vault cause all lamp posts removed by them to be reset immediately at their own expense, under a like penalty. (Adapted from R. O. 1897, sec. 174.)

Sec. 438. The Bureau of Repairs and Supplies, the chief officer of which shall be called the Superintendent of Repairs and Supplies, shall have charge of the construction and repairing the public buildings, the construction and repairing of which is not otherwise provided for by law. (R. O. 1897, sec. 177, with verbal changes.)

Sec. 439. No person shall encumber or obstruct any street, roadway or sidewalk which has been opened, regulated or graded according to law in The City of New York with any article or thing whatsoever, except as elsewhere permitted in these ordinances, without first having obtained written permission from the President of the Borough in which such street, roadway or sidewalk is situated under the penalty of five dollars for each offense, and the further penalty of five dollars for each day or part of a day such obstruction or encumbrance shall continue. (R. O. 1897, sec. 179.)

#### Projections.

Sec. 440. The Borough Presidents and the Park Commissioners having jurisdiction shall, subject to the restrictions of this ordinance, issue permits for the construction of ornamental projections which project beyond the building line; provided, in the opinion of the officer having jurisdiction no injury will come to the public thereby. Permits for the construction of such projections, lying within any park, square or public place, or within a distance of three hundred and fifty feet from the outer boundaries thereof, shall be issued by the Park Commissioner having jurisdiction, as provided in section 612 of the Charter, as amended by section 1, chapter 723, of the Laws of 1901. Permits for the erection of all other ornamental projections shall be issued by the Borough President having jurisdiction.

Sec. 441. For the purposes of this ordinance, "an ornamental projection" shall be taken to mean and include all decorative projections on the face of a building beyond the building line, in the nature of porches, arches, porticos, columns and pillars, which are erected purely for the enhancement of the beauty of the building from an artistic standpoint.

Sec. 442. Before the erection of any such ornamental projections shall be commenced the owner of the building, or his duly authorized agent, shall make application in writing to the said Borough President or Park Commissioner having jurisdiction, on suitable blanks furnished by him, for the permit herein provided for, and shall file a plan and drawing showing the nature of the proposed ornament with the dimensions thereof, the number of stories through which it is intended to be carried and the number of square feet of area covered by that portion of the ornamentation projecting beyond the building line.

Each application shall be accompanied by the amount of compensation due the City for the privilege of erecting said ornamentation, as hereinafter provided.

Sec. 443. Each application for the erection of an ornamental projection, which projects more than one foot beyond the building line, shall be accompanied by a certified copy of the last assessed valuation of the property on which said ornamental projection is to be erected, which appears upon the books of the Department of Taxes and Assessments. Except as hereinafter provided, the amount that shall be paid as a compensation to the City for the privilege of erecting each ornamental projection shall be, for each and every square foot or fraction thereof of area extending more than one foot beyond the building line, at the rate of ten per cent. per square foot of the assessed value of the property on which the said ornamental projection is to be erected.

Sec. 444. Ornamental projections which shall extend not more than two feet beyond the building line may hereafter be erected on buildings in the Borough of Manhattan, situated on Broadway to the south of Fifty-ninth street; on Fourteenth street, between Broadway and Sixth avenue; on Twenty-third street, between Third and Sixth

avenues; on Thirty-fourth street, between Third and Ninth avenues; on Fifty-ninth street, between Third and Ninth avenues, and on Fifth avenue, between Fourteenth street and Fifty-ninth street, and on all other streets in The City of New York ornamental projections may be erected, provided they shall extend not more than one-fifteenth part of the width of the street they are upon, nor in any case more than five feet beyond the building line.

Sec. 445. The permits mentioned herein shall be issued in duplicate, one of which shall be retained by the applicant and kept at the building during the erection of the projection, and the other shall be filed by him with the plans for the building in the Bureau of Buildings. If it shall appear upon completion that the ornamental projection occupies a greater number of square feet than shall have been paid for, the applicant shall pay twice the sum previously paid for each square foot of area occupied by said projection, over and above the number of square feet paid for originally, but in no case shall said ornamental projection exceed the limit allowed by law.

Sec. 446. Permits granted pursuant to the provisions of this ordinance are revocable permits, and shall have the following clause printed thereon, viz.: "This permit is issued subject to revocation thereof, at any time hereafter by the Board of Aldermen of The City of New York, upon the recommendation of the officer having jurisdiction, when the space occupied by said ornamental projection or any portion thereof, may be required for any public improvement, or upon any violation of any of the terms or conditions upon which this permit is issued." A permit for the erection of an ornamental projection shall be deemed to have expired when such projection is taken down, and the space formerly occupied thereby shall no longer be used for the purpose for which the permit was issued, unless a permit for its reconstruction shall have been granted, as provided in section 448 of this ordinance. In case it is thereafter desired to erect an ornamental projection on the said property, the applicant shall comply with all of the provisions of this ordinance.

Sec. 447. Permits as hereinbefore described, and subject to the conditions therein attached, may be issued to the owners of all buildings having ornamental projections, which buildings have been erected or are being erected, and have ornamental projections thereon beyond the building line, without any authorization therefor.

Sec. 448. No fees shall be charged for granting a permit to reconstruct an ornamental projection within the limitations imposed by an original permit therefor.

Sec. 449. Nothing herein contained shall be deemed to conflict with the provisions of the Building Code. No plans for the construction of a building having ornamental projections thereon, beyond the building line, as defined in this ordinance, shall be approved by the Superintendent of Buildings until the permit therefor is filed, as provided by section 445 of this ordinance.

Section 450. All fees received by the Borough Presidents or Park Commissioners for the issuing of permits provided by this ordinance shall be accounted for in proper books kept for that purpose and shall be turned over by them to the City Treasury.

Section 451. Any person, firm or corporation violating any of the provisions of the preceding eleven sections of these ordinances shall be guilty of a misdemeanor, and shall in addition thereto be liable to a penalty of ten dollars for each offense and ten dollars for each and every day that such offense shall continue. (Ordinance approved April 20, 1903.)

#### Bay Windows.

Sec. 452. The Borough Presidents and the Park Commissioners having jurisdiction, shall issue permits for the erection of bay windows projecting beyond the building line, provided in the opinion of the officer having jurisdiction no injury will come to the public thereby. Permits for the erection of bay windows lying within any park, square or public place, or within a distance of three hundred and fifty feet from the outer boundaries thereof, shall be issued by the Park Commissioner having jurisdiction, as provided in section 612 of the Charter, as amended by section 1, chapter 723 of the Laws of 1901. Permits for the erection of all other bay windows shall be issued by the Borough President having jurisdiction.

For the purpose of this ordinance a "bay window" shall be taken to mean and include all projections on the face of a building in the nature of windows, such as are commonly called bay windows, show windows, oriel windows and bow windows, without regard to the material of which they are constructed or to the purpose for which they are to be used.

Sec. 453. Before the erection of any bay window projecting beyond the building line shall have been commenced, the owner or his duly authorized agent shall make application in writing to the officer having jurisdiction, on suitable blanks furnished by him, and shall state the length and width of the proposed bay window, the number of stories through which it is intended to be carried, and the number of square feet of area covered by that portion of the bay window projecting beyond the building line. Drawings showing the size of and area covered by the bay window, the number of stories through which it is proposed to be carried and its location in reference to the lot and building lines shall be submitted with each application, and for the purpose of computing the area covered by a bay window projecting beyond the building line the outside face of the bay, exclusive of cornices, pilasters, trims, etc., shall be the line taken as a basis of computation.

Each application for the erection of a bay window projecting more than one foot beyond the building line shall have indorsed thereon the consent of all the adjoining property owners within a distance of fifty feet from the centre of the bay window, on the same side of the street; meaning thereby so much of the side of a street as is unintercepted by any other street on which it is proposed to be erected.

Each application shall be accompanied by the amount of the compensation due the City for the privilege of erecting said bay window, as hereinafter provided.

Sec. 454. Each application for the erection of a bay window projecting more than one foot beyond the building line shall be accompanied by a certified copy of the last assessed valuation of the property on which said bay window is to be erected, which appears upon the books of the Department of Taxes and Assessments. Except as hereinafter provided the amount that shall be paid as a compensation to the City for the privilege of erecting each bay window shall be at the rate of ten per cent. of the assessed valuation per square foot of the property on which the said bay window is to be erected, for each and every square foot, or fraction thereof, of area covered by said bay window beyond the building line for each and every story through which it is carried.

If the projection of a bay window does not exceed one foot beyond the building line, and it is not carried higher than the sill of the second-story windows, the rate throughout The City of New York shall be ten cents for each square foot or fraction thereof of horizontal area covered by said bay windows beyond the building line.

Sec. 455. Bay windows may be hereafter erected with a projection of not more than three feet beyond the building line, provided that when the projection exceeds one foot beyond the building line the total number of feet in width occupied by all the bay windows on the same frontage of the same building shall not exceed seventy-five per cent. of the width of the frontage of the building on which they are located. When the total number of feet in width occupied by all the bay windows on the same frontage of the same building exceeds seventy-five per cent. of the width of the frontage of the building on which they are located, the projection shall not exceed one foot beyond the building line, nor shall the bay window be carried higher than the sill course of the second-story windows.

Sec. 456. Permits for the erection of bay windows shall be issued in duplicate, one of which shall be retained by the applicant, and kept at the building during the erection of the window, and the other shall be filed by him with the plans for the construction of the window, in the Department of Buildings. If it shall appear, upon completion, that the bay window occupies a greater number of square feet, or has been carried through a greater number of stories than shall have been paid for, the applicant shall pay twice the sum previously paid for each square foot of area occupied by said bay window over and above the number of square feet paid for originally.

Sec. 457. Permits granted pursuant to the provisions of this ordinance are revocable permits, and shall have the following clause printed thereon, viz.: "This permit is issued subject to revocation thereof at any time hereafter by the Board of Aldermen of The City of New York, upon the recommendation of the officer having jurisdiction, when the space occupied by said bay, or any portion thereof, may be required for any public improvement, or upon any violation of any of the terms or conditions upon which this permit is issued." A permit for the erection of a bay window shall be deemed to have expired when the bay window is taken down, and the space formerly occupied thereby shall no longer be used for the purpose for which the permit was issued, unless a permit for its reconstruction shall have been granted, as provided in section 7 of this ordinance. In case it is thereafter desired to erect a bay window on the said property, the applicant shall comply with all the provisions of this ordinance.

Sec. 458. Permits for the reconstruction of now existing bay windows as defined by this ordinance, and for the reconstruction of all bay windows which shall be hereafter erected under the provisions of this ordinance, shall be issued by the officer having jurisdiction, without the applicant's obtaining the consent of adjoining property owners, as provided in section 453 of this ordinance; provided that the bay window, when reconstructed, shall have no greater projection or width, nor be carried through a greater number of stories, nor cover a greater area, than the window as originally constructed. And, further, provided that no fee shall be charged for the reconstruction of bay windows which have been erected under the provisions of this ordinance, or for which a fee has been paid for the privilege of erecting the same under the provisions of the laws in force at the time of the erection of the said bay window. The restrictions specified under section 455 of this ordinance shall not apply to the reconstruction of now existing bay windows; but permits issued for the reconstruction of now existing bay windows, for which no fee has heretofore been paid, shall be paid for as provided in section 454 of this ordinance.

Sec. 459. Nothing herein contained shall be deemed to conflict with the provisions of the Building Code, and all bay windows for which permits are issued, under the provisions of this ordinance, shall be erected in accordance with all the provisions of said Code in regard to the kind and quality of materials used. No plans for the construction of a bay window as defined in this ordinance shall be approved by the Superintendent of Buildings until the permit is filed, as provided by section 456 of this ordinance.

Sec. 460. All fees received by the Borough Presidents or the Park Commissioners for the issuing of permits for the erection of bay windows shall be accounted for in proper books kept for that purpose, and shall be turned over by them to the City Chamberlain and credited to the General Fund.

Sec. 461. Any person, firm or corporation violating any of the provisions of the preceding nine sections of this ordinance shall be liable to a fine of ten dollars (\$10) for each offense, and one dollar (\$1) for each and every day that such offense shall continue, which shall be duly sued for and collected.

Sec. 462. A permit for the continuance of any now existing bay window which projects beyond the building line may be issued by the officer who, according to section 452 of this ordinance, has jurisdiction over the erection of bay windows at the same place. Application for such permit must be in writing and must be accompanied by a certified copy of the last assessed valuation of the property on which such bay window stands, which appears upon the books of the Department of Taxes and Assessments, and must also be accompanied by a survey showing the dimensions of such bay window and the number of stories through which it is carried. The application shall be accompanied by the amount of the compensation due the City for the privilege of continuing the bay window, calculated in the same manner and at the same rate as are provided in sections 453 and 454 of this ordinance. Permits shall be issued under this section without consent of adjoining property owners. Permits issued under this section shall be subject to all of the provisions of section 457 of this ordinance, in like manner as are permits for the erection of bay windows. Permits issued under this section shall be issued in duplicate, and one of such duplicates shall be filed in the Department of Buildings. All fees received under this section shall be accounted for and paid over as provided in section 460 of this ordinance. Nothing herein contained shall be construed to revoke any permit or authority heretofore lawfully issued or given.

(Ordinance approved January 30, 1903, as amended by ordinance approved June 25, 1903.)

Sec. 468. No person or persons shall hereafter construct, in the boroughs of Manhattan, Brooklyn or The Bronx, any porch over a cellar-door, under the penalty of one hundred dollars. (R. O. 1897, sec. 181.)

Sec. 469. No person or persons shall construct or continue any platform, stoop or step in any street in The City of New York, which shall extend more than one-tenth part of the width of the street, nor more than seven feet, nor with any other than with open backs or side railings, nor of greater width than is necessary for the purpose of a convenient passageway into the house or building; nor, in the boroughs of Manhattan, Brooklyn or The Bronx, any stoop or step which shall exceed five feet in height, under the penalty of one hundred dollars. (R. O. 1897, sec. 182, with verbal changes.)

Sec. 470. Nothing contained in the preceding sections of this article shall be deemed to prohibit the continuance of any porches, doors, stoops, platforms or steps which were heretofore erected, unless the same shall be complained of to the Board of Aldermen, which may direct their removal or alteration within a reasonable time (R. O. 1897, sec. 183.)

#### Balustrades.

Sec. 472. No balustrade shall hereafter be erected, excepting from the second story of any house, nor shall it project more than one-twentieth of the width of the street wherein it may be erected, nor more than three feet in any case whatever (R. O. 1897, sec. 185.)

Sec. 473. None but iron braces and railings shall be used for balustrades; the strength and firmness shall be tested by the Superintendent of Buildings and in case he objects to the strength of the same it shall be made as he shall direct or be removed under the penalty of five dollars for each day during which it remains after such direction. (R. O. 1897 sec. 186.)

Sec. 474. No posts shall be erected or put up in any of the streets, roads, lanes or highways in The City of New York, unless under the direction of the President of the Borough in which such post is to be erected, under the penalty of five dollars for every such post so erected. (R. O. 1897, sec. 187, with verbal changes.)

Sec. 475. Iron posts for awnings erected in any street in this City shall be well and securely braced from the building with wrought-iron rails or rods at least one inch in diameter, in the proportion of one brace for every post. (R. O. 1897, sec. 188.)

Sec. 476. No person, firm or corporation shall hereafter erect, place, keep or maintain any sign, sign post, awning or marquee, awning-post, horse-trough or storm-door, or exhibit any banner, placard or flag in or across any street or thoroughfare, or from houses or other buildings, unless a license therefor shall have been granted as hereinafter more specifically provided.

Sec. 477. All such licenses shall be granted by authority of the Mayor and issued by the Bureau of Licenses, for such terms as are hereinafter named, and shall be in force and effect for the term specified, unless sooner suspended or revoked by the Mayor. The Chief of the Bureau of Licenses shall have power to hear and determine complaints against any of the licensees hereunder, and impose a fine of two dollars (\$2) for any violation of the regulations herein provided, and, subject to the approval of the Mayor, shall have power to suspend the license pending payment of such fine.

Sec. 478. Signs, showbills and showboards may be placed on the fronts of buildings, with the consent of the owner thereof, and shall be securely fastened. They shall not project more than one foot from the house wall, except that signs may be hung or attached at right angles to any building and extend not to exceed four feet therefrom in the space between the second floor (the ground floor being considered the first floor), and a point eight feet in the clear above the level of the sidewalk in front of such building. Signs may be attached to the sides of stoops, but not to extend above the railing or beyond the stoop line of any stoop. No sign, showbill, or showboard shall be placed, hung or maintained except as in this section prescribed, and for each sign, showbill or showboard so placed, hung or maintained a license fee of one dollar (\$1) shall be paid.

Sec. 479. Transparencies may be placed on public lampposts, not to exceed the number of six, by any church, educational, charitable or beneficial association, upon the payment of a license fee of one dollar (\$1), and such permission shall continue only for a period of thirty days from the date of the issue of such license.

Sec. 480. Awnings (or marqueses) of tin or other light metal or canvas, or of iron and glass, may be erected across the sidewalks of any of the streets of The City of New York, except Broadway, Fifth avenue, Lexington avenue, Madison avenue and the Bowery, in the Borough of Manhattan, provided any and every such awning shall not be higher than the floor of the second story of the building (the ground floor being considered the first floor), but in no case to be covered with wood, and every awning or watershed of any kind covering one-half or less than the full width of the sidewalk shall have connected therewith a gutter and leader of material and size sufficient for conducting the water from the same to the outer line of the curbstone. Drop awnings, without vertical supports, may be erected within the stoop lines, but in no case to extend beyond six feet from the house line, and to be at least eight feet in the clear above the sidewalk.

Sec. 481. All posts fixed in any street for the purpose of supporting any awning shall be of iron not exceeding six inches in diameter, and the rail crossing the same

shall be also of iron; the said posts shall be placed next to and along the inside of the curbstone, and the cross rail, which is intended to support the awning, shall not be less than eight, nor more than ten, feet in height above the sidewalk, and the said cross rail shall be strongly secured to the upright posts. No portion or part of any canvas or cloth, or tin, or other light metal, used as an awning, shall hang loosely or project upward or downward from the same over any sidewalk or footpath. Iron posts for awnings shall be well and securely braced from the building with wrought-iron rails or rods at least one inch in diameter, in the proportion of one brace for every post.

Sec. 482. The President of the Borough within which the same is erected shall order and direct any awning, awning post or bracket, which may be erected contrary to the provisions of these ordinances to be forthwith removed; and any person who shall neglect or refuse to comply with such direction and order shall forfeit and pay for every such offense the sum of ten dollars.

Sec. 483. No awning shall be erected except as prescribed in sections 480 and 481, and for each awning so erected a license fee of one dollar (\$1) shall be paid.

Sec. 484. Horse troughs may be placed on sidewalks, adjacent to the curb, provided they be of size and pattern approved by the President of the Borough in which they are located, and shall in no way prove an impediment to pedestrians. For each horse trough located in The City of New York the license thereof shall be five dollars (\$5) annually.

Sec. 485. No horse trough shall be placed except as prescribed in section 484, and for each horse trough so placed a license fee of one dollar (\$1) shall be paid.

Sec. 486. Storm doors not exceeding ten feet in height nor more than two feet wider than the doorway or entrance of any building may be temporarily erected within the stoop lines, but in no case to extend more than six feet outside the house line. No structure under the name of "storm door" shall be lawful which shall practically be an extension of the building front or house front within the stoop line, or an enlargement of the ground floor of any premises.

Sec. 487. No storm door shall be erected except as prescribed in section 486, and for each storm door so erected a license fee of five dollars (\$5) shall be paid.

Sec. 488. Ornamental lampposts may be erected within stoop lines and on sidewalks adjacent to the curb, provided that the lamps thereon shall be kept lighted during the same hours as the public lamps; that the dimensions of each post shall not, at the base, exceed eighteen inches in diameter, if circular in form, and if upon a square base no side thereof shall exceed eighteen inches; that no post nor lamp shall be used for advertising purposes, and that the gas or other illuminant employed shall be at the expense of the licensee.

Sec. 489. No ornamental lampposts shall be erected, except as prescribed in section 488, and for each ornamental lamppost so erected a license fee of one dollar (\$1) shall be paid.

Sec. 490. Temporary open structures for the shelter of relays of horses in use by street surface railroad companies may be erected in the centre of the carriageway of thoroughfares where the width thereof is sufficient to allow it, and in the carriageway, near the curb, with the consent of the abutting property owner; they shall be permitted only during the months of June, July, August and September of each year, and shall be removed at once thereafter at licensee's expense. The President of the Borough in which the shelter is to be erected shall determine as to whether the width of the street is sufficient.

Sec. 491. No temporary open structures for the shelter of relays of horses shall be erected except as prescribed in section 490, and for each structure so erected a license fee of five dollars (\$5) shall be paid.

Sec. 492. No banner, placard or flag shall be hung or suspended from houses or poles, or attached thereto, and stretched across the carriageway of any street (except that it shall be lawful to display the national or state colors or emblems at any or all times), unless it be by and with the consent of the owners of the property from which such banner, placard or flag shall be hung or suspended.

Sec. 493. For every banner, placard or flag hung or suspended as allowed under section 492, a license fee of one dollar (\$1) shall be paid, and such permission shall continue only for a period of thirty days from the date of issue of such license.

Sec. 494. Any person, firm or corporation seeking a license under the provisions of sections 476 to 493, inclusive, shall file in the Bureau of Licenses an application, setting forth the kind of license desired, having indorsed thereon the consent of the Alderman of the district in which the privilege to be granted thereunder is to be exercised; in the event of a refusal of the Alderman of the district to consent to the granting of a license the Local Board, by a vote of a majority of the members elected, may declare that a license issue in accordance with the application filed.

Sec. 495. All licenses granted under the provisions of sections 476 to 493, inclusive, shall be for the term of one year from the date of issue thereof, except as otherwise provided, and any license before its expiration or within fifteen days thereafter may be renewed for another term, upon the payment of one-half the license fee designated therefor. Notices of expiration of licenses shall be served upon licensees by the Police Department, upon information furnished by the Chief of the Bureau of Licenses. Failure to renew a license within the time herein prescribed shall be forthwith reported by the Police Department to the President of the Borough, who shall at once direct that the encroachment, whatever it may be, shall be removed.

Sec. 496. Any person, firm or corporation engaging in or attempting that which is contrary to the provisions of sections 476 to 493, inclusive, shall be deemed guilty of a misdemeanor and upon conviction thereof by any Magistrate, either upon confession of the party or competent testimony, may be fined the sum of five dollars (\$5) for each offense, and one dollar (\$1) in addition for every day during which such misconduct is persisted in, and in default of payment of such fine may be committed to the City Prison by such Magistrate until the same be paid; but such imprisonment shall not exceed ten days.

Sec. 497. Any awning, marquee, watershed or curtain attached thereto, heretofore erected or constructed according to the provisions of any ordinance or resolution in force at the time, shall not be affected by the provisions of the foregoing ordinances. (R. O. 1897, sec. 192.)

Sec. 498. The President of any borough, whenever directed by the Board of Aldermen, shall order any stepstones used for entering carriages, any railing or fence, any sign, sign post or other post, any area, bay window or other window, porch, cellar door, platform, stoop or step, or any other thing which may encumber or obstruct any street, to be altered or removed therefrom within such time as may be limited by the Board of Aldermen. (R. O. 1897, sec. 193.)

Sec. 499. The order mentioned in the last preceding section shall be in writing, and shall be served personally or by leaving it at the house or place of business of the owner or occupant, or person having charge of the house or lot in front of which such step-stone or other encumbrance or obstruction may be, or by posting the said notice or order upon such step-stone or other encumbrance or obstruction. (R. O. 1897, sec. 194.)

Sec. 500. If any owner, occupant, or person having charge of any such house or lot in The City of New York shall refuse or neglect to obey or comply with such notice or order, he, she or they shall forfeit and pay the sum of ten dollars, and the further sum of five dollars for each and every day from and after the time limited and appointed in said order, until the same shall have been complied with. (R. O. 1897, sec. 195.)

Sec. 501. No goods, wares, merchandise or manufactures of any description, shall be placed or exposed to show or for sale upon any balustrade that now is or hereafter may be erected in this City, under a penalty of ten dollars for each offense. (R. O. 1897, sec. 196.)

Sec. 502. No person shall hang or place any goods, wares or merchandise, or suffer, maintain or permit the same to be hung or placed at any greater distance than three feet in front of his or her house, store or other building, and not to a greater height than five feet above the level of the sidewalk, except goods, wares or merchandise in process of loading, unloading, shipment or being received from shipment; but at all times there shall be maintained a free passageway for pedestrians in the centre of the sidewalk. The penalty for a violation of this ordinance shall be five dollars for each offense. (R. O. 1897, sec. 197.)

Sec. 503. Show cases may be placed in areas or on the sidewalk, or within the stoop-line in front of any building, by or with the consent of the occupant, on the ground floor thereof, but not beyond five feet from the house line or wall of any building where the stoop-line extends further, and provided also that no such show case shall be more than five feet in height, three feet in length and two feet in width, nor shall be so placed as to interfere with the free access to the adjoining premises, and all such show cases shall be freely movable.

Goods when exhibited shall not be placed more than three feet from the building line, and not to a greater height than five feet above the level of the sidewalk.

Barber poles not exceeding five feet in height and other emblematic signs may be placed within the stoop line, or fastened to the railing of any stoop, under the same conditions as to dimensions, consent and so forth, as hereinabove provided for show cases. (R. O. 1897, sec. 199.)

Sec. 504. Stairways may be constructed, but not at a greater distance than four feet from the house wall of any building. Hoistways may be placed within the stoop lines, but in no case to extend beyond five feet from the house line, and shall be guarded by iron railings or rods to prevent accidents to passersby. (R. O. 1897, sec. 199.)

Sec. 505. All privileges which may be exercised under the provisions of the two last preceding sections shall be without expense or charge to the City, and are conferred only during the pleasure of the Board of Aldermen, who may at any time alter, amend or repeal said sections. The penalty for a violation of any of the provisions of the said two last preceding sections shall be not to exceed ten dollars for each and every day such violation shall continue. (R. O. 1897, sec. 200.)

Sec. 506. The President of any Borough, with the assent of the Alderman of any district in which any tree may be standing, may cause the same to be cut down and removed from the street, and shall cause so much of the sidewalk or carriageway as may be injured by the removal of such tree to be properly repaired. (R. O. 1897, sec. 201.)

Sec. 507. No person shall cut down, destroy or in any way injure any tree or shoot standing in any street or public place in The City of New York, under a penalty of fifty dollars for each offense. (R. O. 1897, sec. 204.)

Sec. 508. No person shall lead, drive or ride any horse, or horse and cart, or drag any wheel or handbarrow, or saw any wood upon a footpath or sidewalk in the boroughs of Manhattan, The Bronx or Brooklyn, under a penalty of five dollars for each offense. (R. O. 1897, sec. 208, with verbal changes.)

Sec. 509. No owner or occupant of any store or house shall permit or suffer any cart or other wheeled carriage to be driven or otherwise to pass or go over or upon the footpath or sidewalk opposite to such house or store for the purpose of loading or unloading such cart or other wheeled carriage, or for any other purpose whatever, under a penalty of five dollars for each offense. (R. O. 1897, sec. 210.)

Sec. 510. If any cartman or other person shall break or otherwise injure any footpath or sidewalk he or they shall within twenty-four hours thereafter cause the same to be well and sufficiently repaired and mended, under a penalty of ten dollars. (R. O. 1897, sec. 211.)

Sec. 511. No person shall obstruct the walks laid across the public streets, or at the head of the public slips in The City of New York, by placing or stopping his horse, cart or other vehicle upon or across any of the said walks, or by placing or putting any other obstruction or other thing across or on the same, under a penalty of five dollars for each offense. (R. O. 1897, sec. 212, with verbal changes.)

Sec. 512. No person without the permission of the Borough President of the borough in which the same is situated shall take up, remove or carry away, or cause or permit to be taken up, removed or carried away, any turf, stone or sand, clay or earth from any street, public place or highway in The City of New York, under a penalty of twenty-five dollars for each offense. (R. O. 1897, sec. 213.)

Sec. 513. No person shall remove, or cause or permit to be removed, or shall aid or assist in removing any building into, along or across any street, lane or alley, or any public place in Manhattan borough to the southward of Fourteenth street, under a penalty of one hundred dollars for every such offense. (R. O. 1897, sec. 214, with verbal changes.)

Sec. 514. No person, without the permission of the President of the Borough in which the same is situated, shall dump or deposit any earth, dirt, rubbish or other article in any street, either upon the cartway or sidewalks, or any public place, under a penalty of ten dollars for every offense, and if the same shall be dumped or deposited by a dirt-cart, the owner or driver thereof shall also be liable to be punished for misdemeanor, and the license issued to such dirt-cart shall be revoked. (Adapted from R. O. 1897, sec. 215.)

Sec. 515. Any person who shall cast, throw or deposit on any sidewalk or crosswalk in any street, avenue or public place within the corporate limits of the City of New York, any part or portion of any fruit, vegetable or other substance, which, when stepped on by any person, is liable to cause or does cause him or her to slip or fall, shall be deemed guilty of a misdemeanor, and, on conviction thereof before any Magistrate, shall be punished by a fine of five dollars, or, in default of the payment of such fine, by imprisonment for two days. (R. O. 1897, sec. 216, with verbal changes.)

Sec. 516. The proprietor of every store, stand or other place where fruit, vegetable or other substances mentioned in section 515 of this ordinance are sold, shall keep suspended therein or posted thereon, in some conspicuous place, constantly, a copy of this ordinance, printed in large type, so that persons purchasing any such fruit, vegetable or other substance may become aware of its provisions; and every such proprietor or agent refusing or neglecting to comply with the provisions of this ordinance shall be deemed guilty of a misdemeanor, and on conviction thereof shall be punished by a fine of five dollars for such neglect, or, in default of payment thereof, by imprisonment for five days. (R. O. 1897, sec. 217, with verbal changes.)

Sec. 517. The Mayor or any Alderman, the Department of Health, the Commissioner of Police, the Inspector of Police or Police Captain assigned to the precinct in which said premises are situated, upon application, shall grant permission to lay tan-bark in the carriageway in front of any premises occupied by any sick or convalescent person or persons, to the extent of five hundred feet in any direction from said premises, providing all expenses of placing and removing the bark are paid for by the person making such application. The bark so placed in any street must be removed upon the order of the Commissioner of the Department of Street Cleaning within five days after the recovery or death of such sick or convalescent person, and upon failure or neglect of the person receiving such permission to comply with such order, then such bark shall be removed by the said Department of Street Cleaning, and, upon the request of the Commissioner of the Department of Street Cleaning, an action shall be commenced by the Corporation Counsel to recover as a penalty, in the manner in which other penalties are sued for and recovered, twice the cost of such removal. (Adapted from R. O. 1897, sec. 218.)

Sec. 518. The Borough President of the Borough in which such baths are situated, is authorized to prefect and promulgate all suitable rules and regulations governing the use of the free floating baths of the City situated in such borough, and breaches of said rules and regulations shall be punishable by a penalty of five dollars for each offense, or by imprisonment not exceeding one day. (R. O. 1897, sec. 219, with verbal changes.)

Sec. 519. It shall be the duty of every person or persons engaged in digging down any lot, road or street, in paving any street, building any sewer or drain, trench for water pipes, or digging or building a well in any of the public roads, streets or avenues, under contract with the City, made through any of the departments of the said City, or by virtue of any permission which may have been granted to them by the Mayor and Board of Aldermen, or by any department, bureau or body heretofore existing in any of the municipal and public corporations, and parts thereof, now consolidated into The City of New York, where such work, if left exposed, would be dangerous to passersby, to erect a fence or railing at such excavations or work in such a manner as to prevent danger to persons who may be traveling such streets, roads or avenues, and to continue and uphold the said railing or fence until the work shall be completed or the obstruction or danger removed. And it shall also be the duty of such person or persons to place upon such railing or fence, at twilight in the evening, suitable and sufficient lights, and keep them burning through the night, during the performance of said work, under the penalty of one hundred dollars for every neglect so to do. (Adapted from R. O. 1897, sec. 220.)

Sec. 520. The provisions of the preceding section shall also apply to every person engaged in building any vault or constructing any lateral drain from any cellar to any public sewer, or who shall do or perform any work causing obstructions in the public streets by virtue of any permit, and also to all public or City officers engaged in performing any work in behalf of the City whereby obstructions or excavations shall be made in the public streets. (R. O. 1897, sec. 221, with verbal changes.)

Sec. 521. The extent to which such railing or fence shall be built in the several cases is hereby defined as follows, to wit:

1. In digging down any lot, street or road by placing the same along the upper bank of such excavation, or by extending the fence so far across the lot, street or road as to prevent persons from traveling on such portion as would be dangerous.

2. In paving any street or avenue by extending it across the carriageway of such street or avenue, or if but a portion of the width of such carriageway be obstructed, across such portion, in which case the obstruction shall be so arranged as to leave a passageway through, as nearly as may be, of uniform width.

3. In building a sewer by placing it across the carriageway at the ends of such excavation as shall be made.

4. In the building of a well by inclosing the same and the obstructions connected therewith on one or more sides.

5. In building vaults by inclosing the ground taken from the vaults.

6. In placing building materials in the streets the said material shall be so placed as to occupy not more than one-third of the width of the carriageway of the street or avenue. In streets or avenues where railroads occur said material shall not be placed nearer to the track than two feet. In all cases sufficient lights shall be placed upon such building materials and kept burning through the night, as provided in the preceding sections. It shall be lawful for persons who desire to erect large buildings to erect and maintain a bridge, not to exceed seven feet in height above the sidewalk and six feet in width, extending the whole length of the proposed building, the steps leading to the same to rest upon the sidewalk of the adjoining premises. (R. O., sec. 222.)

Sec. 522. In all cases where any person or persons shall perform any of the work mentioned in the preceding sections, either under contracts with the City or by virtue of permission obtained from the Mayor, Board of Aldermen or any department, such persons shall be answerable for any and every damage which may be occasioned to persons, animals or property by reason of carelessness in any manner connected with said work. (R. O. 1897, sec. 223, with verbal changes.)

Sec. 523. It shall be the duty of the Borough President of each borough to see that the requirements contained in this article in regard to the erection of fencing and placing lights, in all cases occurring in his borough, be complied with severally, under the penalty of fifty dollars for each and every neglect. (R. O. 1897, sec. 224, with verbal changes.)

Sec. 524. It shall be the duty of any such Borough President, when any of the work referred to in any of the preceding sections shall be performed, whether for digging down lots, streets or roads, paving streets, building sewers and building wells, or digging trenches for water pipes, by persons under contract with the City, or for building vaults or placing building materials in the streets, or constructing drains, or any other work forming an obstruction of said street, by virtue of permission duly obtained, to see that the requirements of this chapter in regard to erecting the necessary fences and placing the necessary lights, be complied with, and to make the necessary complaint to the Corporation Counsel for any omission on the part of the person referred to, under a penalty of fifty dollars for every neglect so to do. (R. O. 1897, sec. 225, with verbal changes.)

Sec. 525. In all contracts for paving streets, constructing sewers and building wells and pumps, or for doing any work whereby accidents or injuries may happen in consequence of any neglect or carelessness during the performance thereof, it shall be the duty of the departments by whom such contracts are made to insert a covenant requiring the contractor or contractors to place proper guards for the prevention of accidents, and to put up and keep suitable and sufficient lights burning at night during the performance of the work; and that they will keep the City harmless as against all loss and damage which may be occasioned by reason of any unskillfulness or carelessness in any manner connected with the execution and completion of the work. (R. O. 1897, sec. 226, with verbal changes.)

Sec. 526. In all contracts for digging down any lot, road or street, where such digging if left exposed would be dangerous to passersby, the head of the proper department shall insert a covenant in such contracts whereby the contractor or contractors shall be bound, at their own expense, to erect a fence or railing along or across such road, lot or street in such manner as to prevent danger to passersby, and to continue the said fence or railing until such digging is completed. (R. O. 1897, sec. 227, with verbal changes.)

Sec. 527. A like fence or railing shall be put up and maintained in all cases in which a road or street is dug out at the cost of the City. (R. O. 1897, sec. 228, with verbal changes.)

Article 2—Flagging, Curbing and Repairing Sidewalks, and Renumbering Streets.

Sec. 528. All streets of twenty-two feet and upward shall have sidewalks on each side thereof laid with granite or bluestone flagging, not less than three inches thick and not less than two feet wide, and containing a superficial area of at least eight square feet. (R. O. 1897, sec. 242.)

Sec. 529—In all streets of the width of forty feet and upward which are paved or shall hereafter be paved or repaved the sidewalks or footwalks between the lines of the streets and kennels shall be of the following width, that is to say:

1. In all streets 40 feet wide, 10 feet.
2. In all streets 50 feet wide, 13 feet.
3. In all streets 60 feet wide, 15 feet.
4. In all streets 70 feet wide, 18 feet.
5. In all streets 75 feet wide, 18 feet 6 inches.
6. In all streets 80 feet wide, 19 feet.
7. In all streets above 80 and not exceeding 100 feet, 20 feet.
8. In all streets of more than 100 feet, 22 feet and no more.

(R. O. 1897, sec. 243, with verbal changes.)

Sec. 530. In all streets less than forty feet in width such proportion thereof as may be directed by the President of the borough in which said street is located, shall be used and flagged for sidewalks and footpaths. (R. O. 1897, sec. 244, with verbal changes.)

Sec. 531. All sidewalks shall be raised from the curbstone in the proportion of two inches on ten feet, under the penalty of ten dollars, to be sued for and recovered from the persons laying and fixing the same, and also from the owner or owners of the lot fronting on said sidewalk, either jointly or severally. (R. O. 1897, sec. 245, with verbal changes.)

Sec. 532. No person shall extend the sidewalk in front of his lot beyond that of his neighbor, in any street where the same is not yet extended to the width allowed by law, under the penalty of ten dollars for each offense, to be paid by the person or persons extending such sidewalk, and the owner or owners of the lots fronting on such sidewalk, jointly or severally. (R. O. 1897, sec. 246, with verbal changes.)

Sec. 533. The last preceding section of this article shall not be construed to prevent the extending of any such sidewalks when a majority of the owners of property on the same side of the street and between the two nearest corners, by and with the permission of the President of the borough in which such street is situated, agree to and do extend the sidewalks in front of their respective lots of ground in like manner. (R. O. 1897, sec. 247.)

Sec. 534. No sidewalk or any part of a sidewalk laid with brick or flagging shall hereafter be taken up or the brick or flagging removed therefrom for any purpose whatever, without the written permission of the President of the borough in which such sidewalk is situated, under the penalty of twenty-five dollars for so doing. Nothing in this ordinance contained, however, shall be construed to apply to any person engaged in the necessary repairs of any such sidewalk, the resetting, when necessary, of any curb or gutter stones that may have become displaced, broken or sunken, or the necessary repair or alteration of any coal slide under any such sidewalk, nor shall a permit for any of such purposes be necessary. (R. O. 1897, sec. 248, with verbal changes.)

Sec. 535. All private cartways crossing any sidewalk, and all sidewalks whatever shall be paved with granite or bluestone, not less in size than eight superficial feet, hewn and laid closely together, and not with brick or with round or paving stones, under the penalty of ten dollars upon the owner or occupant, or both, of the lot in front of which such cartway or sidewalk shall be. (R. O. 1897, sec. 249, with verbal changes.)

Sec. 536. In case any part of such private cartway or any part of such sidewalk shall not be paved, repaved or repaired according to the provisions of the last section, it shall be lawful for the President of the borough in which such private cartway or sidewalk is situated to order in writing the same to be paved, repaved or repaired within a time mentioned in such order. If such order is not complied with within the time specified therein, said President of the Borough may cause the work required to be done by such order, to be done under his direction, and double the expense thereof collected of the owner or owners, or occupant or occupants of the lot fronting thereon, through the Corporation Counsel in the manner in which other penalties are collected. (Adapted from R. O. 1897, sec. 250.)

Sec. 537. All curbstones which shall hereafter be laid for the purpose of supporting the sidewalks shall not be less than three feet in length, five inches thick, twenty inches wide throughout, and shall be of the best bluestone or gray granite, cut, prepared and laid in the following manner, that is to say: Ten inches of the stone shall be laid below the kennel and ten inches above it, except where the length of curbstone to be laid or relaid shall be less than the space between the streets crossing that in which it is to be laid, in which case, if the curbstone in front of the lots adjoining shall be but eight inches above the gutter stone, the curb to be laid or relaid as aforesaid shall not be placed more than eight inches above the gutter stone unless the person or persons laying or relaying the same shall, by permission of the owner or owners of the lots adjoining, at his, her or their own expense, raise the adjoining sidewalk or sidewalks, and replace the same in a proper manner for a space of at least five feet in width, so as to prevent any abrupt irregularity in the pavement of the sidewalk; the top of the stone shall be cut to a bevel of one inch; the front to be cut smooth and to a fair line with a depth of fourteen inches; the ends from top to bottom to be truly squared so as to form close and even joints, and the front so laid as to present a fair and unbroken line, under a penalty of ten dollars for each and every violation of any of the provisions of this section, to be sued for and recovered from the persons laying and fixing such curbstone, and the owner or owners of the lot fronting on the sidewalk so fixed, jointly and severally; provided, however, that in all cases where streets are repaved and curbs are reset at the public expense, the President of any borough may lay curb not exceeding eight inches in width and not less than twelve inches in depth, with a foundation of cement of not less than five inches in depth. (R. O. 1897, sec. 251, as amended April 20, 1897, with verbal changes.)

Sec. 538. All gutter stones which shall hereafter be laid shall be of the best hard bluestone granite, at least thirty inches in length, fourteen inches in width, and six inches thick, and shall be cut to a fair and level surface without windings, with true and parallel sides, and the ends square so as to form tight and close joints, under the penalty of ten dollars to be sued for and recovered from the person or persons laying the same, and the owner or owners of the lot fronting on the sidewalk or street, jointly and severally. (R. O. 1897, sec. 252, with verbal changes.)

Sec. 539. If any street, when paved, shall not exactly range, the gutter or outside of the footpath or sidewalk shall be laid out and made as nearly in a straight line as the street will permit, and the ascent and descent of the same shall be regulated by the President of the borough in which such street is situated, and a profile thereof, with the regulations distinctly marked thereon, shall be deposited and kept in the office of the Borough President regulating the same. (R. O. 1897, sec. 253, with verbal changes.)

Sec. 540. When any carriageway shall have been paved, and a majority of owners of lots on the same block shall have regulated and paved their sidewalks, the President of the borough in which such carriageway is situated shall give notice to the owner or owners, or occupant or occupants, on any lots in front of which the sidewalks shall not be paved, to regulate and pave the same within a certain time, to be designated in such notice. (R. O. 1897, sec. 254, with verbal changes.)

Sec. 541. In case of any neglect or refusal to comply with the direction contained in the notice mentioned in the last preceding section, the owner or owners, occupant or occupants, shall jointly and severally be liable to a penalty of twenty-five dollars for each neglect or refusal. (R. O. 1897, sec. 255, with verbal changes.)

Sec. 542. The owner or owners, lessee or lessees, occupant or occupants of any house or other building or vacant lots fronting on any street or avenue shall, at his, her or their charge and expense, well and sufficiently pave, according to the ordinances, and keep and maintain in good repair, the sidewalks and curb and gutter of such street or avenue in front of any such house or other building or vacant lot. (R. O. 1897, sec. 256.)

Sec. 543. Upon complaint being made to the Borough President having jurisdiction thereof, showing to his satisfaction that any sidewalk, curb or gutter is not paved or repaired according to these ordinances, it shall be lawful for the said Borough President to cause a notice to be served upon the owner or owners, lessee or lessees, occupant or occupants of any such house or other building or vacant lot of ground fronting on any street or avenue, to repair or relay, as the case may require, such sidewalk, curb or gutter in front of the same within ten days after the service of such notice. (R. O. 1897, sec. 257, with verbal changes.)

Sec. 544. In default of such owner or owners, lessee or lessees, occupant or occupants, repairing or relaying, as the case may require, such sidewalks and curb and gutter within the time required by said notice and complying with the said notice, the said Borough President is hereby authorized and required to lay or relay the flagging and to set or reset the curb or gutter or both, and otherwise repair such sidewalks, and to certify the expense of so doing to the Board of Assessors, who are directed to make a just and equitable assessment of such expense among the owners, lessees or occupants upon whom the notice referred to in the preceding section was served, in proportion as near as may be to the advantages which the respective properties owned or occupied by them may be deemed to have acquired, and thereupon the Borough President shall certify to the Corporation Counsel the fact of such refusal or neglect to comply with said notice, and such Corporation Counsel shall recover a penalty of ten dollars from each owner, lessee or occupant of each house, building or lot on front of which the expense was incurred, in the manner in which other penalties are by law recovered. (R. O. 1897, sec. 258, with verbal changes.)

#### Article 3—Surveyors and Surveying.

Sec. 545. There shall be so many Surveyors appointed as the Board of Aldermen shall from time to time think proper. (R. O. 1897, sec. 259, with verbal changes, Ord., May 23, 1905.)

Sec. 546. The City Surveyors so to be appointed, before they respectively enter upon the execution of the said office, shall take an oath well and truly to execute the same. (R. O. 1897, sec. 260.)

Sec. 552. Whenever, in the proper administration of the duties of his office, any of the aforesaid Borough Presidents may require the services of a City Surveyor in laying out and regulating streets and roads in said City, making maps and surveys for street opening proceedings or other improvements, laying out and surveying grounds for the purpose of building thereupon and to advise and direct concerning the same, he shall have authority to employ such one of the City Surveyors as he may appoint for that purpose. (R. O. 1897, sec. 266.)

Sec. 553. The City Surveyors employed by the said Borough Presidents shall receive compensation therefor as follows, nor shall any Surveyor's bill be paid unless the same be first certified by the Borough President so employing him:

For a preliminary survey in regulating a street or avenue, or for making a country road, for the first line of level, three cents per linear foot, measuring through the centre of the street, avenue or road; and for every additional line of levels, one cent per linear foot, to be measured in the same manner.

For a preliminary survey in filling sunken lots, one dollar and fifty cents per lot of two thousand five hundred square feet.

For grading, when done alone, five cents per linear foot, measuring through the centre of the street or avenue.

For grading and setting curb and gutter, when done under the same contract, eight cents per linear foot, measuring through the centre of the street or avenue.

For grading, setting curb and gutter and flagging, or paving, when done under the same contract, eleven cents per linear foot, measuring through the centre of the street or avenue.

For setting curb and gutter alone, three cents per linear foot along the line of work done.

For setting curb and gutter and flagging, or paving, when done under the same contract, but not in connection with the grading, nine cents per linear foot, measuring through the centre of the street or avenue.

For flagging, when done alone, three cents per linear foot, along the line of work done.

For setting stakes, making final surveys and so forth, in the filling of sunken lots, one dollar and fifty cents per lot of two thousand five hundred square feet.

For fencing, including the preliminary survey, three cents per foot.

For making a country road, ten cents per linear foot, measuring through the centre of the road.

For establishing a new grade line, one cent per linear foot, measuring along the line.

For making the necessary surveys and furnishing all necessary copies of damage maps in street opening proceedings, three cents per foot, measuring along the exterior

lines of the street or avenue and along all boundary lines of each parcel included within said street or avenue lines, and for assessment lists and maps for street opening or other improvements, three cents per linear foot of map front, it being understood that the Surveyor shall, in every case, furnish quadruple lists and maps without additional charge.

A Surveyor employed by one of the said Borough Presidents to make a survey, the compensation for which is not otherwise provided for, shall receive such compensation as shall be certified by the Borough President employing him. (R. O. 1897, sec. 267, with verbal changes.)

Sec. 554. In all cases when the same is required, a projection and profile, and such drawings and calculations shall be furnished to the said Borough President as may be required by him, without extra compensation. A Surveyor shall be entitled to receive payment for a preliminary survey on the completion of the same to the satisfaction of the Borough President employing him. He shall receive payment for all services on the completion of the work and its acceptance by the Borough President having charge thereof. (R. O. 1897, sec. 268, with verbal changes.)

Sec. 555. The amount paid for any of the services mentioned in the last section, whenever the same shall have been rendered in relation to any improvement or work for which an assessment may afterwards be made, shall be included in such assessment. (R. O. 1897, sec. 269.)

Sec. 556. A Surveyor shall be entitled to receive ten dollars for every certificate for seventy per cent. payment to a contractor on any work done by contract made upon public advertisement and letting, which shall be paid by the Borough President making the contract, and except as herein otherwise provided, no Surveyor shall be entitled to any payment for a certificate to a contractor; the amount so paid for a certificate shall be deducted from the payment to be made to the contractor on account of the work certified to be done. (R. O. 1897, sec. 270.)

#### Article 4—Paving, Repaving and Repairing the Carriageways of Streets and Avenues.

Sec. 557. All streets of twenty-two feet in width and upward shall be laid or paved in the middle, which part shall remain as a cartway and shall have a gutter or kennel on each side next adjoining the footpath, and shall be paved with sufficient paving stone, and arched in such a manner as the Local Board for the district in which such street is located shall direct. (R. O. 1897, sec. 271; with verbal changes.)

Sec. 558. Whenever the carriageway of any street, or part of said carriageway, not less than the space or distance between and including the intersection of two streets, shall be repaired or newly paved, and the crosswalks laid, and the sidewalks extended to the width required by law, at the expense of the individual owners of the lots abutting thereon, and the work approved by the proper City authorities, such street, streets or parts of streets shall forever thereafter be paved, repaired or repaved at the expense of the City, but this section shall not be construed to apply to sidewalks, nor to any wooden pavement in said City. (R. O. 1897, sec. 272, with verbal changes.)

Sec. 559. Any citizen or number of citizens shall be allowed to pave the street opposite his or their property where the same shall extend from the intersection of one cross street to the intersection of another, provided the same be done in conformity with the regulations of the Local Board for the district in which such street is situated. (R. O. 1897, sec. 273, with verbal changes.)

Sec. 560. All pavements hereafter to be laid in any of the streets or lanes of this City by the Commissioner of the Department of Water Supply, Gas and Electricity, or contractors for the construction of sewers, or for the laying of any water, gas or other pipes, shall, after the pavement is laid or driven down, have covered over them one inch in thickness of pure sand. (R. O. 1897, sec. 274, with verbal changes.)

Sec. 561. Any and all persons other than the Commissioner of the Department of Water Supply, Gas and Electricity, who may hereafter pave, or cause to be paved, any street, lane or other thoroughfare or portion thereof in this City, shall have the sand, dirt and rubbish cleaned off the said street, lane or thoroughfare, or any part thereof, within twelve days after any such pavement shall be completed. This section shall be so construed as to apply to the removal of all sand, dirt or rubbish collected in any part of any and all streets, lanes and thoroughfares covered by any pavement so done or laid, or excavation that may have been made, or other work done in pursuance thereof; and no contract for paving in pursuance of this section shall be accepted as completed unless the person by whom the contract was made on behalf of the City shall certify that this section has been fully complied with. (R. O. 1897, sec. 275, with verbal changes.)

Sec. 562. Any person or persons, excepting the Commissioner of the Department of Water Supply, Gas and Electricity, neglecting or refusing to remove the dirt, sand or rubbish mentioned herein, within the time specified therein, shall forfeit and pay the sum of twenty-five dollars for each offense; and in addition thereto the President of the borough in which said work has been done shall cause the same to be removed, and the party neglecting or refusing to remove the same as hereinbefore provided shall be liable to a penalty in the sum of twice the cost of such removal, which penalty shall be collected in the manner provided by law for the collection of penalties and paid into the City Treasury. (R. O. 1897, sec. 276, with verbal changes.)

Sec. 563. Any contractors or other person or persons causing any cart to be loaded and heaped up with manure, sand, earth, mud, clay or rubbish, so that the contents or any part thereof shall be scattered in any street, lane, avenue, pier or bulkhead, shall forfeit and pay the sum of five dollars for each offense. (R. O. 1897, sec. 277, with verbal changes.)

Sec. 564. It shall not be lawful for any gas company to break up any of the pavements of this City without the permission of the President of the borough in which said work is to be done, and such permission shall not be given until the party applying therefor shall enter into a stipulation satisfactory to the said Borough President to repair and replace the said pavement to the satisfaction of the said Borough President, at his and their own expense, by a day to be named in such permit; and if any person or persons shall neglect or refuse to repair and replace the same, in accordance with such stipulation and permit, they shall be liable to a penalty of fifty dollars for each offense, and in addition thereto shall be liable to pay the expense of repairing and replacing such pavement, which shall be done by and under the direction of the President of the Borough in which such street is located. (R. O. 1897, sec. 278.)

Sec. 565. It shall be lawful for the persons employed to pave or repave any street in The City of New York to place proper obstructions across such street or cart-way for the purpose of preserving the pavement then newly made or to be made, until the same shall be fit to use, leaving at all time a sufficient passage for foot passengers. (R. O. 1897, sec. 279.)

Sec. 566. No person or persons shall, without the consent in writing of the President of the Borough in which said obstruction is placed, or without the consent of the persons superintending such paving, throw down, displace, or remove any such obstruction mentioned in the last preceding section, under penalty of fifteen dollars for every such offense. (R. O. 1897, sec. 280, with verbal changes.)

Sec. 567. Nothing contained in this article shall be construed to authorize any person or persons to stop up or obstruct more than the space of one block and one intersection at the same time, in any one street, or to keep the same so stopped up for more than two days after the cartway is finished. (R. O. 1897, sec. 281.)

Sec. 568. Whenever any person or persons shall have authority under any contract with the City, or any officer thereof, or under any permit authorizing the same, to remove the pavement from or to excavate, or to occupy or use any part of the public streets and avenues in the City, so as to obstruct the travel in any streets or avenues, and to prevent the same from being used for the time being for the purposes of travel, such person or persons shall erect, or cause to be erected, in conspicuous positions, at the several points of intersection of such streets or avenues so obstructed, with the cross street nearest to such obstruction, a suitable notice of such obstruction, which notice shall be in such manner and form as the Borough President having jurisdiction of such street may at any time direct. (R. O. 1897, sec. 282.)

Sec. 569. Every person who shall violate the preceding section shall be subject to a penalty of ten dollars. (R. O. 1897, sec. 283, in part.)

Sec. 570. No pavement in any street which has been accepted by the City to be kept in repair at the public expense, shall hereafter be taken up, or paving stones removed therefrom, for any purpose whatever, without the authority of the Department or Commissioner having charge thereof, under penalty of one hundred dollars for every offense. (R. O. 1897, sec. 284.)

Sec. 571. Whenever any pavement in any such street, or any part or portion thereof has been or shall be taken up, or the paving stones in any such street or part of the street have been or shall be removed therefrom, or from the place or position in which they have been put in such pavement, in violation of the preceding sections, it shall be the duty of the President of the borough in which such pavement has been taken up, forthwith to restore such pavement to its former condition, and replace the same, and restore the paving stones so removed as aforesaid to their place in the said pavement, so as to restore the said pavement as nearly as may be practicable to the condition in which it was before such taking or removal as aforesaid. (R. O. 1897, sec. 285, with verbal changes.)

Sec. 572. Whenever any wood, timber, stone, iron or any other metal has been or shall be put or placed in or upon any such pavement, so as to hinder or obstruct or be in the way of the restoration of said pavement, as mentioned in the preceding section, it shall be the duty of the Borough President having charge of the street or pavement, forthwith to cause such wood, timber, stone, iron or other metal to be taken up and removed from said street or pavement, so that they shall not incumber or obstruct said street and the free use of the pavement therein and all parts thereof. (R. O. 1897, sec. 286, with verbal changes.)

Sec. 573. When hereafter any person or association or body of persons, or any incorporated company, shall attempt without legal authority to take up any such pavement mentioned in this article, or to remove the paving stones or any of them therefrom, it shall be the duty of the Borough President having charge thereof forthwith to prevent the same, and generally to prevent the pavement in the street aforesaid, and every part thereof, from being taken up, removed, incumbered or obstructed. (R. O. 1897, sec. 287, with verbal changes.)

#### Article 5—Public Wells, Pumps, Cisterns and Hydrants.

Sec. 574. All applications for wells and pumps shall be made to the Local Board for the district in which such well or pump is to be situated. (R. O. 1897, sec. 288, with verbal changes.)

Sec. 575. No person shall build any well in any avenue, under a penalty of fifty dollars; and the President of the Borough in which such well shall be built shall cause the same, in all such cases, to be filled up. (R. O. 1897, sec. 291, with verbal changes.)

Sec. 576. No person or persons shall take the water from any public well, pump or cistern for the purpose of selling or offering the same for sale, under the penalty of twenty-five dollars for each offense. (R. O. 1897, sec. 292.)

Sec. 577. No person shall take or use the water from any public cistern or hydrant except in the case of fire and for the purpose of extinguishing the same, under the penalty of twenty-five dollars for each offense. (R. O. 1897, sec. 293.)

Sec. 578. No person shall wilfully do, or cause or suffer to be done, any damage to any of the public pumps, under the penalty of twenty-five dollars for each offense. (R. O. 1897, sec. 294, with verbal changes.)

Sec. 579. Every person who shall place, or assist in placing, or cause or procure to be placed, any hogshead, barrel, tub or other vessel of greater capacity than ten gallons in any street, within twenty-five feet of any public well or pump, for the purpose of filling the same with water from any such well or pump, or who shall put or cause to be put into any such vessel any water from such well or pump, shall forfeit and pay the sum of ten dollars for each offense. (R. O. 1897, sec. 295, with verbal changes.)

Sec. 580. The last preceding section shall not be construed to prevent the immediate filling of any vessel therein mentioned, provided the same shall be forthwith removed. (R. O. 1897, sec. 296.)

Sec. 581. If any person, unless connected with or employed by the Fire Department, shall unscrew any of the hydrants belonging to or attached to the City water works erected for the extinguishment of fires, or interfere with the same, or any part of the works belonging to the said establishment, whereby the said establishment or any or either of the pipes, hydrants, stop-cocks, or any part of the works may be injured, or the water taken therefrom or wasted, such person shall be liable to a penalty of fifty dollars for each and every such offense. (R. O. 1897, sec. 297, with verbal changes.)

Sec. 582. No person shall wash, or cause or procure, or permit to be washed, any horse or carriage within twenty-five feet of any pump in any street, under the penalty of ten dollars for every such offense. (R. O. 1897, sec. 298.)

Sec. 583. No person shall water, or suffer or permit any horse to drink or be watered at or within ten feet of any pump or well in any street, under the penalty of five dollars for each offense, to be paid by the owner or person watering or permitting such horse to be watered, jointly and severally. (R. O. 1897, sec. 299, with verbal changes.)

Sec. 584. All persons are forbidden to open any street pavement and bore any water pipe for the purpose of conducting water into any dwelling or other edifice, or for any other use, under the penalty of fifty dollars for each offense, unless with the written permission of the Commissioner of the Department of Water Supply, Gas and Electricity. (R. O. 1897, sec. 300, with verbal changes.)

#### Article 6—Sewers and Drains.

Sec. 585. All sewers and drains in any of the streets, avenues or public places in the City shall be under the charge of the President of the borough in which such sewers and drains are situated, and said Borough Presidents in their respective boroughs shall keep the same in good order and condition, and clean and free from obstructions, and shall cause such repairs to be made to them and to the receiving basins, culverts and openings connected therewith, as may from time to time become necessary. Such sewer culverts shall be cleaned at night and not in the daytime. (R. O. 1897, sec. 301, with verbal changes.)

Sec. 586. The Presidents of the several boroughs shall prescribe the mode of piercing or opening any of the sewers or drains in their respective boroughs, and the form, size and material of which connections therewith shall be composed, and shall have authority to grant permission to make lateral connections with said sewers. (R. O. 1897, sec. 302, with verbal changes.)

Sec. 587. The said Borough Presidents may grant permission to persons to construct, at their own expense, sewers or drains, or to lay pipes to connect with any sewers or drains built in any of the streets or avenues under their respective supervision, on being furnished with the written consent of the owners of a majority of the property upon the street through which said sewer, drain or pipe is to pass; but such permission shall not be granted except upon the agreement, in writing, of the persons applying therefor, that they shall comply with the ordinances in relation to excavating the streets, and that they will indemnify the City for any damages or costs to which they may be put by reason of injuries resulting from neglect or carelessness in performing the work so permitted, and that no claims will be made by them or their successors in interest against the City, if the work so permitted be taken up by the authority of the Board of Aldermen; or for exemption from assessment lawfully imposed for constructing sewers or drains in the vicinity of their property; and upon the further condition that the Board of Aldermen may, at any time, revoke and annul such permission, and direct such sewers, drains or pipes to be taken up or removed. (R. O. 1897, sec. 303, with verbal changes.)

Sec. 588. Each of the said Borough Presidents shall keep a record of all permits granted for connection with sewers or drains, in which record he shall enter the names of all persons from whom he may receive money for such permits, with the amount received from each person and the time when it was received. He shall render an account thereof, under oath, item by item, to the Comptroller, on Thursday of each week, and shall thereupon pay over the amount so received to the Chamberlain. He shall also thereupon receive from the Chamberlain a voucher for the payment thereof, which he shall forthwith, on the same day, exhibit to the Comptroller, and shall at the same time leave with him a copy thereof. (R. O. 1897, sec. 304, with verbal changes.)

Sec. 589. No connection shall be made with any sewer or drain without the written permission of the President of the Borough having jurisdiction as aforesaid; and any connection or opening made into any sewer or drain without such permission, or in a manner different from the mode prescribed for such opening by said Borough President, shall subject the person making the same and the owner of the premises directing it, respectively, to a penalty of fifty dollars (\$50). (R. O. 1897, sec. 305, with verbal changes.)

Sec. 590. All openings into any sewers or drains for the purpose of making any connections therewith from any house, cellar, vault, yard or other premises,

shall be made by persons to be licensed by the several Borough Presidents, and the said persons, before being so licensed, shall execute a bond to the City in the sum of one thousand dollars, with one or more sureties, to be approved by the Borough President issuing such license, conditioned that they will carefully make the openings into any sewers or drains in the manner prescribed by the Commissioners having jurisdiction to permit such openings to be made, without injuring them, leave no obstructions of any description whatever in them and properly close up the sewer or drain around the connection made by them, and make no opening into the arch of any sewer or drain; that they will faithfully comply with the ordinances relating to opening and excavating streets; be responsible for any damages or injuries that may accrue to persons, animals or property by reason of any opening in any street, lane or avenue made by them or those in their employment; and that they will properly refill and ram the earth and suitably restore the pavement taken up for excavating and repave the same, should it settle or become out of order within six months thereafter; and in case any person so licensed shall neglect to repair the pavement aforesaid within twenty-four hours after being notified, the Borough President in whose borough the same is located may cause the same to be done, and charge double the expense thereof as a penalty to the person so neglecting. (R. O. 1897, sec. 306, with verbal changes.)

Sec. 591. Ten dollars shall be paid to the Borough President granting the permit for permission to connect each house, store or building with any sewer or drain. Each hotel, boarding house or public building covering more ground than twenty-five feet by fifty feet shall pay proportionately for such additional space of ground covered by each respectively. Manufactories, breweries, distilleries, and the like, for permission to connect with sewers or drains for the purpose of carrying off water or fluids that will not deposit sediment or obstruction shall pay such sums as shall be fixed and determined by the said Borough President; and any manufacturer, brewer, distiller, or the like, permitting any substance to flow into any sewer or drain or receiving basin which shall form a deposit that tends to fill said sewer, drain or basin, shall be subject to a penalty of fifty dollars for each offense. (R. O. 1897, sec. 307, with verbal changes.)

Sec. 592. All connections with sewers or drains used for the purpose of carrying off animal refuse from water closets or otherwise and slops or kitchens, shall have fixtures for a sufficiency of water, to be so applied as to properly carry off such matters, under the penalty of five dollars for each day the same are permitted to remain without such fixtures for supplying said water. (R. O. 1897, sec. 308, with verbal changes.)

Sec. 593. No butcher's offal or garbage, dead animals or obstructions of any kind whatsoever, shall be placed, thrown or deposited in any receiving basin or sewer; and any person so offending or causing any such obstruction or substance to be placed so as to be carried into such basin or sewer, shall be subject to a penalty of ten dollars for each offense; and any person injuring, breaking or removing any portion of any receiving basin, covering, flag, manhole, vent or any part of any sewer or drain or obstructing the mouth of any sewer or drain, shall be subject to a penalty of twenty dollars for each offense; nor shall any quantity of marble or other stone, iron, lead, timber or any other substance exceeding one ton in weight be placed or deposited upon any wharf or bulkhead through which any sewer or drain may run; nor upon or over any sewer or drain where the same shall be within three feet of the surface of the street, under the penalty of fifty dollars for each offense, to be recovered of the person or persons causing or permitting the same. (R. O. 1897, sec. 309.)

Sec. 594. It shall be the duty of all police officers to report any violation of the provisions of this article to the Corporation Counsel. The Captains of the several police precincts shall, on observing or being informed of the opening of or excavating in any street or avenue, require the person making such opening or excavation to exhibit to him the authority or permission for such opening; and if none have been given by the proper officer, or if the exhibition thereof be refused, said Captain of Police shall, without delay, make complaint to the Corporation Counsel and report the same to the President of the borough in which such violation occurs. (R. O. 1897, sec. 310, with verbal changes.)

Sec. 595. It shall be the duty of every person having charge of the sweeping and cleaning of the streets to see that the gutters are properly scraped out before the water is suffered to flow from any hydrant for the purposes of washing the same, in order that no substance or obstruction be carried into any of the receiving basins; every person violating this section to be subject to a penalty of five dollars for each offense. (R. O. 1897, sec. 311, with verbal changes.)

Sec. 596. Whenever any sewer, culvert, watermains or pipes are to be constructed, altered or repaired in any street, in which the gas-pipes of gas-light companies are laid, or whenever any such street shall be regulated or graded, it shall be the duty of the contractor or contractors thereof to give notice in writing of the same to the said companies, or to the one whose pipes are laid in the street about to be disturbed by the construction, alteration or repairing of such sewer, culvert, water-main or pipe, or by the regulation or grading thereof, at least twenty-four hours before breaking ground therefor. (R. O. 1897, sec. 312.)

Sec. 597. It shall be the duty of the said gas companies, or the one whose pipes are about to be disturbed by the construction, alteration or repairing of any sewer, culvert, water-main or pipe, or the regulation or grading of any street, on the receipt of the notice provided for in the preceding section, to remove or otherwise protect and replace the main and service-pipes, lamp-posts and lamps, where necessary, under the direction of the President of the borough in which such pipes, posts or lamps are situated. The company notified in accordance with the preceding section shall comply with such notice by causing the pipes, lamp-posts and lamps to be protected and replaced, where necessary, during the progress of the work (R. O. 1897, sec. 313, with verbal changes.)

Sec. 598. The preceding provisions shall be made part of every contract hereafter made for constructing, altering or repairing any sewer or culvert, water-mains or pipes, in any street in which the pipes of gas-light companies shall be laid at the time of making such contract, or for the regulation or grading of any such street. (R. O. 1897, sec. 314.)

Sec. 599. It shall be the duty of the person or persons by whom or for whose benefit any excavation is to be made, for constructing, altering or repairing a vault, waste-pipe or drain in any street, to give notice in writing thereof to the company whose pipes are laid in the street about to be disturbed by the construction, alteration or repairing of such vault, waste-pipe or drain, at least twenty-four hours before commencing the same; and such person or persons shall, at his or their expense, sustain, secure and protect said pipes from injury, and replace and pack the earth wherever the same shall have been removed, loosened or disturbed, under or around them, so that such pipes shall be well and substantially supported; and if such persons shall fail to sustain, secure and protect said pipes from injury, or to replace and pack the earth under or around them, as by the provisions of this section required, then the same may be done by the company to whom the same may belong, and the cost thereof, and all damages sustained by either of said companies thereby, shall be paid by said person or persons to said company; and the said company may, in default thereof, maintain an action against him or them therefor. (R. O. 1897, sec. 315.)

Sec. 600. The provisions of the last preceding section shall be made part and a condition of every permit that shall hereafter be granted to any person or persons for making any excavation for the construction, alteration or repairing any vault, waste-pipe or drain in any street in which the pipes of either of the said companies shall be laid at the time of granting said permits; provided said companies or either of them provide such permits or pay a just proportion therefor. (R. O. 1897, sec. 316.)

Sec. 601. No connection with or opening into any sewer or drain shall be used for the conveyance or discharge into said sewer or drain of steam or hot water above 100 degrees Fahrenheit from any boiler or engine, or from any factory or building in which steam is either used or generated, or to discharge or permit to escape into any sewer or drain or into any public street, steam from any stop cock, valve or other opening in any steam pipe or main under the penalty of fifty dollars for each and every day during any part of which such connection or opening may have been used for that purpose; and the Borough President having jurisdiction of said street or sewer is hereby authorized and directed, upon the expiration of five days after notice, to discontinue the discharge of steam or hot water from any connection, to cancel the permit and to close up and remove the same if such discharge of steam or hot water from such connection shall not have been discontinued. This penalty shall be imposed upon and recovered from the owner and occupants, severally and respectively, of such manufac-

tory or building, or from any corporation having mains for the conveyance of steam or hot water in the streets, avenues or public places. (R. O. 1897, sec. 317, with verbal changes.)

Article 7—Vaults, Cisterns and Areas.

Sec. 602. The Borough Presidents of the respective boroughs, on application for that purpose, are empowered to give permission to construct any vaults or cisterns in the streets within their respective boroughs, provided that in the opinion of the Borough President granting such permit no injury will come to the public thereby. (R. O. 1897, sec. 318, with verbal changes.)

Sec. 603. No person shall cause or procure any vault or cistern to be constructed or made without the written permission of the President of the Borough in which such vault or cistern is to be constructed, under the penalty of one hundred dollars, to be sued for and recovered either from the person owning such vault or cistern, or from the person who constructed the same, or both. (R. O. 1897, sec. 319, with verbal changes.)

Sec. 604. Every application for permission to erect such vault or cistern shall be in writing, signed by the person making such application, and shall state the number of square feet of ground which is required for the same, and the intended length and width of the same. (R. O. 1897, sec. 320, with verbal changes.)

Sec. 605. After obtaining permission to construct or make such vault or cistern, and previous to the commencement thereof, the person so applying shall forthwith pay to the Borough President, granting the permit therefor, an amount, for each square foot of ground required for such vault or cistern, equal to four (4) per cent. of the assessed valuation per square foot of the abutting property (exclusive of the buildings), as certified by the Department of Taxes and Assessments, and yearly thereafter the said sum as an annual rental for such privilege, and shall give a satisfactory bond, in amount of the annual rental, but in no case not less than five hundred dollars (\$500), for the faithful performance of the conditions prescribed by the said Commissioner. And it is hereby made the duty of the Department of Taxes and Assessments to furnish to such Commissioner on his requisition therefor, its certificate of the said assessed valuation per square foot of such abutting property. (R. O. 1897, sec. 321.)

Sec. 606. No person shall erect or build, or cause or permit any vault or cistern to be made which shall extend further than the line of the sidewalk or curbstone of any street, under the penalty of one hundred dollars. (R. O. 1897, sec. 322.)

Sec. 607. It shall be the duty of every person for whom any vault or cistern may be in process of construction, to procure the same to be measured by one of the City Surveyors, and to deliver to the Borough President granting the permit therefor a certificate of the said measurement signed by such Surveyor, before the arching of such vault or cistern shall be commenced. The penalty for failure to deliver said certificate shall be the sum of one hundred dollars. (R. O. 1897, sec. 323, with verbal changes.)

Sec. 608. If it shall appear by such certificate or otherwise that such vault or cistern occupies a greater number of square feet than shall have been paid for as aforesaid, the owner of such vault or cistern, and the master builder by whom or under whose direction such vault or cistern shall be constructed, shall, in addition to the penalty imposed by this article, severally and respectively forfeit and pay as a penalty twice the sum previously paid for each square foot of ground occupied by such vault or cistern over and above the number of square feet paid as aforesaid. (R. O. 1897, sec. 324, with verbal changes.)

Sec. 609. All vaults or cisterns shall be constructed of brick or stone, and the outward side of the grating or opening into the street shall be either within twelve inches of the outside of the curbstone of the sidewalk, or within twelve inches of the coping of the area in front of the house to which such vault shall belong, under the penalty of one hundred dollars, to be paid by the owner or person making or causing the same to be made. (R. O. 1897, sec. 325.)

Sec. 610. All grates of vaults shall be made of iron, the bars whereof shall be three-fourths of an inch wide and one-half of an inch thick, and not more than three-quarters of an inch apart, under the penalty of twenty-five dollars, to be paid by the owner of the vault or occupant of the house to which the same shall belong, jointly and severally. (R. O. 1897, sec. 326.)

Sec. 611. Every owner or occupant of any house or lot of ground within the paved parts of the city, before which any vault, pit, hole, cistern or well shall be made, and every person making or having charge of such vault, pit, hole, cistern or well, shall, during the whole of every night while such vault, pit, hole, cistern or well shall be opened or uncovered, cause a lighted lamp or lantern to be placed and kept at some convenient spot, so as to cast its light upon such vault, pit, hole, cistern or well, under the penalty of ten dollars for each night during which such light is not so placed. (R. O. 1897, sec. 327.)

Sec. 612. All vaults and cisterns shall be completed and the ground closed over them within three weeks after they are commenced, under the penalty of five dollars for every day thereafter during which the same shall remain uninclosed, to be recovered from the owner or builder of the same, jointly and severally. (R. O. 1897, sec. 328.)

Sec. 613. No area in front of any building shall extend more than one-fifteenth part of the width of any street, nor in any case more than five feet, measuring from the inner wall of such area to the building; nor shall the railing of such area be placed more than six inches from the inside of the coping on the wall of such area, under the penalty of one hundred dollars, to be recovered from the owner and builder thereof, jointly and severally. (R. O. 1897, sec. 329, with verbal changes.)

Sec. 614. Every area shall be inclosed with a railing, the gates of which shall be so constructed as to open inwardly, under the penalty of one hundred dollars for each offense, to be recovered from the owner or builder thereof, jointly and severally. (R. O. 1897, sec. 333.)

Sec. 615. Every description of opening below the surface of the street in front of any shop, store, house or other building, if covered over, shall be considered and held to be a vault or cistern within the meaning of this article; and the master-builder or owner, or person for whom the same shall be made or built, shall be liable to the provisions, payments and penalties of this article, jointly and severally. (R. O. 1897, sec. 334.)

Sec. 616. The last preceding section of this chapter shall not be construed to refer to those openings which are used exclusively as places for descending to the cellar floor of any building or buildings by means of steps. (R. O. 1897, sec. 335.)

Sec. 617. No person shall remove, or cause or procure, or suffer or permit to be removed or insecurely fixed so that the same can be moved in its bed any grate or covering to the opening or aperture of any vault, under the penalty of ten dollars. (R. O. 1897, sec. 336, with verbal changes.)

Sec. 618. The last preceding section of this article shall not be construed to prevent the removal of such grate or covering, providing the aperture to such vault during the removal of such grate or covering shall be enclosed with a strong box or curb at least twelve inches high. (R. O. 1897, sec. 337.)

Sec. 619. No person shall suffer or permit any grate or covering to any vault to be removed therefrom, or insecurely fixed thereon, so that the same can be moved in its bed within one hour before sunset on any day, under the penalty of twenty dollars, to be sued for and recovered from the owner and occupant of the house to which such vault shall belong, jointly and severally. (R. O. 1897, sec. 338, with verbal changes.)

Sec. 620. The Commissioner of Police is hereby directed to report to the President of the Borough in which the same is situated the names of the owners or occupants and the location of any store, dwelling or other buildings having vaults under the sidewalks in front thereof, with covering over the opening thereto presenting a smooth surface, and the President of the Borough in which the same is located is hereby directed, immediately after receiving such report, to notify such owners or occupants to remove such coverings and to substitute therefor coverings presenting a rough surface and affording a secure footing for pedestrians. Should any such owner or occupant neglect or refuse to comply with the directions contained in such notification for a period of six months he shall be liable to a penalty of five dollars for every twenty-four hours in excess of said six months that such neglect or refusal shall continue; and it is hereby made the duty of the said Borough Presidents to cause to be reported to the Corporation Counsel every violation of the provision of this ordinance. (R. O. 1897, sec. 339, with verbal changes.)

Sec. 621. In all cases where the owners of property shall, in the erection of dwellings, set the same back from the line of the streets or avenues a distance of three feet and upward for the purpose of ornamental courtyards, they shall be permitted to inclose for such purpose with a neat railing, in addition to the space receded from, so much of the sidewalk in front as is allowed by ordinance for stoops,

the gates of such inclosure to be so constructed as to open inwardly, under the penalty of one hundred dollars for each offense. (R. O. 1897, sec. 340.)

Sec. 622. No person or persons shall construct or continue any cellar door which shall extend more than one-twelfth part of any street, or more than five feet into any street, under the penalty of one hundred dollars for each offense. (R. O. 1897, sec. 341.)

Sec. 623. Every entrance or flight of steps projecting beyond the line of the street and descending into any cellar or basement story of any house or other building, where such entrance or flight of steps shall not be covered, shall be inclosed with a railing on each side, permanently put up, from three to three and a half feet high, with a gate to open inwardly, or with two iron chains across the front of the entrance way, one near the top and one near the centre of the railing, to be closed during the night, unless there be a burning light over the steps to prevent accidents, under the penalty of twenty dollars for each offense, to be recovered from the owner, occupant, person in charge, or lessee thereof, jointly and severally. (R. O. 1897, sec. 342.)

Article 8—Weighers of Hay.

Sec. 624. No person, except those to whom the Chief of the Bureau of Licenses shall grant a license pursuant to law, shall erect or have any scale or apparatus for weighing hay on any street, avenue or public place, under a penalty of twenty-five dollars. (R. O. 1897, sec. 610, with verbal changes.)

Sec. 625. The Chief of the Bureau of Licenses shall designate in all licenses granted by him the location at which the persons licensed by him shall erect their respective scales for weighing hay, and such license shall convey an authority and permission to erect at such location, under the direction of the President of the borough in which it is located, a scale for weighing hay in the mode then in use in this City. (R. O. 1897, sec. 611, with verbal changes.)

Sec. 626. The fee charged on granting such licenses shall be twenty-five dollars a year. (R. O. 1897, sec. 612.)

Sec. 627. In case of weighing bale-hay, the license weighers shall designate in the certificate given by them the amount of tare on each bale, and shall legibly mark the amount of said tare on each bale, as well as the gross weight, under a penalty of ten dollars for each omission to mark the said tare. (R. O. 1897, sec. 613.)

Sec. 628. No weigher of hay shall charge any person applying for his services as such weigher, and for a certificate of the weight of any hay, more than six cents on each bale for weighing and marking the same and for a certificate thereof. (R. O. 1897, sec. 614.)

Article 9—The Sale and Manufacture of Bread.

Sec. 629. All bread baked and offered or exposed for sale shall be made of good and wholesome flour and meal, and sold by avoirdupois weight. (R. O. 1897, sec. 615, with verbal changes.)

Sec. 630. If any baker or other person shall make for sale, offer or procure to be sold, any bread of any other than wholesome flour or meal, or shall sell the same contrary to the preceding section of this article, such person shall forfeit and pay the sum of ten dollars for every such offense. (R. O. 1897, sec. 616.)

Sec. 631. All loaf bread offered for sale in this City not in conformity with the provisions of this article shall be forfeited, and shall and may be seized and disposed of, and any moneys received therefor paid into the City Treasury. (R. O. 1897, sec. 617, with verbal changes.)

Article 10—Coal.

Sec. 632. All coal which shall be sold from any coal yard or any other place in the City shall be sold by the bushel, except anthracite coal, which may be sold by weight. (R. O. 1897, sec. 618.)

Sec. 633. No person shall unload, vend or expose for sale any charcoal at either of the slips in front of any of the public markets of this City, under the penalty of ten dollars for every such offense. (R. O. 1897, sec. 619.)

Sec. 634. In the sale of anthracite coal, the hundredweight shall consist of one hundred pounds avoirdupois, and twenty such hundredweights shall constitute a ton. (R. O. 1897, sec. 620.)

Article 11—The Sale, etc., of Firewood, Hay and Straw.

Sec. 635. No firewood brought to this City ofr sale shall be landed on any of the docks, wharves or piers until the same shall have been sold, and all firewood so sold and landed shall be immediately carried away, under the penalty of one dollar for every load which may be so landed before sale or not taken away when sold. (R. O. 1897, sec. 621, with verbal changes.)

Sec. 636. No firewood shall be sold otherwise than according to the following regulations, that is to say: The stanchions of each cart or sled which shall be employed in the carrying of such wood shall be five feet four inches high from the floor of the cart or sled, and no higher, and the breadth of such cart or sled between the two foremost stanchions shall be two feet five inches, and between the two hindmost stanchions two feet nine inches, and no more; in which space between the two stanchions every cartman who shall cart any wood shall stow as much and as close together as can conveniently be put, or as much of it as will amount to thirty-seven feet ten inches and two-thirds of an inch cubic measure, which shall constitute and be deemed a load, and shall and may be bought and sold accordingly. (R. O. 1897, sec. 622.)

Sec. 637. No person or persons shall buy or sell any firewood contrary to the above regulations, and no cartman shall cart any firewood brought to this City for sale, except in carts made and constructed as by law directed and loaded as above mentioned, under the penalty of five dollars for each offense. (R. O. 1897, sec. 623.)

Sec. 638. No crooked wood shall be stowed in any cart or sled constructed in manner aforesaid with other wood, but the same may be sold or disposed of as refuse wood, not subject to the above regulations; and if any cartman who shall cart firewood shall put, or suffer to be put, in his cart any such crooked wood as will prevent his cart from containing a full load between the stanchions thereof, he shall, for every load so carted, forfeit the sum of one dollar as a penalty. (R. O. 1897, sec. 624, with verbal changes.)

Sec. 639. No cartman or wood sawyer or other person for or on account of such cartman or wood sawyer, shall purchase any firewood which shall be brought to this City for sale, except it be for the only use of such cartman, wood sawyer or his family, under the penalty of twenty-five dollars for each offense, except such cartman or wood sawyer shall have received an order, which order it shall be incumbent upon him to prove, to purchase wood. No cartman or wood sawyer shall sell, or expose for sale, any firewood which shall be brought to this City for sale on his own account, or as agent for or on account of any person or persons, under a penalty of fifteen dollars for each offense. (R. O. 1897, sec. 625.)

Sec. 640. No cartman shall cart or carry, for wages or hire, any hay brought to this City for sale unless he shall be duly licensed for that purpose, under the penalty of five dollars for every load or part of a load of hay which he shall so cart or carry. (R. O. 1897, sec. 626, with verbal changes.)

Sec. 641. Every cartman to be so licensed shall first take and subscribe an oath or affirmation before the Chief of the Bureau of Licenses well and carefully to examine and inspect all the hay to be carted or carried by him, for the purpose of ascertaining whether it be well and sufficiently cured and dry; and no such cartman shall cart or carry any hay, and pass the same as good and merchantable, unless the same shall be well and sufficiently cured and dry, under the penalty of five dollars for every load or part of a load which he shall so cart or carry. (R. O. 1897, sec. 627, with verbal changes.)

Sec. 642. Nothing in the last section contained shall be taken or construed to prohibit the importation within this City, or the cartage or sale, of any injured or damaged hay, as being so injured or damaged. (R. O. 1897, sec. 628.)

Sec. 643. Every cartman to be so licensed shall cause the number of his license to be affixed on the cart or wagon used by him in the transportation of hay, in such a manner as the Chief of the Bureau of Licenses may direct, under the penalty of twenty dollars for every neglect or default. (R. O. 1897, sec. 629.)

Sec. 644. The street or place known as Hall place, between Sixth and Seventh streets, in the Seventeenth Ward, Manhattan Borough, is hereby designated as the place for the sale of hay coming from the country by the wagon, cart or sled load. (R. O. 1897, sec. 630, with verbal changes.)

Sec. 645. All the foregoing provisions of law shall apply to the sale of straw in this City, except straw made up into bundles and sold by the bundle. (R. O. 1897, sec. 631.)

Sec. 646. It shall not be lawful for any person to sell, or offer for sale, any hay or straw by the bale unless the exact gross and net weight shall be legibly and

distinctly marked on every such bale of hay or straw, under a penalty of ten dollars for each bale of hay or straw so sold or offered for sale in contravention of the provisions of this ordinance. (R. O. 1897, sec. 632, with verbal changes.)

#### Article 12.—Sales and Auctions in the Public Streets.

Sec. 647. The following places are hereby designated as the places at which articles of furniture may be exposed for sale and sold; that is to say:

1. At Peck slip, Manhattan Borough, between Pearl street and Front street.
2. At Burling slip, Manhattan Borough, between Pearl street and Front street.
3. At Old slip, Manhattan Borough, between Water street and Front street.
4. In Broad street, Manhattan, Borough, between Front street and South street.

5. In the square in front of Greenwich Market, on a line with Christopher street, west of Greenwich avenue. (R. O. 1897, sec. 633, with verbal changes.)

Sec. 648. No goods, wares, merchandise or other thing whatever shall be sold at public auction, or exposed for sale at any street, road, lane, highway or public place, except between the hours of nine o'clock in the morning and two o'clock in the afternoon each day, under the penalty of ten dollars for every such offense, to be sued for and recovered from the seller, auctioneer or his agent, jointly and severally. (R. O. 1897, sec. 634.)

Sec. 649. No person shall sell, or offer for sale, in any of the streets, avenues or public places, any sawdust, except in bags, securely tied, which shall neither be filled nor emptied, nor the contents thereof permitted to be scattered or blown about in any such street, avenue or public place, under the penalty of twenty-five dollars for every violation of the provisions of this section. (R. O. 1897, sec. 635, with verbal changes.)

Sec. 650. No auctioneer, or his agent or servant, or any other person, shall sell at auction or expose for sale or lay or place any goods, wares, merchandise, or other thing, in any street, road, lane, highway or public place, unless such person shall first obtain the consent or permission in writing of the occupant of the lot or building before which such articles or any part thereof shall be placed or exposed for sale, under the penalty of ten dollars for every such offense, for which penalty the seller, auctioneer or his agent shall be jointly and severally liable. (R. O. 1897, sec. 636, with verbal changes.)

Sec. 651. Such articles, after such permission granted, when placed or exposed for sale, shall not occupy more than one-third part in width of the carriageway in any street, under the penalty of ten dollars for every such offense, for which penalty the seller, auctioneer, or his agent shall be jointly and severally liable. (R. O. 1897, sec. 637, with verbal changes.)

Sec. 652. No person shall sell or expose for sale, or lay or place in any street, lane, roadway, highway or public place, at any time between the first day of June and the first day of November in each year, any salted beef or pork, dried or pickled fish, blubber, hides, cotton or wool, under the penalty of ten dollars for each offense, for which penalty the seller, auctioneer or his agent shall be jointly and severally liable. (R. O. 1897, sec. 638, with verbal changes.)

Sec. 653. No person shall sell or expose for sale at auction any carriage or carriages, any animal or animals of any description, in any public street or place, under the penalty of ten dollars for each offense, for which penalty the seller, owner or purchaser thereof shall be jointly and severally liable. (R. O. 1897, sec. 639, with verbal changes.)

Sec. 654. Every article exposed for sale at public auction, or sold in any public place, street, lane, road or highway, shall be removed from the same by six p. m. of the day of selling or exposing for sale, under the penalty of ten dollars for each failure so to do, to be recovered from the auctioneer, his agent or the purchaser thereof, jointly and severally. (R. O. 1897, sec. 640, with verbal changes.)

Sec. 655. No bellman or crier, nor any drum or fife, or other instrument of music, or any show signal or means of attracting attention of passersby other than a sign or flag, shall be employed or suffered or permitted to be used at or near any place of sale, or at or near any auction room, or at or near the residence of any auctioneer, or at or near any auction whatsoever, under a penalty of ten dollars for each offense, to be paid by the person using the same, or the auctioneer or his agent suffering or permitting the use of the same, jointly or severally. (R. O. 1897, sec. 641, with verbal changes.)

Sec. 656. No auctioneer or other person shall sell or expose for sale at public auction or vendue, any dry goods, hardware, woodenware or tinware, by retail or in small parcels or pieces, in any public street, lane, highway or public place (articles of household furniture at the places and as hereinbefore provided alone excepted), under the penalty of ten dollars for each offense, for which penalty the seller, auctioneer or his agent shall be jointly and severally liable. (R. O. 1897, sec. 642, with verbal changes.)

Sec. 657. No auctioneer or his agent or servant shall sell or expose for sale at public auction, any goods, wares, merchandise or other thing whatsoever, to any person or persons who at the time of bidding for the same, or whilst examining the same, shall be on the sidewalk or carriageway of any of the streets of the City, under the penalty of ten dollars for every such offense. (R. O. 1897, sec. 643, with verbal changes.)

Sec. 658. Nothing in these ordinances shall be construed to prevent the sale of goods to persons who may be standing on the carriageways of such streets or parts of streets or places as are hereinbefore mentioned and designated. (R. O. 1897, sec. 644, with verbal changes.)

Sec. 659. No auctioneer or his agent or servant, or any other person, shall lay or place, or sell or expose for sale, any article of household furniture in any street or public place other than such as is hereinbefore designated or mentioned, under the penalty of twenty dollars for every such offense, for which penalty the seller, auctioneer or his agent or servant shall be jointly and severally liable. (R. O. 1897, sec. 645, with verbal changes.)

Sec. 660. No person shall sell or expose for sale, in any streets or slips, any tin-plate ware, earthenware, chinaware, glassware, goods, wares and merchandise of any description, or any other article, under penalty of ten dollars for each offense. (R. O. 1897, sec. 648, with verbal changes.)

Sec. 661. No person shall sell or expose for sale, in any of the streets of said City, any firewood of any description, under a penalty of ten dollars for each offense; but nothing herein contained shall prevent the sale, by any licensed cartman of said City, of any firewood on any of the wharves of said City. (R. O. 1897, sec. 649.)

Sec. 662. All persons who may be residents of this City may sell on the sidewalks of streets, provided they do not obstruct more than one-quarter of the same, between the fifteenth day of December and the first day of January following, fruits, game, poultry, Christmas greens and any other holiday goods of any kind, providing they obtain, in writing, the consent of the Alderman of the district and the occupant of any store or building in front of which such goods are to be exposed for sale. (R. O. 1897, sec. 650, with verbal changes.)

#### Article 13.—Nuisances.

Sec. 663. Any person who shall permit any bear or other noxious or dangerous animal to run at large, or who shall lead any such animal with a chain or rope or any such appliance, whether such animal be muzzled or unmuzzled, in any street, avenue, lane, highway or public place, shall be deemed guilty of a misdemeanor, provided, however, that butchers may drive cattle on Eleventh avenue, Manhattan Borough, from Sixtieth to Forty-fifth streets, between the hours of twelve m. and five a. m. (R. O. 1897, sec. 653, with verbal changes.)

Sec. 664. No goat shall be permitted to go at large in any streets, avenues, lanes, alleys, piers, wharves or public places, under the penalty of three dollars for every such goat which shall be found at large, to be paid by the owner or person having charge, care or keeping thereof. (R. O. 1897, sec. 654, with verbal changes.)

Sec. 665. No person or persons shall throw, cast or lay any ashes, offal, garbage, dross, cinders, shells, straw, paper, shavings, dirt, filth or rubbish of any kind whatever, in any street, lane, alley or public place, nor shall any person throw, cast or distribute in any of the public streets, avenues or places any handbills, circulars, cards or any other advertising matter whatever, under a penalty of five dollars for each and every offense. (R. O. 1897, sec. 655, with verbal changes.)

Sec. 666. The owner or builder of any house or other building which may be being erected or repaired, shall cause all the rubbish of every kind occasioned thereby which may accumulate in the street, or be cast into the street, and all the dirt, stone, sand and clay which may be dug from the cellar, yard, area or vault and cast into the street to be removed out of the said street before six p. m. on each day, under the penalty

of five dollars for each day's neglect, to be recovered from the owner or builder, jointly and severally. (R. O. 1897, sec. 656, with verbal changes.)

Sec. 667. No collector of ashes or other person shall unload from any cart, wagon or other vehicle, in any of the streets, any ashes by dumping or starting the same in the street or on the sidewalk, under the penalty of ten dollars for each offense. (R. O. 1897, sec. 657, with verbal changes.)

Sec. 668. No person shall throw or deposit any water or other liquid in any part of any street, alley, lane or public place, except in the side gutter thereof, under the penalty of two dollars for every such offense. (R. O. 1897, sec. 658.)

Sec. 669. No person shall expose, in any of the streets, lanes, avenues or public places, any table or device of any kind whatever, upon or by which any game of chance or hazard can be played, or shall play at or upon any such table or device, under the penalty of twenty-five dollars for every such offense. (R. O. 1897, sec. 660, with verbal changes.)

Sec. 670. No person shall swim or bathe, at any time, in the waters of the East or North rivers, adjacent to any ferry or to the Battery, in the Borough of Manhattan, under the penalty of ten dollars for each offense. (R. O. 1897, sec. 661, with verbal changes.)

Sec. 671. No person shall swim or bathe in any of the waters within the jurisdiction of The City of New York, except in public or private bathing houses, unless covered with a bathing suit, so as to prevent any indecent exposure of person, under a penalty of five dollars for each offense; nor shall any person dress or undress in any place in said City, exposed to view, under a like penalty. (R. O. 1897, sec. 662.)

Sec. 672. No person shall place or post, or cause to or permit to be placed or posted, in any street, any handbill or advertisement, giving notice of any person having or professing to have skill in the treatment or curing of any disorder or disease, or giving notice of the sale or exposure to sale of any nostrum or medicine, under the penalty of twenty-five dollars for every such offense. (R. O. 1897, sec. 664, with verbal changes.)

Sec. 673. No dyer or scourer, or any other person, shall wash, rinse or cleanse, or cause or procure to be washed, rinsed or cleansed, any cloth, yarn or garment in any street, under the penalty of ten dollars for each offense. (R. O. 1897, sec. 665, with verbal changes.)

Sec. 674. No dyer or scourer, or any other person, shall place or suspend, or cause or procure to be placed or suspended, in or over any street, any cloth, yarn or garment for the purpose of dyeing the same, under the penalty of ten dollars for each offense. (R. O. 1897, sec. 666, with verbal changes.)

Sec. 675. No person shall beat any drum or instrument for the purpose of attracting the attention of passersby, in any street, to any show of beasts or birds or other things, nor shall any person use or perform with, or hire, procure or abet any other person to use or perform with any musical or other instrument, in any of the streets or public places. The provisions of this section shall apply only to itinerant musicians and side shows, and shall not be construed so as to affect any band of music or organized musical society engaged in any military or public parade, or in serenading, who shall comply with the laws of the State relating to parades in The City of New York, or to any musical performance conducted under a license from the proper municipal authorities. No person shall use or perform with, or hire, procure or abet any other person to use or perform with, any hand organ in any of the streets or public places, before the hour of nine a. m. nor after the hour of seven p. m. of any day, nor during any part of the first day of the week, commonly called Sunday, nor within a distance of five hundred feet of any schoolhouse or house of public worship, during the school hours or hours of public worship, nor within a like distance of any hospital, asylum or other public institution, nor within a distance of two hundred and fifty feet of any dwelling-house or other building when directed or requested by an occupant thereof not to so perform. No person shall use or perform upon any hand organ, except such organ shall be licensed as herein-after ordained. Upon the payment of a license fee of one dollar per annum, the Bureau of Licenses may license such number of organs as the Chief thereof may deem proper, not to exceed, however, the total number of three hundred. Such licenses must be conspicuously displayed upon the front of said organ. Any violation of this ordinance or any part thereof shall be a misdemeanor, and punishable by a fine not exceeding ten dollars, or imprisonment not exceeding ten days for each offense. (R. O. 1897, sec. 667, with amendments.)

Sec. 676. No person shall, from any window or open space situated in any story of a house above the street floor, which window or open space is visible from the street or from the sidewalk on the opposite side of the street, exhibit to the public upon said street or upon the opposite sidewalk, any pantomime performance of puppet or other figures, ballet or other dancing, comedy, farce, show with moving figures, play or any entertainment of the stage or dramatic performance, or of that nature, under the penalty of ten dollars for each such offense. (R. O. 1897, sec. 668.)

Sec. 677. No advertising trucks, vans or wagons shall be allowed in the streets under a penalty of ten dollars for each offense. (R. O. 1897, sec. 669, with verbal changes.)

Sec. 678. Nothing in the preceding section contained shall prevent the putting of business notices upon ordinary business wagons so long as such wagons are engaged in the usual business or regular work of the owner, and not used merely for advertising. (R. O. 1897, sec. 670, with verbal changes.)

Sec. 679. No person shall place or keep on any windowsill, railing or balcony, top of porch or any other projection from any house or other building, any earthen flower-pots, wooden box or other article or thing whatever, for the cultivation or retention of flowers, shrubs, vines or any other article or thing whatever, unless every such flower-pot, box or other article is securely and firmly fastened or protected by iron railings, so fastened as to render it impossible for any such pot, box or other article to fall into the street, under the penalty of ten dollars for every such offense. (R. O. 1897, sec. 671, with verbal changes.)

Sec. 680. No person shall permit any dog to go abroad loose or at large in any of the streets, highways, parks or public places, unless such dog shall be securely muzzled so that it shall be impossible for it to bite, tear or otherwise wound with the teeth any human being or any other animal.

Sec. 681. The Police Commissioner is hereby directed to secure the enforcement of this ordinance by providing for the taking and detention in the public pound of any dog found going abroad loose or at large and not muzzled as aforesaid. Every dog so taken shall be detained in the public pound for a period not to exceed three days. The owner of such dog may recover the same upon his filing with the Clerk employed by the Police Commissioner and designated Property Clerk, pursuant to section 331 of the Greater New York Charter, an affidavit stating the fact of ownership, his place of residence, and a description of the dog sought to be recovered, and upon payment to said Clerk of the sum of three dollars (\$3). The said Clerk shall thereupon furnish to the said owner a certificate authorizing the Keeper of the Pound to deliver the said dog to the said owner, and upon delivery to him of the said certificate the said Keeper shall forthwith release the dog detained as aforesaid. At the expiration of three days' detention of any dog, such dog shall be destroyed. All moneys collected pursuant to this ordinance shall be paid into the Police Pension Fund.

Sec. 682. Nothing in this ordinance shall prevent the presence of any dog in any street, highway or public place, provided such dog shall be in charge of a competent person, and shall be securely held by a chain or leather strap not more than four feet long. (Res. 1920, of 1903.)

Sec. 683. All rails, pillars and columns of iron, steel or other material, which are being transported over and along the streets, upon carts, drays, cars or in any other manner, shall be so loaded as to avoid causing loud noises or disturbing the peace or quiet of such streets, under the penalty of twenty-five dollars for each offense. (R. O. 1897, sec. 673.)

#### Article 14—The Burial of Strangers or Unknown Persons Who May Die in Any of the Public Institutions of the City.

Sec. 684. The Commissioner of Public Charities and the Commissioner of Correction are hereby instructed and required to advertise in the "City Record" on the day succeeding the death of any stranger or unknown person who may die in any of the institutions under their charge a notice giving a full description of such person and a statement of all the property found in his or her possession at the time such person became an inmate of such institution, together with such other information as in the opinion of the officers in charge of any such institution shall be most likely to lead to the identification of the person so dying. (R. O. 1897, sec. 694, with verbal changes.)

Sec. 685. All the interments in any of the city cemeteries shall be in trenches, to be numbered consecutively, commencing with number one; every such trench shall contain one hundred and fifty bodies and no more, and each coffin shall be numbered by figures to be made of iron or other metal, or branded into the lid or cover of said coffin so as to be indelible, in the following manner, viz.: Each trench shall be constructed running in a direction from east to west; shall be of a size sufficient to contain the said number of one hundred and fifty bodies, which shall be laid therein in the order following, to wit: No. 1 at the northeast corner, No. 2 adjoining, and so on in regular order until No. 25 is deposited, when a layer of earth shall be placed on the twenty-five coffins thus deposited; No. 26 shall then be placed at the southeast corner, directly in the rear and in a line with No. 1, No. 27 adjoining, and so on until No. 50 is interred, which will be directly in the rear and on a straight line with No. 25; then covered with a layer of earth similar to those numbered 1 to 25, thus completing the first stratum of coffins in the trench. No. 51 shall then be placed directly over No. 1, No. 52 over No. 2, and so on until No. 75 is interred over No. 25, then covered as before from 1 to 25; No. 76 being placed directly over No. 26, and so on in the regular order until No. 100 is interred directly over No. 50, thus completing the second stratum of coffins. No. 101 shall then be placed directly over Nos. 1 and 51, and so on in regular order until No. 125 is placed directly over No. 75. This half of the trench shall then be permanently covered. No. 126 shall then be placed directly over Nos. 26 and 76, and so on in regular order until No. 150 is placed directly over Nos. 50 and 100, when the trench shall be considered full and finally covered. A new trench, to be numbered trench No. 2, shall then be commenced and filled in the manner above provided, and succeeded by trench No. 3 and so on for the future. At the head of each tier of coffins shall be placed a proper and durable board or stone, with the numbers corresponding with the numbers on such coffins placed therein, with figures made of iron or other durable metal, or branded thereon in such a manner as to be indelible. Each trench, when completed and the number placed at the head of each tier of coffins, shall be inclosed by a substantial fence, leaving a space sufficient to pass between it and the head-boards to admit of the passage of two persons, to afford an opportunity to inspect each head-board to ascertain the numbers thereon. (R. O. 1897, sec. 695, with verbal changes.)

Sec. 686. A register of burials shall be kept by the Superintendent or other person in charge of each City cemetery, which shall be so arranged that the name of each person interred shall be numbered to correspond with the numbers on the headboards of the tiers of coffins deposited in each trench, and shall be accessible at all reasonable times for the inspection of the public or the use of any person desiring to ascertain a particular place in which any person may be buried. A duplicate copy of such register shall be kept in the offices of the Commissioner of Public Charities and the Commissioner of Correction. (R. O. 1897, sec. 696, with verbal changes.)

#### Article 15—Partition Fences and Walls.

Sec. 687. All partition fences shall be made and maintained by the owners of the land on each side; and each party shall make and keep in repair one-half part thereof when it can be conveniently divided. (R. O. 1897, sec. 697.)

Sec. 688. In case of any dispute between the parties concerning the division of any such fence, or as to what part or portion of it shall be made or repaired by each party, respectively, and in all cases of dispute concerning the sufficiency of any fence, the matter shall be determined by the Alderman for the time being of the district in which such partition or other fence may be situated. (R. O. 1897, sec. 698, with verbal changes.)

Sec. 689. When any partition fence cannot be conveniently divided the same shall be made and kept in repair at the joint and equal expense of the owners of the land on each side. (R. O. 1897, sec. 699.)

Sec. 690. When the regulation of a lot, in conformity with the street on which it is situated, shall require the ground of such lot to be raised and kept up higher than the ground of the adjoining lot or lots, and a partition wall for supporting the same shall be necessary, such partition wall shall be made and maintained by the owners, respectively, of the land on each side; and when the same can be equally divided, each party shall make and keep in repair one-half part thereof. (R. O. 1897, sec. 700.)

Sec. 691. If any dispute shall arise concerning the divisions of such partition wall between the parties, or as to what part or portion of it should be made or repaired by each, respectively, or concerning the sufficiency of any such partition wall, the same shall be determined by the Alderman of the district in which such wall is situated. (R. O. 1897, sec. 701, with verbal changes.)

Sec. 692. Where any partition wall cannot be conveniently divided, the same shall be made and kept in repair at the joint and equal expense of the owners of the land on each side. (R. O. 1897, sec. 702.)

Sec. 693. The regulation of lots, in conformity with the street, shall be calculated not to exceed a descent of two inches on every ten feet. (R. O. 1897, sec. 703.)

Sec. 694. Where any owner or owners shall insist on maintaining his, her or their ground higher than such regulation, the surplus partition wall which may be necessary to support such height shall be made and maintained at the individual expense of such owner or owners. (R. O. 1897, sec. 704.)

Sec. 695. Where any owner or owners shall insist on regulating his, her or their grounds with a descent less than two inches on every ten feet, the surplus partition wall necessary to support the ground on the adjoining lot, regulated in conformity with the preceding section, shall in like manner be made and maintained at the individual expense of such owner or owners. (R. O. 1897, sec. 705.)

Sec. 696. If any person whose duty it may be to make or repair any partition fence or partition wall, or any part thereof, in pursuance of the provisions of this ordinance, shall neglect so to do for six days after being requested, in writing, by the owner or occupant of the adjoining ground, it shall be lawful for such owner or occupant to make or repair such partition fence or wall, or cause the same to be done, and to recover from such person the expense of making or repairing so much thereof as ought to have been made or repaired by him or her, together with the cost of suit, in any court having cognizance thereof. (R. O. 1897, sec. 706.)

Sec. 697. All outside and boundary fences and all fences erected on the line of any public road, street, lane or avenue, shall be at least five feet high, and shall be built of good and substantial materials, and sufficient in all respects to keep out and prevent the encroachment of cattle, sheep, hogs and other animals, and shall be kept in good repair and of the height above mentioned. (R. O. 1897, sec. 707.)

Sec. 698. The owner or owners, lessee or lessees, tenant or tenants of any lot, piece of ground or premises upon which any fence not of the height and that shall not be erected in the manner and maintained at the height mentioned in the preceding section, or who, having erected the same, shall not keep the same in good repair, shall not recover any damage he, they or she may sustain from any cattle, sheep, hogs or other animals doing damage upon his, their or her premises; nor shall any cattle, sheep or other animals be placed in pound for doing damage, unless such fence be erected and kept of the height and in the manner mentioned in the last preceding section. (R. O. 1897, sec. 708.)

Sec. 699. In case of any dispute between the parties concerning any fence embraced within this article or the sufficiency thereof, the matter shall be determined by the Aldermen for the time being of the district in which such fence may be situated. (R. O. 1897, sec. 709.)

#### Article 16—To Prevent Injury to Hose at Fires.

Sec. 700. The driver of any vehicle who shall drive any such vehicle over or across any hose in use or about to be used, or while lying in the carriage way after being used, in any street, avenue or public place, by any portion of the Fire Department for extinguishing any fire shall be deemed guilty of a misdemeanor, and on conviction thereof before any City Magistrate shall pay a fine of ten dollars, or in default of the payment of such fine be imprisoned, provided such imprisonment does not exceed ten days. (R. O. 1897, sec. 710.)

Sec. 701. The provisions of the last preceding section shall not apply to drivers of wagons carrying the United States mail, to drivers of ambulances, when conveying any patient or injured person to any hospital or when proceeding to the scene of any accident by which any person or persons have been injured, or to any driver of any vehicle who may be permitted to drive over or across any such hose by the officer of the Fire Department in command of the force operating at any such fire and under his direction. (R. O. 1897, sec. 711.)

Sec. 702. No cannon or piece of artillery shall be discharged or fired off in any street, avenue, lane or public park or place without a written permission from the

Mayor, under a penalty of twenty-five dollars for every offense. The provisions of this section shall not apply to the fourth day of July in each and every year. (R. O. 1897, sec. 715, with verbal changes.)

Sec. 703. Any person or persons, commander or other officer or private of any artillery or other military company, troop of horse, corps, regiment, battalion, brigade or division, who shall violate any or either of the provisions of this article of these ordinances, or shall cause or permit the same to be done, shall severally forfeit and pay the sum of fifty dollars for each discharge or firing off of any piece of artillery, to be paid into the City Treasury for the use of the City. (R. O. 1897, sec. 716.)

Sec. 704. No hotel keeper, keeper of a public house, garden or place of resort, nor any other person, shall suffer or permit any person to practice with or fire off any pistol, gun, fowling piece or other firearms, in or upon his or her premises, nor shall suffer or permit any pistol gallery erected in his or her house or upon his or her premises, to be used for the purpose of practicing with any pistol, gun, fowling piece or other firearms, upon the first day of the week, called Sunday, under the penalty of fifty dollars for each offense, to be sued for and recovered from the person keeping such public house, hotel, public garden, pistol gallery, place of resort or premises; and also the further penalty of fifty dollars for each offense, to be sued for and recovered from the person firing off or practicing with a pistol, gun, fowling piece or firearms. In case such person offending shall be an apprentice, such penalty shall be sued for and recovered from the master of such apprentice; or in case such person offending shall be a minor and not an apprentice, the same shall be sued for and recovered from the father of, or in case of the death of the father, then from the mother or guardian of such minor. (R. O. 1897, sec. 717.)

#### Article 17—The Firing of Firearms, Cannon and Fireworks.

Sec. 705. No person shall fire, discharge or set off in The City of New York any rocket, cracker, torpedo or other fireworks, or thing containing any substance in a state of combustion, unless a permit to do so shall first have been issued by the Fire Commissioner, under such restrictions as the said Fire Commissioner may deem necessary for the protection of life and property, except that general permission to discharge fireworks shall not be denied on Independence Day, July 4, of each year. (Adopted from R. O. 1897, sec. 718.)

Sec. 706. Each and every violation of the provisions of the foregoing section shall be punishable by a fine of not more than five dollars (\$5), and in default of payment of such fine, by imprisonment until the same be paid, but such imprisonment shall not exceed one day.

Sec. 707. No person shall sell or expose for sale, or fire, discharge or set off any fireworks called or known by the names of "snakes" or "chasers," or any fireworks called or known by the name of "double headers," nor any fireworks under any other name composed of the same material and of the same character as those fireworks specified in this section, under the penalty of fifty dollars for each offense, to be sued for and recovered of the person selling or exposing the same for sale, firing off or discharging the same. In case such person shall be a minor, the same shall be sued for and recovered of and from the father, or in case of the death of the father, then of and from the mother or guardian of such minor. (R. O. 1897, sec. 719, with verbal changes.)

Sec. 708. The sale or use of the instrument known as the "patent flying cap exploder" is hereby prohibited under a penalty of ten dollars for every such offense, to be imposed by any City Magistrate of this City, upon the arrest of any offender, after proof of the violation of the provisions of this ordinance. (R. O. 1897, sec. 720.)

Sec. 709. No person shall fire off or discharge any gun, pistol, fowling piece or other firearm in The City of New York, under a penalty of ten dollars for each offense. The provisions of this section shall not apply to Washington Park, Hamilton Park, Bender's Schutzen Park, Bellevue Garden, Harlem River Park, Christ's Park, Kuntz's Elm Park, National Park, Karl Park, Hudson River Park, Brien's Undercliff Park, High Bridge; the dock at the foot of One Hundred and Fifty-fifth street, North river; the land lying between One Hundred and Sixty-eighth street, the Hudson river, One Hundred and Seventy-second street and the Kingsbridge road, while said property is used for the purpose of a rifle range by the Fort Washington Rifle Club, and no longer; Manhattan Park, situated in One Hundred and Fifty-fifth street, two hundred feet west of Eighth avenue; Cosmopolitan Park, located on One Hundred and Sixty-ninth street and Tenth avenue, near High Bridge; Zeltner's Park, located at the northeast corner of Third avenue and One Hundred and Seventieth street; St. Nicholas Park, located on One Hundred and Fifty-fifth street, between Eighth and Columbus avenues; Fort George Park, located on Amsterdam avenue, west side, between One Hundred and Ninety-fourth and One Hundred and Ninety-seventh streets; Rifle Range, located on the east side of Amsterdam avenue, between One Hundred and Eighty-seventh and One Hundred and Eighty-eighth streets; Manhattan Field, on Eighth avenue, from One Hundred and Fifty-fifth to One Hundred and Fifty-seventh streets; the premises of Tony Eiser, on the northeast corner of One Hundred and Eighty-fifth street and Amsterdam avenue; the Berkeley Oval, on Burnside avenue, between Sedgwick avenue and Macomb's Dam road; the premises of Henry Martens, No. 1151 Stebbins avenue, known as Pioneer Park; the premises of Theobald Noll (Morrisania Schuetzen Park), No. 1390 Boston avenue; the premises of Morris Dietsch, situated on the East river, adjoining the premises of the Oak Point Yacht Club, in the Twenty-third Ward; the grounds of the Columbia College Gun Club at Williamsbridge; the premises of the Washington Heights Club, One Hundred and Fifty-second street and Amsterdam avenue; the premises of the Country Club of Westchester County, situated on Eastchester bay, in the late Town of Westchester, now New York City; the grounds of Mrs. M. W. Ditmar, in Baychester; the grounds of the Kingsbridge Gun Club; the premises at the corner of Willow avenue and One Hundred and Twenty-ninth street, in The City of New York; the grounds of the Melrose Shooting Club at the end of Beretto's Point; the grounds of Frank Strassburg, Broadway and Myers road, Van Cortlandt, New York City; the premises of Frederick Lohbauer, known as Bay View Park, Pelham Bay, Throgg's Neck, Westchester, in The City of New York; the premises known as Nunley's Railroad Hotel and Casino, on Seaside Boulevard, South Beach, Staten Island; the premises of David Crabb, Linoleumville, Staten Island; Madison Square Garden, New York City; the grounds occupied by the Transit Rod and Gun Club, located near Lafayette avenue and the Bronx river; the premises known as Manhattan Casino Park, situated on the north side of One Hundred and Fifty-fourth street, between Eighth avenue and Central avenue, in the Borough of Manhattan; the premises of the Craig Sea Rod and Gun Club, Pelham Bay, Bronx Borough; grounds Fox Hills Gun Club, Vanderbilt avenue, Clifton, Fourth Ward, Richmond Borough. (R. O. 1897, sec. 721, as amended by resolutions as follows: March 20, 1897; October 12, 1897; October 18, 1897; October 25, 1898; February 16, 1899; May 8, 1900, and February 19, 1901; Res. 2001, of 1903; Res. approved November 8, 1905.)

#### Article 18—Flags and Decorations at the City Hall.

Sec. 710. All power and authority to display flags or other decorations on, in or about the City Hall or other public buildings, with the City Hall Park, is hereby vested in the Mayor of The City of New York, unless otherwise ordered by the Board of Aldermen by a vote of the majority of all the members elected thereto. (R. O. 1897, sec. 722. See ch. 36, L. 1895.)

#### Article 19—Calcium or Drummond Lights.

Sec. 711. Any person who shall use or place in any street, avenue or public place any calcium, Drummond or other light of intense brilliancy, unless a permit therefor shall be first obtained from the Mayor, shall be deemed guilty of a misdemeanor; any such person who shall place any such light in or upon any house or other building, so that the same shall reflect or shine upon or into any such street, avenue or public place shall be deemed guilty of a misdemeanor. (R. O. 1897, sec. 723, with verbal changes.)

#### Article 20—Lime.

Sec. 712. No sloop or other vessel which shall bring any slaked or unslaked lime to this City for sale shall be permitted to lie in any of the public slips or at any of the public wharves while she has lime on board, except as hereinafter provided, under a penalty of fifty dollars for each offense. (R. O. 1897, sec. 724.)

Sec. 713. The last preceding section shall not be construed to prevent the lying of vessels having lime on board at the public wharves and in the slips while discharging cargo or during the period the lime is bona fide for sale, and the person having charge of said vessel and lime is ready and willing to sell and deliver the same. (R. O. 1897, sec. 725.)

Sec. 714. Any cartman who shall cart any slaked lime, whether merchantable or not, shall provide his cart with a tight box, sufficient to contain sixteen bushels, struck measure, which box shall, whenever any lime is contained therein, be covered with cloth or other sufficient covering to keep the contents from wasting. (R. O. 1897, sec. 726.)

Sec. 715. Every cartman who shall cart any slaked lime, excepting in the box, and furnished with the covering mentioned in the last preceding section, shall forfeit and pay the penalty of five dollars for every such offense. (R. O. 1897, sec. 727, with verbal changes.)

Sec. 716. No person shall keep a limehouse in any of the public streets, lanes or alleys between the first day of December and the first day of April in any year, under the penalty of fifty dollars for every twenty-four hours the same shall be kept therein. (R. O. 1897, sec. 728.)

Sec. 717. No person shall keep a limehouse in any of the public streets, lanes or alleys for a longer period than three months, under the penalty of ten dollars for every twenty-four hours the same shall be kept therein. (R. O. 1897, sec. 729.)

#### Article 21—Placards on Lampposts, etc.

Sec. 718. No person shall attach, place, paste, or cause to be attached, placed or pasted, any sign, advertisement or other matter upon any public lamp-post, telegraph pole, shade tree or fire hydrant now erected, or that may hereafter be so erected, under the penalty of five dollars for each offense; nor shall any person attach, place or paste, or cause to be attached, placed or pasted, any sign, advertisement, notice or handbill, or other matter, on any curbstone, flagstone, or any other portion or part of any sidewalk or curbstone under a like penalty. (R. O. 1897, sec. 730, with verbal changes.)

Sec. 719. No person shall deface any sidewalk by printing thereon any advertisement or other matter without the consent of the owner thereof, under the penalty of five dollars for each offense. (R. O. 1897, sec. 732.)

#### Article 22—Carrying of Pistols.

Sec. 720. Any person, other than a peace officer, who shall in any public street, highway or place within The City of New York, have or carry concealed upon his person any loaded pistol, revolver, or other firearm, without theretofore having been authorized, as herein provided, to carry the same, shall be guilty of a minor offence, punishable by a fine not exceeding two hundred and fifty dollars, or by imprisonment in a penitentiary or county jail for not more than six months, or by both.

Sec. 721. Any person, except as provided in this ordinance, who has occasion to carry a loaded pistol, revolver, or firearm for his protection, may apply to the officer in command at the station-house of the precinct where he resides, and such officer, if satisfied that the applicant is a proper and law-abiding person, shall give the said person a recommendation to the Police Commissioner, who may issue a permit to the said person allowing him to carry such loaded firearm.

Any non-resident who does business in The City of New York, and has occasion to carry a loaded pistol, revolver, or firearm while in the said City, must make application for permission to do so to the officer in command at the station-house of the police precinct in which he so does business, in the same manner as is required of residents of the said City, and shall be subject to the same conditions and restrictions.

Sec. 721A. If, at the time of the arrest, a loaded pistol, revolver or fire-arm of any description shall be found concealed on the person of any one arrested, the officer making the arrest shall state such fact to the Magistrate before whom the prisoner is brought, and shall make a separate complaint against such prisoner for violation of the provisions of this ordinance.

Sec. 722. The Police Commissioner is hereby authorized and empowered, for reasons appearing to be satisfactory to him, to annul or revoke any permission given under this ordinance. Every person to whom a permit shall be granted, as above provided, shall pay therefor the sum of two dollars and fifty cents, which shall be applied in aid of the Police Pension Fund, and a return, in detail, shall be made to the Comptroller or the Police Commissioner monthly, under oath, of the amount so received and credited. All persons to whom such permission shall be given are hereby declared to be individually responsible for their own acts or the consequences that may arise from the use of loaded pistols, revolvers or fire-arms carried under the permission obtained as provided in this ordinance.

Ordinance approved February 24, 1905.

#### Article 23—Blasting of Rocks.

Sec. 723. In all cases of blasting rock, each blast, before firing it, shall be covered on the top and sides with tin sufficiently large to cover the rock to be broken, and the tin shall be covered with at least twelve timbers each ten inches square and ten feet long, held together at each end by a chain of either steel or iron three-quarters of an inch in diameter. The explosive to be used shall not exceed one pound in weight of forty per cent. explosive for each four feet depth of hole that is not ten feet below the curb, and one pound in weight of sixty per cent. explosive for each four feet of depth of hole that is more than ten feet below the curb. (R. O. 1897, sec. 737.)

Sec. 724. Three minutes' notice before firing the blasts shall be given by displaying a red flag on a staff not less than ten feet high, set in a conspicuous place within twenty-five feet of the point where the charge is placed, and also by calling out the words "A blast" several times repeated and loud enough to be distinctly heard at a distance of two hundred feet from the point of discharge. The occupants of all houses within three hundred feet of the place of blasting shall be notified on the morning of each day upon which blasting is done. (R. O. 1897, sec. 738.)

Sec. 725. For every violation of either of the preceding sections of this article the offending party, upon complaint and conviction thereof before a City Magistrate, shall be liable to a fine of twenty-five dollars, and stand committed until the same is paid. (R. O. 1897, sec. 739.)

#### Article 24—Repayment of Streets and Avenues.

Sec. 726. It is hereby made the duty of the Borough Presidents, each in his respective jurisdiction, whenever granting a permit for any excavation, opening or disturbance of the pavement of the carriageway of any street, avenue or public place, or sidewalk thereof, except in cases where such opening, excavation or disturbance shall be directly authorized by law, to require of the person or persons by whom or for whose benefit any excavation or opening is to be made, for any purpose whatever, a deposit of such sum as shall be deemed sufficient to cover and pay all the expenses on the part of the department granting the permit, as the case may be, of furnishing such material, doing such work, and taking such means as shall be required to properly restore and secure against sinking the street and sidewalk, pavement, curb and flagging necessary to be replaced, in consequence of making such excavation, opening or disturbance; which deposit shall be a full discharge of all liability and claim against the person or persons making such deposit and payment for the work herein provided for and required of the departments aforesaid. (R. O. 1897, sec. 740, with verbal changes.)

Sec. 727. The said Borough Presidents shall deposit weekly with the City Chamberlain all moneys received under the last preceding section, an account of which moneys shall be kept separate and distinct from all other funds and accounts whatsoever by the said Borough Presidents and the City Chamberlain, who shall receive the same as a "special fund" in respect to each department separately, which fund is hereby established subject to such payments as hereinafter provided for. (R. O. 1897, sec. 741, with verbal changes.)

Sec. 728. Whenever any pavement, sidewalk, curb or gutter in any street, avenue or public place shall be taken up, it shall be the duty of the Borough Presidents aforesaid within whose jurisdiction said street or avenue is, to restore such pavement, sidewalk, curb or gutter to its proper condition as soon thereafter as is practicable, requiring the person or persons by whom or for whose benefit the same is removed to deposit the material composing the superstructure without breaking or injuring the same, and in a manner which will occasion the least inconvenience to the public, and to fill in any excavation made, and to leave the same properly packed, rammed and repaired for the repaving required. And the said Borough Presidents are hereby authorized to establish such rules and regulations as in their judgment shall be deemed necessary for the purpose of carrying out the provisions of this ordinance. (R. O. 1897, sec. 742, with verbal changes.)

Sec. 729. Such sums as shall be certified by the said Borough Presidents to have been necessarily expended by them for any repaving done pursuant to this ordinance, shall be paid from the special fund hereby created upon the requisition of the said Borough President, after examination, audit and allowance of accounts by the Finance Department, in the same manner that payments are or shall be required by law to be made from the City Treasury, provided that the amount so certified and paid shall not exceed the aggregate amount of such special fund. (R. O. 1897, sec. 743, "borough presidents" substituted for "commissioners.")

#### Article 25—Public Pounds.

Sec. 730. The Mayor shall appoint proper persons as masters of the public pounds, who, before entering upon the duties of their office, shall take and subscribe an oath or affirmation well and truly to execute the duties of their office. (R. O. 1897, sec. 744.)

Sec. 731. All swine or neat cattle found at large in violation of this article may be taken by any person or persons and driven or carried to such place as may be designated by the Board of Aldermen as a public pound. It shall be the duty of the Pound Master or person having charge of such public pound to enter in a book, to be kept by him for that purpose, the names and places of abode of all persons who may bring any such swine or neat cattle to such pound and the time of bringing the same respectively; no person shall receive any compensation for driving or bringing any neat cattle or swine to any of the public pounds. (R. O. 1897, sec. 746, with verbal changes.)

Sec. 732. If the owner of any such swine or neat cattle, or any other person entitled to redeem the same, shall appear and claim the same at any time before a sale thereof, it shall be the duty of the Poundmaster to deliver the same on receiving the amount of his fee for keeping and feeding the same, not exceeding one dollar for each beast for every twenty-four hours, and at that rate for any less period of time. (R. O. 1897, sec. 747.)

Sec. 733. It shall be the duty of the Poundmaster, on making any delivery of swine or neat cattle before sale, or on payment of surplus money after sale, to obtain from the person or persons claiming the same, his, her or their name or names and residence; and once in each month to report to the Corporation Counsel the same, and the name or names of all persons claiming swine or neat cattle, and their places of residence, the date when the same were sold or redeemed, and the names of the persons leaving the same at the pound. (R. O. 1897, sec. 748.)

Sec. 734. If no person shall appear to claim such swine or neat cattle within three days after the same may have been impounded, it shall be the duty of the Pound master to give three days' notice of the sale thereof. (R. O. 1897, sec. 749.)

Sec. 735. Such notice shall contain some general description of the beasts impounded, and shall be posted up in some conspicuous place at said public pound and in the City Hall of the City of New York, and shall also be inserted in two or more of the public newspapers published in the City. (R. O. 1897, sec. 750.)

Sec. 736. In case of the sale of any impounded swine or neat cattle, the said Pound Master shall retain, out of the proceeds of such sale, sufficient to pay the amount of his fees and all charges incurred by him on account of said swine or neat cattle. (R. O. 1897, sec. 751.)

Sec. 737. If, after any such sale, and whilst the proceeds thereof remain in the hands of the said Pound Master, the former owner of any swine or neat cattle shall appear and claim the same, it shall be the duty of the said Pound Master to deduct from the proceeds of such sale the fees and charges as provided in the last preceding section, to ascertain the name and residence of such owner, and to pay over the residue of the proceeds of such sale to the person so claiming to be the owner. (R. O. 1897, sec. 752.)

Sec. 738. It shall be the duty of the said Pound Master, once in every month, to account to the Comptroller of The City of New York for all moneys received or expended by him by virtue of this article, and to pay over to the said Comptroller all such moneys remaining in his hands, after deducting his legal fees and charges. (R. O. 1897, sec. 753.)

#### Article 26—Public Worship in the Streets and Public Places.

Sec. 739. No person shall be concerned or instrumental in collecting or promoting any assemblage of persons under the pretense of or for public worship or exhortation in the Battery or any of the markets or streets or parks or any public place in The City of New York laid out and appointed for the common use of the citizens under the penalty of twenty-five dollars for each offense.

Sec. 740. It shall be the duty of all Police Officers of The City of New York to prevent all such assemblies and to prosecute, apprehend and report to the Corporation Counsel all persons concerned or instrumental in promoting the same.

Sec. 741. Every Police Officer who shall neglect or refuse to perform his duty in the premises shall for every such neglect forfeit and pay the sum of five dollars.

Sec. 742. Nothing contained in the three preceding sections of this article shall be construed to prevent any clergyman or minister of any denomination or any person responsible to or regularly associated with any church, missionary association or incorporated missionary society located in or working for New York City, or lay-preacher or lay-reader, from preaching in any specified place or places in The City of New York, providing that such person shall have obtained the written permission of either the Mayor, Commissioner of Police or one of the Aldermen of the City therefor. Provided, also, that such written permission shall have indorsed upon it the approval or consent of the Aldermen of each district in which any place specified in said written permission shall be located.

Sec. 743. Nothing contained in these ordinances shall be construed to prevent any ministers or people of any church, usually called Baptists, from assembling in proper places in The City of New York for the purpose of performing the rites of baptism according to the ceremonies of such church.

Sec. 744. No person shall disturb, molest or interrupt any clergyman, minister, missionary, lay-preacher or lay-reader who shall be preaching and have obtained permission according to this ordinance or any minister or people who shall be performing the rites of baptism as permitted by this ordinance, nor shall any person commit any riot or disorder in any such assembly, under the penalty of twenty-five dollars for each offense. (Ordinance approved December 28, 1903, as amended by ordinance approved November 15, 1904.)

#### Article 27—Walks and Bridges Over Gutters.

Sec. 745. It shall be lawful for any person who so desires to place and keep a bridge over the gutter in front of any building other than those used as private residences, except on Broadway, Fifth avenue and Madison avenue, Manhattan Borough, on the following conditions: First—Application must be made to the Bureau of Licenses, and the sum of one dollar per annum, dating from the granting of such permit, paid for the privilege. Second—Every such bridge shall be constructed under the supervision and subject to the direction of the President of the borough in which it is situated. Third—Every such bridge shall be so constructed that it can be easily moved, and it shall be the duty of every person to whom such privilege may be granted, and to all persons now enjoying a like privilege, to clean thoroughly, or cause to be so cleaned, the gutter underneath every such bridge on Wednesday of each week, between the hours of sunrise and nine o'clock a. m. The Mayor may, for any violations of this section of these ordinances, or on the complaint of any citizen, or for any cause that he may deem sufficient, revoke any such permit so granted, or like privilege now enjoyed without a permit. (R. O. 1897, sec. 780, with verbal changes.)

Sec. 746. Hereafter the owner or general contractor engaged in the construction or erection of any building over five stories in height shall build or cause to be built a temporary roof structure over the sidewalk in front of said building, and said contractor or owner, prior to the erection of such bridge or roof, must secure permission for such construction from the President of the Borough in which the same is situated, and shall pay therefor such compensation as may be deemed equivalent by said Borough President for the privilege so conferred. (R. O. 1897, sec. 781, with verbal changes.)

#### Article 28—Steam Boilers.

Sec. 747. Every owner, agent or other person having charge of and operating any portable steam boiler used for rock drilling, excavating, hoisting or other purpose, and every steam boiler which is required to be tested by the sanitary company of the Police Department, under the provisions of chapter 180 of the Laws of 1884, shall have firmly placed and permanently secured upon such boiler a metal number or numbers corresponding with the number of said boiler as it is recorded upon the books of the Police Department.

Every failure to comply with the provisions of this ordinance shall be deemed a misdemeanor, and shall be punished, on conviction thereof, by a fine not exceeding twenty-five dollars for each offense, or, in default of payment of such fine, by imprisonment not exceeding ten days. (R. O. 1897, sec. 782.)

Sec. 748. All boilers in vessels now used on the waters in and around The City of New York not coming under the jurisdiction of the Marine Department of the United States Government or the Police Department of The City of New York are hereby placed under the jurisdiction of said Police Department, which is hereby authorized and empowered to test said boilers and to examine the persons operating the same as to their qualifications as engineers and firemen. Such tests of boilers and the examinations of persons operating the same shall be conducted in accord-

ance with such provisions of the Greater New York Charter and Laws of the State of New York as are applicable to boilers operated on land. (Res. 2328 of 1903.)

Article 29—Ice Wagons.

Sec. 749. It shall not be lawful for the owner or driver of any wagon used for the sale of ice in any of the streets, avenues or public places to permit or allow the scale thereon, or the beam to which it may be attached, or other implements for handling ice, to project or hang outside or beyond the side or end of such wagon when in motion, under the penalty prescribed by section 44 of the Greater New York Charter and by these ordinances. (R. O. 1897, sec. 783.)

Article 30—Municipal Explosives Commission.

Section 750. There shall be a Municipal Explosives Commission which shall be constituted as follows: The said Commission shall consist of five (5) members; the Fire Commissioner of The City of New York shall be ex-officio Chairman and a member of the said Commission. The remaining four (4) members shall be appointed by the Mayor, and one of the said four (4) must be appointed from a list of ten to be submitted by the New York Section of the American Chemical Society. The said Commission shall hold office during the pleasure of the Mayor. (Ordinance approved May 19, 1902, sec. 1.)

Sec. 751. It shall be the duty of the said Commission to formulate and adopt such regulations as in its judgment may be necessary to carry out the purpose of this ordinance, and from time to time to add to or in any way change or amend such regulations. The said regulations and the amendments thereto and any changes which shall be made therein shall be subject to approval by the Mayor, and when so approved shall be published by the Fire Commissioner in the "City Record," and in such other manner as he shall deem necessary. (Id., sec. 2.)

Sec. 752. Said Commission, hereby established, shall meet at the call of the Fire Commissioner for the consideration of all matters pertaining to this ordinance, and each member thereof shall receive a fee of ten dollars (\$10) for attendance at each meeting. A majority of such Commission shall constitute a quorum for the purpose of doing business. (Id., sec. 3.)

Sec. 753. No person, firm or corporation, shall have, keep, sell, use, give away or transport, any gunpowder, blasting powder, guncotton, dynamite, nitro-glycerine, or any substance or compound or mixture or article having properties of such a character that alone or in combination or contiguity with other substances or compounds, it may decompose suddenly and generate heat, or gas, or pressure, or all of them, to produce rapid-flaming combustion, or administer a destructive blow to surrounding persons or things, within the corporate limits of The City of New York, excepting in the manner and upon the conditions herein provided, and under license issued by the Fire Commissioner under such regulations as the Municipal Explosives Commission shall prescribe. The said Fire Commissioner shall have power to revoke the license or licenses in case, in his judgment, there is an infraction of the provisions of this ordinance or of the regulations of the Municipal Explosives Commission. (Id., sec. 4.)

Sec. 754. No licensee shall employ any one in the use or care of explosives such as are used in blasting operations unless such person shall hold a certificate of fitness issued to him by the Fire Commissioner under the regulations established by the Municipal Explosives Commission. (Id., sec. 5.)

Sec. 755. No gunpowder, blasting powder, dynamite, gun cotton, nitro-glycerine, or such other explosives as may be hereafter designated for prohibition under this ordinance by the Municipal Explosives Commission shall be manufactured in the said city. (Id., sec. 6.)

Sec. 756. No holder of a license hereunder can avail himself of any of the privileges of the same until he shall have filed a bond with the said Commissioner in the penal sum of not less than one thousand dollars (\$1,000) or more than five thousand dollars (\$5,000), to be approved by the Comptroller, the amount of the said bond to be determined by the regulations as prescribed by the Municipal Explosives Commission, said bond to be conditioned for the payment of any loss, damage or injury resulting to persons or property from explosions, and for the strict observance of this ordinance and the regulations made hereunder. (Id., sec. 7.)

Sec. 757. The Municipal Explosives Commission may, by a unanimous vote of its members, subject to the approval of the Fire Commissioner, provide for an increase of the amount of the bond to be filed with the said Commissioner, in accordance with section 756 of these ordinances, to an amount not exceeding twenty-five thousand dollars (\$25,000), said bond to be approved by the Comptroller in accordance with section 756 of these ordinances. (Id., sec. 8.)

Sec. 758. In case of the violation of the provisions of these ordinances or regulations on explosives, even though no damage to persons or property be sustained, twenty (20) per cent. of said bond for the first infraction and the whole amount for the second offense shall be forfeited therefor and paid over to and for the use and benefit of the Relief Fund of the Fire Department of The City of New York. (Id., sec. 9.)

Sec. 759. The commander, owner or owners of any ship or vessel arriving in the harbor of New York, and having more than twenty-eight (28) pounds of gunpowder or other explosive named in this ordinance on board shall, immediately upon arrival and before such ship or vessel shall approach nearer than 300 yards of the pier line of said city, give written notice to the Fire Commissioner of the fact that such explosives are on said vessel. And all vessels having on board or loading explosives exceeding twenty-eight (28) pounds shall cause to be displayed at the masthead nearest the land while remaining within the city limits a red flag at least five feet square, and no ship or vessel shall lie at the pier after sunset having more than twenty-eight (28) pounds of explosives without a permit from the said Commissioner, said permit to be issued for not exceeding forty-eight (48) hours. (Id., sec. 10.)

Sec. 760. Nothing in these ordinances shall be construed to apply to any ship or vessel of war in the service of the United States or any foreign government while lying at a distance of 300 yards or upward from the pier line of said city, nor to any ship or vessel of war in the service of the United States while lying in any part of the Navy Yard in the Borough of Brooklyn. (Id., sec. 11.)

Sec. 761. No person, firm or corporation shall have, use, keep, sell or give away any substance or compound or mixture having such properties that it may, spontaneously or acting under the influence of any contiguous substance, or of any chemical or physical agency, ignite, inflame or generate inflammable vapors to a dangerous extent, within the limits of The City of New York, except in the manner and upon the conditions herein provided and under such regulations as the Municipal Explosives Commission shall prescribe. The Fire Commissioner of said City, under and in pursuance of regulations established by the Municipal Explosives Commission, may issue licenses to any person desiring to have, use, keep, sell or give away, any of the articles designated in this section. The Municipal Explosives Commission shall prepare such regulations as in its judgment may be necessary to control the storage and handling of the materials specified in this section, and it shall from time to time add to such list and bring under such regulations such other materials as the public safety may require. Said regulations and the amendments thereto shall be subject to approval by the Mayor, and when so approved shall be published by the Fire Commissioner in the "City Record" and in such other manner as he may deem necessary. (Ordinance approved May 19, 1902.)

Article 31—Miscellaneous.

Sec. 762. The minimum annual rents and the special charges to be collected by the Department of Water Supply, Gas and Electricity, shall be as follows:

Front Width.	One Story.	Two Stories.	Three Stories.	Four Stories.	Five Stories.
16 feet and under.....	\$4 00	\$5 00	\$6 00	\$7 00	\$8 00
16 to 18 feet.....	5 00	6 00	7 00	8 00	9 00
18 to 20 feet.....	6 00	7 00	8 00	9 00	10 00
20 to 22½ feet.....	7 00	8 00	9 00	10 00	11 00
22½ to 25 feet.....	8 00	9 00	10 00	11 00	12 00
25 to 30 feet.....	10 00	11 00	12 00	13 00	14 00
30 to 37½ feet.....	12 00	13 00	14 00	15 00	16 00
37½ to 50 feet.....	14 00	15 00	16 00	17 00	18 00

The apportionment of the regular frontage rates upon dwelling-houses is on the basis that but one family is to occupy the same, and for each additional family one dollar per year shall be charged.

Building purposes—10 cents per 1,000 brick. All masonry at the same rate, 500 brick being equal to one cubic yard.

Plastering—40 cents per 100 square yards, openings not included.

Baths—All baths \$3 per annum.

Water-closets and urinals of every description, \$2 per annum.

One water-closet and one bath in each house supplied free of charge.

Steam lighters and tugboats, H. P., per year.....	\$90 00
Steam lighters and tugboats, L. P., per year.....	45 00
Pile drivers and hoisting engines, per month.....	5 00
Steam yachts, per month.....	5 00
All others, per month.....	5 00
Water boats supplying shipping, per month.....	25 00

Meter Rates.

Water meters shall be placed, at the discretion of the Commissioner of Water Supply, Gas and Electricity, for all stores, workshops, hotels, manufactories, office buildings, public edifices, on wharves, ferry-houses, horse-troughs, and in all places where water is furnished for business consumption, except private dwellings; the charge for water measured by meter to be ten cents per 100 cubic feet.

All charges not herein mentioned or fixed are reserved for special contract by and with the Commissioner of Water Supply, Gas and Electricity. (Ordinance approved April 10, 1900.)

Section 763. Schedule for determining the compensation to be paid for the privilege of laying pipes (16-inch diameter or less) in streets and avenues, and the fee for opening street or avenue.

For Privilege.

Annual Rental, Per Foot.

For first 100 feet (1 foot to 100 feet).....	\$2 00
For next 50 feet (100 feet to 150 feet).....	1 90
For next 50 feet (150 feet to 200 feet).....	1 80
For next 50 feet (200 feet to 250 feet).....	1 70
For next 50 feet (250 feet to 300 feet).....	1 60
For next 50 feet (300 feet to 350 feet).....	1 50
For next 50 feet (350 feet to 400 feet).....	1 40
For next 50 feet (400 feet to 450 feet).....	1 30
For next 75 feet (450 feet to 525 feet).....	1 20
For next 75 feet (525 feet to 600 feet).....	1 10
For 600 feet and over .....	1 00

Fee for opening street or avenue:

Twenty-five per cent. of amount paid for privilege.

Sec. 764. In pursuance of section 3314 of the Code of Civil Procedure, it is hereby directed that the sum of two dollars be allowed to each trial juror for each day's necessary attendance by him as such a juror at a term of any court of record of civil jurisdiction held within the County of New York; provided, however, that no such juror shall be so paid for attendance on any day on which he shall be excused from service at his own request. (Ord. of Feb. 13, 1903.)

Sec. 765. The New York and Brooklyn bridge shall be designated as the Brooklyn bridge; the new East River Bridge shall be designated as the Williamsburg bridge; bridge No. 3, crossing the East river shall be designated as the Manhattan bridge; Bridge No. 4, crossing the East river, shall be designated as the Blackwell's Island Bridge; the bridge crossing the Harlem river from the foot of One Hundred and Fifty-fifth street, in the Borough of Manhattan, to Jerome avenue, in the Borough of The Bronx, now known as the Central bridge, shall hereafter be designated as Macomb's Dam bridge. (Ord. of Mar. 28, 1902; Res. 846 of 1902.)

Sec. 766. Any and all contractors, or any other person or persons, are forbidden to dump, throw, empty, convey or cause to be conveyed for the purpose of dumping, any snow, ice or water in a vacant lot or tract of land, if such lot or tract of land be within a radius of three hundred feet of a dwelling, factory, school, any public building, or any place of business. (Ord. of April 8, 1902.)

Sec. 767. All public offices in The City of New York, except as otherwise provided by law, shall be open from nine o'clock a. m. to four o'clock p. m., except on Saturdays, when such offices shall be closed at twelve o'clock noon, and the heads of all departments may, when public business requires it, keep the said offices open after such hours, respectively. (R. O. 1897, sec. 15, with verbal changes.)

Sec. 768. Any person or persons, firm, partnership, company or corporation of whatsoever nature, to whom consent may issue or to whom permission may be granted to use or open up any streets, avenues or thoroughfares, shall be required, before such consent or permission may be granted to so use or open up any of the streets, avenues and thoroughfares by the department having jurisdiction thereover, to agree that none but competent men, skilled in the work required of them, shall be employed thereon; and no consent shall be granted or permission given until such agreement shall have been entered into with the department having jurisdiction, respectively, over the streets, avenues and thoroughfares to be so used or opened. (Ordinance approved May 8, 1899.)

Sec. 769. No person shall expose, display, post up, exhibit, paint, print or mark, nor place or cause to be placed, any placard, poster, bill or picture of any show, exhibition, theatrical or other performance in or on any building, bill-board, wall or fence on any street, nor in or upon any public place, in The City of New York, which shall be of lewd, indecent, immoral, immodest, vulgar or suggestive character, calculated to debase the public or shock the sense of decency or propriety.

Sec. 770. Any violation of the provisions of section 769 of this ordinance shall be deemed a minor offense, and upon conviction thereof, before a City Magistrate, shall be punishable by a fine of not less than ten dollars nor more than fifty dollars; or by imprisonment in the City Prison, or by both; but no such imprisonment, however, shall exceed a term of ten days. (Approved October 24, 1905.)

Sec. 771. Pursuant to the provisions of chapter 225, Laws of 1896, as amended by chapter 96, Laws of 1903, the Board of Health is hereby designated as the proper authority who shall cause to be interred the body of any honorably discharged soldier, sailor or marine who has served in the military or naval service of the United States, or the body of the wife or widow of any soldier, sailor or marine married to him previous to the year eighteen hundred and ninety, who shall die such widow, and who shall hereafter die without leaving sufficient means to defray his or her funeral expenses. (Approved November 2, 1905.)

Sec. 772. All general ordinances of The City of New York and of the former municipal and public corporations consolidated into The City of New York, except as herein contained, are hereby repealed. This section shall not be construed to affect or impair any right, interest, privilege or power which has accrued or been conferred heretofore, or any penalty, obligation, liability or forfeiture heretofore incurred, or any action or proceeding now pending; and any right, interest or privilege which by the terms of any ordinance in force at the adoption of these ordinances continues in force during the pleasure of the Board of Aldermen shall not be hereby terminated. The provisions of any of the foregoing ordinances, in so far as they are substantially the same as those of ordinances existing at the time these ordinances take effect, shall be construed as a continuance of such ordinances, modified or amended, according to the language employed in the foregoing ordinances and not as new enactments. Whenever the provisions of any of the foregoing ordinances applicable to the whole City conflict with the provisions of any of the foregoing ordinances applicable to a portion only of the City, the latter provisions shall alone govern and apply in the portion of the City affected by them.

Sec. 773. The provisions of these ordinances shall apply to The City of New York and every part thereof, except in cases where otherwise expressed, and the penalty for violating any of the same shall be \$10 for each offence, except in cases where a different penalty is by these ordinances imposed for any violation thereof, and any person violating any of such provisions shall be liable for such penalty for each offence, respectively.

Sec. 774. This ordinance shall take effect immediately.

Which was referred to the Committee on Codification, when appointed.

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

No. 30.

Police Department,  
No. 300 Mulberry Street,  
New York, December 30, 1905.

To the Honorable Board of Aldermen:

Gentlemen—The Police Commissioner this day,

Ordered, That the proceedings of June 6, 1904, requesting the Board of Aldermen to authorize the Police Commissioner to accept estimate of Charles H. Peckworth for extra work required in the construction of a station house for the Seventy-first Precinct, in the sum of \$1,432.90, be and is hereby rescinded, it appearing that such amount is less than 5 per cent. of the cost of the erection of such station house, and payment therefore being provided under the conditions of the contract.

Very respectfully,

WM. H. KIPP, Chief Clerk.

Police Department,  
No. 300 Mulberry Street,  
New York, December 30, 1905.

To the Honorable Board of Aldermen:

Gentlemen—The following proceedings were this day directed by Police Commissioner William McAdoo:

Whereas, Contract was entered into with Charles H. Peckworth by the Police Commissioner for the Police Department of The City of New York, dated February 4, 1904, for the construction of a station house for the Seventy-first Precinct, for the sum and price of \$81,195, and it appearing from the reports of the architect for the said building (Walter E. Parfitt) that it was necessary to perform additional work on account of the character of the ground where the foundations of said building were to be dug and built, and it also appearing from the estimates received by Mr. Walter E. Parfitt, the architect for the said building, from Charles H. Peckworth, contractor for the erection of same, that the cost of such extra work was \$1,432.90, and that such estimate is not only fair and reasonable, but very low in price for the work performed,

Ordered, That the said Charles H. Peckworth be directed to perform the work; and

Ordered, That vouchers for the said amount of \$1,432.90 be prepared by the Auditor and forwarded to the Comptroller for payment, such amount being less than 5 per cent. of the cost of the erection of said building under such contract and payable from such appropriation as extra work; it is further

Ordered, That vouchers be prepared for the sum of \$71.65 to Walter E. Parfitt as architect's fees, being 5 per cent. of the said amount of \$1,432.90.

Very respectfully,

WM. H. KIPP, Chief Clerk.

Which was ordered on file.

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

No. 31.

The City of New York,  
Office of the President of the Borough of Richmond,  
New Brighton, N. Y., December 28, 1905.

P. J. SCULLY, Esq., Clerk, Board of Aldermen, City Hall, New York, N. Y.:

Dear Sir—As Richmond Borough Hall nears completion, the subject of furniture and furnishings comes up for attention. Of the \$90,000 recently secured for the Borough Hall, a portion thereof is to be used for such furniture and furnishings, which will include desks, tables, chairs, office stools, window screens, water coolers, carpets, mats, window shades, wardrobes, telephone booths, railings, wire screens, mirrors and various other miscellaneous furnishings and fittings.

In furnishing fittings for each of the offices of the building, the requirements of the head of each office will govern the style required to meet the necessities of each particular office or department. As can be imagined, the necessities of each office will vary the kind and style of furnishings and fittings to be used.

It will be seen, therefore, owing to the diversity of the articles needed, how absolutely difficult it will be to draw specifications that will aptly describe the supplies needed. In this connection, too, the drawing of such specifications and their approval through the various channels of the City will consume at least two or three months. This time, together with the time necessary for the advertising of bids, execution of contracts, registration of contracts, manufacture of the goods and probable delays in their delivery, would mean a further delay of at least six months, making in all at least eight or nine months. We expect now to get into the building about the 1st of April, and it is absolutely necessary, of course, that the offices be furnished and fitted up, ready for use at that time. Such occupancy and use at that time will be absolutely impossible if I am obliged to advertise for the furnishings and fittings.

Owing to the nature of the articles to be purchased, they can be best bought without advertising, because it is impossible, as stated above, to specify most of them satisfactorily, and therefore any competition of prices would to a great extent eliminate the comparison of quality. This would be true, for instance, of all the floor coverings and of much of the furniture. It would be to the advantage of the City, both as to quality and cost, if we can shop for these goods and buy them as the result of personal inspection and personal selection; beside personal selection will make it easier to fill the requirements of the various offices to be fitted.

It is very difficult to state the probable cost of the furnishings and fittings, but it will, beyond any doubt, exceed the sum of \$1,000. I therefore beg to respectfully ask that I be authorized and empowered to purchase without public letting the necessary furnishings and fittings of Richmond Borough Hall at an amount which will exceed \$1,000, but not exceeding the sum of \$30,000.

Very truly,

GEORGE CROMWELL, President of the Borough.

Which was referred to the Committee on Public Letting, when appointed.

The President laid before the Board the following communication from the District Attorney of Richmond:

No. 32.

District Attorney's Office of Richmond County,  
New Brighton, N. Y., January 2, 1906.

The Board of Aldermen of The City of New York, New York City, New York:

Gentlemen—I hereby request the adoption by your Board of the proper resolution or ordinance, authorizing the appointment by me of an Assistant District Attorney for the County of Richmond.

This request is made because there is not at present anyone authorized to act for me in case of sickness, or in case two Courts happen to be in session at the same time at which the District Attorney is required to be present. The latter frequently happens, and embarrasses the Court as well as this office, in the performance of duty.

Under section 202 of the County Law, and the Greater New York Charter, authority is vested in your Board to grant this request, and I respectfully ask that it be done at your earliest convenience.

Yours very truly,

JOHN J. KENNEY, District Attorney, Richmond County.

Which was referred to the Committee on Salaries and Offices when appointed.

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

No. 33.

The City of New York,  
Office of the President of the Borough of The Bronx,  
Municipal Building, Crotona Park,  
January 3, 1906.

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

Dear Sir—I transmit herewith resolution in duplicate, providing that contractors constructing vaults in front of any municipal or public building in the Borough of The Bronx shall be exempt from paying the usual fee for vaults, and would respectfully

recommend that the same be placed before the Board of Aldermen at the earliest possible date.

Yours truly,

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

Resolved, That all contractors constructing vaults in front of any municipal or public building in the Borough of The Bronx shall be exempt from paying the usual fee for said vaults by the President of said Borough, or the Commissioner of Public Works of same, except a nominal charge of — per square foot (superficial measurement) for each such municipal or public building owned by The City of New York, providing, however, that this resolution shall not affect any existing contract.

Which was referred to the Committee on Laws and Legislation when appointed.

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

No. 34.

Board of Estimate and Apportionment,  
(Financial Branch), No. 280 Broadway,  
January 9, 1906.

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

Dear Sir—I send you herewith certified copy of resolution adopted by the Board of Estimate and Apportionment November 10, 1905, authorizing the Police Department to expend \$9,258.74 for the building of the Thirty-sixth, Thirty-ninth and Forty-first Precinct station houses out of the appropriation for the construction of the Fortieth Precinct station house, being in addition to the amount heretofore authorized for the former purposes, together with copy of a communication from the Police Department relative thereto.

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

Very truly yours,

JOSEPH HAAG, Secretary.

Police Department,  
No. 300 Mulberry Street,  
New York, October 23, 1905.

Hon. EDWARD M. GROUT, Comptroller:

Sir—The following proceeding was this day directed by Police Commissioner William McAdoo:

Whereas, Appropriation was made to the Police Department by the issue of Corporate Stock for the construction of the Fortieth Precinct station house; and

Whereas, There is an unexpended balance in such appropriation of \$9,258.74, which is in excess of the amount required for the purposes and objects thereof; and

Whereas, The appropriation by the issue of Corporate Stock for the construction of the Thirty-sixth, Thirty-ninth and Forty-first Precincts station houses is insufficient for the purposes and objects thereof,

Ordered, That the Board of Aldermen and the Board of Estimate and Apportionment be and are hereby respectfully requested to authorize the transfer of \$9,258.74 from the appropriation for the construction of the Fortieth Precinct station house to the appropriation for the construction of the Thirty-sixth, Thirty-ninth and Forty-first Precincts station houses.

Very respectfully,

WM. H. KIPP, Chief Clerk.

Resolved, That the Board of Aldermen hereby approves of and concurs in the following resolution adopted by the Board of Estimate and Apportionment November 10, 1905:

Resolved, That, subject to the approval of the Board of Aldermen, the Police Department be and hereby is authorized to expend for the building of the Thirty-sixth, Thirty-ninth and Forty-first Precincts station houses, the sum of nine thousand two hundred and fifty-eight dollars and seventy-four cents (\$9,258.74) in addition to the amount heretofore appropriated for said purpose; said sum of nine thousand two hundred and fifty-eight dollars and seventy-four cents (\$9,258.74) to be taken from the appropriation for the building of the Fortieth Precinct station house, for which it is no longer required, and being the unexpended balance of the proceeds of Corporate Stock issued therefor."

Which was referred to the Committee on Finance when appointed.

No. 35.

Board of Estimate and Apportionment,  
Financial Branch, No. 280 Broadway,  
January 9, 1906.

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

Sir—I send you herewith certified copy of a resolution adopted by the Board of Estimate and Apportionment December 8, 1905, approving of the establishment of additional grades of positions in the office of the Board of Estimate and Apportionment, and recommending to the Board of Aldermen the fixing of the salaries of said additional grades as follows:

Assistant Engineer, \$1,800 per annum.

Clerk, \$900 per annum.

Junior Clerk, \$540 per annum.

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

Respectfully,

JOSEPH HAAG, Secretary.

Whereas, The Board of Estimate and Apportionment, at a meeting held December 8, 1905, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment hereby approves of the establishment of additional grades of the following positions in the office of said Board, and recommends to the Board of Aldermen, in accordance with section 56 of the Greater New York Charter, that the salaries of said additional grades be fixed as follows:

	Per Annum.
Assistant Engineer	\$1,800 00
Clerk	900 00
Junior Clerk	540 00

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

Which was referred to the Committee on Salaries and Offices when appointed.

No. 36.

Board of Estimate and Apportionment,  
Financial Branch, No. 280 Broadway,  
January 9, 1906.

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

Sir—I send you herewith certified copy of a resolution adopted by the Board of Estimate and Apportionment November 24, 1905, establishing the position of Secretary to the Board of Estimate and Apportionment at a salary of \$7,500 per annum, and recommending to the Board of Aldermen the fixing of the salary of said position at the rate of \$7,500 per annum.

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

Respectfully,

JOSEPH HAAG, Secretary.

Whereas, The Board of Estimate and Apportionment, at a meeting held November 24, 1905, adopted the following resolution:

Resolved, That the Board of Estimate and Apportionment hereby establishes the position of Secretary to the Board of Estimate and Apportionment at a salary of seventy-five hundred dollars (\$7,500) per annum, and recommends to the Board of Aldermen, in accordance with the provisions of section 56 of the Greater New York Charter, that the salary of said position be fixed at said rate of seventy-five hundred dollars (\$7,500) per annum."

Resolved, That the Board of Aldermen hereby concurs in said resolution and fixes the salary of the position of Secretary to the Board of Estimate and Apportionment at the rate of seventy-five hundred dollars (\$7,500) per annum.

Which was referred to the Committee on Salaries and Offices when appointed.

No. 37.

Board of Estimate and Apportionment,  
Financial Branch, No. 280 Broadway,  
January 9, 1906.

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

Dear Sir—I send you herewith certified copy of a resolution adopted by the Board of Estimate and Apportionment December 29, 1905, authorizing the issue of \$244,000 Corporate Stock, to provide means for the payment of expenses in connection with the acquisition of land and the erection of buildings thereon for the Bellevue Hospital Training School for Women Nurses; together with copy of communication from the President, Board of Trustees, relative thereto.

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

Very truly yours,  
JOSEPH HAAG, Secretary.

Bellevue and Allied Hospitals,  
Office of the Board of Trustees,  
Bellevue Hospital, Foot of East Twenty-sixth Street,  
New York, December 26, 1905.

Hon. JAMES W. STEVENSON, Secretary, Board of Estimate and Apportionment, No. 280 Broadway, New York City:

Sir—On December 18, 1905, the Board of Estimate and Apportionment passed a resolution authorizing the Comptroller to acquire by private purchase a certain tract of land on East Twenty-sixth street, south of Bellevue Hospital, at a cost not to exceed two hundred and forty-four thousand dollars (\$244,000), but no provision was made for the issue of Corporate Stock.

I therefore respectfully request that the Board authorize the issue of Corporate Stock to the amount of two hundred and forty-four thousand dollars (\$244,000), to provide for the purchase of the said land.

Respectfully,  
(Signed) JOHN W. BRANNAN, President, Board of Trustees.

AN ORDINANCE providing for an issue of Corporate Stock in the sum of two hundred and forty-four thousand dollars (\$244,000), to provide means for the payment of expenses in connection with the acquisition of land and the erection of buildings thereon for the Bellevue Hospital Training School for Women Nurses.

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

Section 1. The Board of Aldermen hereby approves of and concurs in the following resolution adopted by the Board of Estimate and Apportionment December 29, 1905, and authorizes the Comptroller to issue Corporate Stock of The City of New York to the amount and for the purposes therein specified:

"Resolved, That, pursuant to the provisions of section 47 of the Greater New York Charter, as amended, the Board of Estimate and Apportionment hereby approves of the issue of Corporate Stock of The City of New York to an amount not exceeding two hundred and forty-four thousand dollars (\$244,000), to provide means for the payment of expenses in connection with the acquisition of land and the erection of buildings thereon for the Bellevue Hospital Training School for Women Nurses, and that when authority therefor shall have been obtained from the Board of Aldermen, the Comptroller is authorized to issue Corporate Stock of The City of New York, in the manner provided by section 169 of the Greater New York Charter, to an amount not exceeding two hundred and forty-four thousand dollars (\$244,000), the proceeds whereof to be applied to the purposes aforesaid."

Which was referred to the Committee on Finance when appointed.

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

No. 38.

Board of Estimate and Apportionment,  
Financial Branch, No. 280 Broadway,  
January 9, 1906.

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

Dear Sir—I send you herewith certified copy of a resolution adopted by the Board of Estimate and Apportionment December 5, 1905, authorizing the issue of \$500,000 Corporate Stock for the purpose of providing means for the erection of a new municipal building for the Borough of Brooklyn; together with copy of report of the Engineer, Department of Finance, relative thereto.

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

Very truly yours,  
JOSEPH HAAG, Secretary.

City of New York—Department of Finance,  
Comptroller's Office,  
November 24, 1905.

Hon. EDWARD M. GROUT, Comptroller:

Sir—Hon. Martin W. Littleton, President of the Borough of Brooklyn, in communication under date of October 31, 1905, requests the Board of Estimate and Apportionment to authorize the issue of Corporate Stock to the amount of \$3,000,000, for the purpose of providing means to erect a "municipal building" in the Borough of Brooklyn; the President also asks that proceedings be instituted at once looking to the acquisition of the Polytechnic property and a fringe of buildings on Court street, between Joralemon and Livingston streets. I would report:

The site upon which the proposed building is to be erected is on Court street, south of the present Borough Hall, between Joralemon and Livingston streets; the dimensions of the plot are approximately as follows: Three hundred and ten feet on Joralemon street, 306 feet on Court street and 309 feet on Livingston street. A space averaging 24 feet in width is left between the County Court House and the proposed new building. On Livingston street the building is placed four feet back from the building line, except at the corners, which come out to the building line; on the other streets the building follows the building line.

The proposed building, designed by McKim, Mead & White, consists of a basement, three principal stories and an attic story, and the heights from floor to floor are as follows: Basement, 14 feet; first floor, 18 feet; second floor, 16 feet; third floor, 16 feet, and attic, 10 feet in the clear. The court rooms extend through two stories and thus have a clear height of 30 feet.

In the basement are located the heating and ventilating plant, power and electric light plants, elevator machinery, coal storage, lavatories, storerooms, vaults, cells for prisoners, the License Bureau and a part of the Police Department.

On the first floor are located the offices of the Receiver of Taxes, the Registrar of Arrears, the Registrar of Water Rates, Department of Taxes and Assessments, Janitor's office, the remaining rooms the offices of the Police Department.

On the second story are the Department of Water Supply, Gas and Electricity, Bureau of Highways, Topographical Bureau and map room, Bureau of Sewers, Department of Street Cleaning and Tenement House Department.

The third story contains one court room, Civil Branch; court room, Criminal Branch; County Court, Naturalization Bureau; Court of Special Sessions; First District Municipal Court; Coroners' Court and offices; District Attorney's office; Grand Jury rooms, all with the necessary rooms for Judges, juries, Clerks, lavatories, etc., and Bureau of Buildings.

The attic or fourth floor is occupied by a portion of the Bureau of Buildings, and contains all rooms for photographing, blue printing, etc.

The room area of the building is divided as follows:

Basement .....	.....	Square
First floor .....	.....	Feet.
Second floor .....	.....	60,480
		55,860
		41,483

Third floor .....	.....	41,483
Attic .....	.....	24,100
Total .....	.....	223,406

For the exterior, the materials proposed are a granite base course and steps, with Kentucky limestone above on the three street fronts; the fourth side will be of brick with cement coating.

The roof is intended to be covered with Akron roofing tile on the flat portions, and with copper on the slopes. The construction is to be thoroughly fireproof in accordance with the best modern methods.

For the interior finish, it is proposed to use hardwood floors throughout the offices, terrazzo or composition floors in all public spaces, corridors, etc., except the main hall of the principal floor, where marble will be used.

The cabinet trim throughout is to be of quartered American oak, and all of the more important rooms, such as court rooms, offices of the heads of the various Departments, etc., to have an oak wainscoting.

The walls of the entrance vestibules are to be faced with Kentucky limestone like the exterior. The principal corridors up to and including the court-room floor are to have a wainscoting of marble. Wherever terrazzo or composition of marble floors are used, a marble base is also proposed; elsewhere the base will be of oak.

All walls and ceilings are to be plastered, the offices having a simple coved cornice and public spaces, halls, etc., moulded cornices in plaster. All toilet rooms and lavatories to have tiled floors and tiled wainscoting six feet high. All public stairways to be of iron with marble treads.

The architect's estimate of \$3,000,000 is based upon the cubical contents of the building, namely, 6,589,000 cubic feet, at 50 cents per cubic foot, equals \$3,294,500. This form of estimating is not very reliable, but for an appropriation, I think it can be taken as an approximate cost of the building.

The plans prepared by McKim, Mead & White, the architects directed by the Hon. Martin W. Littleton, President of the Borough of Brooklyn, to prepare preliminary elevations, cross-sections, etc., show a stately structure. The arrangements of the different Departments have been worked out with good results, and I consider the building well adapted for the purposes for which it is designed. I would, however, suggest that the building line on Court street be moved about 15 feet easterly, in order to allow for the widening of Court street at this point.

The proposed site includes the plot occupied by the present "Municipal Building," Municipal Park on Joralemon street, Brooklyn Collegiate Polytechnic and a narrow strip on Court street, occupied by a number of small buildings. The land and buildings not owned by the City will cost between \$650,000 and \$750,000.

In connection with the "Municipal Building" proposed by President Littleton, I think it well that the Board should be reminded of a "Municipal Building" proposed by J. Edward Swanstrom, President of the Borough of Brooklyn, in communication addressed to the Board of Estimate and Apportionment, under date of November 30, 1903. The site of this building includes the site of the present "Municipal Building" on Joralemon street, which is to be taken down, the park adjacent thereto and a small strip on Court street, which is not owned by the City. This building was to have a frontage of 266 feet on Joralemon street and 160 feet on Court street, and was to be eight (8) stories high.

During the spring of 1903, President Swanstrom requested Despradelle, an architect of Boston, Mass., to prepare a programme in order that the architects might compete for the design and plans of a "Municipal Building" in the Borough of Brooklyn, and upon the recommendation contained in the report of Despradelle, under date of November 7, 1903, the President of the Borough of Brooklyn accepted the plans of Washington Hull, and on November 30, 1903, President Swanstrom requested the Board of Estimate and Apportionment to authorize an issue of Corporate Stock to the amount of \$1,500,000, to provide for the construction of this building; nothing was done by the Board in relation to this report.

I would note that at meeting of the Municipal Art Commission, held on November 28, 1903, all the plans of Washington Hull were approved, except the Joralemon street facade. After certain modifications by the architect (Washington Hull), the preliminary sketches for the Joralemon street facade were approved by the Commission on February 9, 1904.

The two designs are not comparable; the relative sizes of the two plots are so different that a fair comparison of the two designs, in my opinion, is impossible. It must be admitted by all that the interior arrangements and heights of ceiling of a building upon a larger plot can be worked out with far better results than upon a plot one-half the size. The larger area permits of placing on the same floor all offices that necessarily have business with each other, also permitting of the arrangement and of placing of all the offices that the public come in direct contact with on the first floor; for example, Taxes and Assessments, Receiver of Taxes, Registrar of Arrears, Registrar of Water Rates; by this arrangement, the public can obtain and pay their bill for assessments, water taxes, etc., without going from one floor to the other.

For comparison as to the relative cost and floor area of the respective schemes, I submit the following. The estimates of the cost of each building I figured upon the same basis, that is, 50 cents per cubic foot:

Large Low Building, Four Stories, Designed by McKim, Mead & White (Floor Area 233,000 Square Feet).

Cost of building, 6,589,000 cubic feet, at 50 cents per cubic foot.....	\$3,294,500
Architects' fees .....	164,725
Surveys .....	450
Inspection by City .....	5,000
Cost of additional land .....	700,000

Total..... \$4,164,675

High Building, Eight (8) Stories, Designed by Washington Hull (Floor Area 200,000 Square Feet).

Cost of building, 4,056,225 cubic feet, at 50 cents per cubic foot.....	\$2,028,112
Architects' fees .....	101,406
Surveys .....	450
Inspection by City .....	4,500
Cost of additional land .....	50,000

Total..... \$2,184,468

As noted above, the more expensive proposition covering the entire plot on the easterly side of Court street, between Joralemon and Livingston streets, extending back to the Court-house, I consider by far the better and more economical in the end, and in my opinion the needs and requirements of the Borough of Brooklyn warrant the larger expenditure.

While this to me seems evident, at the same time a step in the direction of obtaining a suitable "Municipal Building" for one of the boroughs of The City of New York is a matter of such decided importance that a decision relative thereto should not be arrived at until after a most careful consideration, and, in my judgment, no definite action should be taken by the Board of Estimate and Apportionment until the Municipal Art Commission have been given an opportunity to consider the matter and express its opinion upon the proposition.

Respectfully,

CHANDLER WITTINGTON, Principal Assistant Engineer.

AN ORDINANCE providing for an issue of Corporate Stock in the sum of five hundred thousand dollars (\$500,000) to provide means for the erection of a new municipal building for the Borough of Brooklyn.

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

Section 1. The Board of Aldermen hereby approves of and concurs in the following resolution adopted by the Board of Estimate and Apportionment December 5, 1905, and authorizes the Comptroller to issue Corporate Stock of The City of New York to the amount and for the purposes therein specified.

"Resolved, That, pursuant to the provisions of section 47 of the Greater New York Charter, as amended, the Board of Estimate and Apportionment hereby approves of the issue of Corporate Stock of The City of New York to an amount

not exceeding five hundred thousand dollars (\$500,000), to provide means for the erection of a new municipal building for the Borough of Brooklyn, and that when authority therefor shall have been obtained from the Board of Aldermen the Comptroller is authorized to issue Corporate Stock of The City of New York, in the manner provided by section 169 of the Greater New York Charter, to an amount not exceeding five hundred thousand dollars (\$500,000), the proceeds whereof to be applied to the purposes aforesaid."

No. 39.

Board of Estimate and Apportionment—Financial Branch,  
No. 280 Broadway,

January 9, 1906.

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

Dear Sir—I send you herewith certified copy of a resolution adopted by the Board of Estimate and Apportionment December 8, 1905, approving of the issue of Corporate Stock of The City of New York to the amount of \$115,000 for the purpose of providing means for the construction of a bridge to carry Jerome avenue over the Mosholu parkway drive and approaches, in the Borough of The Bronx, together with copy of a report from the Engineer of the Department of Finance relative thereto.

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

Yours very truly,

JOSEPH HAAG, Secretary.

City of New York—Department of Finance,  
Comptroller's Office,

November 27, 1905.

Hon. EDWARD M. GROUT, Comptroller:

Sir—In reference to the accompanying communication of Hon. Louis F. Haffen, President of the Borough of The Bronx, addressed to the Hon. George B. McClellan, Mayor, requesting the Board of Estimate and Apportionment to appropriate \$115,000 to defray the expenses of constructing a bridge to carry Jerome avenue over Mosholu parkway drive and approaches, I beg to submit the following report:

The proposed improvement is to be located at the intersection of Jerome avenue with Mosholu parkway, in the Borough of The Bronx, and is for the purpose of avoiding a grade crossing at this point, the idea being to carry the traffic on Jerome avenue, including the surface railroads, by means of a bridge over the parkway.

Accompanying the Borough President's letter is a communication from Mr. Josiah A. Briggs, Chief Engineer of the Borough of The Bronx, giving the quantities of work to be done, in order to carry out the proposed plan, and an estimate of the cost of the same based upon prevailing prices, including engineering, inspection and contingencies. Accompanying this communication is a plan showing the general scheme, but no detailed design for the bridge has, as yet, been prepared.

It undoubtedly is desirable to avoid grade crossings of this character, as the driveway and avenue cross at right angles, and the crossing at grade would be attended with both danger and inconvenience, and the more so as commercial and other traffic increases at this point.

I am of the opinion that the general scheme is a desirable one, and the amount requested for the purpose of carrying it out not excessive. I would therefore recommend that, if the financial condition of the City permits, the Board of Estimate and Apportionment authorize the Comptroller, pursuant to section 47 of the Greater New York Charter, as amended by chapter 409 of the Laws of 1904, to issue Corporate Stock to the amount of one hundred and fifteen thousand dollars (\$115,000), for the construction of a bridge to carry Jerome avenue over the Mosholu parkway drive and approaches, in the Borough of The Bronx.

Respectfully,

MERRITT H. SMITH, Principal Assistant Engineer.

AN ORDINANCE providing for an issue of Corporate Stock in the sum of one hundred and fifteen thousand dollars (\$115,000) for the purpose of providing means for the construction of a bridge to carry Jerome avenue over the Mosholu Parkway drive and approaches in the Borough of The Bronx.

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

Section 1. The Board of Aldermen hereby approves of and concurs in the following resolution adopted by the Board of Estimate and Apportionment December 8, 1905, and authorizes the Comptroller to issue Corporate Stock of The City of New York to the amount and for the purposes therein specified:

"Resolved, That, pursuant to the provisions of section 47 of the Greater New York Charter, as amended, the Board of Estimate and Apportionment hereby approves of the issue of Corporate Stock of The City of New York to an amount not exceeding one hundred and fifteen thousand dollars (\$115,000), for the purpose of providing means for the construction of a bridge to carry Jerome avenue over the Mosholu Parkway drive and approaches, in the Borough of The Bronx, and that when authority therefor shall have been obtained from the Board of Aldermen, the Comptroller is authorized to issue Corporate Stock of The City of New York, in the manner provided by section 169 of the Greater New York Charter, to an amount not exceeding one hundred and fifteen thousand dollars (\$115,000), the proceeds whereof to be applied to the purposes aforesaid."

No. 40.

Board of Estimate and Apportionment,  
(Financial Branch), No. 280 Broadway,

January 9, 1906.

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

Dear Sir—I send you herewith certified copy of a resolution adopted by the Board of Estimate and Apportionment December 8, 1905, approving of the issue of Corporate Stock to the amount of \$1,000,000 for the purpose of providing means for the acquisition of land and construction of a monumental bridge or viaduct to be erected across the Spuyten Duyvil creek, connecting Inwood Heights, in the Borough of Manhattan, with Spuyten Duyvil Heights, in the Borough of The Bronx, together with copy of a communication from the Chief Engineer of the Board of Estimate and Apportionment relative thereto.

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

Yours very truly,

JOSEPH HAAG, Secretary.

REPORT No. 3421.

BOARD OF ESTIMATE AND APPORTIONMENT,  
OFFICE OF THE CHIEF ENGINEER,  
December 5, 1905.

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

SIR—At the meeting of the Board of Estimate and Apportionment held on November 24, 1905, the Commissioner of Bridges submitted with the accompanying communication, dated November 13, 1905, general plans for the proposed Hudson Memorial Bridge over the Harlem river at Spuyten Duyvil Heights.

The project of building such a bridge was brought to the attention of the Board of Estimate and Apportionment on May 13, 1904, when a communication was submitted from the Hudson Tri-Centennial Association, through Mr. T. P. Fowler, its president, urging that the three hundredth anniversary of the discovery of the Hudson river, which will occur on September 12, 1909, be properly commemorated, and suggesting as a proper means of doing so the dedication on that date of a monumental bridge across Spuyten Duyvil creek, connecting Inwood Heights, in the Borough of Manhattan, with Spuyten Duyvil Heights, in the Borough of The Bronx. The communication was referred to the President of the Borough of Manhattan and the Engineer of the Board, and a report was submitted by them under date of June 24, 1904. As a result of the recommendations contained in this report, the Board authorized an issue of Corporate Stock in the sum of ten thousand dollars to provide for preliminary surveys, borings and plans. The Department of Bridges was subsequently authorized to retain the services of Messrs. Boller & Hodge, consulting engineers, to prepare plans for such a

structure, and these plans the Commissioner of Bridges has submitted with his communication now under consideration.

The plans are accompanied by a diagram showing the proposed location of the bridge, this location having been determined upon as the most feasible one after careful surveys and borings to determine the character of the foundation. Its axis will be nearly parallel with the shore line of the Hudson river, and it will admirably fit the topography of the hills on either side of the Harlem river. The plans provide for a steel arch, with a span of eight hundred feet, this length of span being deemed advisable to secure solid rock foundations and avoid the difficulties and uncertainties of deep foundations constructed by the use of pneumatic caissons. The approaches to the main arch are by a series of masonry arches of dignified and imposing design. The plans provide for a bridge 100 feet in width, while the present Washington Bridge has a width of but 80 feet. The estimate of cost is as follows:

If built with granite facings, parapet walls and coping.....	\$2,925,000 00
If built of concrete, with granite coping and parapet walls.....	2,450,000 00

I have requested of the Engineers who prepared the designs an estimate of the saving which would be affected in reducing the width of the bridge from 100 to 80 feet, and they advise me that the estimated difference is \$236,000, of which the Saving in steel would be.....

\$99,000 00	
In masonry.....	80,700 00
In roadway paving.....	27,000 00

The difference is relatively slight, as the expensive work will all be retained, and only the filling between the faces will be diminished.

I cannot but believe that a width of 80 feet would be sufficient for this structure, allowing a roadway of 50 feet and two sidewalks of 15 feet each. This roadway would be greater than that of either the proposed Manhattan Bridge or the Blackwell's Island Bridge. It has been said that the contraction of the roadway on a structure of this size and importance would create an unpleasant impression, but a glance at the diagram accompanying the communication will make it apparent that these approaches are all curved roadways with an open space at each end of the bridge, so that no contraction of the driveways need be apparent.

The consideration which should be given due weight in determining whether or not this structure should be built are sentiment, the present need of such a connection, the needs of the immediate future, and the desirability of carrying the Riverside drive to the northerly limits of the City.

Centenaries, bi-centenaries and tri-centenaries of important events in the history of this City are occurring with increasing frequency, and it has been thought proper to observe them with appropriate ceremonies. Such an observance of the three hundredth anniversary of the discovery of the Hudson river might certainly be desirable if it took the form of some improvement essential to the proper development of the City.

As to the present need of such a bridge—the Inwood Heights are now practically inaccessible, one narrow and steep road known as the Bolton road, winding from Dyckman street up to the summit occupied by the Episcopal House of Mercy. It is probable that few of the residents of New York City have ever visited these heights, but the situation is a commanding one and the view probably surpasses that from any other point in New York City. The nearest high-level crossing between the two boroughs is that at Washington Bridge on the line of West One Hundred and Eighty-first street, between two and a half and three miles distant, measured along the Harlem river. The opening of the Rapid Transit Railroad has resulted in a phenomenal development of the northerly end of Manhattan Island and of the adjacent sections of The Bronx, and I believe it safe to predict that by the time this bridge would be completed it would be extensively used.

This structure should also be considered in connection with the probable, if not inevitable, extension of the Riverside drive. An extension of this drive from One Hundred and Thirty-fifth street to the Boulevard Lafayette is now being constructed. The Boulevard Lafayette, the name of which has recently been changed to Riverside drive, furnishes a further extension to Dyckman street, from which the only means of reaching Spuyten Duyvil parkway or the extensive park system of the Borough of The Bronx is by way of Broadway and the bridge across the Harlem River Ship Canal on the line of that street, which bridge is a low-level bridge to be occupied by surface railroad tracks, with a second story accommodating the Rapid Transit Railroad. Broadway will doubtless be taxed to its full capacity by trucking and heavy teaming of all kinds, so that within a short time the demand for an extension of the Riverside drive along or over the Inwood Heights and across the Harlem river to Spuyten Duyvil will be irresistible.

It seems clear, therefore, that this proposed viaduct is one which must be built to build a proper road along the Inwood hill from the end of the bridge to Dyckman street, a distance of about 340 feet. It is proposed to place the roadway of this bridge at an elevation of 175 feet above mean high water, which would be about 30 feet higher than that of the Washington Bridge, but it will be possible to reach this elevation by a road the grade of which will not exceed 5 per cent.

The Inwood hill is at present occupied by a few houses which are almost inaccessible. Owing to the precipitous sides of this hill it does not seem possible to lay out a street system which will permit of the utilization of the property for residences or for any purposes unless it be divided into large plots to be occupied by public or semi-public institutions. The value of the land is not, therefore, great at the present time, and it is in my judgment to be regretted that this entire hill was not purchased by the City at the time when the large parks in the Borough of The Bronx were secured and set aside for park purposes. The City will probably secure it and devote it to such purposes at some future time, if not at present, and I would suggest that serious consideration be given to the idea of buying it before its values are seriously affected by the building up of the adjacent territory, a substantial increase of these values being inevitable.

If the Board decides to authorize the construction of this viaduct, it will be necessary to provide a certain sum of money at once in order that a beginning may be made. The engineers who prepared the design estimate the cost of the steel structure at \$800,000, the remainder being for foundations and masonry. Foundations for the abutments could be put in at once, and I believe that if the Board of Estimate and Apportionment were to authorize an issue of Corporate Stock in the sum of \$1,000,000 it would provide all the funds which would be needed for the coming year.

As to the use of granite facing, I believe that while concrete would doubtless answer the purpose, this structure would be so monumental in character, forming as it will a conspicuous feature of what will doubtless be the greatest driveway in the world, that it would be wise to use granite facings in accordance with the first estimate of the engineers.

I believe, however, that there is no necessity of making the bridge more than eighty feet in width, and would recommend the approval of the plans on this basis.

Respectfully,

NELSON P. LEWIS, Chief Engineer.

AN ORDINANCE providing for an issue of Corporate Stock in the sum of one million dollars (\$1,000,000) to provide means for the acquisition of land and construction of a monumental bridge or viaduct to be erected across the Spuyten Duyvil creek, connecting Inwood Heights, in the Borough of Manhattan, with Spuyten Duyvil Heights, in the Borough of The Bronx.

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

Section 1. The Board of Aldermen hereby approves of and concurs in the following resolution adopted by the Board of Estimate and Apportionment December 8, 1905, and authorizes the Comptroller to issue Corporate Stock of The City of New York to the amount and for the purposes therein specified:

"Resolved, That, pursuant to the provisions of section 47 of the Greater New York Charter, as amended, the Board of Estimate and Apportionment hereby approves of the issue of Corporate Stock of The City of New York, to an amount not exceeding one million dollars (\$1,000,000), for the purpose of providing means for the acquisition of land and the construction of a monumental bridge or viaduct to be erected across the Spuyten Duyvil creek, connecting Inwood Heights, in the Borough of Manhattan, with

Spuyten Duyvil Heights, in the Borough of The Bronx, and that when authority therefor shall have been obtained from the Board of Aldermen, the Comptroller is authorized to issue Corporate Stock of The City of New York, in the manner provided by section 169 of the Greater New York Charter, to an amount not exceeding one million dollars (\$1,000,000), the proceeds whereof to be applied to the purposes aforesaid."

No. 41.  
Board of Estimate and Apportionment,  
Financial Branch, No. 280 Broadway,  
January 9, 1906.

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

Dear Sir—I send you herewith certified copy of a resolution adopted by the Board of Estimate and Apportionment December 8, 1905, authorizing the issue of \$3,000,000 Corporate Stock for the purpose of providing means for the construction, permanently bettering and equipping of school buildings and additions thereto, and the acquisition of sites therefor in The City of New York; together with copy of communication from the Chairman, Committee on Buildings, Board of Education, and report of the Principal Assistant Engineer, Department of Finance, relative thereto.

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

Very truly yours,  
JOSEPH HAAG, Secretary.

BOARD OF EDUCATION,  
PARK AVENUE AND FIFTY-NINTH STREET,  
NEW YORK, November 13, 1905.

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

DEAR SIR—Permit me to submit to you the following brief summary of the financial status of the Board of Education, as far as Corporate Stock is concerned, for the erection of buildings and the acquisition of sites:

On the 6th of November this year the balance available to the credit of the Building Committee was ..... \$34,362 73  
On September 29 the Board of Estimate and Apportionment authorized the issue of Corporate Stock to the amount of ..... 3,000,000  
—which became available through the approval of the Board of Aldermen on October 24.

Total ..... \$3,034,362 73  
Contracts were let on November 6 amounting to ..... 341,646 53

Leaving a balance of ..... \$2,692,716 20

The Building Bureau have plans and specifications in an advanced stage of preparation so that the contracts can be let before January 1, 1906, for the following work:

BOROUGH OF MANHATTAN.

Addition to Public School 135, First avenue and Fifty-first street.  
Addition to Public School 68, No. 116 West One Hundred and Twenty-eighth street.  
Addition to Public School 32, No. 357 West Thirty-fifth street.  
Addition to Public School 121, No. 227 East One Hundred and Second street.  
Addition to Public School 27, No. 206 East Forty-second street.  
Addition to Public School 172, One Hundred and Ninth street, east of Second avenue.  
Hall of the Board of Education, Fifty-ninth street and Park avenue.  
Estimated value of the above work ..... \$605,000

BOROUGH OF THE BRONX.

Addition to Public School 54, Amethyst avenue, Van Nest.  
Estimated value ..... 115,000

BOROUGH OF BROOKLYN.

Addition to Public School 24, Arion place and Beaver street.  
Addition to Public School 8, Hicks and Middagh streets.  
Addition to Public School 30, Wolcott street.  
Addition to Public School 114, Canarsie.  
Addition to Public School 83, Bergen street and Schenectady avenue.  
Addition to Public School 150, Sixth avenue and Fiftieth street.  
Estimated value ..... 1,024,200

BOROUGH OF QUEENS.

Public School 25, Jamaica avenue, Flushing.  
Public School 66, Union place, Brooklyn Hills.  
Public School 85, De Bevoise avenue, Long Island City.  
Estimated value ..... 596,000

Total ..... \$2,340,200

In addition to the above we will need for equipment of schools, contracts for the general construction of which have been let:

Borough of Manhattan	.....	\$390,925 00
Borough of The Bronx	.....	50,000 00
Borough of Brooklyn	.....	166,800 00
Borough of Queens	.....	50,450 00
Borough of Richmond	.....	25,000 00
		683,175 00

Total ..... \$3,023,375 00

The deficit therefore on January 1, 1906, will be about ..... \$330,659 00

Or, in other words, operations in the letting of contracts must cease prior to that date unless more funds are made available.

In addition to the above the Sites Committee is in an equal if not worse condition.

On October 11 the balance available for the Committee on Sites was ..... \$3,394,721 63

All this amount is at least mortgaged by the sites selected and approved by the Board of Education and now either in the hands of the Comptroller or the Corporation Counsel, and I am very much afraid that the figures which will ultimately cover the cost to the City of school property as above referred to will, by far, exceed the above-mentioned amount.

Therefore, it appears to me absolutely necessary that some additional funds should be turned over to the Committee on Sites, so that they will be in a position to acquire more sites in the congested districts.

All of which is respectfully submitted.

Yours respectfully,  
RICHARD H. ADAMS,  
Chairman, Committee on Buildings.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTRROLLER'S OFFICE,  
December 6, 1905.

Hon. EDWARD M. GROUT, Comptroller:

SIR—By resolution adopted by the Board of Education on November 22, 1905, the Board of Estimate and Apportionment was requested to authorize the issue of Corporate Stock during the current year, for the acquisition of sites for new school buildings and additions thereto, to the amount of \$1,237,751. I would report:

For your information, I give a statement of the School Building Fund, etc., for the year 1905, as furnished by the Board of Education:

January 5, 1905—Balance	.....	\$4,990,648 29
February 10, 1905—Amount authorized by Board of Estimate and Apportionment	.....	3,500,000
February 24, 1905—Amount authorized by Board of Estimate and Apportionment	.....	5,000,000

September 29, 1905—Amount authorized by Board of Estimate and Apportionment	.....	3,000,000 00
Premiums derived from the sale of Corporate Stock, as per advices of Deputy Comptroller, under various date	.....	118,100 70

Appropriations made from January 3, 1905, to November 22, 1905	.....	\$16,608,748 99
		10,824,319 21

Present gross available balance	.....	\$5,784,429 78
Balance available for Committee on Sites	.....	3,252,180 25

Available for use for all purposes	.....	\$2,532,249 53
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Mr. Snyder, Superintendent of School Buildings, informs me that he has the following improvements under way:		
New buildings and additions	.....	\$2,340,200 00
Equipment	.....	683,175 00

Total	.....	\$3,023,375 00
Estimated cost of sites decided upon by the Committee on Sites	.....	2,100,000 00

Total required for all purposes	.....	\$5,123,375 00
Available balance	.....	2,532,249 53

Deficit	.....	\$2,591,175 47
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In view of the large deficit of \$2,591,175.47 shown by the Board of Education, if the financial condition of the City warrants the expenditure, I think, the Board of Estimate and Apportionment may properly authorize a substantial appropriation to provide means for constructing, improving, permanently bettering and equipping public school buildings and additions thereto and the acquisition of sites therefor, in The City of New York.

Respectfully,  
CHANDLER WITTINGTON,  
Principal Assistant Engineer.

AN ORDINANCE providing for an issue of Corporate Stock in the sum of three million dollars (\$3,000,000) for the purpose of providing means for the construction, permanently bettering and equipping of school buildings and additions thereto and the acquisition of sites therefor in The City of New York.

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

Section 1. The Board of Aldermen hereby approves of and concurs in the following resolution adopted by the Board of Estimate and Apportionment December 8, 1905, and authorizes the Comptroller to issue Corporate Stock of The City of New York to the amount and for the purposes therein specified:

"Resolved, That, pursuant to the provisions of section 47 of the Greater New York Charter, as amended, the Board of Estimate and Apportionment hereby approves of the issue of Corporate Stock of The City of New York to an amount not exceeding three million dollars (\$3,000,000) for the purpose of providing means for the construction, permanently bettering and equipping of school buildings and additions thereto and the acquisition of sites therefor in The City of New York, and that when authority therefor shall have been obtained from the Board of Aldermen the Comptroller is authorized to issue Corporate Stock of The City of New York, in the manner provided by section 169 of the Greater New York Charter, to an amount not exceeding three million dollars (\$3,000,000), the proceeds whereof to be applied to the purposes aforesaid."

No. 42.  
Board of Estimate and Apportionment,  
(Financial Branch) No. 280 Broadway,  
January 9, 1906.

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

Dear Sir—I send you herewith certified copy of a resolution adopted by the Board of Estimate and Apportionment November 24, 1905, authorizing the issue of \$10,000 Corporate Stock, in addition to the amount heretofore authorized, to provide means for the acquisition of land and the construction of a municipal electric lighting plant for The City of New York, together with copy of a communication from the Chief Engineer, Board of Estimate and Apportionment, relative thereto.

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

Yours very truly,  
JOSEPH HAAG, Secretary.

Board of Estimate and Apportionment—The City of New York,  
November 21, 1905.

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

Sir—The Commission which is preparing plans and estimates for electric lighting plants for the different boroughs has endeavored to secure a proper site for the Borough of Richmond, and of those which it has considered the most desirable appears to be one at the foot of Elm street, at Port Richmond. The owner of this property has submitted alternative propositions, one for the sale of the water front property, including land under water and an excellent dock at which vessels of deep draught could lie, together with a strip twenty feet in width by which access could be had from Richmond terrace, but reserving to himself the property fronting on the last named street, on which he now lives. The price for this is \$32,000. His alternative proposition is to sell the entire plot, including his home, for \$55,000.

It seems to the Commission that this is an exceedingly favorable offer, and that the City could undoubtedly make very profitable use of the area not needed for the lighting plant. It has been recommended to the Comptroller that options be secured covering both of these propositions. If the recommendation that the entire plot be acquired is approved, it will be necessary to provide about \$10,000 in addition to the money now available, there being a balance of the former bond issue of some \$48,000. If the recommendation that the entire plot be bought meets with your approval, I would suggest that a resolution be adopted at the next meeting of the Board of Estimate and Apportionment providing for an issue of Corporate Stock in the sum of \$10,000 to meet the expense of securing this site.

It may be proper for me to state that the Appraiser of Real Estate of the Department of Finance assures me that the City could undoubtedly dispose of the site already purchased for the plant for the boroughs of Brooklyn and Queens at an advance of some \$50,000.

I submit herewith a form of resolution providing for the issue of Corporate Stock should you approve of this action. The resolution is in the same form as that adopted on February 24, 1905, when an issue of \$600,000 was authorized.

Respectfully,

NELSON P. LEWIS, Chief Engineer.

AN ORDINANCE providing for an issue of Corporate Stock in the sum of ten thousand dollars (\$10,000), in addition to the amount heretofore authorized, to provide means for the acquisition of land and the construction of a municipal electric lighting plant for The City of New York.

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

Section 1. The Board of Aldermen hereby approves of and concurs in the following resolution adopted by the Board of Estimate and Apportionment November 24, 1905, and authorizes the Comptroller to issue Corporate Stock of The City of New York to the amount and for the purposes therein specified:

"Resolved, That, pursuant to the provisions of section 47 of the Greater New York Charter, as amended, the Board of Estimate and Apportionment hereby approves of the issue of Corporate Stock of The City of New York to an amount not exceeding ten thousand dollars (\$10,000), in addition to the amount heretofore authorized, to provide means for the acquisition of land and the construction of a municipal electric lighting plant for The City of New York, and that when authority therefor shall have been obtained from the Board of Aldermen, the Comptroller is authorized to issue Corporate Stock of The City of New York in the manner provided by section 169 of the Greater New York Charter, to an amount not exceeding ten thousand dollars (\$10,000), the proceeds whereof to be applied to the purposes aforesaid."

No. 43.  
Board of Estimate and Apportionment,  
(Financial Branch), No. 280 Broadway,  
January 9, 1906.

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

Dear Sir—I send you herewith certified copy of resolution adopted by the Board of Estimate and Apportionment November 24, 1905, authorizing the issue of Corporate Stock to an amount not exceeding \$175,000, to provide means for the placing of electrical conductors underground in various streets and avenues in the Borough of Brooklyn; together with copies of communication from the Deputy and Acting Commissioner of the Fire Department and report of the Engineer, Department of Finance, relative thereto.

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

Very truly yours,  
JOSEPH HAAG, Secretary.

City of New York—Department of Finance,  
Comptroller's Office,  
November 17, 1905.

Hon. EDWARD M. GROUT, Comptroller:

Sir—Hon. Thomas W. Churchill, Deputy and Acting Fire Commissioner, in communication under date of November 3, 1905, requests the Board of Estimate and Apportionment, pursuant to section 47 of the Greater New York Charter, as amended by chapter 409 of the Laws of 1904, to authorize the issue of Corporate Stock to an amount not to exceed \$175,000 for the purpose of placing electrical conductors underground in various streets and avenues in the Borough of Brooklyn. I would report:

At meeting of the Board of Estimate and Apportionment held January 29, 1903, a bond issue of \$40,000 was authorized for the purpose of placing wires and conduits for the fire alarm system underground in the Borough of Brooklyn, and at meeting of January 13, 1905, \$100,000 was authorized by the Board for the same purpose, making a total of \$140,000; of this amount there remains an available balance of about \$50,000.

I have been informed by the Fire Department that it would cost about \$225,000 to complete all of the work of placing wires underground within a circle whose radius is from Jay street to Prospect Park.

The additional work proposed I consider necessary and can probably be done within the next year.

Therefore, if the financial condition of the City warrants the expenditure, I think the Board of Estimate and Apportionment may properly authorize the Comptroller to issue Corporate Stock, pursuant to section 47 of the Greater New York Charter, as amended by chapter 409 of the Laws of 1904, to the amount of \$175,000, for the purpose of placing electrical conductors underground in the various streets and avenues in the Borough of Brooklyn.

Respectfully,  
EUG. E. McLEAN, Engineer.

Fire Department—City of New York,  
Nos. 157 and 159 East Sixty-seventh Street,  
Borough of Manhattan, November 3, 1905.

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

Sir—Pursuant to the provisions of section 47 of the Greater New York Charter as amended by chapter 409 of the Laws of 1904, and in compliance with the recommendation of the Deputy Fire Commissioner, boroughs of Brooklyn and Queens, contained in communication of the 30th ult., I have the honor to request that the Board of Estimate and Apportionment approve of the issue of Corporate Stock to an amount not exceeding one hundred and seventy-five thousand dollars (\$175,000), for the purpose of placing electrical conductors underground in various streets and avenues in the Borough of Brooklyn, in accordance with a notification of the Deputy Commissioner of the Department of Water Supply, Gas and Electricity, Borough of Brooklyn, dated August 21, 1905, and reading as follows:

Department of Water Supply, Gas and Electricity,  
Brooklyn, August 21, 1905.

Fire Department, No. 365 Jay Street, Brooklyn, N. Y.:

Gentlemen—You are hereby notified that, pursuant to section 527 of the Greater New York Charter, the following times have been fixed within which electrical conductors shall be placed underground, in accordance with the resolution of the Board of Estimate and Apportionment, adopted July 14, 1905:

August 1, 1906.

Albemarle road, between Brighton Beach Railroad and Ocean avenue.  
Bedford avenue, between Atlantic avenue and Eastern parkway.  
Bedford avenue, between Church and Flatbush avenues.  
Boerum place and Court square, between Bergen and Fulton streets.  
Clark street, between Fulton street and Columbia Heights.  
Clymer street, between Lee and Kent avenues.  
Court street, between Atlantic avenue and Fourth place.  
DeKalb avenue, between Fulton street and Clinton avenue.  
Greene avenue, between Fulton street and Grand avenue.  
Hicks street, between Fulton street and Atlantic avenue.  
Ocean parkway, between Fort Hamilton avenue and the Concourse.  
Sands street, between Adams and Navy streets.  
Tompkins avenue, between Fulton street and Myrtle avenue.

January 1, 1907.

Hoyt street, between Fulton street and President street.

Throop avenue, between Fulton street and Myrtle avenue.

Yours very truly,

(Signed) T. R. FARRELL,  
Deputy Commissioner, Borough of Brooklyn.

In connection with the subject I inclose herewith copy of communication from the Deputy Fire Commissioner, Boroughs of Brooklyn and Queens, dated October 30, 1905, hereinbefore referred to, and of report of the Electrical Engineer of this Department, bearing date October 27, 1905.

Respectfully,

THOMAS W. CHURCHILL, Deputy and Acting Commissioner.

AN ORDINANCE providing for an issue of Corporate Stock in the sum of one hundred and seventy-five thousand dollars (\$175,000) to provide means for the placing of electrical conductors underground in various streets and avenues, in the Borough of Brooklyn.

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

Section 1. The Board of Aldermen hereby approves of and concurs in the following resolution adopted by the Board of Estimate and Apportionment November 24, 1905, and authorizes the Comptroller to issue Corporate Stock of The City of New York to the amount and for the purposes therein specified:

"Resolved, That, pursuant to the provisions of section 47 of the Greater New York Charter, as amended, the Board of Estimate and Apportionment hereby approves of the issue of Corporate Stock of The City of New York, to an amount not exceeding one hundred and seventy-five thousand dollars (\$175,000), for the purpose of placing electrical conductors underground in the various streets and avenues, in the Borough of Brooklyn, and that when authority therefor shall have been obtained from the Board of Aldermen, the Comptroller is authorized to issue Corporate Stock of The City of New York, in the manner provided by section 169 of the Greater New York Charter, to an amount not exceeding one hundred and seventy-five thousand dollars (\$175,000), the proceeds whereof to be applied to the purposes aforesaid."

No. 44.

Board of Estimate and Apportionment,  
(Financial Branch), No. 280 Broadway,  
January 9, 1906.

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

Dear Sir—I send you herewith certified copy of a resolution adopted by the Board of Estimate and Apportionment June 23, 1905, approving of the issue of Corporate

Stock in the sum of \$5,640,000, to provide means for the improvement of the water supply system of The City of New York, as set forth in section 178 of the Charter, together with copy of report of the Engineer of the Department of Finance relative thereto.

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

Yours very truly,

JOSEPH HAAG, Secretary.

City of New York—Department of Finance,  
Comptroller's Office,  
June 2, 1905.

Hon. EDWARD M. GROUT, Comptroller:

Sir—Hon. John T. Oakley, Commissioner, Department of Water Supply, Gas and Electricity, in communication under date of May 16, 1905, transmits to the Board of Estimate and Apportionment report from the office of the Chief Engineer of the Department, showing the estimate of money required to carry out the improvements to the water supply system in the Greater City.

The Commissioner states that the proposed work affecting each borough is as follows:

Manhattan and The Bronx.....	\$3,665,000 00
Queens .....	230,000 00
Richmond .....	151,000 00
Brooklyn .....	5,090,000 00
<b>Total .....</b>	<b>\$9,136,000 00</b>

The Commissioner also requests the Board to authorize the issue of bonds to the amount of \$9,136,000, to provide means to carry out the improvements as noted in the Chief Engineer's report.

I would report:

First—Borough of Manhattan and The Bronx.....	\$3,665,000 00
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For convenience, I will eliminate some of the detailed items as shown in the Chief Engineer's report and divide the application into the following heads:

(a) One Hundred and Seventy-ninth Street Pumping Station—Enlarging and repairing certain appliances.....	\$255,000 00
(b) High Bridge Station—New boilers and engines, laying new mains in connection with enlarged pumping station.....	175,000 00
(c) 36-inch main from One Hundred and Seventy-ninth Street Pumping Station to Eighty-sixth street, Central Park.....	175,000 00
(d) Jerome Park Reservoir—New mains in order to use the reservoir when complete, one section could probably be used within a year .....	2,285,310 00
(e) 48-inch main from Old Reservoir, Central Park, to Eighth avenue, south to West Tenth street.....	350,000 00
(f) Mains for local distribution.....	364,690 00
(g) Bronx, Byram Water Shed.....	60,000 00
<b>Total .....</b>	<b>\$3,665,000 00</b>

From a careful examination of these items, in consultation with the Chief Engineer and Consulting Engineer Birdsall, I am led to believe that all of these items are necessary and eventually will have to be done, in order to provide an adequate water supply; but I do not think that all the work can be contracted for within a year, and would suggest the following allowances, which, in my opinion, are urgent and should be started as soon as possible, viz:

One Hundred and Seventy-ninth Street Pumping Station—Enlarging and repairing certain appliances.....	\$200,000 00
Jerome Park Reservoir—New mains, etc., in order to use the reservoir when completed.....	1,400,000 00
48-inch main from Old Reservoir, Central Park, to Eighth avenue, and on Eighth avenue south to Tenth street.....	350,000 00
Mains for local distribution.....	200,000 00
<b>Total .....</b>	<b>\$2,150,000 00</b>

Second—Borough of Queens.....

Engineer's Estimate: Extension of water mains, Third Ward.....	\$118,316 00
Extension of water mains, First Ward.....	111,684 00
<b>Total .....</b>	<b>\$230,000 00</b>

Third—Borough of Richmond.....

<b>Total .....</b>	<b>\$151,000 00</b>
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Engineer's estimate for additional water supply (City's plant) at Tottenville:

(a) New wells and an air-lift system complete, including all necessary air and water piping, air receiver and air compressor.....	\$20,000 00
(b) Two new pumping engines (low duty, triple type), each 1,500,000 gallons capacity .....	10,000 00
(c) Two new boilers, piping, etc.....	6,000 00
(d) New engine house.....	12,000 00
(e) Drain through grounds.....	3,000 00
(f) Water mains .....	100,000 00
<b>Total .....</b>	<b>\$151,000 00</b>

In view of the contract authorized by the Board of Estimate and Apportionment to purchase water from the Hudson County Water Company of New Jersey to supply the Borough of Richmond with filtered water, and the authorization by the Board of \$1,500,000 to provide for the laying of mains upon the island, I would recommend that no action be taken upon the application at present.

Fourth—Borough of Brooklyn.....

<b>Total .....</b>	<b>\$5,090,000 00</b>
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The Chief Engineer in his report says:

"After making due allowance for the appropriation granted in 1904, the following is an estimate of the work to be done and the probable cost of the same."

1. New conduit from Massapequa to Ridgewood reservoir.....	\$2,750,000 00
2. Remodeling Ridgewood engine house.....	650,000 00
3. Extension of distribution.....	200,000 00
4. A driven-well plant within the borough limits, including a connecting main with the distribution system.....	275,000 00
5. Watts Pond infiltration gallery.....	100,000 00
6. Infiltration gallery at Oconee.....	200,000 00
7. Removing and relaying small tuberculated mains.....	200,000 00
8. Boundary trunk mains for the Mount Prospect system.....	170,000 00
9. Trunk mains through the old Long Island water supply system in the Twenty-sixth Ward.....	70,000 00
10. Additional hydrants on existing large mains.....	50,000 00
11. Filter beds for Valley Stream.....	75,000 00
12. Filter beds for Shadack brook and Pines pond.....	50,000 00
13. Land on the watershed for protection from pollution.....	200,000 00
14. Coal sheds for the Millburn pumping station.....	100,000 00
<b>Total estimated cost.....</b>	<b>\$5,090,000 00</b>

I have taken up these items with the Chief Engineer and concur in his report that all of this work is necessary to provide for safely maintaining the water supply in an efficient and economical manner; but, in my opinion, a portion of the work may be deferred for an appropriation in 1906, and I would recommend the following be allowed at present:

New conduit from Massapequa to Ridgewood reservoir.....	\$1,500,000 00
Remodeling Ridgewood engine house.....	650,000 00
Extension of distribution.....	200,000 00
A driven-well plant within the borough limits, including a connecting main with distribution system.....	275,000 00
Infiltration gallery at Oconee.....	200,000 00
Removing and relaying small tuberculated mains.....	100,000 00
Boundary trunk mains for the Mount Prospect system.....	170,000 00
Trunk mains through old Long Island water supply system in the Twenty-sixth Ward.....	70,000 00
Additional hydrants on existing large mains.....	50,000 00
Filter beds for Valley Stream.....	75,000 00
Land on the watershed for protection from pollution.....	100,000 00
Total.....	\$3,390,000 00

Manhattan and The Bronx.....	\$2,150,000 00
Queens.....	100,000 00
Brooklyn.....	3,390,000 00
Total.....	\$5,640,000 00

Respectfully,  
EUG. E. McLEAN, Engineer.

AN ORDINANCE providing for an issue of Corporate Stock in the sum of five million six hundred and forty thousand dollars (\$5,640,000) to provide means for the improvement of the Water Supply System of The City of New York, as set forth in section 178 of the Charter.

Be it Ordained by the Board of Aldermen of The City of New York as follows: Section 1. The Board of Aldermen hereby approves of and concurs in the following resolution adopted by the Board of Estimate and Apportionment June 23, 1905, and authorizes the Comptroller to issue Corporate Stock of The City of New York to the amount and for the purposes therein specified:

"Resolved, That, pursuant to the provisions of section 178 of the Greater New York Charter, the Board of Estimate and Apportionment hereby approves of the issue of Corporate Stock of The City of New York to the amount of five million six hundred and forty thousand dollars (\$5,640,000) to provide means for the improvement of the Water Supply System of The City of New York, as set forth in said section 178 of the Charter, and that when authority therefor shall have been obtained from the Board of Aldermen the Comptroller is authorized to issue Corporate Stock of The City of New York, in the manner provided by section 169 of the Greater New York Charter, to an amount not exceeding five million six hundred and forty thousand dollars (\$5,640,000), the proceeds whereof to be applied to the purposes aforesaid and apportioned as follows:

Boroughs of Manhattan and The Bronx.....	\$2,150,000 00
Borough of Queens.....	100,000 00
Borough of Brooklyn.....	3,390,000 00

Which were severally referred to the Committee on Finance when appointed.

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

No. 45.

Bureau of the Public Administrator, {  
New York, December 31, 1905. }

To the Honorable the Board of Aldermen:

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

Respectfully,

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

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

Name of Deceased.	Date of Final Decree.	Total Amount Received.	Total Amount Paid for Funeral Expenses; Expenses of Administration, and Claims of Creditors.	Commissions Paid Into the City Treasury.	Amount Paid to Legatees or Next of Kin.	Amount Paid Into City Treasury for Unknown Next of Kin.
Hannah L. Pickersgill.....		\$30 80	\$29 26	\$1 54	.....	.....
James Elwood.....	256 18	243 37	12 81	.....	.....	.....
Charles Giannini.....	165 25	102 13	8 26	\$54 86	.....	.....
Villanti Gaetano.....	6 00	6 00	.....	.....	.....	.....
Domenico Cappola.....	277 44	1 75	13 87	261 82	.....	.....
Louise Buckland.....	Dec. 1, 1905	649 08	109 95	32 45	506 68	.....
Marie Marmoutel.....	Dec. 1, 1905	1,245 54	33 16	62 42	1,149 96	.....
Harriet Bailey.....		18 23	18 23	.....	.....	.....
Herbert G. Statner.....		9 15	10	.....	9 05	.....
John Bankert.....		95 80	91 01	4 79	.....	.....
Rose Waterhouse.....	Nov. 28, 1905	245 20	107 30	12 26	125 64	.....
H. Van Wissem.....	Dec. 6, 1905	147 26	7 35	7 36	132 55	.....
*Mary E. Houlihan.....	Dec. 6, 1905	586 81	355 96	29 34	40 30	.....
Christian B. Anderson.....	Dec. 12, 1905	1,648 00	1,565 60	82 40	.....	.....
C. Angiollelo.....		23 95	23 95	.....	.....	.....
Margaret Newman.....		339 00	109 75	16 95	212 30	.....
Harriet Boone, etc.....	Dec. 8, 1905	344 10	230 36	17 21	96 53	.....
†Kate Connolly, etc.....		505 23	449 97	25 26	.....	.....
‡Ottalie Hill.....	Dec. 14, 1905	3,448 43	167 10	148 71	2,872 62	.....
John Cook.....	Dec. 20, 1905	4,462 08	91 04	174 05	.....	\$4,196 99
Bridget Farmer.....	Dec. 20, 1905	816 43	31 91	40 82	743 70	.....
Diedrick Holler.....	Dec. 20, 1905	556 67	31 40	27 08	498 19	.....

Name of Deceased.	Date of Final Decree.	Total Amount Received.	Total Amount Paid for Funeral Expenses; Expenses of Administration, and Claims of Creditors.	Commissions Paid Into the City Treasury.	Amount Paid to Legatees or Next of Kin.	Amount Paid Into City Treasury for Unknown Next of Kin.
John Gastaldo.....	Dec. 8, 1905	481 73	176 95	24 09	280 69	.....
Estates received from House of Relief, September 12, 1905, John Mackin and others, as per list attached.		14 92	.....	75	.....	14 17
Estates received from Coroners, September 21, 1905, Jos. Amelio and others, as per list attached		72 87	.....	3 64	.....	69 23
						\$16,446 15 \$3,983 60 \$746 06 \$6,984 89 \$4,280 39

\* Balance held, \$161.21.  
† Balance held, \$30.  
‡ Balance held, \$260.

A Statement of the Title of any Estate on which any Money has been Received Since the Date of the Last Report.

Name of Deceased.	Total Amount Received.	Name of Deceased.	Total Amount Received.
Niel Linahal.....	\$16 35	Patrick Duffy.....	\$70 77
Alice Tally.....	4 05	Lillie Jackson.....	14
Herbert G. Statner.....	9 15	Charles Christiansen.....	65
George M. Wheeler.....	6 00	Henry H. Southern.....	602 51
Amelia Haggerty.....	196 40	Marks Perlmann.....	17 37
Leopold Jering.....	300 00	Catherine Farmer.....	743 70
Mary Kelly.....	158 10	Elise A. Hale.....	307 65
James Fairclough.....	6 00	Josef Lot.....	50 00
Louis G. A. Muller.....	2 35	Adolph Meyer.....	131 05
Thomas MacIntyre.....	16 37	John Rowland.....	150 00
Wm. B. Slingerland.....	23 00	Fanny C. Mize.....	14 16
John A. Svenson.....	15	James L. Gordon.....	2 00
Catharine L. Powers.....	70 00	Everett Benthuysen.....	7 80
Thomas Cleary.....	140 60	Interest received from banks on average amount of deposits.....	445 29
			\$3,491 61

Received from House of Relief September 12, 1905.

John Mackin.....	\$0 06
John Morris.....	25
Dennis Tardes.....	50
Geo. L. Hobbs.....	15
Allen Frey.....	45
Lory Nelson.....	65
Vincenzo Arezzo.....	53
Paul Salisi.....	20
Thomas Brown, less expenses 10 cents.....	1 00
Charles Smith.....	12
Ving Ti Ling.....	1 00
Bernard Ludwig.....	20
Antonio Decincois.....	88
Wilfred Norisle.....	10
John Dugan.....	38
Thomas O'Brien.....	05
Guiseppe Cusenillo.....	1 15
Unknown Chinaman.....	61
Menetti Meloni.....	10
Elihebama.....	50
Charles Carroll.....	50
John Corrisira.....	11
Timothy Sullivan.....	45
Carl Martin.....	05
William Duffy.....	10
Li Ging.....	35
William Jackson.....	30
Mathers Sheehan.....	21
Joseph Bellers.....	15
Gansenzio Bardina.....	85
Thomas Morton.....	01
James Fahey.....	1 65
Michael Fragiss.....	13
Henry Wahl.....	60
	\$14 92

Cash Received from Coroners, September 21, 1905.

Joseph Amelio.....	\$8 20
James Doyle.....	30
Michael Gallagher.....	09
Geo. Hartman.....	1 18
Jacob Kolb.....	05
John Kelly.....	41
John Lawler.....	6 49
Benj. McDonald.....	85
Annie Rogers.....	1 12
Unknown man, Fulton street, New York, less expenses \$1.....	6 02
Unknown man, foot One Hundred and Thirty-third street, North river.....	05

John Sullivan .....	2 26
Thos. Zelkes .....	32
Unknown man, Pier 25, North river.....	1 04
Unknown man, off Battery wall.....	01
Unknown man, Pier 10, North river.....	17
Unknown man, Harlem river and One Hundred and Twenty-third street.....	04
Total .....	\$72 87

Which was ordered on file.

## MOTIONS, ORDINANCES AND RESOLUTIONS.

No. 46.

## By the President—

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

## By Alderman Ahner—

Charles P. Foster, No. 163 East One Hundred and Eighth street, Manhattan.  
A. Schinco, No. 2213 First avenue, Manhattan.

## By Alderman Brown—

David Rosenblum, No. 225 East One Hundred and Sixteenth street, Manhattan.

## By Alderman Bartscherer—

Joseph H. Leavitt, No. 444 Grand street, Manhattan.

## By Alderman Bunting—

E. W. Sheldon, Flushing, Queens.

## By Alderman Callahan—

Samuel Kolb, No. 861 DeKalb avenue, Brooklyn.  
Harold P. Dworsky, No. 239 East Sixtieth street, Manhattan.

Leah K. Ray, No. 280 Broadway, Manhattan.

Aaron Honig, No. 280 Broadway, Manhattan.

## By Alderman Carter—

Frederick H. Cox, Springfield, L. I., Queens.  
John B. Lawrence, Locust avenue, Springfield, L. I., Queens.

## By Alderman Cole—

William J. Yetman, Tottenville, Richmond.

## By Alderman Davies—

Adolph Lederer, No. 549 West One Hundred and Twenty-fifth street, Manhattan.  
John J. Lenihan, No. 1439 Amsterdam avenue, Manhattan.

## By Alderman Downing—

J. Hunter Lack, No. 44 Court street, Brooklyn.  
Frank H. Burroughs, No. 160 Rutledge street, Brooklyn.  
John J. McPadden, No. 658 Carroll street, Brooklyn.  
James J. McBarron, No. 333 Twenty-first street, Brooklyn.  
William B. Everett, No. 207 Montague street, Brooklyn.  
David Brower, Jr., No. 26 Court street, Brooklyn.  
David J. Stewart, No. 26 Court street, Brooklyn.  
John W. Frost, No. 97 Clark street, Brooklyn.  
James Whitlock, No. 413 Pacific street, Brooklyn.  
Edward J. Collins, No. 611 Halsey street, Brooklyn.  
Henry F. Powell, No. 105 Schaeffer street, Brooklyn.  
Edward T. Connolly, No. 189 Montague street, Brooklyn.  
William D. Niper, No. 189 Montague street, Brooklyn.  
Joseph H. Delany, No. 189 Montague street, Brooklyn.  
Chas. Farrington Way, No. 21a St. Felix street, Brooklyn.  
Charles Wesley Bowditch, No. 146 Pierrepont street, Brooklyn.  
Francis G. Derrickson, No. 256 Dean street, Brooklyn.

## By Alderman Dotzler—

George Zipf, No. 143 East Fourth street, Manhattan.

## By Alderman Doull—

Oscar Jones, No. 1014 Southern Boulevard, The Bronx.

## By Alderman Doyle—

Herman Fromme, No. 287 Broadway, Manhattan.

## By Alderman Diemer—

Maurice Grosky, No. 152 East Broadway, Manhattan.

## By Alderman Ellery—

Florence Hilken, No. 174 Keap street, Brooklyn.  
John R. Horton, No. 189 Steuben st., Brooklyn.

Edward J. Friedlander, No. 370 Nostrand ave., Brooklyn.

A. W. Bush, No. 206 Putnam ave., Brooklyn.

## By Alderman Everson—

Morgan H. Treharne, No. 78 Madison street, Brooklyn.

## By Alderman Falk—

Louis Karfiol, No. 149 Thatford avenue, Brooklyn.  
Wm. K. Hollander, No. 1865 Park place, Brooklyn.  
Cornelius M. Pulver, No. 21 Beaufort street, Jamaica, Queens.  
Jacob Charash, No. 1749 Pitkin avenue, Brooklyn.  
Joseph McGuinness, No. 43½ Classon avenue, Brooklyn.  
Adelbert Cramer, No. 2286 Pitkin avenue, Brooklyn.

Benjamin T. Hock, No. 563 Barbey street, Brooklyn.

Ernest W. S. Buckland, No. 277 Cornelia street, Brooklyn.

Leonard Zimmerman, No. 112 Vanderveer street, Brooklyn.

## By Alderman Farrell—

William A. Sweetser, No. 280 Broadway, Manhattan.

## By Alderman Freeman—

Adeline Brown, No. 965 Park avenue, Manhattan.

## By Alderman Fried—

Irving J. Ussiker, No. 156 Madison street, Manhattan.

Nathan Newman, No. 250 East Broadway, Manhattan.

Benjamin Moskowitz, No. 275 Pearl street, Manhattan.

## By Alderman Gunther—

Adolph Isaacs, No. 449 Third street, Brooklyn.  
Leroy W. Ross, No. 640 Second street, Brooklyn.

Abe Levinson, Fifth avenue, corner Ninth street, Brooklyn.

## By Alderman Hann—

Chas. J. Pasfield, No. 901 Lafayette avenue, Brooklyn.

R. F. Pratt, No. 808 Park avenue, Brooklyn.

John C. Mathews, Avenue N and Mathews place, Canarsie, Brooklyn.

Abram Simon, East Ninety-second street and Avenue M, Brooklyn.

Timothy J. Linane, No. 375 Fulton street, Brooklyn.

Albert L. Perry, No. 1200 Pacific street, Brooklyn.

James A. Newman, No. 1337 Bergen street, Brooklyn.

George T. Jewesson, No. 739 Rogers avenue, Brooklyn.

## By Alderman J. J. Hahn—

Edward F. Joyce, Jr., No. 312 West Eighty-sixth street, Manhattan.

## By Alderman Kenneally—

Maurice Heyman, No. 214 East Nineteenth street, Manhattan.

## By Alderman Keely—

Allan W. Russell, No. 1118 Lorimer street, Brooklyn.

Maria F. Ogden, No. 107 Java street, Brooklyn.

## By Alderman Kline—

Harry S. Mansley, No. 109 South Oxford street, Brooklyn.

James Whitlock, No. 413 Pacific street, Brooklyn.

## By Alderman Kuntze—

Frank E. Bloomfield, No. 337 St. Ann's avenue, The Bronx.

Emil A. Seelig, No. 689 East One Hundred and Thirty-sixth street, The Bronx.

## By Alderman Leverett—

Nathan H. Weil, No. 101 East Ninety-fifth street, Manhattan.

George J. Rhodius, No. 446 East Eighty-fourth street, Manhattan.

## By Alderman Levine—

Samuel B. Retzky, No. 500 Brook avenue, The Bronx.

David Galewski, No. 460 Manhattan avenue, Manhattan.

William Z. Singer, No. 62 East One Hundred and Tenth street, Manhattan.

Maxwell Gellberg, No. 146 Ludlow street, Manhattan.

Harry Spier, No. 89 Avenue B, Manhattan.

Henry Silverstone, No. 316 Broome street, Manhattan.

## By Alderman Linde—

Peter Donnelly, No. 451 Fifty-first street, Brooklyn.

Andrew F. Van Thun, Jr., No. 1435 Fifty-third street, Borough Park, Brooklyn.

Thomas Feeney, No. 226 Twenty-sixth street, Brooklyn.

## By Alderman Lawler—

George W. Chester, No. 24 Pleasant place, Brooklyn.

## By Alderman Markert—

A. Eisenstein, No. 50 Moore street, Brooklyn.

## By Alderman Moffitt—

Thos. F. Burchill, No. 137 West Nineteenth street, Manhattan.

## By Alderman Morris—

Abraham Ampolsk, No. 223 East Twenty-sixth street, Manhattan.

Eugene Soulleyet, No. 2425 Morris avenue, The Bronx.

Geo. Donnelly, No. 2714 Creston avenue, The Bronx.

## By Alderman Mulligan—

Oscar Smith, Hill avenue, Edenwald, The Bronx.

## By Alderman Murphy—

Wm. H. Bellinger, No. 2164 Washington avenue, The Bronx.

George K. Shaw, No. 803 Wendover avenue, The Bronx.

Sherwood Kipp, No. 1739 Topping street, The Bronx.

## By Alderman Noonan—

Louis Friedauf, No. 178 East One Hundred and First street, Manhattan.

## By Alderman Olvany—

Adolph Freyer, No. 60 St. Nicholas avenue, Manhattan.

## By Alderman O'Neill—

Frederick F. Klein, No. 937 East One Hundred and Fifty-second street, The Bronx.

## By Alderman Peters—

Gabriel Maresca, No. 30 Thornton street, Brooklyn.

Annie C. Haar, No. 154 South Fourth street, Brooklyn.

## By Alderman Redmond—

Frederick M. Dunn, No. 1140 Pacific street, Brooklyn.

Jacob Manne, No. 399 Bergen street, Brooklyn.

S. W. Taylor, No. 69 Court street, Brooklyn.

Joseph O'Brien, No. 391 Fulton street, Brooklyn.

Everett Caldwell, No. 44 Court street, Brooklyn.

George A. Logan, No. 44 Court street, Brooklyn.

Henry J. Sondericker, No. 184 Suydam street, Brooklyn.

Erskine H. Lott, No. 164 Montague street, Brooklyn.

Michael W. Kenney, No. 54 Rockwell place, Brooklyn.

Adele F. Shaw, No. 44 Court street, Brooklyn.

A. W. Burlingame, Jr., No. 44 Court street, Brooklyn.

James P. Collins, No. 341 President street, Brooklyn.

## By Alderman Rendt—

Alice M. Durkin, Boyd street, Stapleton, S. I., Richmond.

## By Alderman Richter—

Abraham C. Cohen, World Building, Manhattan.

William P. Malloy, No. 375 West Forty-sixth street, Manhattan.

John William Smith, No. 894 Eighth avenue, Manhattan.

## By Alderman Rowcroft—

Henry G. Goodwin, No. 1070 Bushwick avenue, Brooklyn.

Nicholas Dietz, No. 1108 Bushwick avenue, Brooklyn.

## By Alderman Schloss—

William C. Morton, No. 200 West Ninety-second street, Manhattan.

## By Alderman Stapleton—

Alfred Freeman, No. 51 Catharine street, Manhattan.

Michael Koppel, No. 318 Ninth avenue, Manhattan.

## By Alderman Sullivan—

A. Goodman, No. 315 Sixth street, Manhattan.

Pascal Bresha, No. 180 Mulberry street, Manhattan.

## By Alderman Wafer—

K. Bruce Daniel, No. 120 Amity street, Brooklyn.

## No. 51.

By Alderman Goodman—

Resolved, That the City Clerk be and he hereby is respectfully requested to provide for the Aldermanic Committee room an additional telephone service, and that one shall be designated for the exclusive use of the members of this Board, and the other for like use by the representatives of the press.

Resolved, That each booth shall be provided with a spring lock, and that keys be supplied to all those entitled thereto.

Resolved, further, That the City Clerk be and is also requested to provide a Telephone Attendant, who shall, during the sessions of the Board, be present and render such service as will facilitate the sending and the reception of telephonic communications.

Which was adopted.

## No. 52.

By Alderman J. J. Hahn—

Resolved, That permission be and the same is hereby given to Thomas Healy to erect and maintain an awning or marquise of iron and glass over the sidewalk in front of his premises on the southerly side of West Seventy-first street, about fifty feet westerly from Broadway, in the Borough of Manhattan, provided said awning or marquise shall be erected so as to conform in all respects with the provisions of the ordinance in such case made and provided; the work to be done at his own expense, under the direction of the President of the Borough of Manhattan, such permission to continue only during the pleasure of the Board of Aldermen.

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

## No. 53.

By Alderman Hann—

Whereas, Studebaker Brothers Company of New York, between the 30th day of April, 1904, and the 2d day of August, 1904, sold and delivered certain merchandise to the Department of Parks of The City of New York, Borough of The Bronx, without obtaining contract for same after competitive bidding; and

Whereas, It appears that said merchandise was furnished upon the verbal orders of William P. Schmidt, at that time Park Commissioner for the Borough of The Bronx, and were in excess of the allowance made to such Commissioner by section 618 of the Charter of The City of New York; and

Whereas, The merchandise furnished was exactly as ordered, and was reasonably worth four hundred and twenty-five dollars and forty cents (\$425.40), and was duly received by the Department of Parks, Borough of The Bronx; therefore be it

Resolved, That the Commissioner of Parks of the Borough of The Bronx be and he hereby is authorized to pay to Studebaker Brothers' Company of New York the said sum of four hundred and twenty-five dollars and forty cents (\$425.40), the reasonable value of the goods furnished as aforesaid to the Department of Parks, Borough of The Bronx.

Which was referred to the Committee on Laws and Legislation, when appointed.

## No. 54.

By Alderman Harnischfeger—

Resolved, That F. W. Meeker, of No. 1966 Bathgate avenue, Borough of The Bronx, be and he is hereby appointed a City Surveyor.

Which was referred to the Committee on Salaries and Offices when appointed.

Subsequently Alderman Dowling moved the reconsideration of the above reference.

Which was agreed to.

Alderman Dowling then moved the adoption of the resolution.

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

Which was decided in the affirmative by the following vote:

Affirmative—Aldermen Ahner, Bartscherer, Brown, Bunting, Callahan, Carter, Cole, Collins, Cronin, Davies, Diemer, Dinwoodie, Dotzler, Doul, Dowling, Downing, Doyle, Ellery, Everson, Falk, Farrell, Freeman, Fried, Grifenhagen, Haggerty, C. Hahn, J. J. Hahn, Hann, Harnischfeger, Hatton, Herold, Higgins, Jacobson, Keely, Kenneally, Kline, Krulish, Kuck, Kuntze, Lawlor, Leverett, Levine, Linde, Markert, McCall, Meyers, Moffitt, Monahan, Morris, Mulligan, Murphy, Olvany, O'Neill, Potter, Redmond, Rendt, Richter, Rowcroft, Schloss, Schneider, Smith, Stapleton, Sturges, Sullivan, Torpey, Wafer, Wentz, Wright, President Cromwell, President Bermel, President Haffen, President Coler, the Vice-Chairman and the President—74.

## No. 55.

By Alderman Lawlor—

Resolved, That the Bridge Commissioner be requested to immediately make proper provision and maintain a waiting room at the Manhattan side of the Brooklyn Bridge during the winter months, for the convenience and comfort of people waiting for surface cars.

Which was adopted.

## No. 56.

By Alderman Meyers—

Resolved, That the City Clerk and Clerk of the Board of Aldermen be and he is hereby authorized and requested to provide, by requisition on the Board of City Record, for the publication of the following enumerated bound volumes of the Proceedings and Approved Papers of the Board of Aldermen, which publication or publications shall and are hereby declared to be "published by authority of the Board of Aldermen," as provided in section 1556 of the Greater New York Charter, to wit:

Two hundred and fifty bound volumes for each quarter of the year 1906, of "The Proceedings of the Board of Aldermen of The City of New York."

Two hundred and fifty bound volumes of the "Approved Papers of the year 1906"—and also for the delivery of the usual weekly quota of proceedings (three hundred) and calendars (two hundred) necessary for the files and distribution.

Which was adopted.

## No. 57.

By Alderman McCall—

Resolved, That the resolution approving of the establishment of the position of Director of Children's School Farms and Playgrounds under the jurisdiction of the Department of Parks, Boroughs of Manhattan and Richmond, adopted by the Board of Estimate and Apportionment, December 18, 1905, concurred in unanimously by the Board of Aldermen, December 19, 1905, recalled from his Honor the Mayor, vote thereon reconsidered and referred to Committee on Salaries and Offices of the Board of Aldermen, December 26, 1905, and on December 29, 1905, ordered on file, be and the same is hereby taken from on file and transmitted to the Board of Estimate and Apportionment with the recommendation that said Board readopt the proposition eliminating therefrom the reference to "playgrounds."

Which was referred to the Board of Estimate and Apportionment.

## No. 58.

By Alderman Morris—

Resolved, That permission be and the same is hereby given to W. H. Lanney to erect and maintain a retaining wall four feet in height within the stoop line in front of his premises on the south side of Travers street 84 feet easterly from Pond place in the Borough of The Bronx; the work to be done at his own expense under the direction of the President of the Borough of The Bronx; such permission to continue only during the pleasure of the Board of Aldermen.

Which was adopted.

## No. 59.

By the same—

Resolved, That permission be and the same is hereby given to Hartman & Horgan to regulate and grade East One Hundred and Sixty-second street, from Woodycrest avenue to a point one hundred and ten feet westerly therefrom, in the Borough of The Bronx; the work to be done at their own expense, under the direction of the President of the Borough of The Bronx; such permission to continue only during the pleasure of the Board of Aldermen.

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

## No. 60.

By Alderman Murphy—

Resolved, That for the purpose of defraying minor incidental expenses contingent to the offices of the Presidents of the various Boroughs each of the said Presidents of the various Boroughs may, by requisition, draw upon the Comptroller for a sum not

exceeding five hundred dollars (\$500), and may in like manner renew the draft as often as may deem necessary, to the extent of the appropriation set apart for "Contingencies" in his office, during the year 1906; but no such renewal shall be made until the money paid upon the preceding draft shall be accounted for to the Comptroller by the transmittal of a voucher or vouchers, certified by the Presidents of the Boroughs, covering the expenditure of the money paid thereon.

Which was referred to the Committee on Finance when appointed.

## No. 61.

By Alderman Schloss—

Resolved, That John Maguire, of No. 5 Mitchell place, in the Borough of The Bronx, be and he is hereby elected an Assistant Sergeant-at-Arms of the Board of Aldermen for the years 1906 and 1907, at a salary of one thousand dollars (\$1,000) per annum.

Which was referred to the Committee on Salaries and Offices when appointed.

## No. 62.

By Alderman Morris—

Resolved, That Felix McCloskey, of Bath Beach, in the Borough of Brooklyn, be and he is hereby elected an Assistant Sergeant-at-Arms of the Board of Aldermen for the years 1906 and 1907, at a salary of one thousand dollars (\$1,000) per annum.

Which was referred to the Committee on Salaries and Offices when appointed.

At this point Alderman Meyers moved that the Board take a recess for fifteen minutes to enable the Committee on Rules to complete the preparation of its report.

Which motion was adopted.

## AFTER RECESS.

Present:

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

Aldermen

Elias Goodman, Vice-Chairman;	Herman S. Fried, Max S. Grifenhagen, John D. Gunther, John J. Haggerty, Charles Hahn, John J. Hahn, John Hann, Philip Harnischfeger, Patrick J. Hatton, Casper Herold, Patrick Higgins, Leonard L. Jacobson, Patrick S. Keely, William P. Kenneally, Thomas D. Dinwoodie, Frank J. Dotzler, Reginald S. Doul, Frank L. Dowling, Robert F. Downing, Andrew J. Doyle, Joseph F. Ellery, George Everson, Joseph Falk, John J. Farrell, Clarence R. Freeman,	Thomas J. Moffitt, Michael J. Monahan, William E. Morris, Thomas J. Mulligan, Arthur H. Murphy, Cornelius D. Noonan, George W. Olvany, Francis J. O'Neill, Henry C. Peters, Lewis M. Potter, James W. Redmond, David S. Rendt, Frederick Richter, William Rowcroft, Joseph Schloss, George J. Schneider, James J. Smith, Michael Stapleton, Frank D. Sturges, Timothy P. Sullivan, Joseph M. Torpey, Moses J. Wafer, William Wentz, Richard Wright, James Cowden Meyers,
Charles Ahner, Jacob Bartscherer, Benjamin W. B. Brown, James E. Bunting, John J. Callahan, Michael J. Carter, William S. Clifford, Charles P. Cole, John J. Collins, John J. Cronin, John R. Davies, John Diemer, Thomas Kline, Frank J. Dotzler, Reginald S. Doul, Frank L. Dowling, Robert F. Downing, Andrew J. Doyle, Joseph F. Ellery, George Everson, Joseph Falk, John J. Farrell, Clarence R. Freeman,	Ardolph L. Kline, Joseph Krulish, Charles L. Kuck, Charles Kuntze, James Lawlor, Harry L. Leverett, Max S. Levine, Frederick Linde, George Markert, John T. McCall,	Joseph Cromwell, President, Borough of Richmond; Joseph Bermel, President, Borough of Queens; Louis F. Haffen, President, Borough of The Bronx; Bird S. Coler, President, Borough of Brooklyn; John F. Ahearn, President, Borough of Manhattan.

## REPORT OF COMMITTEE ON RULES.

Alderman Meyers offered the following majority report of the Committee on Rules:

## No. 63—(S. O. No. 1).

The Committee on Rules respectfully reports the following rules for adoption by the Board:

## RULES OF THE BOARD OF ALDERMEN.

## CHAPTER I.

## Meetings.

1. The Board shall hold its regular meetings on Tuesday of each and every month at 1 o'clock p. m., unless otherwise ordered. Special meetings may be called as provided in section 37 of the Charter. The Board may adjourn to a day certain other than the date of a regular meeting, and notice of such change shall be mailed to each member by the Clerk at least twenty-four hours before the time set therefor.

## CHAPTER II.

## Powers and Duties of the President.

2. The President, and, in his absence, the Vice-Chairman, shall take the chair at the hour of meeting. He shall call the Board to order, and, except in the absence of a quorum, shall proceed to business in the manner prescribed by these rules.

3. He shall preserve order and decorum. In case of disturbance or disorderly conduct in the lobby or gallery he may cause the same to be cleared. He shall decide all questions of order, subject to appeal, which appeal shall be decided without debate. On every appeal, he shall have the right, in his place, to assign his reasons for his decision, allowing the appellant an opportunity to present his reasons for appealing. In the absence of the Vice-Chairman he may substitute any member to perform the duties of the chair for a period not exceeding the legislative day on which such substitution is made, but for no longer period except by special consent of the Board.

4. He shall assign to the Sergeant-at-Arms and Assistant Sergeant-at-Arms their respective duties and stations, but such assignments may be changed and rules for the conduct of such officials may be established by a majority vote of the Board.

## CHAPTER III.

## Of the Vice-Chairman.

5. The Vice-Chairman, when acting as President, shall be invested with all the powers and duties conferred upon the President. When the Board shall decide to go into the Committee of the Whole, the Vice-Chairman shall be the Chairman of said Committee, and in his absence the President shall call to the Chair the member moving the resolution to go into the Committee of the Whole.

## CHAPTER IV.

## Order of Business.

6. The order of business shall be as follows:

1. Reading of the minutes.

2. Messages and papers from the Mayor.

3. Presentation of petitions and communications.

4. Communications from city, county and borough officers.

5. Reports of special committees.

6. Reports of standing committees.

7. Special orders.

8. General orders.

9. Motions, ordinances and resolutions in the following manner:

The names of the members of the Board of Aldermen shall be called in alphabetical order, except that at every alternate meeting of the Board the names shall be called in reverse order, commencing at the end of the roll and calling the names in succession to the beginning of the roll; and in case an adjournment shall take place, pending the call, the roll shall, at the next meeting, be resumed where it was discontinued.

Messages from the Mayor and communications or reports from city or borough officers may, however, be received at any time. The Committee on Rules or the Committee on Engrossed Resolutions and Ordinances, or (when the report involves the

right of a member of the Board to his seat) the Committee on Privileges and Elections may likewise meet and report at any time. It shall also always be in order to call up for consideration a report from the Committee on Rules.

#### CHAPTER V.

##### Rights and Duties of Members.

7. A member presenting a paper shall indorse the same as follows: If a petition, memorial or report to the Board, with a brief statement of the subject of its contents, adding his name; if a notice or resolution, with his name; if a report of a committee, a statement of such report, with the name of the committee and member presenting the same.

8. No member rising to debate, make a motion or report or present a petition or paper, shall proceed, unless in his place, nor until he shall have been recognized by the President. While a member is speaking no other member shall entertain any private discourse or disturb another in his speech in any manner whatever. Unless otherwise provided by law, ordinance or these rules, the roll shall not be called upon a vote unless two members demand it.

9. No member shall speak more than once on the same general question until every other member desiring to be heard upon the question shall have spoken. No member may speak upon any matter for more than ten minutes at any time, except by permission of the Board.

10. A member desiring to be excused from voting or to explain his vote, may, when his name is called, make a brief statement, not occupying more than five minutes, of the reasons for making such request, or for voting in the manner he does. If he make a request to be excused, the question of excusing him shall then be taken without debate by a vote without a roll call, and if his request be not granted he must vote.

11. In case a less number than a quorum shall convene, those present are authorized to send the Sergeant-at-Arms or any other person for the absent members.

12. In all cases of absence of members during the session of the Board, or of the violations of any of the rules of the Board, the members present may take such measures as they may deem necessary, and, in addition to suspension for a given period, may inflict such censure as they may deem just on those who shall not render sufficient excuse. No member shall leave during a meeting without permission of the President of the Board.

#### CHAPTER VI.

##### Duties of the Clerk.

13. It shall be the duty of the Clerk to have the journals containing the proceedings of each meeting printed and copies thereof and of the calendar in the next paragraph referred to placed on the files of and mailed to the President and other members within four days after such meeting; also to have the calendar, copies of the journal and all approved papers placed on the files of the President and other members weekly. All reports of committees submitted shall constitute a part of the proceedings of each meeting.

14. He shall prepare and cause to be printed for each meeting a list in detail of all matters ready for consideration at such meeting. Said list shall be known as the Calendar, and shall include all vetoes, messages from the Mayor and other city and borough officials and departments that have been laid over for future consideration, special orders and general orders, and any other matters which have been presented to the Board and which remain undetermined. In case any matters on the calendar of a particular meeting are not acted upon, they shall be continued upon the calendar of the next meeting and of each succeeding meeting, in their order, until finally disposed of. The calendar shall state, in regard to any ordinance or resolution, the vote required to pass it, and if it be a matter referred to in section 48 of the Charter, then also the day when the time limitation in said section contained will expire. The calendar shall state as to any pending veto of the Mayor, the date of the regular meeting of the Board at which it is required by section 40 of the Charter to reconsider and vote upon the ordinance or resolution so vetoed. The Clerk shall see that all proposed ordinances and resolutions are acted upon in the order in which they are reported and stand upon the calendar, unless otherwise directed by the Board in the manner hereinafter provided.

15. The certificate of the Clerk of the Board shall be attached to every proposed ordinance or resolution, to the effect that the same has been duly passed or is deemed to have been duly passed by a vote, as required by the provisions of the Charter of The City of New York, and he shall transmit the proposed ordinance or resolution by message to the Mayor.

16. He shall keep index records convenient for reference of all ordinances, resolutions, petitions and other matters introduced in or presented to the Board.

17. He shall prepare and furnish to each member, in printed form, copies of the regular rules of the Board.

#### CHAPTER VII.

##### Duties of the Sergeant-at-Arms and Assistant Sergeants-at-Arms.

18. The Sergeant-at-Arms and Assistant Sergeants-at-Arms, except when absent in the discharge of their duties, shall be in constant attendance upon the sessions of the Board, and, under the direction of the President and of the Board, shall aid in enforcing order on the floor, in the gallery, in the lobbies, and in the rooms adjoining the Aldermanic Chamber, and also see that no person remains on the floor unless entitled to the privileges of the same. They shall also discharge such other duties as are directed by the President or the Board.

#### CHAPTER VIII.

##### Committees and their Duties.

19. The standing committees shall bear the following titles and the members hereinafter named shall constitute such committees:

Rules—Meyers, Goodman, McCall.

Finance—Davies, Diemer, Kline, Brown, Bunting, Mulligan, Falk, Harnischfeger, Redmond.

Railroads—Diemer, Goodman, Downing, Grifenhagen, Kline, Mulligan, Torpey, Haggerty, Wafer.

Bridges and Tunnels—Wentz, Schloss, Farrell, Markert, Wright, Cronin, Kuntze, Richter, Higgins.

Parks—Downing, Bartscherer, Bunting, Dinwoodie, Linde, Rowcroft, Smith, Collins, Cole.

Streets, Highways and Sewers—Hann, Downing, Grifenhagen, Dinwoodie, Potter, Noonan, Leverett, Dowling, Keely.

Water Supply, Gas and Electricity—Gunther, J. J. Hahn, Ellery, Moffitt, Linde, Noonan, Peters, Doull, Stapleton.

Laws and Legislation—Sturges, Davies, Gunther, Brown, Freeman, Rowcroft, Clifford, Redmond, Morris.

Salaries and Offices—Meyers, Sturges, Carter, Jacobson, Potter, Cronin, Kuntze, Callahan, Murphy.

Public Buildings and Markets—Schloss, Herold, Krulish, Lawlor, Linde, Wright, Torpey, Everson, Fried.

Affairs of Boroughs—Clifford, Hatton, Herold, Kuck, O'Neill, Wright, Smith, Richter, Doyle.

Docks and Ferries—Peters, Carter, Hatton, Kuck, Linde, Moffitt, Rowcroft, Ahner, Fried.

Public Education—Markert, Dotzler, Ellery, Rendt, Schneider, Falk, C. Hahn.

Public Health—Jacobson, Ellery, Farrell, Lawlor, O'Neill, Leverett, Doyle.

Codification of Ordinances—Freeman, Sturges, Brown, Falk, Olvany.

Public Letting—Kline, Schloss, Bartscherer, O'Neill, Rendt, Clifford, Levine.

Penal Institutions—Torpey, Wentz, Bunting, Hatton, Krulish, Lawlor, Higgins.

Privileges and Elections—Kuntze, Clifford, Leverett, Noonan, Peters, Kline, Freeman, Doull, Morris.

Street Cleaning—Krulish, Ellery, Markert, Moffitt, Schneider, Peters, Everson.

Buildings—Grifenhagen, Hann, Bartscherer, Dotzler, Farrell, Kuntze, Kennedy.

Police—Schneider, Gunther, Carter, Markert, Rendt, Leverett, Monahan.

Fire—John J. Hahn, John Hann, Bartscherer, Dinwoodie, Herold, Mulligan, Dowling.

Public Charities—Cronin, Wentz, Dotzler, Jacobson, Lawlor, O'Neill, Redmond.

Public Printing—Hatton, Dotzler, Potter, Rendt, Wright, Smith, Monahan.

Printed and Engrossed Ordinances and Resolutions—Carter, Dinwoodie, J. J. Hahn, Kuck, Potter, Rowcroft, Collins.

Committee on Reapportionment of Assembly Districts—Grifenhagen, Goodman, Diemer, Wentz, Meyers, Gunther, Sturges, Dotzler, Moffitt, Bunting, Cronin, Clifford, Mulligan, McCall, Sullivan, Wafer.

This Committee shall be charged with the duties imposed upon the Board of Aldermen by section 5 of article 3 of the Constitution of the State of New York, and shall prepare and report to the Board a plan of division into Assembly Districts of the counties comprised within The City of New York.

20a. The first names of each of the foregoing committees shall be the chairman thereof and such chairman shall not be removed, nor shall any member thereof be removed, except by the vote of two-thirds of the members of the Board. Vacancies in the Committees caused by death, resignation, removal or otherwise shall be filled by a majority vote of the Board.

20b. Resolutions calling for the appointment of Special Committees shall be referred to the Committee on Rules, and if such Committee reports favorably thereon it shall embody in its report the names of the members who shall constitute such Special Committee.

21. Committees shall report, in writing, on all matters referred to them, with a brief statement of facts and their opinion in relation thereto, and a resolution or ordinance proposing the necessary action by the Board. The report itself shall not be subject to amendment. Every report shall state the time when the subject matter of such report was referred to the committee by the Board, and the action, if any, taken by the committee pursuant to any instructions of the Board. Every report shall lay over until the next regular meeting, unless otherwise ordered by a majority vote of all the members present. Consideration of a report at the meeting of its introduction, if ordered, shall be deferred until after all reports of committees shall have been received and read.

22. It shall require a two-thirds vote of all the members present to discharge a committee from further consideration of any matter referred to such committee. No matter that has been referred to a committee shall be acted upon by the Board until the committee has reported thereon or has been discharged. A committee, however, to whom there shall have been referred any such matter as is specified in section 48 of the Charter, or any matter in regard to which any law or ordinance fixes a time limit for the consideration thereof by the Board, shall at the last regular meeting of the Board preceding the expiration of such time limit be deemed to be discharged from the further consideration thereof. A committee which shall have been instructed to report at a certain meeting shall be deemed to be discharged from further consideration of the matter referred to it unless it shall report at such meeting or shall receive from the Board a further extension of time to report.

(Take in section 48 of the Charter as amended.)

#### CHAPTER IX.

##### The Introduction and Passage of Ordinances and Resolutions.

23. All enactments shall be by ordinance, so far as practicable.

24. Every proposed ordinance or resolution introduced shall, on its introduction, unless otherwise ordered, be referred by the President to a standing committee to consider and report thereon. At any time during the meeting of introduction the disposition of any ordinance or resolution by the President may be changed by a majority vote.

25. There shall be two classes of unfinished business, known respectively as General Orders and Special Orders. All motions, resolutions, ordinances, reports of committees, etc., not otherwise disposed of on the legislative day introduced, shall be placed on the list of General Orders.

26. The list of General Orders shall be prepared in the numerical order of their introduction. Each Alderman, in his alphabetical turn, may call up two general orders.

27. Any ordinance or resolution may, upon introduction, be immediately considered, provided such action is not in conflict with the provisions of the Charter. shall not be so immediately considered except by unanimous consent. Other ordinances or resolutions shall not be so immediately considered except by the consent of a majority of the members present. In the event that immediate consideration is proper, the proposed ordinance or resolution shall be read section by section and shall be subject to amendment and debate before being adopted. No ordinance which is amended shall be adopted until it has been reprinted as amended, except by a two-thirds vote.

(Take in Section 30 of the Charter.)

28. When a special order is under consideration it shall take precedence of any other special order set for a subsequent hour of the same day, but such other special order may be taken up immediately after the previous special order has been disposed of. Any such matter as is specified in section 48 of the Charter shall at the last regular meeting of the Board preceding the expiration of the time limit in said section contained be deemed to be a special order and shall take precedence of all other special orders. Such matters among themselves shall take precedence according to their order of introduction.

29. When any proposed ordinance or resolution requiring the concurrence of two-thirds, three-fourths, four-fifths or five-sixths of the members, as provided in the Charter, is under consideration, such concurrence shall not be requisite except on the question of its final passage.

(Take in Section 39 of the Charter.)

30. All proposed ordinances and resolutions may be reconsidered by a vote of the majority of all the members present and voting.

All ordinances introduced shall be in writing. Ordinances which are amendatory of or repeal any existing law, code or ordinance, or any part of either thereof, shall contain in parenthesis the part amended or repealed and shall have the new part which is to be inserted marked by underscoring. When the ordinance is printed in the minutes the new part shall be in italics instead of underscored.

#### CHAPTER X.

##### Motions and Their Precedence.

31. When a question is before the Board, only the following motions shall be received, and such motions shall have precedence in the order stated here, viz.: (1) for adjournment; (2) for a call of the Board; (3) to lay on the table; (4) for the previous question; (5) to postpone indefinitely; (6) to postpone to a day certain; (7) to refer; (8) to amend.

The motion to adjourn, or for a call of the Board, or to lay on the table, shall be decided without debate, and shall always be in order. Upon motions not debatable no member shall be allowed to explain his vote or give his reasons for asking to be excused.

32. All motions shall be reduced to writing, if desired by the President or any member of the Board, delivered to the Clerk and read before the same shall be debated; any motion may, by general consent, be withdrawn at any time before decision or amendment.

If the question in debate contains several points, a member may have the same divided, provided the sense will admit thereof.

A motion to postpone, commit or refer, until it is decided, shall preclude all debate of the main question.

When a blank is to be filled, and different sums and time shall be proposed, the question shall be first taken on the highest sum and the longest time.

33. When a question has once been put and decided, it shall be in order for any member of the Board who voted in the majority to move for the reconsideration thereof; but no motion for the reconsideration of any vote shall be in order after the proposed ordinance, resolution, message, report, amendment, or motion upon which the vote was taken, shall have gone out of the possession of the Board; nor shall any motion for reconsideration be in order unless made on the same day on which the vote was taken, or on the legislative day next succeeding. But when a proposed ordinance or resolution shall have been recalled from the Mayor, a motion for reconsideration may be made at any time thereafter, and all resolutions recalling a proposed ordinance or resolution from the Mayor shall be regarded as privileged. No vote shall be reconsidered upon either of the following motions:

To adjourn.

To lay on the table.

## CHAPTER XI.

## Questions of Order.

34. When a roll call shall have been ordered the absentees shall not be called more than once on the same motions unless requested by at least five members. After two calls for absentees a motion to discontinue the roll call shall be in order and may be adopted by a majority vote.

35. All questions relating to the priority of business shall be decided without debate.

When the reading of a paper (other than a petition) is called for, and the same is objected to by any member of the Board, it shall be determined by a vote without debate.

36. When a point of order is raised, the member speaking shall take his seat until the President shall have determined whether he is in order or not. Every question of order shall be decided by the President, subject to an appeal by any member of the Board. No second appeal shall be determined until the original appeal shall have been decided. If a member shall be called to order for words spoken, the words excepted to shall be immediately taken down in writing by the Clerk.

## CHAPTER XII.

## Attendance of Quorum—Call of the Board.

37. If at any time during a session a question shall be raised by any member of the Board as to the presence of a quorum, the presiding officer shall forthwith direct the Clerk to call the roll, and shall announce the result, and such proceeding shall be without debate; but no member, while speaking, shall be interrupted by raising the question of a lack of a quorum, and the question as to the presence of a quorum shall not be raised oftener than once in every hour, unless the lack of a quorum shall be disclosed upon a roll call of the ayes and noes. Whenever, upon a roll call, any member who is upon the floor of the Aldermanic Chamber refuses to make response when his name is called, it shall be the duty of the presiding officer, either upon his own motion, or upon the suggestion of any member of the Board, to request the member so remaining silent to respond to his name, and if such member fails to do so, the fact of such request and the refusal shall be entered in the journal, and such member shall be counted as present for the purpose of constituting a quorum.

38. For the purpose of securing the attendance of members a call of the Board may be ordered at any time, but such call shall not be in order when the voting on any question has begun, unless it shall appear upon an actual count by the President that a quorum is not present. If demanded by two members, the roll shall be called upon a demand for a call of the Board, and if a majority be recorded in the negative a call of the Board shall not again be in order except by unanimous consent until an hour has elapsed.

## CHAPTER XIII.

## Miscellaneous Provisions.

39. The roll call of the Board shall be in alphabetical order, except that the Presidents of the Boroughs, the Vice-Chairman and the President of the Board shall be called last, and in the following order:

President of the Borough of Richmond, President of the Borough of Queens, President of the Borough of The Bronx, President of the Borough of Brooklyn, President of the Borough of Manhattan, the Vice-Chairman, and the President of the Board. They shall be called by their respective titles instead of by their names.

40. Whenever a claim is referred to a committee, and the committee reports that the claim ought not to be allowed, and the report is adopted by the Board, it shall not be in order to move to take the papers from the files for the purpose of subsequent introduction, unless the claimants shall present a memorial for that purpose, stating in what manner the committee has erred in its report, or that new evidence has been discovered since the report, and setting forth the same in the memorial.

41. The following persons only shall be admitted to the floor of the Aldermanic Chamber during its sessions:

1. The Mayor, his Private Secretary and Chief Clerk.
2. Heads of Departments and their Deputies.
3. Reporters of the Public Press.
4. The employees of the Board and of the City Clerk's office.
5. Such other persons as may by resolution be granted the courtesy of admission to the floor.

6. Members may by card admit persons to that part of the Chamber in the rear of the railing, former members of the Board of Aldermen or Municipal Assembly to be admitted without card. No such privilege shall, however, extend beyond the legislative day for which it is given.

42. The rules of parliamentary practice comprised in "Reed's Rules" shall govern the Board in all cases to which they are applicable, and in which they are not inconsistent with the standing rules and orders of the Board.

43. A rule of the Board may be altered, suspended or rescinded, or a new rule may be added, by a two-thirds vote of all the members elected and not otherwise. A motion to suspend, alter or rescind any rule or to add a new rule, shall not be in order without a unanimous vote of the Board, unless one week's previous notice in writing shall have been given, specifying the purpose of the proposed suspension, alteration, rescission or addition.

44. Except by unanimous consent a motion to adjourn shall not be put to a *viva voce* vote, but a roll-call thereon shall be ordered.

Respectfully submitted,  
JAMES COWDEN MEYERS,  
ELIAS GOODMAN,  
Committee on Rules.

New York, January 9, 1906.

Alderman Meyers moved the adoption of sections 19 and 20 of the above report, including the subdivisions of section 20.

At this point Alderman Dowling announced that he declined to serve on any committee on which he had been named.

Alderman McCall moved as an amendment to the motion of Alderman Meyers that the committees as named be appointed, and that no other recommendations of the report be taken up at this time.

The President put the question whether the Board would agree with said amendment of Alderman McCall.

Which was decided in the negative by the following vote:

Affirmative—Aldermen Ahner, Callahan, Cole, Collins, Doull, Doyle, Everson, Fried, Haggerty, C. Hahn, Harnischfeger, Higgins, Keely, Kenneally, Levine, McCall, Monahan, Morris, Murphy, Olvany, Redmond, Richter, Stapleton, Sullivan, Wafer, President Bermel, President Haffen, President Ahearn and the President—29.

Negative—Aldermen Bartscherer, Brown, Bunting, Carter, Clifford, Cronin, Davies, Diemer, Dinwoodie, Dotzler, Ellery, Falk, Farrell, Freeman, Grifenhagen, Gunther, J. J. Hahn, Hann, Hatton, Herold, Jacobson, Kline, Krulish, Kuck, Kuntze, Lawlor, Leverett, Linde, Markert, Meyers, Moffitt, Mulligan, Noonan, O'Neill, Peters, Potter, Rendt, Rowcroft, Schloss, Schneider, Smith, Sturges, Torpey, Wentz, Wright, President Cromwell, President Coler and the Vice-Chairman—48.

The President then put the question whether the Board would agree with said motion of Alderman Meyers.

Which was decided in the affirmative by the following vote:

Affirmative—Aldermen Bartscherer, Brown, Bunting, Carter, Clifford, Cole, Cronin, Davies, Diemer, Dinwoodie, Dotzler, Ellery, Falk, Farrell, Freeman, Grifenhagen, Gunther, J. J. Hahn, Hann, Hatton, Herold, Jacobson, Kline, Krulish, Kuck, Kuntze, Lawlor, Leverett, Linde, Markert, Meyers, Moffitt, Mulligan, Noonan, O'Neill, Peters, Potter, Rendt, Rowcroft, Schloss, Schneider, Smith, Sturges, Torpey, Wentz, Wright, President Cromwell and the Vice-Chairman—48.

Negative—Aldermen Ahner, Callahan, Collins, Doull, Doyle, Everson, Haggerty, C. Hahn, Harnischfeger, Keely, Kenneally, Levine, Monahan, Morris, Murphy, Stapleton, Sullivan, President Bermel, President Ahearn and the President—20.

Excused—President Coler—1.

The remainder of the majority report of the Committee on Rules was laid over and made a special order for the next meeting at 2 o'clock p. m.

## MOTIONS, ORDINANCES AND RESOLUTIONS RESUMED.

No. 64.

New York City, January 9, 1906.

By Alderman Leverett—  
Board of Alderman of The City of New York, New York City:

Gentlemen—Please take notice that I claim to have been on November 7, 1905, duly elected to membership in the Board of Aldermen of The City of New York from the Twenty-second Aldermanic District of The City of New York, and that I enter this, my protest, against the right and title of Charles Hahn to membership in said Board of Aldermen, by virtue of a certificate of election delivered to him by the Board of Elections, whereby it is made to appear that said Charles Hahn was on November 7, 1905, duly elected to membership in said Board of Aldermen, and that I propose to, and do hereby, contest the title of said Charles Hahn to membership in said Board of Aldermen and his right to represent the people of the Twenty-second Aldermanic District therein.

Respectfully,

EDWARD J. SWEENEY.

Which was referred to the Committee on Privileges and Elections.

No. 65.

By Alderman Freeman—

Resolved, That the President of the Borough of Manhattan be and he is hereby authorized and requested to number and renumber the buildings situated on the southerly side of East Ninety-second street, between Fifth and Madison avenues, in said borough, in such manner and to such extent as may be necessary: Which was referred to the Committee on Streets, Highways and Sewers.

## COMMUNICATIONS FROM CITY, COUNTY AND BOROUGH OFFICERS RESUMED.

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

No. 66.

Police Department,  
No. 300 Mulberry Street,  
New York, January 8, 1906.

To the Honorable Board of Aldermen:

Gentlemen—The following proceedings were this day directed by Police Commissioner Theodore A. Bingham:

Whereas, The resolution adopted by the Board of Aldermen December 26, 1905, and approved by the Mayor December 30, 1905, as follows:

Resolved, That, upon the annexed request of the Police Commissioner, the Board of Estimate and Apportionment be and hereby is requested, in pursuance of the provisions of subdivision 8 of section 188 of the Greater New York Charter, to authorize the Comptroller to issue Special Revenue Bonds to the amount of forty thousand dollars (\$40,000), the proceeds whereof shall be applied to the benefit of the Police Department in the following manner: Thirty thousand dollars (\$30,000) to be applied to the appropriation for the year 1905, entitled Supplies for Police, and ten thousand dollars (\$10,000) to the appropriation for the year 1905, entitled Police Station Houses, Alterations, Fitting Up, etc., was adopted too late in the year for action by the Board of Estimate and Apportionment to make available the proceeds of the sale of bonds for the accounts named for the year 1905; and

Whereas, The necessities for such action still exist, as stated in communication ordered by the Police Commissioner to the Board of Aldermen, dated October 13, 1905, copy of which is herewith submitted,

Ordered, That the Board of Aldermen be and are hereby respectfully requested to amend the resolution of December 26, 1905, by striking out the words "for the year 1905," so that the same shall read as follows:

Resolved, That, upon the annexed request of the Police Commissioner, the Board of Estimate and Apportionment be and hereby is requested, in pursuance of the provisions of subdivision 8 of section 188 of the Greater New York Charter, to authorize the Comptroller to issue Special Revenue Bonds to the amount of forty thousand dollars (\$40,000), the proceeds whereof shall be applied to the benefit of the Police Department in the following manner: Thirty thousand dollars (\$30,000) to be applied to the appropriation entitled Supplies for Police, and ten thousand dollars (\$10,000) to the appropriation entitled Police Station Houses, Alterations, Fitting Up, etc.

Very respectfully,

WM. H. KIPP, Chief Clerk.

Police Department of The City of New York,  
Bureau of Repairs and Supplies, No. 300 Mulberry Street,  
New York, October 12, 1905.

Hon. WILLIAM McADOO, Police Commissioner:

Sir—I respectfully recommend that the Board of Aldermen and the Board of Estimate and Apportionment be requested to authorize the issuance of Special Revenue Bonds in the sum of \$40,000, of which \$30,000 be applied to the appropriation of this year entitled Supplies for Police, and \$10,000 to the appropriation for this year entitled Police Stations, Alterations, Fitting Up, etc.

In the annual Budget for the year 1905, prepared in September, 1904, an appropriation of \$534,484 was asked for Supplies for Police, of which only the sum of \$424,000 was granted.

At the same time an appropriation of \$140,000 was asked for Police Station House Alterations, Fitting Up, etc., of which only \$44,000 was granted, which amount has since been supplemented by the issuance of Corporate Stock for the sum of \$82,000 for Permanent Betterment. The latter appropriation is being expended under contracts awarded and in preparation and cannot be diverted, while the original appropriation (\$44,000) is practically exhausted and no funds are available to meet the ordinary emergency repairs of the Department now known and anticipated.

After the Budget for 1905 had been passed upon and the appropriation fixed, contracts were awarded in the closing days of 1904, for the purchase of fifty-five (55) additional horses, and in January, 1905, contract was awarded for the purchase of seventy-five (75) additional horses (of which fifty-five (55) have been placed in the service), no provision or appropriation being made for the equipment and maintenance of these 110 horses, which has cost approximately \$27,100. The Budget appropriation which did not contemplate these demands and being reduced \$110,484 below the appropriation asked, has proven entirely inadequate to meet even the most urgent demands of the service.

It is estimated that there will be a saving of \$35,681 on the contracts of this year. The strictest economy has prevailed as will be shown by the following schedule of comparative open order expenditures for the year 1904 as against those of 1905 to date:

	Supplies.		Repairs.	
	1904.	1905.	1904.	1905.
January	\$24,986 32	\$2,046 94	\$2,981 00	\$1,023 00
February	10,101 22	7,110 97	1,323 45	2,877 44
March	8,460 72	9,472 94	2,739 66	1,377 12
April	9,038 82	11,490 22	421 50	2,351 51
May	14,673 75	12,927 60	1,144 95	698 59
June	7,236 06	5,849 08	2,068 99	1,114 82
July	5,465 45	7,053 30	2,436 09	1,267 00
August	7,202 25	4,509 97	7,604 19	1,088 30
September	13,674 33	1,618 85	8,427 44	878 00
October	2,171 72	.....	3,715 68	.....

	Supplies.		Repairs.	
	1904.	1905.	1904.	1905.
November .....	7,623 54	.....	11,714 45	.....
December .....	25,620 17	.....	9,416 02	.....
	<b>\$135,254 35</b>	<b>\$62,079 87</b>	<b>\$53,993 42</b>	<b>\$12,675 78</b>
Contracts for Supplies and Repairs in 1905 Which Were Purchased on Open Orders in 1904.				
Wagon repairs.....	.....	8,985 05	.....	.....
House equipments.....	.....	17,165 27	.....	.....
Alterations, repairs, painting, etc. ....	.....	.....	.....	29,700 00
	<b>\$135,254 35</b>	<b>\$88,230 19</b>	<b>\$53,993 42</b>	<b>\$42,375 78</b>

Note—The expenditures for April and May, 1905, show larger than other months for the reason that during the first three months requisitions were held pending investigations and were released in April. May account includes \$4,800 for automobile.

Requisitions are now pending amounting to \$9,888.78 for Supplies for Police, and \$1,494.38 for Police Stations, Alterations, Fitting Up, etc., and it is estimated that the amounts recommended will suffice to meet the above and additions for the balance of the year.

The savings under contracts mentioned have been considered and otherwise expended, and it is absolutely necessary that funds be procured to maintain this branch of the service for the remainder of the year.

Respectfully,

(Signed) RICHARD E. ENRIGHT, Inspector, Repairs and Supplies.  
Which was referred to the Committee on Streets, Highways and Sewers.

Alderman Wentz moved that the Board do now adjourn.  
The President put the question whether the Board would agree with said motion.  
Which was decided in the affirmative.

And the President declared that the Board stood adjourned until Tuesday, January 16, 1906, at 1 o'clock p. m.

P. J. SCULLY,  
City Clerk and Clerk of the Board of Aldermen.

## DEPARTMENT OF STREET CLEANING.

An abstract of the transactions of the Department of Street Cleaning of The City of New York for the week ending November 19, 1905 (section 1546, Greater New York Charter).

### BOROUGHS OF MANHATTAN AND THE BRONX.

Removal of Incumbrances (Section 545, Greater New York Charter).	
Unredeemed incumbrances on hand November 11, 1905.....	1,739
Incumbrances seized during the week.....	239
Incumbrances redeemed and released.....	1,978
Unredeemed incumbrances on hand November 18, 1905.....	1,779
Bills and payrolls transmitted to Comptroller as follows:	
Schedule No. 270— Sundry items amounting to.....	\$59,784 71
Schedule No. 274— Sundry items amounting to.....	6,610 38
Schedule No. 276— Sundry items amounting to.....	17,567 27
Schedule No. 277— Sundry items amounting to.....	29,020 13
Schedule No. 273— Sundry items amounting to.....	1,095 27
Schedule No. 275— J. H. Timmerman (City Paymaster), wages of Firemen, etc., week ending November 12, 1905.....	186 85
Schedule No. 278— J. H. Timmerman (City Paymaster), wages of Sweepers, etc., week ending November 16, 1905.....	29,933 26
Schedule No. 279— J. H. Timmerman (City Paymaster), wages of Department Cart Drivers, etc., week ending November 16, 1905.....	15,554 89

Number of loads of material collected during the week ending November 19, 1905 (November 13 to 19, inclusive):

	Cart Loads, Ashes.	Cart Loads, Rubbish.	Cart Loads, Garbage.	Cart Loads, Total.
Department carts .....	27,330 1/4	3,485 3/4	4,057	34,873
Permit carts .....	8,525	844 1/2	391 1/4	9,700 3/4
	<b>35,855 1/4</b>	<b>4,330 1/4</b>	<b>4,448 1/4</b>	<b>44,633 3/4</b>

### BOROUGH OF BROOKLYN.

Bills and payrolls transmitted to Comptroller as follows:	
Schedule No. 200— Sundry items amounting to.....	\$9,675 89
Schedule No. 199— Sundry items amounting to.....	4,482 05
Schedule No. 203— Sundry items amounting to.....	19,693 14
Schedule No. 201— J. H. Timmerman (City Paymaster), wages of Sweepers, etc., week ending November 16, 1905.....	12,319 01
Schedule No. 202— J. H. Timmerman (City Paymaster), wages of Department Cart Drivers, etc., week ending November 16, 1905.....	9,339 19

Number of loads of material collected during the week ending November 19, 1905 (November 13 to 19, inclusive):

Ashes .....	9,796
Paper and rubbish.....	1,923
Permit material .....	818
	<b>12,537</b>

JOHN McG. WOODBURY, Commissioner.

## BELLEVUE AND ALLIED HOSPITALS.

A regular meeting of the Board of Trustees of Bellevue and Allied Hospitals was held on Wednesday, November 8, 1905.

Present—Dr. Brannan, the President, in the chair, and Messrs. Stern, Tack, Robins, Tierney and Paulding, Trustees.

The following bills were presented for payment, and, on motion, duly seconded, it was

Resolved, That they, having been duly audited by the Finance Committee, be approved for payment:	
The Arlington Chemical Company.....	\$35 00
Askin & Co.....	34 17
Bellevue Training School.....	2,884 00
John W. Buckley.....	18 60
Peter J. Constant.....	18 60
Duparquet, Huot & Moneuse Company.....	50
Eimer & Amend.....	8 00
Charles A. Foersch.....	48 24
Fidelity and Deposit Company of Maryland.....	20 00
Robert F. Ferguson.....	11 25
Abram L. Hirsh.....	7 80
The Kny-Scheerer Company.....	8 40
Ernst Leitz.....	14 66
Merck & Co.....	6 60
R. H. Macy & Co.....	2 14
P. G. Putnam's Sons.....	7 50
Sibley & Pitman.....	5 28
James K. Shaw.....	5 25
Siegel-Cooper Company.....	13 30
Tower Manufacturing and Novelty Company.....	17 60
Joseph Weil .....	31 20
The Kny-Scheerer Company.....	2 75
William Langbein & Brothers.....	12 00
Ernst Leitz .....	24 50
Wagner Electric Manufacturing Company.....	6 70
The O'Kane-Stilling Company.....	7 25
John W. Buckley.....	13 00
Bliven & Carrington.....	42 43
Charles H. Heinsohn .....	21 50
A. L. Hirsh.....	22 37
Samuel Lewis .....	96 00
Burton & Davis Company.....	86 69
J. H. Delaney Construction and Supply Company.....	132 00
Eugene H. Tower.....	3 00
Joseph Weil .....	27 00
The Kny-Scheerer Company.....	15 15
McAuliffe & Co.....	3 00
Robert F. Ferguson.....	116 16
Addison Johnson .....	334 26
Armour & Co.....	655 47
E. Chapman .....	185 09
F. J. Dessoir .....	164 67
William T. Gillott .....	87 98
H. L. Ingersoll .....	112 87
Charles F. Mattlage .....	157 40
The Manhattan Supply Company.....	126 01
Charles S. Pray .....	231 60
George N. Reinhardt .....	97 38
John W. Terry .....	229 81
The American Distributing Company, James A. Webb & Son Branch.....	174 81
Brill Brothers .....	1,590 45
John Carle & Sons .....	517 90
The White Tar Company .....	310 00
George T. Bestle .....	12 10
A. L. DeGroff .....	9 00
Egg Baking Powder Company .....	13 52
The Harral Soap Company .....	30 60
John Moonan .....	17 25
C. A. McCleary .....	30 30
F. Richards' Laundry Supply Company .....	19 02
James Rowland & Co.....	33 35
Abraham & Straus .....	3 25
A. I. Cavanagh .....	13 47
O. M. Dawson .....	16 33
Thomas C. Dunham .....	34 68
Joseph N. Early .....	491 80
The N. K. Fairbank Company .....	52 00
J. F. Gylsen .....	486 31
W. T. Gillott .....	147 98
Horace L. Ingersoll .....	56 66
George N. Reinhardt .....	30 75
Robert F. Ferguson .....	9 60
Addison Johnson .....	368 52
Adams Dry Goods Company .....	36 60
Black & Boyd Manufacturing Company .....	6 72
Berton & Dickinson Company .....	10 50
Charles K. Baker .....	308 58
John W. Buckley .....	12 20
George Deyo .....	163 39
Charles A. Foersch .....	7 15
J. M. Horton Ice Cream Company .....	9 00
Hull, Grippen & Co .....	3 00
The Hospital Supply Company .....	6 00
Charles H. Heinsohn .....	5 20
Walter Hartwig .....	73 83
Addison Johnson .....	50
The Kny-Scheerer Company .....	7 20
Leonard & Ellis .....	3 75
R. H. Macy & Co .....	6 03
John Moonan .....	3 00
Nelson Machinery and Supply Company .....	7 13
E. L. Pearsall .....	26 88
George I. Roberts & Brothers .....	2 05
Standard Oil Company of New York .....	6 50
James K. Shaw .....	5 65
Sutphen & Myer .....	7 53
Siegel-Cooper Company .....	36 54
John W. Terry .....	4 00
Robert F. Ferguson .....	7 88
Charles A. Foersch .....	8 98
James K. Shaw .....	10 68
Contingent Fund .....	300 00

Dr. S. T. Armstrong, the General Medical Superintendent, reported as follows: The counsel for the purchaser of the property now occupied by Harlem Hospital does not know whether the new owner will care to lease the building to the City for any part or all of the year and has been requested to ascertain this as soon as possible. In the event that the new owner does not care to lease the property after February 1, it is recommended that the contractors for the new Harlem Hospital, whose work should have been completed according to contract on March 21, 1905, be urged to expedite the work as much as possible so as to prepare the building for occupation at an early date.

The contract of John R. Sheehan & Co. for the completion of Gouverneur Hospital expired on September 3, 1905.

It is recommended that in the forthcoming annual report the ground plans and elevation of the new Harlem Hospital and of the new Gouverneur Hospital be printed. Such data are of considerable interest to those engaged in hospital administration and construction and add materially to the value of the report. It is also recommended that the statistics of this hospital be so prepared that the annual report shall give by diseases and sex the number of patients remaining at the beginning of the year, the number admitted during the year, the number discharged, cured, improved and not improved, the number that died, and the number remaining at the end of the year.

The Bureau of Lamps and Gas (Department of Water Supply, Gas and Electricity) takes the position that gas pipes and electric wires must not convey gas or electric current both for illuminating and heating purposes. At the present time we use gas for heating in the diet kitchens and in several of the ward operating rooms. In order to comply with these directions it will be necessary to install new gas connections and gas pipes in all of the buildings of the Department.

On motion, duly seconded, it was

Resolved, That Messrs. John R. Sheehan & Co., contractors for the construction of the new wing of Gouverneur Hospital, and Messrs. P. J. Carlin & Co., contractors for the new Harlem Hospital, be again notified, respectively, that the time upon their contracts has expired and that they will be held accountable for this and for all further delay.

On motion, duly seconded, it was

Resolved, That the matter of using electric wires and gas pipes for both illuminating and heating purposes be referred to the Superintendent for further investigation and report.

#### Communications.

A communication was received from Dr. C. J. Strong, Secretary of the Medical Board of Bellevue Hospital, transmitting the minutes of the Medical Board for the meeting held on November 1, 1905.

On motion, duly seconded, these minutes were ordered placed on file.

A communication was received from Dr. John H. Coughlin, Secretary of the Medical Board of Gouverneur Hospital, inclosing the minutes of the Medical Board for the meeting of November 1, 1905.

On motion, duly seconded, it was

Resolved, That the changes suggested in the arrangement of the clinics of the Out-patient Department of Gouverneur Hospital be and the same are hereby approved; and further

Resolved, That the recommendation of the Medical Board concerning the service of internes, and the appointment of a full out-patient staff after the 1st of January be and the same is hereby approved.

A communication was received from Dr. W. H. Luckett, Secretary of the Medical Board of Harlem Hospital, transmitting the minutes of the Medical Board for the meeting held on Tuesday, October 31, 1905.

On motion, duly seconded and carried, the nomination of Drs. Oshlog, Antony and Lombard were referred to the Conference Committee on Medical Appointments at Harlem Hospital for investigation and report.

Communications under date of October 6, October 23 and November 2 were received from Messrs. Horgan & Slattery; under date of October 25 and 26 from Mr. J. H. Freedlander; under date of October 26 and October 30 from Arthur Williams, General Inspector of the Edison Company, and under date of November 2 from Pattison Brothers, on the matter of the supply of electric current to the new Harlem Hospital.

On motion, duly seconded and carried, this matter was referred to the Building Committee for investigation and report.

A communication under date of October 26 was received from Mr. Raymond F. Almirall inclosing an estimate from John R. Sheehan & Co. on the work of erecting a convalescent ward at Gouverneur Hospital.

On motion, duly seconded and carried, action on this matter was deferred.

A communication under date of November 2 was received from Mr. Raymond F. Almirall, inclosing an estimate from the John H. Parker Company on proposed changes at Fordham Hospital.

On motion, duly seconded and carried, this matter was referred to the Building Committee.

A communication under date of November 6 was received from Messrs. Horgan & Slattery giving estimate of the cost of removing the plaster cornice around operating room skylight and refinishing the wall surfaces at the new Harlem Hospital.

On motion, duly seconded and carried, this matter was referred to the Building Committee.

A communication under date of October 30 was received from Messrs. Horgan & Slattery informing the Board that the new plans and specifications for the balconies at Harlem Hospital have been prepared.

On motion, duly seconded, this matter was referred to the Building Committee.

A communication under date of October 20 was received from Mr. Paul Kennedy, Secretary of the Committee on the Prevention of Tuberculosis, informing the Board that after October 31 the committee would discontinue the payment of the salaries of the two Physicians at the tuberculosis clinic at Gouverneur Hospital.

On motion, duly seconded and carried, this communication was ordered placed on file.

A communication under date of November 2 was received from Rubin Solomon & Son asking for information concerning the bids on the iron balconies at Harlem Hospital.

On motion, duly seconded, it was

Resolved, That the Secretary reply to the effect that the Trustees desire to have the balconies broader than the first specifications called for and that the bids are, on that account, rejected.

A communication under date of October 25 was received from the Board of Aldermen providing for an issue of Corporate Stock in the sum of twenty-one thousand one hundred dollars as a means for making additions and alterations to the buildings and present fire protection devices of Bellevue Hospital.

On motion, duly seconded and carried, this communication was ordered placed on file.

#### Reports of Committees.

Mr. Tack reported upon the height of the railings on the balconies of the new wing of Gouverneur Hospital and suggested that they be made higher as a matter of protection to life and limb.

On motion, duly seconded and carried, this matter was referred to the Building Committee for investigation and report.

Mr. Tierney reported correspondence had by him with the Rev. Father J. C. Collins, President of Fordham University, in reference to the drainage of the grounds at the new Fordham Hospital. Mr. Tierney reported that his letter was referred to John E. Kirby, architect, No. 452 Fifth avenue, who has written that the surveys for such drainage are now being made and that the work will be pushed as rapidly as possible. The correspondence concerning this matter was, on motion, duly seconded and carried, ordered placed on file.

#### Unfinished Business.

On motion, duly seconded, it was

Resolved, That the bids for erecting balconies at the new Harlem Hospital, opened September 12 last, be and the same are hereby rejected in order to admit of new advertisement by which these balconies may be built eight instead of six feet wide.

On motion, the Board adjourned.

J. K. PAULDING Secretary.

## BOROUGH OF MANHATTAN.

### BUREAU OF BUILDINGS.

#### Operations for the Week Ending December 23, 1905.

Plans filed for new buildings (estimated cost, \$2,022,300).....	37
Plans filed for alterations (estimated cost, \$232,400).....	83
Buildings reported as unsafe.....	45
Buildings reported for additional means of escape.....	4
Other violations of law reported.....	81
Unsafe building notices issued.....	98
Fire escape notices issued.....	7
Violation notices issued.....	118
Unsafe building cases forwarded for prosecution.....	2
Fire escape cases forwarded for prosecution.....	2
Violation cases forwarded for prosecution.....	27
Iron and steel inspections made.....	6,478

ISAAC A. HOPPER,  
Superintendent of Buildings, Borough of Manhattan.

William H. Class, Chief Clerk.

### BOROUGH OF MANHATTAN.

### BUREAU OF BUILDINGS.

#### Operations for the Week Ending December 30, 1905.

Plans filed for new buildings (estimated cost, \$1,087,700).....	19
Plans filed for alterations (estimated cost, \$242,100).....	38
Buildings reported as unsafe.....	36
Buildings reported for additional means of escape.....	2
Other violations of law reported.....	85
Unsafe building notices issued.....	99
Fire-escape notices issued.....	4
Violation notices issued.....	147
Unsafe building cases forwarded for prosecution.....	1
Violation cases forwarded for prosecution.....	38
Iron and steel inspections made.....	5,344

ISAAC A. HOPPER,  
Superintendent of Building, Borough of Manhattan.

William H. Class, Chief Clerk.

## DEPARTMENT OF DOCKS AND FERRIES.

### TRANSACTIONS OF THE DEPARTMENT OF DOCKS AND FERRIES DURING THE WEEK ENDING AUGUST 24, 1905.

The following privileges were granted, to continue until April 30, 1906, unless sooner revoked:

August 18. Henry J. Hoehn (64235)—

To occupy space, Lot No. 14 of Block 19, at Broad Channel, Jamaica Bay, Borough of Queens, 1,175 square feet, rental to be \$15, for the term to April 30, 1906, payable in advance to the Cashier.

August 18. George Konop (64100)—

To occupy space 50 by 100 feet in dimensions for the storage of building material on land in rear of bulkhead north of Ninety-first street, East river, rent to be at the rate of \$300 per annum, payable monthly in advance to the Cashier.

August 22. William C. Krick (64234)—

To occupy space, Lot No. 148, at Big Egg Marsh, Broad Channel, Jamaica Bay, Borough of Queens, 2,500 square feet, rent to be \$30 for the term to April 30, 1906, payable in advance to the Cashier.

August 24. George W. Beebe (64231)—

To land the steamer "Mount Desert" at the Battery Wharf, and to berth the steamer at the pier foot of West Twenty-first street, North river; rental to be \$4 per day for each location, payable at the end of each week to the Dock Master.

August 24. Terry & Tench Company, Inc., renewal (64099)—

To use and occupy bulkhead at the foot of and south of One Hundred and Thirty-first street, Harlem river, with upland in rear thereof, from a point half way between One Hundred and Thirtieth and One Hundred and Thirty-first streets to the northerly side of One Hundred and Thirty-first street, Harlem river, rent to be at the rate of \$600 per annum, payable quarterly in advance to the Cashier, the renewal privilege to begin as of May 1, 1905.

The following permits were granted:

August 19. New York Edison Company (64256)—

To place post for the carrying of electric light wires at approach to Berth No. 12 at the oyster basin foot of Bloomfield street, North river.

August 19. Empire City Subway Company, Limited (64255)—

To lay subsidiary telephone connections to Pier 33, East river.

August 21. Erie Railroad Company (64257)—

To construct fence along the inshore end of westerly side of Pier 7, East river, the fence to remain thereat during the pleasure of the Commissioner.

August 22. Harry Cossey (64278)—

To construct crib or pile bulkhead extending 260 feet easterly of and 150 feet westerly of Henry street, at Tottenville, in the Borough of Richmond, to fill in behind same, to dredge, and to construct pier thereat, in accordance with plans submitted as amended, the work of construction to be kept within the established pierhead and bulkhead lines.

August 22. Bolognesi, Hartfield & Co. (64204)—

To repair pier foot of Thirty-fourth street, North river.

August 22. Z. O. Nelson & Son (64258)—

To replace backing log on bulkhead at Degraw street, Gowanus canal, Brooklyn, upon condition that the granting of the permit in no way affects any interests which the City may have or claim to have in and to the premises.

August 22. United States Volunteer Life Saving Corps (64027)—

To land life saving boats at the City's piers, when necessary, the permit covering such vessels only as are used exclusively in connection with life saving work.

August 22. Thomas F. Taylor (64254)—

To build a mast and gaff, automatic railway, engine-house and hopper at coal-handling plant, between Taylor and Wilson streets, Wallabout Canal, Brooklyn, in accordance with plans submitted.

August 23. Clinton Stephens (64277)—

To construct crib on his property at Clason's Point, Long Island Sound, Borough of The Bronx.

August 23. Richard P. Coen (64296)—

To repair bulkhead between One Hundred and Twenty-second and One Hundred and Twenty-third streets, Harlem river, within existing lines.

August 24. Curtis-Blaisdell Company (64246)—

To move weighing scale from the east side to the west side of Pier, old 28, East river.

August 24. Consolidated Telegraph and Electrical Subway Company (64314)—To lay electric light subsidiary connections at the foot of Thirty-sixth street, East river.

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

From the Comptroller—

1. (64270) Approving sureties on estimate of G. B. Spearin for building West Eighteenth street pier, south, No. 59, North river, under Contract No. 915. Contract ordered executed August 18.

2. (64204, 64312) Stating that the owners of the bulkhead property between East Houston and East Third streets, East river, are willing to sell the same to the City for the sum of \$20,000, upon condition that the City release its interest to the street known as East or Mangin street, thereat, with letter from Sobel & Kean, requesting early action in the matter. Notified August 22 that the price asked is considered too high.

From the President of the Borough of The Bronx (64190)—

Requesting the construction of additional piers in the Borough of The Bronx. Notified August 22 that pier is being constructed at the foot of East One Hundred and Thirty-eighth street, East river, and that, if additional piers are found necessary, the Department invites suggestions as to locations.

From the Department of Water Supply, Gas and Electricity (64248)—

Requesting permission to place two hydrants on the West Fifty-second street pier, North river. Notified, August 22, that the pier in question has been set aside for canal traffic, but that the hydrants could be located on the bulkhead south of the West Fifteenth street pier.

From New York Harbor Line Board (64305)—

Stating that an application has been made to the Secretary of War by Harry Cossey for the extension of the pier and bulkhead lines in Arthur Kill, at the foot of Henry street, Tottenville, Borough of Richmond. Notified August 22 that this Department has no objection to the granting of the application.

From the Aetna Indemnity Company (64236)—

Asking whether Harris Levin has completed removal of the buildings purchased by him June 30, 1904, and designated as Lot No. 1, at Tenth avenue and West Thirteenth street. Notified August 18 that the buildings were satisfactorily removed and that the bond furnished is therefore released.

From Cynthia L. Housman, Susan Schultz, George L. Green, Susan L. Letts and Jacob B. Green (64290)—

Transmitting notice of application to be made to the Commissioners of the Land office for grant of lands under water of the Kill von Kull, in the Third Ward of the Borough of Richmond. Corporation Counsel notified August 19 that the Department is opposed to the granting of the application.

From Edward Severin (64288)—

Requesting permit for the occupation of additional space at Broad Channel, Jamaica Bay, Borough of Queens. Denied August 22.

From G. B. Spearin (64093)—

Requesting an extension of time for the completion of Pier 17, East river, under Contract No. 900. Extension granted August 22 for the completion of the outer portion of the pier to and including September 1, 1905.

From James Jones (64145)—

Requesting an extension of time for the completion of Classes III. and VI. of Contract No. 913, for painting recreation structures at the foot of West One Hundred and Twenty-ninth street, North river, and at the foot of East One Hundred and Twelfth street, Harlem river. Extension granted August 22 to and including July 24, 1905.

From F. W. Burnham (64301)—

Requesting lease of Pier 13 or Pier 14, East river, or of a similar pier on the North river. Notified August 22 that there is no vacant pier available for leasing.

From George W. Beebe (64233)—

Requesting that rental be fixed for the use of the pier at Rossville, Borough of Richmond, for the period from December 1 to December 14, 1904, inclusive. Rental fixed August 22 at the rate of \$25 per month.

From O. F. Finnerty (64304)—

Protesting against the granting of permit to George Mannie for the occupation of pier between East Twenty-first and East Twenty-second streets, Sheepshead Bay, Brooklyn. Filed August 22.

From the New York, New Haven and Hartford Railroad Company (64038)—

Requesting credit for rent paid for land under water in the vicinity of Pier old 49, East river, but not occupied. Permits for the occupation of land under water east of Pier, old 49, East river, one calling for 4,220 square feet and the other for 19,080 square feet, revoked August 22, and permit granted for the use of the area actually occupied, 18,983 square feet, in front of bulkhead west of Pier, old 50, East river, rent to be at the rate of \$4,745.75 per annum, payable quarterly in advance to the Cashier; rebate of \$2,096.42, amount paid as rent from November 21, 1903, to October 31, 1905, for land under water not occupied at that point, granted, to apply to rent of Pier, new 38, East river.

From Emilio Tomasi, Agent for Compania Transatlantica (64178)—

Requesting a reduction in rent charged for Pier, old 10, East river, in view of the Department having taken possession of the slip on the westerly side of the pier. Rental fixed August 22 for the easterly side and surface of the pier at the rate of \$7,000 per annum, to take effect as of August 5, 1905, the date on which the company was deprived of the westerly side of the pier.

From Mrs. M. Bumford (64216)—

Requesting permission to place an express wagon on the pier at the foot of One Hundred and Twenty-ninth street, North river. Denied August 23.

From the Sicilian Asphalt Paving Company (64259)—

In relation to the asphalting of the decks of Piers 60 and 61, and the Bloomfield street pier, North river. Notified August 23 that final estimate will be given as soon as the entire work is completed, and that the maintenance bond for asphalting Piers 60 and 61, North river, commenced April 25, 1905, the date on which the work on those piers was completed.

From Charles W. McTeague (64131)—

Requesting reduction in the amount to be paid by him for the privilege of placing filling between One Hundred and Twenty-ninth and One Hundred and Thirty-first streets, North river, in view of the reduction in the amount of filling required, by reason of the construction of a sewer thereat after the granting of the privilege. Allowance of \$117.88 granted August 24.

From L. W. Washburn (64252)—

Requesting lease of bulkhead between Seventy-fifth and Seventy-sixth streets, East river. Filed August 24.

From the Engineer-in-Chief—

1. (64284) Reporting that the deliveries of coal under Contract No. 884 were completed August 16. Filed August 18.

2. (B. O. 3131) Submitting plans, specifications and form of contract for the construction of a new pier at the foot of East One Hundred and Twentieth street, Harlem river. Approved August 18 and ordered printed as Contract No. 940.

3. (64302) Submitting plans, specifications and form of contract for the construction of Pier, new 56, North river. Approved August 22 and ordered printed as Contract No. 941.

4. (B. O. 3114) Reporting that no repairs were made to the water pipe leading to Pier, new 1, North river, by the Knickerbocker Steam Towage Company, under the permit granted March 27, 1905, but that the work was done by the Department in connection with repairs to the water pipe leading to Pier "A," North river, the company paying its proportionate share. Filed August 22.

5. (64309) Reporting that the construction of pier at the foot of One Hundred and Ninth street, Harlem river, under Contract No. 891, was completed August 22, 1905. Filed August 23.

From the Superintendent of Docks (64308)—

Reporting the removal of derrick and electric trolley from the south side of the West Thirty-fifth street pier, North river, by the New York Contracting Company. Permit revoked, August 23, to take effect as of August 21, 1905, the date on which the derrick and trolley were removed.

From the Auditor—

1. (64292, 64291) Recommending that the Corporation Counsel be requested to advise the Department as to the ownership of the land in rear of bulkhead between One Hundred and Seventh and One Hundred and Tenth streets, Harlem river, and as to the ownership of the ten feet of bulkhead immediately north of Stanton street, East river. Corporation Counsel so requested August 21.

2. (64311) Recommending that the Corporation Counsel be requested to advise the Department as to whether the moneys necessary for the maintenance and operation of the municipal ferry between the boroughs of Manhattan and Richmond are to be paid from the Dock Fund or from the ferry receipts. Corporation Counsel so requested August 23.

The following orders were issued to the Engineer-in-Chief, in accordance with his recommendations, except where otherwise noted:

August 18 (64273, 64275, 64274, 64272). To repair Whitehall ferry bridge, to fit pontoon of ferry bridge for landing of new boats and to repair ferry structures, at the Whitehall terminal of the Staten Island Ferry; also to repair the ferry structures at the St. George Terminal of the Staten Island Ferry.

August 18 (64280). To repair the "isles of safety" along the North river, when necessary, at a cost not to exceed \$500 in the aggregate.

August 18 (64279). To repair backing log and fender system on south side of pier foot of Twenty-fourth street, East river, when necessary, at a cost not to exceed \$1,000 in the aggregate.

August 22 (64303). To repair pier foot of Tenth street, East river.

August 22 (64300). To drive piles on the north and south sides of the West Fifteenth street pier, North river, to facilitate the mooring of the new ferryboats at that pier.

The Engineer-in-Chief reported the following work superintended under Bureau orders:

No. 3532. Opening of trench at approach to Pier 7, North river, By B. T. Babbitt, Incorporated.

No. 3400. Taking up and relaying of granite pavement at approach to ferry house, foot of Liberty street, North river, by New York Edison Company for Central Railroad Company of New Jersey.

No. 3420. Driving of piles at the foot of Twenty-eighth street, East river, by United Electric Light and Power Company.

No. 3434. Repairs to platform between One Hundred and Seventeenth and One Hundred and Eighteenth streets, Harlem river, by H. H. Wolff Company, Limited.

No. 3446. Occupation of Lot No. 12, Block 21, and erection of house on said lot, at Broad Channel, Jamaica Bay, Borough of Queens, by P. C. Eckhardt.

No. 3443. Occupation of Lot No. 18, Block 17, at Broad Channel, Jamaica Bay, Borough of Queens, by Frederick Eckhardt.

No. 3470. Occupation of Lot No. 145 at Broad Channel, Jamaica Bay, Borough of Queens, by Frederick Gessler.

No. 3471. Occupation of Lot No. 13, Block 14, at Broad Channel, Jamaica Bay, Borough of Queens, by Frederick Gessler.

No. 3518. Erection of coal bin on platform, foot of Red lane, Midland Beach, Borough of Richmond, by John Hinchliffe.

No. 2976. Repairs, when necessary, to water-front property at St. George, Tompkinsville and Clifton, in the Borough of Richmond, by the Staten Island Rapid Transit Railway Company.

The Engineer-in-Chief reported the following work done under Bureau orders by the force of the Department:

No. 2323. Repaired spring piles and backing logs and fender system at Pier "A," North river, as required.

No. 3108. Repaired, when necessary, the "Isles of Safety" along the North river.

No. 3047. Repaired Pier 30, East river.

No. 3427. Repaired Pier 30, East river.

No. 3157. Repairs to pier foot of East Twenty-sixth street, East river.

No. 3453. Sheathing of approach to pier foot of East Thirty-seventh street, East river.

No. 3360. Driving of piles and repairs at landing foot of Fifty-second street, East river.

No. 3174. Renewing of piles and mooring post and repairs to sheathing at pier foot of East Seventy-ninth street, East river.

No. 3266. Repairs to pier foot of One Hundredth street, Harlem river.

No. 3307. Repairs to pier foot of One Hundred and Tenth street, Harlem river.

No. 3411. Repairs to recreation pier foot of One Hundred and Twelfth street, Harlem river.

No. 3261. Repairs to pier foot of One Hundred and Twelfth street, Harlem river.

No. 3172. Driving of piles at the foot of One Hundred and Twentieth street, Harlem river.

No. 3265. Repairs to platform bulkhead near intersection of One Hundred and Fifty-fifth street and Seventh avenue, Harlem river.

No. 3209. Building of extension on the northerly side of the Nurses' Home Dock, Blackwell's Island.

No. 3158. Repairs at New York City Home coal dock, Blackwell's Island.

No. 3091. Repairs at south dock, Hart's Island.

No. 3221. Repairs to crib work on westerly side of Hart's Island.

No. 3260. Repairs to dock at North Brother Island.

The following Department orders were issued during the week:

Date.	Order No.	To—	For—	Amount.
1905. Aug. 18	22606	Gerry & Murray.....	Stationery .....	10 50
Aug. 18	22607	New York Bank Note Company.....	Ferry tickets, per 1,000...	12
Aug. 19	22608	American Bank Note Company.....	Ferry tickets, per 1,000...	50
Aug. 22	22609	J. Edw. Ogden Company.....	Pump runners.....	58 50
Aug. 22	22610	Sherman-Brown-Clements Company....	Repairs to pump.....	295 00
Aug. 22	22611	O'Brien Brothers.....	Dry rubble wall.....	185 00
Aug. 22	22612	Sherman-Brown-Clements Company....	Carbonate of soda.....	27 87
Aug. 22	22613	P. W. Valley.....	Office furniture.....	230 00
Aug. 24	22614	John Cassidy.....	Order blanks.....	15 20
Aug. 24	22615	Gerry & Murray.....	Stationery .....	15 25

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

Audit No.	Name.	Amount.
23579	G. B. Spearin, Estimate No. 1, Contract No. 896.....	\$38,542 35
23580	John Monks & Sons, Estimate No. 1, Contract No. 916.....	5,143 28
23581	Gerry & Murray, Estimate No. 1, Contract No. 917, Class II....	1,401 13
23582	Jas. Shewan & Sons, repairs to tug "Manhattan".....	60 00

Audit No.	Name.	Amount.	Date.	From Whom.	For What.	Amount.	Total.
23583	New York Daily News Company, advertising.....	34 80	Aug. 22	New York Central Railroad..	Thirty-four days' rent tracks between Thirty-second and Thirty-seventh streets, North river.....	147 18	
23584	The "Sun," advertising.....	31 60	Aug. 22	New York Central Railroad..	Three months' rent tracks between Thirty-second and Thirty-seventh streets, North river.....	395 00	
23585	The "Globe," advertising.....	29 60	Aug. 23	Watson N. Bowne.....	Three months' rent town dock, Westchester.....	37 50	
23586	New Yorker "Herold," advertising.....	23 00	Aug. 22	Dockmasters .....	Wharfage, Manhattan, August, 1905 .....	1,308 10	
23587	Howard S. Bowns, Estimate No. 3 and final, Contract No. 884.....	3,372 17	Aug. 22	Dockmasters .....	Wharfage, Brooklyn, August, 1905 .....	116 27	
23588	Dowd Lumber Company, Estimate No. 4, Contract No. 851, Class IV.....	1,402 33	Aug. 22	Dockmasters .....	Wharfage, Queens, August, 1905 .....	5 00	
23589	P. W. Valley, desk and chair.....	83 00	Aug. 23	Collectors .....	Wharfage, Manhattan, May, 1905 .....	91 50	
23590	Gerry & Murray, Estimate No. 1, Contract No. 917, Class I.....	640 37	Aug. 23	Collectors .....	Wharfage, Brooklyn, May, 1905.	10 50	
23591	New York and New Jersey Telephone Company, telephone service .....	7 04	Aug. 23	Collectors .....	Wharfage, Manhattan, June, 1905 .....	635 70	
23592	P. S. Hildreth, services as expert.....	75 00	Aug. 23	Collectors .....	Wharfage, Brooklyn, June, 1905.	129 48	
	Weekly pay roll for week ending August 18, 1905.....	24,820 93	Aug. 23	Collectors .....	Wharfage, Manhattan, July, 1905 .....	1,030 07	
	Total.....	\$75,756 60	Aug. 23	Collectors .....	Wharfage, Brooklyn, July, 1905.	99 78	
			Aug. 23	Collectors .....	Wharfage, Queens, July, 1905...	14 33	

The Cashier reported the following moneys received and deposited during the week ending August 23, 1905:

Date.	From Whom.	For What.	Amount.	Total.
Aug. 18	Consolidated Ice Company...	Three months' rent bulkhead between Piers, new 24 and 25, North river.....	\$375 00	Deposited August 23, 1905.....

Aug. 18	Consolidated Ice Company...	Three months' rent pier foot of West Forty-sixth street, North river.....	625 00
Aug. 18	Consolidated Ice Company...	Three months' rent pier foot of East Ninety-first street, East river .....	375 00
Aug. 18	American Ice Company.....	Three months' rent ice-bridge between Piers 59 and 60, East river .....	225 00
Aug. 18	American Ice Company.....	Three months' rent ice-bridge at "L" on Pier 56½, North river .....	393 75
Aug. 18	American Ice Company.....	Three months' rent ice-bridge west side of Pier 53, East river .....	52 75
Aug. 18	James W. Scott.....	Three months' rent platform, etc., on bulkhead between Piers, old 56 and 57, and space for engine, East river.....	162 50
Aug. 18	Central Vermont Railway Company .....	Three months' rent Pier, new 29, and half adjoining bulkheads, East river.....	300 00
Aug. 18	Joy Steamship Company.....	Three months' rent Pier, new 27, foot of Catharine slip, East river .....	6,250 00
Aug. 18	Montauk Steamboat Company	One month's rent Pier, old 13, and bulkhead, East river.....	3,750 00
Aug. 18	Kane & Wright.....	Three months' rent bulkhead foot of One Hundred and Fifth street, East river.....	1,050 00
Aug. 18	James Shewan & Sons.....	Three months' rent north half of pier foot of East Fourth street and bulkhead, East river .....	187 50
Aug. 18	James Shewan & Sons.....	Three months' rent south side of Pier 62 and bulkhead between Piers 61 and 62, and privilege to maintain derrick, etc., East river .....	437 50
Aug. 18	Ocean Steamship Company..	One month's rent land covered by awning sheds on bulkhead north and south of Pier, new 35, North river .....	1,030 00
Aug. 18	New York Contracting and Trucking Company.....	Three months' rent pier foot of West Ninety-sixth street and dump thereat, North river.....	19 62
Aug. 18	Nonpareil Rowing Club.....	Three months' rent land under water covered by boat-house, Sherman's creek, Harlem river .....	900 00
Aug. 18	United Electric Light and Power Company.....	Three months' rent privilege to maintain scales on pier foot of Twenty-eighth street, East river .....	25 00
Aug. 18	Thomas Mulry & Son.....	One month's rent space in rear of bulkhead between Eighteenth and Nineteenth streets, East river .....	12 50
Aug. 18	M. Devlin & Co.....	Cost of removing truck from Pier 37, North river, to Pound, East river.....	25 00
Aug. 17	Thomas Bowe.....	Sale of old material.....	3 00
Aug. 18	Collectors .....	Wharfage, Brooklyn, April, 1905.	219 60
Aug. 18	Collectors .....	Wharfage, Manhattan, May, 1905 .....	1 08
Aug. 18	Collectors .....	Wharfage, Brooklyn, May, 1905.	14 77
Aug. 18	Collectors .....	Wharfage, Manhattan, June, 1905 .....	259 08
Aug. 18	Collectors .....	Wharfage, Brooklyn, June, 1905.	56 53
Aug. 18	Collectors .....	Wharfage, Manhattan, July, 1905 .....	256 86
Aug. 18	Collectors .....	Wharfage, Brooklyn, July, 1905.	33 12
Aug. 18	Collectors .....	Wharfage, Queens, July, 1905..	35

Deposited August 18, 1905..... \$17,053 59

Aug. 21	Empire Brick and Supply Company .....	One month's rent space 50 by 100 feet between Fifty-first and Fifty-second streets, North river .....	\$25 00
Aug. 21	Empire Brick and Supply Company .....	One month's rent space 50 by 100 feet of One Hundred and Fortieth street, North river .....	25 00
Aug. 21	L. E. Muller.....	Three months' rent inner 100 feet north side of Pier, old 42, and 27 feet bulkhead adjoining, North river .....	375 00
Aug. 21	J. M. & P. Scanlan.....	Three months' rent pipe through bulkhead foot of West Fortieth street .....	75 00
Aug. 21	C. S. Goss & Co.....	Sixteen days' rent space between Fifty-second and Fifty-third streets, North river .....	13 15
Aug. 21	John H. Starin.....	Three months' rent Pier, new 58, North river .....	3,437 50
Aug. 21	John H. Starin.....	Three months' rent bulkhead from 140 feet south of south side of Pier, new 14, for 78.17 feet, North river .....	541 18
Aug. 21	John H. Starin.....	Three months' rent bulkhead from north side of Cortlandt street south for 20 feet, North river .....	300 00
Aug. 21	John H. Starin.....	Three months' rent pier foot of Thirty-second street, East river .....	625 00

Date.	From Whom.	For What.	Amount.	Total.
Aug. 22	New York Central Railroad..	Thirty-four days' rent tracks between Thirty-second and Thirty-seventh streets, North river .....	147 18	
Aug. 22	New York Central Railroad..	Three months' rent tracks between Thirty-second and Thirty-seventh streets, North river .....	395 00	
Aug. 23	Watson N. Bowne.....	Three months' rent town dock, Westchester .....	37 50	
Aug. 22	Dockmasters .....	Wharfage, Manhattan, August, 1905 .....	1,308 10	
Aug. 22	Dockmasters .....	Wharfage, Brooklyn, August, 1905 .....	116 27	
Aug. 22	Dockmasters .....	Wharfage, Queens, August, 1905 .....	5 00	
Aug. 23	Collectors .....	Wharfage, Manhattan, May, 1905 .....	91 50	
Aug. 23	Collectors .....	Wharfage, Brooklyn, May, 1905.	10 50	
Aug. 23	Collectors .....	Wharfage, Manhattan, June, 1905 .....	635 70	
Aug. 23	Collectors .....	Wharfage, Brooklyn, June, 1905.	129 48	
Aug. 23	Collectors .....	Wharfage, Manhattan, July, 1905 .....	1,030 07	
Aug. 23	Collectors .....	Wharfage, Brooklyn, July, 1905.	99 78	
Aug. 23	Collectors .....	Wharfage, Queens, July, 1905...	14 33	

Deposited August 23, 1905..... 9,437 24

Total ..... \$76,490 83

The following actions were taken concerning employees:
James O'Connell (64285)—Appointed, August 18, as Dock Laborer.
Nicholas Raday (64282)—Appointment as Dock Laborer rescinded, August 18, his certification by the Municipal Civil Service Commission having been withdrawn.
James Lawless, Laborer (64298)—Name dropped from list of employees, August 22, death being reported by the Superintendent of Docks.
John Smith, Dock Laborer (64283)—Name dropped from list of employees, August 22, he having been transferred to the office of the Manhattan Borough President.
Daniel F. Roach, Laborer (64315)—Discharged, August 24, for failure to report for duty within a period of over thirty days, as per report of the Engineer-in-Chief.
CHARLES J. COLLINS, Secretary.

## EXECUTIVE DEPARTMENT.

### BUREAU OF WEIGHTS AND MEASURES.

#### Report for the Year Ending December 31, 1905.

Mayor's Bureau of Weights and Measures, City Hall, New York, December 31, 1905.

Hon. GEORGE B. McCLELLAN:

Sir—I present herewith a report of work performed by the Bureau of Weights and Measures attached to your office during the period between January 11, 1905, and December 31, 1905.

In the compilation below is given the summary of the inspections made, complaints filed, prosecutions had and judgments obtained, and also a statement of the amount of money collected from violators of the ordinances relating to the inspection and sealing of weights and measures.

This is the newest and youngest bureau attached to the office of the Executive and for an infant has accomplished a great deal in a short time.

In an additional statement which may be called an appendix is presented some of the problems and difficulties which in the course of the work have been met with, and also the necessities of the Bureau as the same have suggested themselves to me.

Stores and places visited..... 25,565

Certificates issued where instruments were found correct..... 24,945

Reinspections made .....

Notices served to repair scales, etc..... 835

Found defects corrected and scales and measures repaired..... 591

Requests from merchants for special inspections..... 787

Number of violations referred to Corporation Counsel for prosecution..... 159

Aggregate amount of penalties involved..... \$41,550 00

Amount of penalties collected by Corporation Counsel..... 12,573 50

Number of violations pending..... 156

Number of days at court by Inspectors..... 247

Scales confiscated being four ounces fast..... 95

Light weights and measures destroyed by Inspectors..... 1,237

Total instruments confiscated and destroyed..... 1,332

Scales inspected .....

Weights inspected .....

Measures inspected .....

Miscellaneous .....

No better illustration of the fact that such a bureau is necessary can be furnished than is contained in the summary of the work performed by it, and a comparison of that summary with the statement of the work performed by the Inspectors and Sealers during the years 1902 and 1903.

In the year 1902 the amount collected for violations of the ordinance then existing was \$421, and in 1903, under the same ordinance, \$2,020 was collected, which may be contrasted with the figures set forth in the tabulated summary of this year's work. The chief causes of the necessity are the

#### Dishonest Tradesmen.

The general public, it seems, possesses little knowledge of scales or weights, and people are often cheated by the most glaringly clumsy methods of dishonest dealers, who give them shorter weight than they expect and pay for.

These dealers are usually found in the neighborhoods populated by people of small means, and the greatest outrages are perpetrated against the very poor.

#### Much Needed Protection to Public Generally.

Food is not cheap, and a pound for the price of a pound is only what a poor man or woman should receive from a butcher or a grocer, but, by use of spring scales adjusted for the purpose, or light weights on counter balances, some unfortunate people received only fifteen, some fourteen, some others even as little as ten and one-half ounces when they supposed they were receiving and actually paid for a pound.

If the evil was confined to the practices of a few dealers the wrong would not be so great, but because of their nefarious practices the people, attracted by the seemingly low prices charged by the robbers, gave them their custom to such an extent that more honest dealers felt almost a diluted kind of justification for imitating the example of the men who gave so little for the people's money, and the practice of giving light weight and measure became almost the rule and not the exception.

#### HOW THE PUBLIC IS CHEATED.

##### Butchers.

Butchers in the retail trade as a rule use spring scales, most of which present to the view of the purchaser a dial upon which a moving hand indicates the weight of the object being sold.

By removing the glass front and loosening a little screw, adjusting the hand a trifle, tightening the screw again and replacing the glass front, the butcher may rob hundreds of people out of an ounce or more in every pound of meat he is paid for.

Some spring scales do not require this labor to enable the butcher to steal his customers' money.

The scale manufacturer provides at the side or back or top of the scale, a little adjusting thumb screw which by a touch sets the scale against the customer.

Some butchers have their scales set properly and conforming when empty to the standards, but each day when commencing business a strip of fat or a slice or two of salt pork or bacon is attached to the under side of the pan of the scale, some "artists" use putty to enable the proprietor to rob his customers of from seven to fifteen per cent. of the money they pay for meat.

Some butchers with neat looking places have a sheet of paper on the scale and under it a dozen or so ten penny nails or a couple of S hooks innocently hanging from the slide, or upon the hook properly belonging to the scale hang a pad of memorandum sheets or "tickets," any of which devices serve to rob the customer.

Any of these different knavish tricks would be apparent to an observant customer, but apparently the people do not seem to notice that the hand on the scale does not stand at nor start from the zero mark but from one ounce or two, three, four, five or more ounces past the zero, they only notice that the hands point to the two pounds or so they want to get and are satisfied.

Some butchers have been reported as requiring their benchmen to make their wages in short-weighting the customers.

This they do by means of well lubricated slides on the spring scales which keeps the pan jumping quickly up and down when meat is dropped upon it, and catching the false weight at the lowest drop of the pan, quickly take off the meat, announce the false weight to the customer, write out a memorandum ticket and pass meat and ticket to proprietor or foreman who weighs the meat upon a scale not subject to customers' scrutiny, and credits the benchman with the amount he has defrauded the customer of.

If some customer does make a protest a quick and abject expression of sorrow at the "mistake" and the adjustment of the cash rectifies the error and prosecution rarely, if ever, follows.

"Computing scales" set wrong by means of "adjusting screws" often enable butchers and delicatessen store keepers to defraud customers of an ounce or two on every purchase.

##### Grocers.

The scales generally used by grocers are of the "counter balance" type requiring the use of weights.

The weights used are ordinarily lying in full view upon the counter and are usually of iron and stamped by the manufacturer with the supposed weight.

A half-inch drill or reamer will, if used in two or three places on the bottom, remove enough iron from a "one pound weight" to reduce its actual weight one or two ounces, or even more.

Such weights have been frequently found as also some which had been planed or sawed off the bottom so that it weighed only a trifle over one-half the indicated weight.

Some grocers have been reported as having as many as fifteen out of twenty-three weights, respectively from one-quarter ounce to three and one-half ounces light through such tampering.

Some grocers attach to the cradle of the scoop or pan a little scrap of "tea lead" which destroys the balance of the scale and helps defraud the customer of perhaps an ounce or more every time the scale is used.

In neighborhoods where poor people live, people who buy tea, coffee, butter, etc., by the half pound or pound, such frauds make a terrible percentage against the customer.

Butter is ordinarily sold in the back and darker portions of the store and the customer may be defrauded quite neatly, thus:

The grocer takes from a tub of water a large wooden "plate" of the size called four pound, kept soaking "so that the butter will not stick to it," places it upon the scale and weighs one pound or two pounds or even half a pound as requested by the customer, gives it a pat or two, places it on a "one pound plate" and sends the customer on his or her way rejoicing, unconscious that the large water-soaked "plate" robbed him or her of an ounce or more weight.

The public is also robbed by means of light weight "packages."

Grocers put up during dull times coffee, tea, sugar, flour, etc., in packages or bags to permit of quick sales when business is brisk.

These packages are very often light as much as three and one-half ounces in as many pounds, and it is done by placing upon the cradle of the scoop or pan two and sometimes three heavy straw paper bags and another empty bag is placed upon the scoop and on the counterpoise the weights. The sugar or other commodity is poured into the empty bag until the scale balances, and as the two or three bags on the cradle and the bag on the scoop have all been weighed, the customer pays for them at the price of the commodity he wants to buy.

The Inspectors visit groceries where such things are suspected on Friday nights, and finding the scales out of balance because of the bags tied upon the scale prosecute the proprietors for violation of the ordinance, but cannot cause their punishment criminally for the short weight packages because he would have to purchase such packages and comply with many formalities required by the domestic commerce law to make a case, and the Inspector has no money to spend for such purchases unless he spends his own salary; however, some such purchases were made, and a few cases are now pending in the criminal courts against vendors of short weight packages. It is hoped that the expected convictions will put a stop to this species of fraud.

##### Fish Peddlers.

Upon several occasions the whole working force of the Bureau has without warning made inspection of the scales, etc., of the fish peddlers doing business at the DeLancey Street Market under the Williamsburg Bridge, and on one occasion in the month of May twenty-eight spring balance scales were destroyed, each being from four ounces to three pounds out of balance.

At a second visit in October only ten complaints were filed, and it is gratifying to know that of the thirty or more prosecutions arising from these two inspections the City has recovered judgment in each case for the full penalties provided by the ordinance.

##### Retail Poultry Dealers in Markets.

When the Bureau was established my attention was attracted to the many complaints, some anonymous, made against retail poultry dealers in the various City markets, Washington Market particularly, and I caused several Inspectors to visit that market and look at conditions, and as a result some twenty complaints were in the month of June filed against dealers, and every week since the market scales have been inspected by different Inspectors or Sealers, and scales conforming to the standard established by law are the rule now and not the exception; but, nevertheless, the people still receive short weight, for on Saturday night, December 23, two Inspectors found in the market and in stores on the immediately surrounding street ten violations of law.

Some of the scales complained of were set against the customer from four ounces to two pounds.

In one case a sixty-pound spring scale in perfect order was hung high at the back of the stand and nearly screened from the customers' gaze by the poultry hanging from the racks in front.

On that scale was placed a piece of wrapping paper and beneath lay a brass padlock, and some customers present caused the goods just bought to be reweighed and learned that they had just escaped being defrauded of the price of from one-half pound to two pounds of poultry, nine to twenty cents.

The customers received the cash necessary to adjust the fraud and refused to prosecute criminally.

On another such scale the Inspectors found the blade of a butcher's cleaver, having no handle it lay very flat and was hidden by paper.

On this last scale the brass dial was polished so much and so often that the marks on the face were almost invisible and customers could not see whether it indicated what the dealer announced or not.

One thirty-pound spring scale was so rigged that it indicated as much as seventeen ounces more than the actual weight.

The various pieces of hardware thus used were promptly seized and will be used as evidence in the prosecution of the violation of the ordinance.

##### Coal Dealers.

There has been no general inspection of coal dealers' scales although there are probably as many as five hundred in the City.

To inspect these scales the use of heavy weights is necessary and no provision for conveying the weights has been made; not one dollar has been appropriated which the Bureau could use for the purpose.

It is true some few dealers have asked to have their scales tested and sent their own carts to carry the weights.

The weights belonging to one inspection district are still lying on the East river dock where they were brought to test scales for one of the City departments.

One "public coal scale" was found incorrect and the owner refusing to have it repaired, the Corporation Counsel has been notified and asked to prosecute. The penalty if the prosecution is successful is the forfeiture of a five hundred dollar bond.

##### Produce Merchants.

The attention of the Bureau has been directed to berry and fruit consignees who handle "berries, etc., in "quart" boxes, which do not conform to the standard, and some dealers whose boxes were short three and a half cubic inches of the standard fixed by law are now being prosecuted.

##### Dry Goods and Department Stores.

Because of the magnitude of their business, perhaps, department store proprietors look upon the inspections by this Bureau almost as an impertinence, and the proprietors of one of the largest of these establishments had to be haled to court to allow inspection by the Bureau.

The counter nails used as marks for measuring dry goods sold by the yard are somewhat archaic, and as the counters themselves are very often cut and transposed, or transferred from one "stock" to another, the nail-marked yard measures are very frequently worthless.

Some dealers use what they call "yard sticks" and "yard measures" which do not measure thirty-six inches.

One dealer was sued this very month because the Inspector found three short yard measures in his store, and the proprietor brought one of the measures to court and there materially aided in the securing of the judgment against himself, as the measure, one presented by a wholesale satin manufacturer, was, when measured in court, found short.

##### How Persons Who Violate the Ordinance Are Proceeded Against.

When an inspection is made the Sealer or Inspector makes a full list of the scales, weights, measures or other instruments used in the store for weighing or measuring merchandise, and, upon the blanks furnished them for the purpose, indicate the number and size or capacity of each and how many are found correct and how many condemned.

If any are found not conforming to the standard, and the use thereof observed or admitted, a complaint, stating all the facts, is filed, and the Corporation Counsel sues for the penalty in a Municipal District Court, the Inspector or Sealer appearing as complaining witness.

So careful have been the Sealers and Inspectors that not one single case where complaint was made of violation of this ordinance relating to weights and measures has been lost by the City.

##### The Cost of the Bureau.

The net cost of the Bureau to the people of the City is, per capita, less than four cents and a half per annum, and will be even less this year to come.

##### Difficulty in Inspection in Suburban Districts.

Sealers and Inspectors in the boroughs of Richmond, Queens and The Bronx in order to reach some of the stores in the outlying villages in their territory use a horse and wagon, and the City is fortunate to have employees so circumstanced as to have such means of conveyance and willing to use same for the work.

##### Needs of the Bureau.

With fifteen to seventeen Sealers and Inspectors making daily reports which have to be transcribed in registers and filing complaints which have to be noted, scheduled and forwarded for prosecution to the Attorneys for the Collection of Penalties, with letters coming in from citizens making complaints or asking information, with letters from different associations and public or semi-public bodies asking for copies of reports, with communications transmitted from City Departments and by the Mayor, all of which require clerical help to handle, this Bureau, not provided with Clerks, has been compelled to utilize some of the Inspectors or Sealers to do clerical work, and as a result the inspections which these men should make are devolved upon others.

If no Clerks can be obtained for the year 1906 the Bureau will be hampered in its work, for in the Bronx and in Brooklyn, in the Twenty-sixth Ward and the Eighth Ward, the stores have doubled in number in a year.

It is unfortunate that the Bureau has no "contingent account."

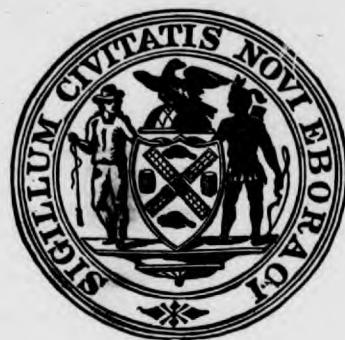
Some Sealers or Inspectors have to cover territory nearly ten miles in length and pay their own car fare, yet cannot test large scales, for they have no means of transporting the half-ton of fifty-pound block weights needed for such tests.

Nor can they, without depriving themselves or their families, purchase "short-weight packages."

That there should be money for car fare, postage, etc., and wagons provided for transporting large weights and measures can hardly be disputed, and it does not seem that much loss would result if the Sealers and Inspectors made occasional purchases of packages suspected of being short in weight, as all such packages could, when no longer needed as evidence, be turned over to some of the City institutions or sold and the proceeds returned to the City treasury.

Respectfully submitted,

PATRICK DERRY,  
Chief of Bureau of Weights and Measures.



## CHANGES IN DEPARTMENTS.

## DEPARTMENT OF DOCKS AND FERRIES.

January 9—The Commissioner has fixed the salary of Lucius C. Higgins, Clerk, at the rate of \$2,400 per annum, to take effect at once.

The Commissioner has appointed Charles W. Staniford to the position of Engineer-in-Chief to serve until such time as his successor may be appointed, compensation to be at the rate of \$6,000 per annum, to take effect this date.

January 8—John H. Brennan has been reinstated as Laborer, with compensation at the regular rate.

## FIRE DEPARTMENT.

January 9—Resigned.

Boroughs of Brooklyn and Queens.

Fireman fourth grade Thomas J. Craddock, Hook and Ladder Company 68, to take effect January 7, 1906.

Appointment Revoked.

Boroughs of Manhattan and The Bronx.

The appointment of Thomas Burke as an ununiformed Fireman, with salary at the rate of \$800 per annum, and assignment to Hook and Ladder Company 24, to take effect January 1, 1906, of which you were notified under date of the 30th ult., has been revoked, and his name dropped from the rolls as of January 1, 1906, the date of his appointment, he being a Patrolman in the Police Department.

Designation of Compensation.

Boroughs of Manhattan, The Bronx and Richmond.

Laborer Matthew H. Moore, at \$936 per annum, to take effect January 1, 1906, Fire Alarm Telegraph Bureau.

Died.

Boroughs of Brooklyn and Queens.

Fireman third grade James M. Hayes, Engine Company 151, December 27, 1905.

DEPARTMENT OF BRIDGES.

January 9—John J. Mulligan of No. 373 Eighth avenue, Manhattan, Foreman Painter and Rigger, at 56½ cents per hour, has been discharged owing to lack of work.

## DEPARTMENT OF PARKS.

Borough of The Bronx.

January 6—The compensation of H. Bloodgood of No. 547 East One Hundred and Thirty-fourth street, Park Laborer, has been fixed at the rate of \$250 per diem, to take effect January 6, 1906.

## REGISTER, COUNTY OF NEW YORK.

January 8—The ten persons below named who are now employed as Recording Clerks, at folio writing, with compensation at the rate of five cents per folio, have been temporarily assigned to do indexing work for the period of sixty days, beginning with Tuesday, January 9, 1906, with compensation at the rate of \$1,000 per annum, pursuant to the authorization of the State Civil Service Commission, dated January 6, 1906, viz.:

Julius Blumenbach.  
Charles J. McCormick.  
August F. Dusche.  
Alexander Goldfogle.  
William Dougherty.  
Louis Levey.  
Louis Herskowitz.  
David D. Weinberger.  
Arthur P. O'Donnell.  
Joseph T. Kelly.

## BOARD OF EXAMINERS.

January 9—Changes in the membership of the Board January 3, 1906: Henry Rutgers Marshall, representative of the New York Chapter of the American Institute of Architects, appointed to succeed Walter Cook (term expired).

## OFFICIAL DIRECTORY.

## CITY OFFICERS.

STATEMENT OF THE HOURS DURING WHICH the Public Offices in the City are open for business and at which the Courts regularly open and adjourn, as well as the places where such offices are kept and such Courts are held, together with the heads of Departments and Courts:

## EXECUTIVE DEPARTMENT.

## Mayor's Office.

No. 5 City Hall, 9 A. M. to 4 P. M.; Saturdays, 9 A. to 12 M.

Telephone, 8020 Cortlandt.

GEORGE B. McCLELLAN, Mayor.

Frank M. O'Brien, Secretary.

William A. Willis, Assistant Secretary.

James A. Rierdon, Chief Clerk and Bond and Warrant Clerk.

## Bureau of Weights and Measures.

Room 7, City Hall, 9 A. M. to 4 P. M.; Saturdays, 9 to 12 M.

Telephone, 8020 Cortlandt.

Patrick Derry, Chief of Bureau.

## Bureau of Licenses.

9 A. M. to 4 P. M.; Saturdays, 9 A. M. to 12 M.

Telephone, 8020 Cortlandt.

John P. Corrigan, Chief of Bureau.

Principal Office, Room 1, City Hall. Gaetano D'Amato, Deputy Chief, Boroughs of Manhattan and The Bronx.

Branch Office, Room 12, Borough Hall, Brooklyn, Daniel J. Griffin, Deputy Chief, Borough of Brooklyn.

Branch Office, Richmond Building, New Brighton, S. I.; William R. Woelke, Financial Clerk, Borough of Richmond.

Branch Office, Hackett Building, Long Island City. Charles H. Smith, Financial Clerk, Borough of Queens.

## THE CITY RECORD OFFICE.

## Bureau of Printing, Stationery and Blank Books.

Supervisor's Office, Park Row Building, No. 21 Park Row. Entrance Room 803, 9 A. M. to 4 P. M.; Saturdays, 9 A. M. to 12 M.

Telephone, 1505 and 1506 Cortlandt. Supply Room, No. 2 City Hall.

Patrick J. Tracy, Supervisor; Henry McMillen, Deputy Supervisor; C. McKemie, Secretary.

## BOARD OF ALDERMEN.

No. 11 City Hall, 10 A. M. to 4 P. M.; Saturdays, 10 A. M. to 12 M.

Telephone, 7560 Cortlandt.

Patrick F. McGowan, President.

P. J. Scully, City Clerk.

## CITY CLERK AND CLERK OF THE BOARD OF ALDERMEN.

City Hall, Rooms 11, 12; 10 A. M. to 4 P. M.; Saturdays, 10 A. M. to 12 M.

Telephone, 7560 Cortlandt.

P. J. Scully, City Clerk and Clerk of the Board of Aldermen.

Thomas Murphy, First Deputy City Clerk.

Michael F. Blake, Chief Clerk of the Board of Aldermen.

Joseph V. Scully, Deputy City 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.

## DEPARTMENT OF FINANCE.

## Stewart Building, Chambers street and Broadway, 9 A. M. to 4 P. M.; Saturdays, 9 A. M. to 12 M.

Herman A. Metz, Comptroller.

N. Taylor Phillips and John H. McCooey, Deputy Comptrollers.

Hubert L. Smith, Assistant Deputy Comptroller.

Oliver E. Stanton, Secretary to Comptroller.

## Main Division.

H. J. Storrs, Chief Clerk, Room 11.

## Stock and Bond Division.

James J. Sullivan, Chief Stock and Bond Clerk, Room 37.

## Bureau of Audit—Main Division.

William McKinny, Chief Auditor of Accounts, Room 27.

## Law and Adjustment Division.

Jeremiah T. Mahoney, Auditor of Accounts, Room 185.

## Investigating Division.

Charles S. Hervey, Auditor of Accounts, Room 178.

## Charitable Institutions Division.

Daniel C. Potter, Chief Examiner of Accounts of Institutions, Room 38.

## Bureau of the City Paymaster.

No. 83 Chambers street, and No. 65 Reade street.

John H. Timmerman, City Paymaster.

## Bureau of Engineering.

Stewart Building, Chambers street and Broadway.

Eugene E. McLean, Chief Engineer, Room 55.

## Real Estate Bureau.

Mortimer J. Brown, Appraiser of Real Estate, Room 157.

## Bureau for the Collection of Taxes.

Borough of Manhattan—Stewart Building, Room 8.

David E. Auster, Receiver of Taxes.

John J. McDonough, Deputy Receiver of Taxes.

Borough of The Bronx—Municipal Building, Third and Tremont avenues.

John B. Underhill, Deputy Receiver of Taxes.

Borough of Brooklyn—Municipal Building, Rooms 2-8.

Jacob S. Van Wyck, Deputy Receiver of Taxes.

Borough of Queens—Hackett Building, Jackson avenue and Fifth street, Long Island City.

Frederick W. Bleckwenn, Deputy Receiver of Taxes.

Borough of Richmond—Bay and Sand streets, Stapleton.

John DeMorgan, Deputy Receiver of Taxes.

## Bureau for the Collection of Assessments and Arrears.

Borough of Manhattan—Stewart Building, Room 8.

Edward A. Slattery, Collector of Assessments and Arrears.

John B. Adger Mullally, 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—Municipal Building.

John H. McCooey, 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—Bay and Sand streets, Stapleton.

George Brand, Deputy Collector of Assessments and Arrears.

## BOARD OF EXAMINERS.

January 9—Changes in the membership of the Board January 3, 1906:

Henry Rutgers Marshall, representative of the New York Chapter of the American Institute of Architects, appointed to succeed Walter Cook (term expired).

## THE CITY RECORD.

## THURSDAY, JANUARY 11, 1906.

## BOARD OF ELECTIONS.

Headquarters, General Office, No. 107 West Forty-first street.

Commissioners—John R. Voorhis (President), Charles B. Page (Secretary), John Maguire, Michael J. Dady, A. C. Allen, Chief Clerk.

## BOROUGH OFFICES.

Manhattan.

No. 112 West Forty-second street.

William C. Baxter, Chief Clerk of the Borough.

The Bronx.

One Hundred and Thirty-eighth street and Mott avenue (Solingen Building).

Cornelius A. Bunner, Chief Clerk of the Borough.

Brooklyn.

No. 42 Court street (Temple Bar Building).

George Russell, Chief Clerk of the Borough.

Queens.

No. 51 Jackson avenue, Long Island City.

Carl Voegel, Chief Clerk of the Borough.

Richmond.

Staten Island Savings Bank Building, Beach and Water streets, Stapleton, S. I.

Alexander M. Ross, Chief Clerk of the Borough.

All offices open from 9 A. M. to 4 P. M.; Saturdays, 9 A. M. to 12 M.

## DEPARTMENT OF BRIDGES.

Nos. 13-21 Park row.

James W. Stevenson, Commissioner.

Frank I. Ulrich, Deputy Commissioner.

Edgar E. Shiff, Secretary.

Office hours, 9 A. M. to 4 P. M.

Saturdays, 9 A. M. to 12 M.

Telephone, 6080 Cortlandt.

## DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY.

Nos. 13 to 21 Park row, 9 A. M. to 4 P. M.

## TENEMENT HOUSE DEPARTMENT.

Manhattan Office, No. 44 East Twenty-third street. Telephone, 531 Gramercy.  
 Brooklyn Office, Temple Bar Building, No. 44 Court street.  
 Bronx Office, Nos. 2806 and 2808 Third avenue.  
 Edmund J. Butler, Commissioner.  
 John F. Skelly, First Deputy Tenement House Commissioner.  
 No. 44 Court street, Temple Bar Building, Brooklyn.  
 William Brennan, Second Deputy Tenement House Commissioner.  
 Charles J. Crowley, Secretary, Tenement House Department.  
 William A. Calvert, Superintendent, Bronx Office.  
 Michael A. Rofrano, Superintendent, Manhattan Office.  
 John A. Lee, Chief Inspector, New Building Bureau, Manhattan.  
 James Sweeney, Chief Inspector, New Building Bureau, Brooklyn.  
 Joseph A. Cassidy, Chief Inspector, New Building Bureau, The Bronx.  
 Michael F. McGee, Chief Inspector, Old Building Bureau, The Bronx.

## DEPARTMENT OF DOCKS AND FERRIES.

Pier "A," N. R., Battery place.  
 Telephone, 1681 Broad.  
 John A. Bensel, Commissioner.  
 Joseph A. Bill, Deputy Commissioner.  
 Charles J. Collins, Secretary.  
 Office hours, 9 a. m. to 4 p. m.; Saturdays, 12 m.

## BELLEVUE AND ALLIED HOSPITALS.

Telephone, 4400 Madison Square.  
 Board of Trustees—Dr. John W. Brannan, President.  
 James K. Paulding, Secretary; Leopold Stern, Theodore E. Tack, Arden M. Robbins, Myles Tierney, Samuel Sachs, Robert V. Heberd, ex officio.

## 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., William McAdoo, Commissioners.  
 Eugene W. Scheffer, Secretary.

Herman M. Biggs, M. D., General Medical Officer.  
 James McC. Miller, Chief Clerk.  
 Charles F. Roberts, M. D., Sanitary Superintendent.

William H. Guilfoy, M. D., Registrar of Records.  
 Borough of Manhattan.

Walter Bensel, 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.  
 Gerald Sheil, M. D., Assistant Sanitary Superintendent. Amelrose Lee, Jr., Assistant Chief Clerk. Arthur J. O'Leary, M. D., Assistant Registrar of Records.

Borough of Brooklyn, Nos. 38 and 40 Clinton street.  
 Thomas L. Fogarty, M. D., Assistant Sanitary Superintendent. Alfred T. Metcalfe, Assistant Chief Clerk. S. J. Byrne, M. D., Assistant Registrar of Records.

Borough of Queens, Nos. 372 and 374 Fulton Street, Jamaica.

John P. Moore, M. D., Assistant Sanitary Superintendent. George R. Crowley, Assistant Chief Clerk. Robert Campbell, M. D., Assistant Registrar of Records.

Borough of Richmond, Nos. 54 and 56 Water Street, Stapleton, Staten Island.

John T. Sprague, M. D., Assistant Sanitary Superintendent. Charles E. Hoyer, Assistant Chief Clerk. J. Walter Wood, M. D., Assistant Registrar of Records.

## DEPARTMENT OF PARKS.

Moses Herrman, Commissioner of Parks for the Boroughs of Manhattan and Richmond.

Willie Holly, Secretary, Park Board.  
 Offices, Arsenal, Central Park.

Michael J. Kennedy, Commissioner of Parks for the Boroughs of Brooklyn and Queens.

Offices, Litchfield Mansion, Prospect Park, Brooklyn. Henry C. Schrader, Commissioner of Parks for the Borough of the Bronx.

Offices, Zborowski Mansion, Claremont Park.

Office hours, 9 a. m. to 4 p. m.; Saturdays, 12 m.

## DEPARTMENT OF TAXES AND ASSESSMENTS.

Stewart Building, No. 280 Broadway, Office hours, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

Commissioners—Frank A. O'Donnell, President. John J. Brady, Frank Raymond, Nicolas Muller, James H. Tully, Charles Putzel, Samuel Strasbourger.

## MUNICIPAL CIVIL SERVICE COMMISSION.

No. 62 Elm street, 9 a. m. to 4 p. m.  
 William F. Baker, R. Ross Appleton, Alfred J. Talley.

Frank A. Spencer, Secretary.

## BOARD OF ASSESSORS.

Office, No. 320 Broadway, 9 a. m. to 4 p. m.; Saturday, 12 m.

Antonio Zucca.  
 Paul Weimann.

James H. Kennedy.

## 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, 1280 Plaza.

Richard H. Adams, Richard B. Aldcroft, Jr.; Frank L. Abbott, Grosvenor H. Backus, Nicholas J. Barrett, John J. Barry, James Clancy, M. Dwight Collier, Joseph E. Cosgrove, Francis P. Cunnion, Samuel M. Dix, Samuel B. Donnelly, A. Leo Everett, Joseph Nicola Francolini, George Freifeld, John Greene, George D. Hamlin, M. D.; Robert L. Harrison, Louis Haupt, M. D.; Thomas J. Higgins, James J. Higginson, Charles H. Ingalls, Nathan S. J. Nas, John C. Kelley, Alrick H. Man, Clement March, Mitchell May, Thomas J. O'Donohue, Frank H. Partridge, George E. Payne, James A. Renwick, George W. Schaeidle, Henry Schmitt, Abraham Stern, M. Samuel Stern, John R. Thompson, Henry N. Tiffi, George A. Vandenhoff, Felix M. Warburg, James Weir, Jr.; William N. Wilmer, Frank D. Wilsey, George W. Wingate, Egerton L. Winterton, Jr. (Two vacancies.)

Henry N. Tiffi, President.  
 John C. Kelley, 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.

Henry M. Leipziger, Supervisor of Lectures.

Claude G. Leland, Superintendent of Libraries.

Henry M. Devoe, Supervisor of Janitors.

## Board of Superintendents.

William H. Maxwell, City Superintendent of Schools, and George S. Davis, Andrew W. Edson, Algernon S. Higgins, Albert P. Marble, Clarence E. McIney, Thomas S. O'Brien, Edward L. Stevens, John H. Walsh, Associate City Superintendents.

## District Superintendents.

Darwin L. Bardwell, William A. Campbell, John J. Chickering, John Dwyer, James M. Edson, Matthew J. Elgas, Edward D. Farrell, Cornelius D. Franklin, John Griffin, M. D.; John H. Haaren, John L. Hunt, Henry W. Jameson, James Lee, Charles W. Lyon, James J. McCabe, Arthur McMullin, Julia Richman, Alfred T. Schaeidle, Edward B. Shallow, Edgar Dubs Shimer, Seth T. Stewart, Edward W. Stitt, Grace C. Strachan, Gustave Straubenmuller, 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.

## ART COMMISSION.

City Hall, Room 21.  
 Telephone call, 1197 Cortlandt.

Robert W. de Forest, President; A. Augustus Healy, President of the Brooklyn Institute of Arts and Sciences, Vice-President; Loyall Farragut, Secretary; George B. McClellan, Mayor of The City of New York; J. Pierpont Morgan, President of Metropolitan Museum of Art; John Bigelow, President of New York Public Library; J. Carroll Beckwith, Painter; John J. Boyle, Sculptor; Walter Cook, Architect; John D. Crimmins, H. Mansfield.

Milo R. Maltbie, Assistant Secretary.

## BOARD OF EXAMINERS

Rooms 6027 and 6028 Metropolitan Building, No. 1 Madison avenue, Borough of Manhattan, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 noon.

Telephone, 5840 Gramercy.

Warren A. Conover, Charles Buek, Lewis Harding, Charles G. Smith, Edward F. Croker, Henry R. Marshall and William J. Fryer, Chairman, Thomas F. Donohue, Clerk.

Board meeting every Tuesday at 2 p. m.

## EXAMINING BOARD OF PLUMBERS.

Robert McCabe, President; David Jones, Secretary; Thomas E. O'Brien, Treasurer; ex-officio Horace Loomis and P. J. Andrews.

Rooms 14, 15 and 16 Aldrich Building, Nos. 149 and 151 Church street.

Office open during business hours every day in the year except legal holidays. Examinations are held on Monday, Wednesday and Friday after 1 p. m.

## BOARD OF RAPID TRANSIT RAILROAD COMMISSIONERS.

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

Bion L. Burrows, Secretary.

## NEW YORK CITY IMPROVEMENT COMMISSION.

Nos. 13-21 Park row.

Francis K. Pendleton, Chairman; Daniel S. Lamont, Jacob S. Cantor, George A. Hearn, Whitney Warren, Harry Payne Whitney, Frank Bailey, John W. Alexander, Daniel C. French, Louis F. Haffen, James A. Wright, Joseph Cassidy, William J. La Roche, J. Edward Swanstrom, George Cromwell and Henry S. Thompson.

Advisory Committee—Nelson P. Lewis, Chief Engineer, Board of Estimate and Apportionment, Secretary to the Commission; John A. Bensel, Chief Engineer, Department of Docks and Ferries; O. F. Nichols, Chief Engineer, Bridge Department; Samuel Parsons, Jr., Landscape Architect, Park Department. Nathaniel Rosenberg, Assistant Secretary.

## BOARD OF WATER SUPPLY.

Office, No. 299 Broadway.

J. Edward Simmons, Charles A. Shaw, Charles N. Chadwick, Commissioners.

Thomas Hassett, Secretary.

H. G. Murray, Assistant Secretary.

J. Waldo Smith, Chief Engineer.

## BOROUGH OFFICES.

## Borough of Manhattan.

Office of the President, Nos. 10, 11 and 12 City Hall, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

John F. Ahearn, President.

Bernard Downing, Secretary.

Isaac A. Hopper, Superintendent of Buildings.

William Dalton, Commissioner of Public Works.

James J. Hagen, Assistant Commissioner of Public Works.

William H. Walker, Superintendent of Public Buildings and Offices.

Mathew F. Donough, Superintendent of Sewers.

George F. Scannel, Superintendent of Highways.

## 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.

Patrick J. Reville, Superintendent of Buildings.

Henry Bruckner, Commissioner of Public Works.

Josiah A. Briggs, Chief Engineer.

Frederick Greifenberg, Principal Assistant Topographical Engineer.

Charles W. Graham, Engineer of Sewers.

Martin Geisler, Superintendent of Highways.

## Borough of Brooklyn.

President's Office, Nos. 15 and 16 Borough Hall, 9 a. m. to 4:30 p. m.; Saturdays, 9 a. m. to 12 m.

Bird S. older, President.

Charles F. Adams, Secretary.

John A. Heffernan, Private Secretary.

Desmond Dunne, Commissioner of Public Works.

David F. Moore, Superintendent of Buildings.

George W. Tillson, Chief Engineer in Charge Bureau of Highways.

James Dunne, Superintendent of the Bureau of Sewers.

Joseph M. Lawrence, Superintendent of the Bureau of Public Buildings and Offices.

## Borough of Queens.

President's Office, Borough Hall, Jackson avenue and Fifth street, Long Island City.

Joseph Berman, President.

Alfred Denton, Secretary to the President.

James P. Hicks, Superintendent of Highways.

Office, Hackett Building, Long Island City.

Carl Burger, Superintendent of Buildings, office Long Island City.

Henry Willert, Superintendent of Public Buildings and Offices, Jamaica, L. I.

Joseph H. De Braga, Superintendent of Sewers.

Office, Long Island City, 9 a. m. to 4 p. m.; Saturdays, from 9 a. m. until 12 m.

Lawrence Gresser, Commissioner of Public Works, Glendale, L. I.

## Borough of Richmond.

President's Office, New Brighton, Staten Island.

George Cromwell, President.

Maybury Fleming, Secretary.

## Louis Lincoln Tribus, Commissioner of Public Works.

John Seaton, Superintendent of Building.

John Timlin, Jr., Superintendent of Public Buildings and Offices.

H. E. Buel, Superintendent of Highways.

John T. Fetherston, Acting Superintendent of Street Cleaning.

Ernest H. Seehusen, Superintendent of Sewers.

Office of the President, First National Bank Building, New Brighton, 9 a. m. to 4 p. m.; Saturdays, 9 a. m. to 12 m.

## CORONERS.

Borough of Manhattan—Office, Criminal Courts Building, Centre and White streets. Open at all times of the day and night.

**Justices**—Charles H. Truax, Francis M. Scott, Charles F. McLean, Henry Bischoff, Jr., Leonard A. Gierrich, P. Henry Dugro, Henry A. Gildersleeve, James Fitzgerald, David Leventritt, James A. O'Gorman, James A. Blanchard, John Proctor Clarke, Samuel Greenbaum, Edward E. McCall, Edward R. Amend, Vernon M. Davis, Victor J. Dowling, Joseph Newburger.

#### SUPREME COURT—SECOND DEPARTMENT.

Kings County Court-house, Borough of Brooklyn, N.Y.  
Courts open daily from 10 o'clock a.m. to 5 o'clock p.m. Six jury trial parts. Special Term for Trials. Special Term for Motions.

James F. McGee, General Clerk.

#### CRIMINAL DIVISION—SUPREME COURT.

Building for Criminal Courts, Centre, Elm, White and Franklin streets.  
Court opens at 10:30 a.m.

Peter J. Dooling, Clerk; Edward R. Carroll, Special Deputy to the Clerk.

Clerk's Office open from 9 a.m. to 4 p.m.

#### COURT OF GENERAL SESSIONS.

Held in the building for Criminal Courts, Centre Elm, White and Franklin streets.

Court opens at 10:30 a.m.  
Rufus B. Cowing, City Judge; John W. Goff, Recorder; Martin T. McMahon, Warren W. Foster and Thomas C. O'Sullivan, Judges of the Court of General Sessions. Edward R. Carroll, Clerk.

Clerk's Office open from 9 a.m. to 4 p.m.

#### CITY COURT OF THE CITY OF NEW YORK.

No. 32 Chambers street, Brownstone Building, City Hall Park, from 10 a.m. to 4 p.m.

Part II.  
Part III.  
Part IV.  
Part V.

Special Term Chambers will be held from 10 a.m. to 4 p.m.

Clerk's Office open from 9 a.m. to 4 p.m.  
Edward F. O'Dwyer, Chief Justice; John Henry McCarty, Lewis J. Conlan, Theodore F. Hassall, Francis B. Delehanty, Samuel Seabury, Joseph H. Green, Justices. Thomas F. Smith, Clerk.

#### COURT OF SPECIAL SESSIONS.

Building for Criminal Courts, Centre street, between Franklin and White streets, Borough of Manhattan. Court opens at 10 a.m.

Justices—First Division—John B. McKean, William E. Wyatt, Willard H. Olmstead, Joseph M. Deuel, Lorenz Zeller, Francis S. McAvoy. Charles W. Culkin, Clerk; William M. Fuller, Deputy Clerk.

Clerk's Office open from 9 a.m. to 4 p.m.  
Second Division—Trial Days—No. 171 Atlantic avenue, Brooklyn, Mondays, Wednesdays and Fridays at 10 o'clock; Town Hall, Jamaica, Borough of Queens, Tuesday at 10 o'clock; Town Hall, New Brighton, Borough of Richmond, Thursday, at 10 o'clock.

Justices—Howard J. Forke, Patrick Keady, John Fleming, Thomas W. Fitzgerald, Robert J. Wilkin, George J. O'Keefe; Joseph L. Kerrigan, Clerk; John J. Gorman, Clerk.

Clerk's Office, No. 171 Atlantic avenue, Borough of Brooklyn, open from 9 a.m. to 4 p.m.

#### CHILDREN'S COURT.

First Division—No. 66 Third avenue, Manhattan Edmund C. Lee, Clerk.

Second Division—No. 102 Court Street, Brooklyn, Robert J. Wilkin, Justice. James P. Sinnott, Clerk.

#### CITY MAGISTRATES' COURT.

Courts open from 9 a.m. to 4 p.m.

City Magistrates—Robert C. Cornell, Leroy B. Crane, Clarence W. Meade, Joseph Pool, John B. Mayo, Peter T. Barlow, Matthew P. Breen, Seward Baker, Charles S. Whitman, Joseph F. Moss, James J. Walsh, Henry Steinert, Daniel E. Finn, Charles G. F. Wahle.

James McCabe, Secretary, No. 314 West Fifty-fourth street.

First District—Criminal Court Building.

Second District—Jefferson Market.

Third District—No. 60 Essex street.

Fourth District—Fifty-seventh street, near Lexington avenue.

Fifth District—One Hundred and Twenty-first street, southeastern corner of Sylvan place.

Sixth District—One Hundred and Fifty-eighth street and Third avenue.

Seventh District—Fifty-fourth street, west of Eighth avenue.

Eighth District—Main street, Westchester.

#### SECOND DIVISION.

Borough of Brooklyn

City Magistrates—Alfred E. Steers, A. V. B. Voorhees, Jr., James G. Tighe, Edward J. Dooley, John Naumer, E. G. Higginbotham, Frank E. O'Reilly, Henry J. Furlong.

President of Board, James G. Tighe, No. 184½ Bergen street.

Secretary to the Board, Lawrence F. Carroll, No. 269 Bedford avenue.

First District—No. 328 Adams street.

Second District—Court and Butler streets.

Third District—Myrtle and Vanderbilt avenues.

Fourth District—Ley Avenue and Clymer street.

Fifth District—Manhattan Avenue and Powers street.

Sixth District—No. 495 Gates Avenue.

Seventh District—Grant street (Flatbush).

Eighth District—West Eighth street (Coney Island).

#### Borough of Queens.

City Magistrates—Matthew J. Smith, Luke I. Connor, Edmund J. Healy.

First District—Long Island City.

Second District—Flushing.

Third District—Far Rockaway.

#### Borough of Richmond.

City Magistrates—John Croak, Nathaniel Marsh.

First District—New Brighton, Staten Island.

Second District—Stapleton, Staten Island.

#### MUNICIPAL COURTS.

##### BOROUGH OF MANHATTAN.

First District—Third, Fifth and Eighth Wards and all that part of the First Ward lying west of Broadway and Whitehall street, including Governor's Island, Bedloe's Island, Ellis Island and the Oyster Islands. New Court-house, No. 128 Prince street, corner of Wooster street.

Wauhoo Lynn, Justice. Thomas O'Connell, Clerk. Clerk's Office open from 9 a.m. to 4 p.m.

Second District—Second, Fourth, Sixth and Fourteenth Wards, and all that portion of the First Ward lying south and east of Broadway and Whitehall street. Court-room, No. 59 Madison street.

John Hoyer, Justice. Francis Mangin, Clerk.

Clerk's Office open from 9 a.m. to 4 p.m.

Court opens daily at 9 a.m., and remains open until daily calendar is disposed of and close of the daily business, except on Sundays and legal holidays.

Third District—Ninth and Fifteenth Wards. Court room, southwest corner Sixth avenue and West Tenth street. Court opens daily (Sundays and legal holidays excepted), from 9 a.m. to 4 p.m.

William F. Moore, Justice. Daniel Williams, Clerk.

Fourth District—Tenth and Seventeenth Wards Court-room, No. 30 First street, corner Second avenue Clerk's Office open daily from 9 a.m. to 4 p.m. Court opens 9 a.m. daily, and remains open to close of business.

George F. Roesch, Justice. Andrew Lang, Clerk.

Fifth District—The Fifth District embraces the Eleventh Ward and all that portion of the Thirteenth Ward which lies east of the centre line of Norfolk street and north of the centre line of Pitt street and north of the centre line of Delancey street and northwest of Clinton street to Rivington street, and on the centre line of Rivington street south to Norfolk street. Court-room, No. 154 Clinton street.

Benjamin Hoffman, Justice. Thomas Fitzpatrick, Clerk.

Sixth District—Eighteenth and Twenty-first Wards. Court-room, northwest corner Twenty-third street and Second avenue. Court opens at 9 a.m. daily except legal holidays), and continues open until close of business.

Daniel F. Martin, Justice. Abram Bernard, Clerk.

Seventh District—Nineteenth Ward. Court-room, No. 151 East Fifty-seventh street. Court opens every morning at 9 o'clock (except Sundays and legal holidays), and continues open to close of business.

Herman Joseph, Justice. Edward A. McQuade, Clerk.

Eighth District—Sixteenth and Twentieth Wards Court-room, northwest corner Twenty-third street and Eighth avenue. Court opens at 9 a.m. and continues open until close of business. Summary proceedings and return causes called at 9 a.m. Calendar trial causes, 9 a.m.

Clerk's Office open from 9 a.m. to 4 p.m., and on Saturdays until 12 m.

Trial days and Return days, each Court day.

James W. McLaughlin, Justice. Henry Merzbach, Clerk.

Ninth District—Twelfth Ward, except that portion thereof which lies west of the centre line of Lenox or Sixth avenue, and of the Harlem river, north of the terminus of Lenox avenue. Court-room, No. 120 East One Hundred and Twenty-first street, southeast corner of Sylvan place. Court opens every morning at 9 o'clock (except Sundays and legal holidays), and continues open to close of business.

Joseph P. Fallon, Justice. William J. Kennedy, Clerk.

Clerk's Office open from 9 a.m. to 4 p.m.

Tenth District—The Tenth District embraces that portion of the Twenty-second Ward south of Seventeenth street. Court-room, No. 314 West Fifty-fourth street. Court opens daily (Sundays and legal holidays excepted) from 9 a.m. to 4 p.m.

Thomas E. Murray, Justice. Michael Skelly, Clerk.

Eleventh District—The Eleventh District embraces that portion of the Twelfth Ward which lies north of the centre line of West One Hundred and Tenth street, between Lenox avenue and Seventh avenue, north of the centre line of One Hundred and Twenty-first street, between Seventh avenue and Broadway; north of the centre line of One Hundred and Nineteenth street, between Broadway and the North or Hudson river, and west of the centre line of Lenox or Sixth avenue and of the Harlem river north of the terminus of Lenox or Sixth avenue. Court-room, No. 70 Manhattan street. Clerk's Office open daily (Sundays and legal holidays excepted) from 9 a.m. to 4 p.m.

Francis J. Worcester, Justice. Heman B. Wilson, Clerk.

Twelfth District—The Twelfth District embraces that portion of the Twenty-second Ward, north of Seventeenth street, and that portion of the Twelfth Ward which lies north of the centre line of Eighty-sixth street and west of the centre line of Seventh avenue and south of the centre line of One Hundred and Twentieth street, between Seventh avenue and Broadway, and south of the centre line of One Hundred and Nineteenth street, between Broadway and the North or Hudson river. Court-room, No. 2630 Broadway.

Alfred P. W. Seaman, Justice. James V. Gilloon, Clerk.

Thirteenth District—South side of Delancey street, from East river to Pitt street; east side of Pitt street, Grand street, south side of Grand street to Norfolk street, east side of Norfolk street to Division street, south side of Division street to Catharine street, east side of Catharine street to East river. Clerk's office open daily (Sundays and legal holidays excepted) from 9 a.m. to 4 p.m.

Leon Sanders, Justice. James J. Devlin, Clerk.

Court-room, No. 264 Madison street.

Fourteenth District—The Fourteenth District embraces that portion of the Borough of Manhattan bounded as follows: Beginning at West Fortieth street and Eighth avenue, north on Eighth avenue to West Fifty-third street; east on West Fifty-third street to Seventeenth avenue; north on Seventeenth avenue to West Fifty-ninth street to Eighth avenue; north on Eighth avenue and west on Central Park West to the Transverse road at Central Park West and West Nineteenth street; east on Transverse road to Fifth avenue and East Ninth-seventh street; south on Fifth avenue to East Ninety-sixth street; east on Lexington Avenue to East Sixty-fifth street; west on East Sixty-fifth street to Park avenue; south on Park avenue to Fast Sixty-first street; east on East Sixty-first street to Lexington Avenue; south on Lexington Avenue to East Fortieth street; west on East and West Fortieth streets to the point of beginning at West Fortieth street and Eighth avenue.

Edgar J. Lauer, Justice. William J. Chamberlain, Clerk.

Court-house, southwest corner Madison Avenue and Fifty-ninth street.

#### BOROUGH OF THE BRONX.

William J. Lynch, Justice. John W. Carpenter, Clerk. Clerk's Office open from 9 a.m. to 4 p.m. Court opens at 9 o'clock.

Fourth District—Twenty-fourth, Twenty-fifth, Twenty-sixth, Twenty-seventh and Twenty-eighth Wards. Court-room, No. 14 Howard avenue.

Thomas H. Williams, Justice. G. J. Wiederhold, Clerk. R. M. Bennett, Assistant Clerk.

Clerk's Office open from 9 a.m. to 4 p.m.

Fifth District—Eighth, Twenty-second, Twenty-ninth, Thirtieth, Thirty-first and Thirty-second Wards. Court-house, northwest corner of Fifty-third street and Third avenue.

Cornelius Ferguson, Justice. Jeremiah J. O'Leary, Clerk.

Clerk's Office open from 9 a.m. to 4 p.m.

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's Avenue; thence along the centre line of Hudson's Avenue to Johnson street; thence along the centre line of Johnson street to the point of beginning.

Justice, Lucien S. Haynes. Charles P. Bielle, Clerk.

Court-house, No. 585 Fulton street.

Seventh District—The Seventh District embraces the Twenty-sixth, Twenty-eighth and Thirty-second Wards.

Justice, Alexander S. Rosenthal. Samuel F. Brothers, Clerk.

Court-house, corner Pennsylvania Avenue and Fulton street.

#### BOROUGH OF QUEENS.

First District—First Ward (all of Long Island City formerly composing five wards). Court-room, No. 46 Jackson Avenue, Long Island City.

Clerk's Office open from 9 a.m. to 4 p.m. each day excepting Saturdays, closing at 12 m. Trial days Mondays, Wednesdays and Fridays. All other business transacted on Tuesdays and Thursdays.

Thomas C. Kaden, Justice. Thomas F. Kennedy, Clerk.

Clerk's Office open from 9 a.m. to 4 p.m.

Second District—Second and Third Wards, which includes the territory of the late Towns of Newtown and Flushing. Court-room, in Court-house of the late Town of Newtown, corner of Broadway and Court street, Elmhurst, New York. P. O. Address, Elmhurst, New York.

William Rasquin, Jr., Justice. Henry Walter, Jr., Clerk.

Clerk's Office open from 9 a.m. to 4 p.m.

Third District—Fourth and Fifth Wards, comprising the territory of the former Towns and Villages of Jamaica, Far Rockaway and Rockaway Beach.

James F. McLaughlin, Justice. George W. Damon, Clerk.

Court-house, Town Hall, Jamaica.

Telephone, 189 Jamaica.

No. 55. Jefferson Avenue—To enclose with a fence six feet high, the lot lying on the south side of Jefferson avenue, between Ralph and Howard avenues, known as No. 11, Block 1487.

BIRD S. COLER,  
President, Borough of Brooklyn.  
CHARLES FREDERICK ADAMS,  
Secretary.

## DEPARTMENT OF BRIDGES.

DEPARTMENT OF BRIDGES, NOS. 13 TO 21 PARK ROW, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Commissioner of Bridges at the office of the Department of Bridges, Room 1203, Park Row Building, at 2 p. m. on

THURSDAY, JANUARY 25, 1906,

FOR FURNISHING AND DELIVERING 1,800 NET TONS OF ANTHRACITE COAL AND 25 TONS OF BLACKSMITHS' COAL TO BRIDGES OVER THE HARLEM RIVER.

The coal will be delivered from time to time during the year 1906 in quantities of from 1 to 20 tons, as required.

The amount of security required is Three Thousand Dollars (\$3,000).

Bidders will state the price per net ton. The contract will be awarded to the lowest bidder.

Blank forms and further information may be obtained at the office of the Department of Bridges.

JAMES W. STEVENSON,  
Commissioner of Bridges.

Dated JANUARY 9, 1906.

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See General Instructions to Bidders on the last page, last column, of the "City Record."

## DEPARTMENT OF STREET CLEANING.

ASHES, ETC., FOR FILLING IN LANDS. PERSONS HAVING LANDS OR PLACES in the vicinity of New York Bay to fill in can procure material for that purpose—ashes, street sweepings, etc., collected by the Department of Street Cleaning—free of charge by applying to the Commissioner of Street Cleaning, Nos. 13 to 21 Park row, Borough of Manhattan.

JOHN McGAW WOODBURY,  
Commissioner of Street Cleaning.

## BOROUGH OF MANHATTAN.

OFFICE OF PRESIDENT OF THE BOROUGH OF MANHATTAN, NEW YORK, January 9, 1906.

NOTICE IS HEREBY GIVEN, IN ACCORDANCE with section 432 of the Charter of The City of New York, that a petition signed by property owners of the Washington Heights District for Local Improvements requesting the construction of sewers in West One Hundred and Twenty-ninth street, from Convent avenue to Amsterdam avenue, has been filed in this office, and is now ready for public inspection, and that a meeting of the Board of Local Improvements of the Washington Heights District for Local Improvements will be held in the Borough Office, City Hall, on the 23d day of January, 1906, at 11 a. m., at which meeting said petition will be submitted to the Board.

JOHN F. AHEARN,  
President.

BERNARD DOWNING,  
Secretary.

OFFICE OF PRESIDENT OF THE BOROUGH OF MANHATTAN, NEW YORK, January 9, 1906.

NOTICE IS HEREBY GIVEN, IN ACCORDANCE with section 432 of the Charter of The City of New York, that a petition signed by property owners of the Washington Heights District for Local Improvements requesting the regulating and grading of West One Hundred and Twenty-ninth street, from Convent avenue to Amsterdam avenue, has been filed in this office, and is now ready for public inspection, and that a meeting of the Board of Local Improvements of the Washington Heights District for Local Improvements will be held in the Borough Office, City Hall, on the 23d day of January, 1906, at 11 a. m., at which meeting said petition will be submitted to the Board.

JOHN F. AHEARN,  
President.

BERNARD DOWNING,  
Secretary.

OFFICE OF PRESIDENT OF THE BOROUGH OF MANHATTAN, NEW YORK, January 9, 1906.

NOTICE IS HEREBY GIVEN, IN ACCORDANCE with section 432 of the Charter of The City of New York, that a petition signed by property owners of the Washington Heights District for Local Improvements requesting the change of the grade of West One Hundred and Seventy-eighth street, between Fort Washington avenue and Buena Vista avenue; West One Hundred and Seventy-ninth street, between Fort Washington avenue and Buena Vista avenue; Haven avenue, between West One Hundred and Seventy-seventh and West One Hundred and Eighty-first streets, and a new avenue between Fort Washington avenue and Haven avenue, from West One Hundred and Seventy-seventh to West One Hundred and Eighty-first street, has been filed in this office, and is now ready for public inspection, and that a meeting of the Board of Local Improvements of the Washington Heights District for Local Improvements will be held in the Borough Office, City Hall, on the 23d day of January, 1906, at 11 a. m., at which meeting said petition will be submitted to the Board.

JOHN F. AHEARN,  
President.

BERNARD DOWNING,  
Secretary.

OFFICE OF THE PRESIDENT OF THE BOROUGH OF MANHATTAN, CITY HALL, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the President of the Borough of Manhattan, at the City Hall, Room No. 16, until 3 o'clock p. m. on

MONDAY, JANUARY 22, 1906,

FOR REPAIRING SHEET ASPHALT PAVEMENTS IN THE BOROUGH OF MANHATTAN, TOGETHER WITH THE WORK INCIDENTAL THERETO.

Engineer's estimate of amount of work to be done:

100 square yards of stone block foundation relaid.

200,000 cubic feet of binder, delivered and laid.

500 cubic yards of Portland cement concrete, delivered and laid.

400,000 cubic feet of asphalt wearing surface mixture, delivered and laid, in place of old wearing surface destroyed or removed.

10,000 cubic feet of asphalt wearing surface mixture, delivered and laid, in repairing surface defects by the Burner method.

1,000 square yards of asphalt pavement, including foundation, whether same is stone blocks or concrete, restored over cuts.

The period during which the repairs are to be made and the termination of this contract shall be from January 1, 1906, to December 31, 1906.

The amount of security required will be Forty Thousand Dollars.

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, per foot, yard or other unit of measure or article, by which the bids will be tested. The extensions must be made and footed up, as the bids will be read from the total.

Blank forms may be had and the plans and drawings may be seen at the office of the Commissioner of Public Works, Nos. 13 to 21 Park row, Bureau of Highways, Borough of Manhattan.

JOHN F. AHEARN,  
Borough President.  
THE CITY OF NEW YORK, January 10, 1906.

Blank forms and further information may be obtained and samples may be seen at the office of the Chief Clerk of the Department of Health, southwest corner of Fifty-fifth street and Sixth avenue, Borough of Manhattan.

Samples will be opened for inspection on January 16 and 17, 1906.

THOMAS DARLINGTON, M. D.,  
President;  
ALVAH H. DOTY, M. D.,  
THEODORE A. BINGHAM,  
Board of Health.

Dated JANUARY 9, 1906.

The time for the completion of the work and the full performance of the contract is during the year 1906.

The amount of security required is fifty per cent. (50%) of the amount of the bid.

Bids will be compared and the contract awarded to the lowest bidder for the contract complete, as indicated by the specifications.

Blank forms and further information may be obtained at the office of the Chief Clerk of the Department of Health, southwest corner of Fifty-fifth street and Sixth avenue, Borough of Manhattan.

THOMAS DARLINGTON, M. D.,  
President;  
ALVAH H. DOTY, M. D.,  
WILLIAM McADOO,  
Board of Health.

Dated DECEMBER 29, 1905.

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See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF HEALTH OF THE CITY OF NEW YORK, SOUTHWEST CORNER OF FIFTY-FIFTH STREET AND SIXTH AVENUE, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Board of Health of the Department of Health until 10 o'clock a. m. on

WEDNESDAY, JANUARY 17, 1906,

FOR FURNISHING ALL THE LABOR, AND FURNISHING AND ERECTING ALL THE MATERIALS NECESSARY OR REQUIRED, TO ALTER AND TO CONVERT INTO A DORMITORY BUILDING THE PRESENT RESEARCH LABORATORY BUILDING, ON THE GROUNDS OF THE WILLARD PARKER HOSPITAL, AT THE FOOT OF EAST SIXTEENTH STREET, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

The time for the completion of the work and the full performance of the contract is 60 consecutive working days.

The amount of security required is fifty per cent. (50%) of the amount of the bid.

Bids will be compared and the contract awarded at a lump or aggregate sum.

Blank forms and further information may be obtained at the office of the Chief Clerk of the Department of Health, southwest corner of Fifty-fifth street and Sixth avenue, Borough of Manhattan.

THOMAS DARLINGTON, M. D.,  
President;

ALVAH H. DOTY, M. D.,  
THEODORE A. BINGHAM,  
Board of Health.

Dated JANUARY 5, 1906.

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See General Instructions to Bidders on the last page, last column, of the "City Record."

See General Instructions to Bidders on the last page, last column, of the "City Record."

## BOARD MEETINGS.

The Board of Estimate and Apportionment will meet in the Old Council Chamber (Room 16), City Hall, Friday, January 12, 1906, at 10:30 o'clock a. m., pursuant to a call of the Mayor.

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 City Record meet in the Old Council Chamber (Room 16), City Hall, at call of the Mayor.

PATRICK J. TRACY,  
Supervisor, Secretary.

## DEPARTMENT OF HEALTH.

DEPARTMENT OF HEALTH OF THE CITY OF NEW YORK, SOUTHWEST CORNER OF FIFTY-FIFTH STREET AND SIXTH AVENUE, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Board of Health of the Department of Health until 10 o'clock a. m. on

TUESDAY, JANUARY 16, 1906,

FOR FURNISHING AND DELIVERING 10,615 TONS OF WHITE ASH ANTHRACITE COAL, AS REQUIRED, TO THE DEPARTMENT BUILDING, SIXTH AVENUE AND FIFTY-FIFTH STREET; THE WILLARD PARKER AND RECEPTION HOSPITALS, AT THE FOOT OF EAST SIXTEENTH STREET; THE HOSPITAL FOR CONTAGIOUS EYE DISEASES, AT ONE HUNDRED AND EIGHTEENTH STREET AND PLEASANT AVENUE, BOROUGH OF MANHATTAN; THE DEPARTMENT BUILDING, AT THIRD AVENUE AND ST. PAUL'S PLACE; THE DISINFECTION STATION, AT THE FOOT OF EAST ONE HUNDRED AND THIRTY-FOURTH STREET, BOROUGH OF THE BRONX; THE DEPARTMENT STABLE AT KINGSTON AVENUE AND FENIMORE STREET, BOROUGH OF BROOKLYN; THE DEPARTMENT STABLE AT JAMAICA, BOROUGH OF QUEENS, AND THE DEPARTMENT STABLE AT THE COUNTY POOL HOUSE FARM, BOROUGH OF RICHMOND, CITY OF NEW YORK, DURING THE YEAR 1906.

Delivery will be made at the respective hospitals and stables at the hours, in such quantities and in such manner as may be required by the Board of Health during the year 1906; any changes in the time or place of delivery, however, may be made in writing by the Board of Health.

The time for the completion of the work and the full performance of the contract is during the year 1906.

The amount of security required is fifty per cent. (50%) of the amount of the bid.

Bids will be compared and the contract awarded to the lowest bidder for each item, as indicated by the specifications.

Blank forms and further information may be obtained at the office of the Chief Clerk of the Department of Health, southwest corner of Fifty-fifth street and Sixth avenue, Borough of Manhattan.

THOMAS DARLINGTON, M. D.,  
President;

ALVAH H. DOTY, M. D.,  
THEODORE A. BINGHAM,  
Board of Health.

Dated JANUARY 11, 1906.

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See General Instructions to Bidders on the last page, last column, of the "City Record."

DEPARTMENT OF HEALTH OF THE CITY OF NEW YORK, SOUTHWEST CORNER OF FIFTY-FIFTH STREET AND SIXTH AVENUE, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Board of Health of the Department of Health until 10 o'clock a. m. on

MONDAY, JANUARY 22, 1906,

FOR FURNISHING AND DELIVERING FORAGE AS REQUIRED, TO THE DEPARTMENT STABLE AND THE RESEARCH LABORATORY AT THE FOOT OF EAST SIXTEENTH STREET BOROUGH OF MANHATTAN; THE RIVERSIDE HOSPITAL, AT NORTH BROTHER ISLAND, BOROUGH OF THE BRONX; THE DEPARTMENT STABLE AT JAMAICA, BOROUGH OF QUEENS, AND THE DEPARTMENT STABLE AT THE COUNTY POOL HOUSE FARM, BOROUGH OF RICHMOND, CITY OF NEW YORK, DURING THE YEAR 1906.

Delivery will be made at the respective hospitals, at the hours, in such quantities and in such manner as may be required by the Board of Health during the year 1906; any changes in the time or place of delivery, however, may be made in writing by the Board of Health.

The time for the completion of the work and the full performance of the contract is during the year 1906.

The amount of security required is fifty per cent. (50%) of the amount of the bid.

Bids will be compared and the contract awarded to the lowest bidder for each item, as indicated by the specifications.

Blank forms and further information may be obtained and samples may be seen at the office of the Chief Clerk of the Department of Health, southwest corner of Fifty-fifth street and Sixth avenue, Borough of Manhattan.

Samples will be opened for inspection on January 16 and 17, 1906.

THOMAS DARLINGTON, M. D.,  
President;

ALVAH H. DOTY, M. D.,  
THEODORE A. BINGHAM,  
Board of Health.

Dated JANUARY 9, 1906.

The time for the completion of the work and the full performance of the contract is during the year 1906.

The amount of security required is fifty per cent. (50%) of the amount of the bid.

Bids will be compared and the contract awarded to the lowest bidder for the contract complete, as indicated by the specifications.

Blank forms and further information may be obtained at the office of the Chief Clerk of the Department of Health, southwest corner of Fifty-fifth street and Sixth avenue, Borough of Manhattan.

THOMAS DARLINGTON, M. D.,  
President;

ALVAH H. DOTY, M. D.,  
WILLIAM McADOO,  
Board of Health.

Dated DECEMBER 29, 1905.

d29,j12

See General Instructions to Bidders on the last page, last column, of the "City Record."

## DEPARTMENT OF EDUCATION.

DEPARTMENT OF EDUCATION, SOUTHWEST CORNER OF PARK AVENUE AND FIFTY-NINTH

Blank forms and further information may be obtained at the office of the Superintendent of School Supplies, Department of Education, the Borough of Manhattan, southwest corner Park avenue and Fifty-ninth street.

PATRICK JONES,  
Superintendent of School Supplies.

Dated JANUARY 8, 1906.

j8,18

*See General Instructions to Bidders on the last page, last column, of the "City Record."*

DEPARTMENT OF EDUCATION, SOUTHWEST CORNER OF PARK AVENUE AND FIFTY-NINTH STREET, BOROUGH OF MANHATTAN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE RECEIVED by the Superintendent of School Supplies at the above office of the Department of Education until 12 o'clock noon, on

THURSDAY, JANUARY 11, 1906,

FOR FURNISHING AND DELIVERING DIRECT TO EACH SCHOOL, SUPPLIES FOR USE OF NURSES; GENERAL APPARATUS AND SUPPLIES FOR THE DEPARTMENTS OF CHEMISTRY, PHYSICS, BIOLOGY, PHOTOGRAPHY, PHYSIOGRAPHY, BOTANICAL AND ZOOLOGICAL SUPPLIES TO THE DAY AND EVENING HIGH SCHOOLS; SUPPLIES FOR TRAINING SCHOOL FOR TEACHERS; LANTERNS, GAS AND LIMES FOR THE BUREAU OF LECTURES, AND TYPEWRITING MACHINES; ALSO FLAGS TO BE DELIVERED AT DEPOSITORY, FOR THE PUBLIC SCHOOLS OF THE CITY OF NEW YORK.

The time for the delivery of the articles, materials and supplies and the performance of the contract is by or before December 31, 1906.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

Bidder must enter his price under the separate headings, and in estimating the amount of his bid upon which security will be required, said security must be based on the highest price quoted on each item.

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, per pound, dozen, gallon, yard or other unit of measure, by which the bids will be tested. Award will be made to the lowest bidder on each item, whose goods are equal to the sample furnished for inspection or referred to by catalogue number. The said reference is made only as a means of briefly describing the article called for.

Delivery will be required to be made at the time and in the manner and in such quantities as may be directed.

Blank forms and further information may be obtained at the office of the Superintendent of School Supplies, Board of Education, the Borough of Manhattan, southwest corner Park avenue and Fifty-ninth street.

PATRICK JONES,  
Superintendent of School Supplies.

Dated DECEMBER 30, 1905.

d30,j11

*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, JANUARY 15, 1905,

Borough of Brooklyn.

No. 1. INSTALLING ELECTRIC ELEVATORS IN MANUAL TRAINING HIGH SCHOOL ON SEVENTH AVENUE, BETWEEN FOURTH AND FIFTH STREETS, BOROUGH OF BROOKLYN.

The time of completion is 60 working days.

The amount of security required is Four Thousand Dollars (\$4,000).

On contract No. 1 the bids will be compared and the contract awarded in a lump sum to the lowest bidder.

Blank forms, plans and specifications may be obtained or seen at the office of the Superintendent at Estimating Room, Hall of the Board of Education, Park avenue and Fifty-ninth street, Borough of Manhattan; also at Branch Office, No. 131 Livingston street, Borough of Brooklyn.

C. B. J. SNYDER,  
Superintendent of School Buildings.

Dated JANUARY 3, 1906.

d30,j15

*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, JANUARY 15, 1906,

Borough of Manhattan.

No. 2. FOR FORMING BATHROOM, ETC., ON FIRST STORY OF PUBLIC SCHOOL 120, NO. 187 BROOME STREET, BOROUGH OF MANHATTAN.

The time of completion is 60 working days.

The amount of security required is Fourteen Hundred Dollars (\$1,400).

No. 3. FOR THE GENERAL CONSTRUCTION, ETC., OF ADDITIONS TO AND ALTERATIONS IN PUBLIC SCHOOL 121, ON THE SOUTH SIDE OF ONE HUNDRED AND THIRD STREET, ABOUT 105 FEET WEST OF SECOND AVENUE, BOROUGH OF MANHATTAN.

The time allowed to complete the whole work will be 200 working days, as provided in the contract.

The amount of security required is Fifty Thousand Dollars (\$50,000).

No. 4. FOR ITEM 2, HEATING WORK, OF ADDITIONS TO AND ALTERATIONS IN HALL OF THE BOARD OF EDUCATION, PARK AVENUE AND FIFTY-NINTH STREET, BOROUGH OF MANHATTAN.

The time of completion is 90 working days.

The amount of security required is One Thousand Dollars (\$1,000).

Borough of Queens.

No. 5. FOR THE GENERAL CONSTRUCTION, ETC., OF ADDITION TO AND ALTERATIONS IN PUBLIC SCHOOL 66, ON THE EAST SIDE OF UNION PLACE, BETWEEN TULIP AND WALNUT STREETS, BROOKLYN HILLS, BOROUGH OF QUEENS.

The time allowed to complete the whole work will be 200 working days, as provided in the contract.

The amount of security required is Thirty-eight Thousand Dollars (\$38,000).

Various Boroughs.

No. 6. FOR REPAIRS TO TEMPERATURE REGULATING SYSTEMS IN VARIOUS SCHOOLS IN THE BOROUGHS OF MANHATTAN, THE BRONX AND BROOKLYN.

The time allowed to complete the whole work will be 20 working days, as provided in the contract.

The amount of security required is as follows:

Item 1 ..... \$800 00

Item 2 ..... 200 00

A separate proposal shall be submitted for each item and award will be made thereon.

On contracts Nos. 2, 3, 4 and 5 the bids will be compared and the contract awarded in a lump sum to the lowest bidder on each contract.

On contract No. 6 bidders must state the price of each or any article or item contained in the specifications or schedules herein contained or hereto annexed by which the bids will be tested.

Extensions must be made and footed up, as the bids will be read from the total of each item and award made to the lowest bidder on each item.

Delivery will be required to be made at the time and manner and in such quantities as may be directed.

Blank forms, plans and specifications may be obtained or seen at the office of the Superintendent at Estimating Room, Hall of the Board of Education, Park avenue and Fifty-ninth street, Borough of Manhattan; also at Branch Offices, No. 131 Livingston street, Borough of Brooklyn, and No. 69 Broadway, Flushing, Borough of Queens, for work for their respective borough.

C. B. J. SNYDER,  
Superintendent of School Buildings.

Dated JANUARY 4, 1906.

the block at the intersecting and terminating streets.

No. 5. Both sides of Thirty-ninth street, from a point distant about 180 feet west of Ninth avenue and extending easterly to Fort Hamilton avenue and to the extent of half the block at the intersecting and terminating avenues.

No. 6. North side of Surf avenue, from Ocean parkway to Twenty-fourth street; south side of Surf avenue, from Ocean parkway to a point distant about 288 feet west of Twenty-third street; both sides of Warehouse avenue, extending about 287 feet north of Surf avenue; both sides of Twenty-third street, extending about 319 feet north of Surf avenue; east side of Twenty-fourth street, extending about 341 feet north of Surf avenue; both sides of Twenty-first street; extending about 253 feet north of Surf avenue; both sides of Twentieth street, extending about 220 feet north of Surf avenue; both sides of Nineteenth street, extending about 192 feet north of Surf avenue; both sides of Seventeenth street, extending about 185 feet north of Surf avenue; both sides of Sixteenth street, extending about 185 feet north of Surf avenue; both sides of Fifteenth street, extending about 185 feet north of Surf avenue; both sides of Stillwell avenue, extending about 203 feet north of Surf avenue; west side of West Twelfth street, extending about 640 feet north of Surf avenue; east side of Twelfth street, extending about 410 feet north of Surf avenue; west side of Eighth street, extending about 502 feet north of Surf avenue; north side of Surf avenue, from Eighth to Fifth street, and extending back from said Surf avenue about 565 feet; north side of Surf avenue, from Ocean parkway to West Fifth street.

All persons whose interests are affected by the above-named proposed assessments, and who are opposed to the same, or either of them, are requested to present their objections, in writing, to the Secretary of the Board of Assessors, No. 320 Broadway, New York, on or before January 30, 1906, at 11 a.m., at which time and place the said objections will be heard and testimony received in reference thereto.

ROBERT MUH,  
ANTONIO ZUCCA,  
CHARLES A. O'MALLEY,  
Board of Assessors.

WILLIAM H. JASPER,  
Secretary,  
No. 320 Broadway.  
CITY OF NEW YORK, BOROUGH OF MANHATTAN, }  
December 28, 1905. }  
d28

PUBLIC NOTICE IS HEREBY GIVEN TO the owner or owners of all houses and lots, improved or unimproved lands affected thereby, that the following proposed assessments have been completed and are lodged in the office of the Board of Assessors for examination by all persons interested, viz:

ANTONIO ZUCCA,  
PAUL WEIMANN,  
JAMES H. KENNEDY,  
Board of Assessors.

WILLIAM H. JASPER,  
Secretary,  
No. 320 Broadway.  
CITY OF NEW YORK, BOROUGH OF MANHATTAN, }  
January 11, 1906. }  
j11,22

BOROUGH OF BROOKLYN.

List 8603, No. 1. Sewer-basin at the northwest corner of Humboldt street and Norman avenue.

List 8610, No. 2. Paving with asphalt pavement East Twenty-first street, between Cortelyou road and Dorchester road.

List 8610, No. 3. Sewer in Powell street, from Pitkin to Sutter avenue.

List 8683, No. 4. Sewer-basins on the northeast and northwest corners of Montauk and Belmont avenues, and on all four corners of Montauk and Sutter avenues.

List 8684, No. 5. Sewer in Freeman street, from end of existing sewer east of Oakland street to Provost street.

List 8685, No. 6. Sewer-basins at the northeast corner of Lenox road and Rogers avenue, and northwest corner of Lenox road and Nostrand avenue.

List 8686, No. 7. Sewer-basin at the northwest corner of Degraw street and Rochester avenue.

List 8687, No. 8. Sewer-basins at the northeast and northwest corners of Church avenue and Westminster road (East Twelfth street).

List 8688, No. 9. Sewer-basins at the northwest and southwest corners of Lincoln avenue and Fulton street; northeast, northwest and southwest corners of Grant avenue and Fulton street; northwest and southwest corners of Eldert lane and Fulton street.

List 8689, No. 10. Sewer in East Eleventh street, from Beverly road to Cortelyou road, and outlet sewer in Cortelyou road (north side), from East Eleventh street to East Twelfth street.

The limits within which it is proposed to lay the said assessments include all the several houses and lots of ground, vacant lots, pieces and parcels of land situated on—

No. 1. Triangle bounded by Humboldt street, Moultrie street and Meserole avenue.

No. 2. Both sides of Twenty-first street, from Cortelyou road to Dorchester road, and to the extent of half the block at the intersecting and terminating avenues.

No. 3. Both sides of Powell street, from Pitkin to Sutter avenue.

No. 4. Both sides of Montauk avenue, from Pitkin avenue to a point distant about 217 feet south of Sutter avenue; south side of Pitkin avenue, from Montauk avenue to Atkins avenue; both sides of Belmont avenue, from Atkins avenue to a point distant about 50 feet east of Montauk avenue; both sides of Sutter avenue, from Atkins avenue to a point distant about 100 feet east of Montauk avenue; east side of Atkins avenue, commencing about 105 feet north of Blake avenue and extending to Sutter avenue.

No. 5. Both sides of Freeman street, extending about 378 feet west of Provost street.

No. 6. North side of Lenox road, from Rogers avenue to Nostrand avenue; east side of Rogers avenue and west side of Nostrand avenue from Lenox road to Clarkson avenue.

No. 7. North side of Degraw street, extending about 447 feet west of Rochester avenue; west side of Rochester avenue, from St. John's place to Degraw street.

No. 8. Both sides of Westminster road, from Caton avenue to Church avenue.

No. 9. West side of Lincoln avenue, from Ridgewood avenue to a point extending about 272 feet south of Fulton street; both sides of Fulton street, from Railroad avenue to Lincoln avenue; east side of Railroad avenue, extending about 285 feet south of Fulton street; both sides of Fulton street, from Nichols avenue to Elderts lane; south side of Ridgewood avenue, from Nichols avenue to Elderts lane; both sides of Grant avenue, from Ridgewood avenue to a point about 325 feet south of Fulton street; east side of Nichols avenue, from Ridgewood avenue to a point distant 288 feet south of Fulton street; north side of Atlantic avenue, from Grant avenue to Elderts lane; west side of Elderts lane, from Atlantic avenue to Ridgewood avenue.

No. 10. Both sides of East Eleventh street, from Cortelyou road to Beverly road; north side of Cortelyou road, from East Eleventh to East Twelfth street; west side of Twelfth street, commencing 224 feet south of Beverly road and extending to Cortelyou road.

All persons whose interests are affected by the above-named proposed assessments, and who are opposed to the same, or either of them, are requested to present their objections, in writing, to the Secretary of the Board of Assessors, No. 320 Broadway, New York, on or before February 6, 1906, at 11 a.m., at which time and place the said objections will be heard and testimony received in reference thereto.

ANTONIO ZUCCA,  
PAUL WEIMANN,  
JAMES H. KENNEDY,  
Board of Assessors.

WILLIAM H. JASPER,  
Secretary,  
No. 320 Broadway.  
CITY OF NEW YORK, BOROUGH OF MANHATTAN, }  
January 4, 1906. }  
j4,25

## OFFICIAL BOROUGH PAPERS.

## BOROUGH OF THE BRONX.

"North Side News," "Westchester Independent," "Bronx Sentinel," "Harlem Reporter and Bronx Chronicle," "Bronx Borough Record."

## BOROUGH OF RICHMOND.

"Staten Islander," "Staten Island Star," "Richmond County Herald," "Richmond County Democrat," "Staten Island World."

## BOROUGH OF QUEENS.

"Long Island Daily Star," "Flushing Daily Times," "Flushing Evening Journal," "Queens Borough Advertiser," "Jamaica Standard," "Rockaway News," "Long Island Farmer," "Long Island Democrat."

## BOROUGH OF BROOKLYN.

"Brooklyn Eagle," "Brooklyn Times," "Brooklyn Citizen," "Brooklyn Standard Union," "Brooklyn Free Press," "Brooklyn Weekly News," "Flatbush Weekly News."

## BOROUGH OF MANHATTAN.

"Harlem Local Reporter" (Harlem District), "Manhattan and Bronx Advocate" (Washington Heights, Morningside Heights and Harlem Districts).

Designation by Board of City Record April 26, 1904.

Amended July 22 and September 15, 1904, and February 7, 1905.

## MUNICIPAL CIVIL SERVICE COMMISSION.

MUNICIPAL CIVIL SERVICE COMMISSION, No. 61 ELM STREET, NEW YORK, January 9, 1906.

PUBLIC NOTICE IS HEREBY GIVEN that an open competitive examination will be held for the following position:

FINANCIAL CLERK (MEN ONLY), TUESDAY, FEBRUARY 6, 1906, AT 10 A. M.

The receipt of applications will close on Wednesday, January 24, 1906, at 4 p. m.

The subjects and weights of the examination are as follows:

Spelling	15
Dictation	15
Handwriting	20
Arithmetic (including accounts)	35
Letter	15

The percentage required on all is 70.

Candidates must have a thorough knowledge of accounts and bookkeeping and of banking methods.

At present there are two vacancies in the Finance Department at \$1,050 each per annum.

The minimum age is 21.

WILLIAM F. BAKER, President; R. ROSS APPLETON, ALFRED J. TALLEY, Civil Service Commissioners.

FRANK A. SPENCER, Secretary.

j10,f6

MUNICIPAL CIVIL SERVICE COMMISSION, No. 61 ELM STREET, NEW YORK, January 8, 1906.

PUBLIC NOTICE IS HEREBY GIVEN that an open competitive examination will be held for the following position:

BOOKBINDER (MEN ONLY)—MONDAY, JANUARY 29, 1906, AT 10 A. M.

The receipt of applications will close on January 22, 1906, at 4 p. m.

The subjects and weights of the examination are as follows:

Technical	6
Experience	3
Arithmetic	1

The percentage required is 75 on the technical paper and 70 on all.

Candidates will be expected to be familiar with bookbinding in all its stages and varieties.

At present there is one vacancy in the Department of Finance at \$1,080 per annum.

The minimum age is 21.

WILLIAM F. BAKER, President; R. ROSS APPLETON, ALFRED J. TALLEY, Civil Service Commissioners.

FRANK A. SPENCER, Secretary.

j9,29

MUNICIPAL CIVIL SERVICE COMMISSION, No. 61 ELM STREET, NEW YORK, January 8, 1906.

PUBLIC NOTICE IS HEREBY GIVEN that an open competitive examination will be held for the following position:

OVERSEER OF REFORMATORY—TUESDAY, JANUARY 30, 1906, AT 10 A. M.

The receipt of applications will close on January 23, 1906, at 4 p. m.

The subjects and weights of the examination are as follows:

Special paper on duties	5
Experience	3
Arithmetic	2

Candidates should have some acquaintance with the most approved methods and theories of modern penology.

A total of 70 per cent. is required.

There is at present one vacancy in the Department of Correction at \$1,800 per annum.

The minimum age is 21.

WILLIAM F. BAKER, President; R. ROSS APPLETON, ALFRED J. TALLEY, Civil Service Commissioners.

FRANK A. SPENCER, Secretary.

j9,30

MUNICIPAL CIVIL SERVICE COMMISSION, No. 61 ELM STREET, CITY OF NEW YORK.

PUBLIC NOTICE WILL BE GIVEN OF all competitive examinations two weeks in advance of the date upon which the receipt of applications for any scheduled examination will close. Applications will be received for only such examinations as are scheduled.

When an examination is advertised, a person desiring to compete in the same may obtain an application blank upon request made in writing, or by personal application at the office of the Commission.

All notices of examinations will be posted in the office of the Commission, City Hall, Municipal Building, Brooklyn, and advertised in the City Record for two weeks in advance of the date upon which the receipt of applications will close for any stated position.

Public notice will also be given by advertisement in most of the City papers.

Wherever an examination is of a technical character, due notice is given by advertisement in the technical journals appertaining to the particular profession for which the examination is called.

Such notices will be sent to the daily papers as matters of news, and to the General Post-office and stations thereof. The scope of the examination will be stated, but for more general information application should be made at the office of the Commission.

Unless otherwise specifically stated, the minimum age requirement for all positions is 21.

WILLIAM F. BAKER, President; R. ROSS APPLETON, ALFRED J. TALLEY, Commissioners.

FRANK A. SPENCER, Secretary.

12-24-03

## DEPARTMENT OF DOCKS AND FERRIES.

DEPARTMENT OF DOCKS AND FERRIES, PIER "A," FOOT OF BATTERY PLACE, NORTH RIVER, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Commissioner of Docks at the above office until 2 o'clock p. m. on

FRIDAY, JANUARY 19, 1906,

Borough of Richmond.

CONTRACT NO. 969.

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR FURNISHING AND DELIVERING ABOUT 20,000 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 ninety calendar days.

The amount of security required is Twenty-eight Thousand Dollars.

CONTRACT NO. 971.

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR FURNISHING AND DELIVERING ABOUT 789 TONS OF ICE.

The time for the completion of the work and the full performance of the contract is on or before the expiration of December 31, 1906.

The amount of security required is Twelve Hundred Dollars.

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 said Department.

JOHN A. BENSEL,

Commissioner of Docks.

Dated JANUARY 5, 1906.

j8,19

*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 2 o'clock p. m. on

FRIDAY, JANUARY 12, 1906,

Borough of Manhattan.

CONTRACT NO. 964.

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR REPAIRS TO THE MUNICIPAL FERRYBOATS AND TERMINAL BUILDINGS.

The time for the completion of the work and the full performance of the contract is on or before the expiration of 365 calendar days.

The amount of security required is Forty Thousand Eight Hundred Dollars.

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 all classes and award made to the lowest bidder at a lump or aggregate sum.

Work will be required to be done at the time and in the manner and in such quantities as may be directed.

Blank forms and further information may be obtained and the plans and drawings may be seen at the office of the said Department.

MAURICE FEATHERSON,

Commissioner of Docks.

Dated DECEMBER 27, 1905.

d30,j12

*See General Instructions to Bidders on the last page, last column, of the "City Record."*

DEPARTMENT OF DOCKS AND FERRIES, PIER "A," NORTH RIVER, NEW YORK, March 31, 1904.

THE COMMISSIONER HAS FIXED THE amounts of bonds required on contracts awarded by this Department, as follows:

On all contracts for supplies, 40 per cent. of the estimated cost;

On all contracts, other than contracts for supplies, where the estimated cost is not over \$200,000, 40 per cent. of the estimated cost;

On all contracts, other than contracts for supplies, where the estimated cost is over \$200,000, but not over \$1,000,000, 25 per cent. of the estimated cost;

On all contracts, other than contracts for supplies, where the estimated cost is over \$1,000,000, 20 per cent. of the estimated cost.

CHARLES J. COLLINS,

Secretary.

Dated JANUARY 5, 1906.

j30,j12

*See General Instructions to Bidders on the last page, last column, of the "City Record."*

## DEPARTMENT OF TAXES AND ASSESSMENTS.

THE CITY OF NEW YORK—DEPARTMENT OF TAXES AND ASSESSMENTS, MAIN OFFICE, BOROUGH OF MANHATTAN, NO. 280 BROADWAY, STEWART BUILDING, January 8, 1906.

NOTICE IS HEREBY GIVEN, AS REQUIRED by the Greater New York Charter, that the books called "The Annual Record of the Assessed Valuation of Real and Personal Estate of the Boroughs of Manhattan, The Bronx, Brooklyn, Queens and Richmond, comprising The City of New York," will be opened for examination and correction on the second Monday of January, and will remain open until

APRIL 1, 1906.

During the time that the books are open to public inspection application may be made by

any person or corporation claiming to be aggrieved by the assessed valuation of real or personal estate to have the same corrected.

In the Borough of Manhattan, at the Main Office of the Department of Taxes and Assessments, No. 280 Broadway.

In the Borough of The Bronx, at the office of the Department, Municipal Building, One Hundred and Seventy-seventh street and Third avenue.

In the Borough of Brooklyn, at the office of the Department, Municipal Building.

In the Borough of Queens, at the office of the Department, Hackett Building, Jackson avenue and Fifth street, Long Island City.

In the Borough of Richmond, at the office of the Department, Masonic Building, Stapleton.

Corporations in all the boroughs must make application only at the main office in the Borough of Manhattan.

Applications in relation to the assessed valuation of personal estate must be made by the person assessed at the office of the Department in the borough where such person resides, and in the case of a non-resident carrying on business in The City of New York at the office of the Department of the borough where such place of business is located, between the hours of 10 a. m. and 2 p. m., except on Saturdays, when all applications must be made between 10 a. m. and 12 noon.

FRANK A. O'DONNEL, President;

JOHN J. BRADY, FRANK RAYMOND, JAMES H. TULLY, N. MULLER, CHARLES PUTZEL, SAMUEL STRASBOURGER, Commissioners of Taxes and Assessments.

j6,13

## BOROUGH OF THE BRONX.

OFFICE OF THE PRESIDENT OF THE BOROUGH OF THE BRONX, MUNICIPAL BUILDING, CROTONA PARK, ONE HUNDRED AND SEVENTY-SEVENTH STREET AND THIRD AVENUE.

I HEREBY GIVE NOTICE THAT PETITIONS have been presented to me, and are on file in my office for inspection, for:

No. 11. Acquiring title to the lands necessary for East One Hundred and Eightieth street, from Bronx river to West Farms road.

No. 12. Regulating and grading, setting curbstones and flagging sidewalks a space four feet wide, laying crosswalks, building approaches and erecting fences where necessary in East One Hundred and Eightieth street, from Bronx river to West Farms road.

No. 13. Acquiring title to the lands necessary for White Plains road, from the existing White Plains road, near Unionport road, to the southerly line of the Bronx and Pelham parkway, and from the northerly line of Bronx and Pelham parkway to White Plains road, near Thwaites place.

No. 14. Laying out on the map of The City of New York Railroad avenue, between Green lane and Washington avenue, in accordance with sketch accompanying the petition.

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.

WILLIAM B. ELLISON,  
Commissioner.

Dated JANUARY 5, 1906.

j6,19

**See General Instructions to Bidders on the last page, last column, of the "City Record."**

DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY, ROOM 1536, NOS. 13 TO 21 PARK ROW, BOROUGH OF MANHATTAN, THE 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, JANUARY 19, 1906,**

Borough of Brooklyn.

No. 1. FOR FURNISHING AND DELIVERING CORPORATION COCKS.

Delivery of the supplies and the performance of the contract to be fully completed on or before October 31, 1906.

The amount of the security shall be Two Thousand Dollars (\$2,000).

No. 2. FOR FURNISHING AND DELIVERING SULPHATE OF ALUMINA, SODA ASH AND COPPER SULPHATE.

The time for delivery of the articles, materials and supplies and the performance of the contract is until December 31, 1906.

The amount of the security shall be Two Thousand Dollars (\$2,000).

No. 3. FOR UNLOADING, HAULING, STORING AND TRIMMING THE COAL REQUIRED FOR VARIOUS PUMPING STATIONS, AS FOLLOWS:

Section I. For New Utrecht, New Lots, Spring Creek and Mount Prospect Pumping Stations, anthracite coal.

Section II. For (D) Oconee, Baiseleys, Jameco (L) and Springfield Pumping Stations, semi-bituminous coal.

Section III. For (N) Forest Stream, Clear Stream, Watt's Pond, Smith's Pond, Agawam, Merrick, Matowa, Wantagh and Massapequa Pumping Stations, semi-bituminous coal.

The full period of the contract will be until December 31, 1906.

The amount of the security required will be: For Section I, Four Thousand Dollars (\$4,000); for Section II, Two Thousand Dollars (\$2,000); for Section III, Three Thousand Dollars (\$3,000).

The bidder will state the price of each item or article contained in the specifications herein contained or hereto annexed, per 100 pounds, per ton, per corporation cock, or other unit of measure, by which the bids will be tested. The bids will be compared and each contract awarded at a lump or aggregate sum.

Delivery will be required to be made from time to time in such quantities and places as may be directed by the Commissioner.

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.

WILLIAM B. ELLISON,  
Commissioner.

Dated JANUARY 5, 1906.

j6,19

**See General Instructions to Bidders on the last page, last column, of the "City Record."**

DEPARTMENT OF WATER SUPPLY, GAS AND ELECTRICITY, ROOM 1536, NOS. 13 TO 21 PARK ROW, BOROUGH OF MANHATTAN, THE 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, JANUARY 12, 1906,**

Borough of Queens.

No. 1. FOR FURNISHING, DELIVERING AND STORING ANTHRACITE COAL IN THE FOLLOWING AMOUNT:

4,100 gross tons of anthracite coal.

The time for the delivery of the coal and the performance of the contract is until January 1, 1907.

The amount of security will be Five Thousand Dollars (\$5,000).

**Borough of Richmond.**

No. 2. FOR FURNISHING, DELIVERING AND STORING ANTHRACITE COAL IN THE FOLLOWING AMOUNT:

700 gross tons of anthracite coal.

The time for the delivery of the coal and the performance of the contract is until January 1, 1907.

The amount of security will be One Thousand Dollars (\$1,000).

The bidder will state the price of each item or article contained in the specifications herein contained or hereto annexed, per gross ton, by which the bids will be tested. The bids will be compared and each 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 Central Office of the Police Department, No. 300 Mulberry street, Borough of Manhattan.

THEODORE A. BINGHAM,  
Police Commissioner.

Dated DECEMBER 29, 1905.

d30,j12

**See General Instructions to Bidders on the last page, last column, of the "City Record."**

### SHERIFF, KINGS COUNTY.

OFFICE OF THE SHERIFF OF THE COUNTY OF KINGS, KINGS COUNTY COURT HOUSE, BOROUGH OF BROOKLYN, CITY OF NEW YORK.

SEALED BIDS OR ESTIMATES WILL BE received by the Sheriff of the County of Kings, at the above office, until 2 o'clock p. m., on

**MONDAY, JANUARY 22, 1906,**

FOR FURNISHING AND DELIVERING GROCERIES, PROVISIONS, MEAT, FISH, DAIRY PRODUCTS, VEGETABLES, FRUITS, SOAP, PAINTS, OILS, FORAGE, ETC. TO THE KINGS COUNTY JAIL, IN THE STATE OF NEW YORK.

The time for the delivery of the articles, materials and supplies and the performance of the contract is 342 days, or from January 23, 1906, to December 31, 1906.

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 in each 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 particulars may be obtained and the plans and drawings may be seen at the office of the Sheriff of the County of Kings, Kings County Court House, Borough of Brooklyn, City of New York.

MICHAEL J. FLAHERTY,  
Sheriff.

Dated JANUARY 9, 1906.

j10,22

**See General Instructions to Bidders on the last page, last column, of the "City Record."**

### POLICE DEPARTMENT.

POLICE DEPARTMENT OF THE CITY OF NEW YORK, NO. 300 MULBERRY STREET.

SEALED BIDS OR ESTIMATES WILL BE received by the Police Commissioner of the Police Department of The City of New York at the above office until 10 o'clock a. m. on

**FRIDAY, JANUARY 19, 1906,**

FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED IN MAKING AND COMPLETING GENERAL REPAIRS, ALTERATIONS, PAINTING, ETC., AT SEVENTY-NINTH SUB-PRECINCT STATION, BOULEVARD, NEAR HOLLAND AVENUE, ROCKAWAY BEACH, BOROUGH OF QUEENS, AS PER SPECIFICATIONS, FOR THE POLICE DEPARTMENT OF THE CITY OF NEW YORK.

The time for the completion of the work and the full performance of the contract is sixty days.

The amount of security required is fifty per cent. (50%) of the amount of the bid or estimate.

The bids will be compared and award made to the lowest bidder.

The bidder will state the price for which he will do all the work and provide, furnish and deliver all the labor and materials mentioned and described in said contract and specifications.

For particulars as to the nature and extent of the work required or of the materials to be furnished bidders are referred to the specifications and to the plans on file in the office of the Inspector of Repairs and Supplies of the Police Department, No. 300 Mulberry street, City of New York.

Blank forms and further information may be obtained at the Central Office of the Police Department, No. 300 Mulberry street, Borough of Manhattan.

THEODORE A. BINGHAM,  
Police Commissioner.

Dated JANUARY 6, 1906.

j6,19

**See General Instructions to Bidders on the last page, last column, of the "City Record."**

POLICE DEPARTMENT OF THE CITY OF NEW YORK, NO. 300 MULBERRY STREET.

SEALED BIDS OR ESTIMATES WILL BE received by the Police Commissioner of the Police Department of The City of New York at the above office until 10 o'clock a. m., on

**FRIDAY, JANUARY 19, 1906,**

FOR FURNISHING AND DELIVERING FORAGE IN THE BOROUGHS OF MANHATTAN AND THE BRONX.

No. 2. FOR FURNISHING AND DELIVERING FORAGE IN THE BOROUGHS OF BROOKLYN AND QUEENS.

No. 3. FOR FURNISHING AND DELIVERING FORAGE IN THE BOROUGH OF RICHMOND.

The time for the delivery of the articles, materials and supplies and the performance of the contract is during the year 1906.

The amount of security required will be as follows:

No. 1. .... \$10,000.00  
No. 2. .... 7,500.00  
No. 3. .... 2,000.00

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 item. 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 Central Office of the Police Department, No. 300 Mulberry street, Borough of Manhattan.

THEODORE A. BINGHAM,  
Police Commissioner.

Dated JANUARY 5, 1906.

j6,19

**See General Instructions to Bidders on the last page, last column, of the "City Record."**

POLICE DEPARTMENT OF THE CITY OF NEW YORK, NO. 300 MULBERRY STREET.

SEALED BIDS OR ESTIMATES WILL BE received by the Police Commissioner of the Police Department of The City of New York, at the above office, until 10 o'clock a. m., on

**TUESDAY, JANUARY 16, 1906,**

FOR FURNISHING AND DELIVERING THREE THOUSAND FIVE HUNDRED TONS OF ANTHRACITE COAL FOR USE IN THE BOROUGHS OF MANHATTAN, THE BRONX AND RICHMOND.

No. 2. FOR FURNISHING AND DELIVERING THREE THOUSAND THREE HUNDRED TONS OF ANTHRACITE COAL FOR USE IN THE BOROUGHS OF BROOKLYN AND QUEENS.

No. 3. FOR FURNISHING AND DELIVERING TWO THOUSAND TONS OF ANTHRACITE COAL FOR THE USE OF THE STEAM-BOAT "PATROL" AND OF STEAM-LAUNCHES OF THE POLICE DEPARTMENT OF THE CITY OF NEW YORK.

The time for the delivery of the articles, materials and supplies and the performance of the contract is during the year 1906.

The amount of security required will be as follows:

No. 1. .... \$10,000.00  
No. 2. .... 10,000.00  
No. 3. .... 4,000.00

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 item. 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 Central Office of the Police Department, No. 300 Mulberry street, Borough of Manhattan.

THEODORE A. BINGHAM,  
Police Commissioner.

Dated JANUARY 4, 1906.

j4,16

**See General Instructions to Bidders on the last page, last column, of the "City Record."**

### POLICE DEPARTMENT—CITY OF NEW YORK.

OWNERS WANTED BY THE PROPERTY OWNER 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.

THOMAS F. O'CONNOR,  
Property Clerk.

POLICE DEPARTMENT—CITY OF NEW YORK, BOROUGH OF BROOKLYN.

OWNERS WANTED BY THE DEPUTY PROPERTY OWNER No. 209 State street, Borough of Brooklyn—for the following property, now in his custody, without claimants: Boats, rope, iron, lead, male and female clothing, boots, shoes, wine, blankets, diamonds, canned goods, liquors, etc.; also small amount of money taken from prisoners and found by Patrolmen of this Department.

JOSEPH J. CAREY,  
Deputy Property Clerk.

### BOARD OF ESTIMATE AND APPORTIONMENT.

#### OFFICE OF THE SECRETARY.

ALL COMMUNICATIONS FOR THE SECRETARY of the Board of Estimate and Apportionment should be delivered to Room 79, No. 280 Broadway.

(Signed) JOSEPH HAAG,  
Secretary.

j5,16

#### CITY OF NEW YORK.

#### BOARD OF ESTIMATE AND APPORTIONMENT.

AT A MEETING OF THE BOARD OF ESTIMATE and Apportionment, held December 15, 1905, in the Old Council Chamber, City Hall, Borough of Manhattan, the following proceedings were had:

Whereas, New York and Port Chester Railroad Company, has made application to this Board for a grant of the right, privilege and franchise to construct, maintain and operate its railroad across certain streets in the Borough of The Bronx; and

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

Whereas, The Mayor has, in pursuance of such laws

tract is signed by the parties hereto, with the privilege of renewal of said grant for a further period of twenty-five years upon a fair revaluation of said right and privilege. In the determination of the said revaluation may be considered and included the extension of the provisions of this agreement contained in the paragraphs numbered 7 and 8 herein, and the payment of the costs and expenses therein provided for by the Railroad Company, or otherwise.

If the Railroad Company shall determine to exercise its privilege of renewal, it shall make application to the Board of Estimate and Apportionment of The City of New York, or any authority which shall be authorized by law to act for the City in place of the said Board. Such application shall be made at any time not earlier than two years and not later than one year before the expiration of the original term of this grant. The determination of the revaluation shall be sufficient, if agreed to in writing by the Railroad Company and the Board of Estimate and Apportionment or such other authority in its place. If the Railroad Company and the Board, or such other authority in its place for the City, shall not reach such agreement on or before the day one year before the expiration of the original term of this grant, then the annual rate of compensation for such succeeding twenty-five years shall be reasonable; and either the City (by the Board, or such other authority in its place) or the Railroad Company shall be bound upon request of the other to enter into a written agreement with such other authority fixing the rate of such compensation at such amount as shall be reasonable; and if the parties shall not forthwith agree upon what is reasonable, then the parties shall enter into a written agreement fixing such annual rate at such amount as shall be determined by three disinterested freeholders selected in the following manner:

One disinterested freeholder shall be chosen by the Board of Estimate and Apportionment or its successors in authority; one disinterested freeholder shall be chosen by the Railroad 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 the contract, and their report shall be filed with the Comptroller or his successor in authority, within three months after they are chosen. They shall act as appraisers and not as arbitrators. They may base their judgment upon their own experience, and upon such information as they may obtain by inquiries and investigations without the presence of either party. They shall have the right to examine the books of the Railroad Company and its officers under oath. The valuations so ascertained, fixed and determined shall be conclusive upon both parties, but shall not in any event be less than the minimum amount fixed as the sum to be paid annually for the last year of this original grant. If, in any case, the annual rate shall not be fixed prior to the termination of the original term of this grant, then the Railroad 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.

3. Upon the termination of this grant, if it be not renewed, or, in case of a renewal thereof, upon the termination of such renewal, all rights and privileges hereby granted to cross the said streets shall cease and determine, unless the said Railroad Company, its successors or assigns, shall have previously procured a new grant for the same from The City of New York.

4. The Railroad Company, its successors or assigns, shall pay to The City of New York, for the rights and privileges hereby granted, the following sums of money:

During the first five years commencing from the day when this contract is signed, an annual sum of eight thousand dollars (\$8,000), and during the next succeeding five years an annual sum of thirteen thousand dollars (\$13,000), and during the next succeeding fifteen years an annual sum of thirty-five thousand dollars (\$35,000).

From the date of the commencement of the operation of any portion of the railroad until the end of the first five years of this grant, an additional sum of five and four-tenths cents per linear foot per annum of single track, including all crossovers, switches, turnouts, sidings and stands, within the present boundaries of The City of New York, and for the next succeeding five years an additional sum of seven and seven-tenths cents per linear foot per annum of single track, as aforesaid, in lieu of said sum of five and four-tenths cents, and for the next succeeding fifteen years an additional sum of twenty cents per linear foot per annum, as aforesaid, in lieu of said sum of seven and seven-tenths cents.

All such payments shall be made to the Comptroller of the City, in equal payments at the end of each quarter year, on the first day of January, April, July and October of each year. Any and all payments to be made by the terms of this contract to The City of New York by the Railroad 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 of New York or by any law of the State of New York.

5. The annual charges or payments shall continue throughout the whole term of the privilege 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 sub-lease of the rights or privileges hereby granted, whether original or renewal, or of any part thereof, or of any of the routes mentioned herein, or of any part thereof, shall be valid or effectual for any purpose unless the said assignment, lease or sub-lease shall contain a covenant on the part of the assignee or lessee that the same is subject to all the conditions of this grant; and that the assignee or lessee assumes and will be bound by all of said conditions, and especially said condition as to 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 grant. Nothing herein contained shall apply to any mortgagee or mere lienor, but shall apply to any purchaser upon foreclosure or under or by virtue of any provision of a mortgage or lien.

6. The rights and privileges granted hereby 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 New York and Port Chester Railroad Company, its successor or assigns, or by operation of law, whether under the provisions of the statutes relating to the consolidation or merger of corporations, or otherwise, without the consent of The City of New York, acting by the Board of Estimate and Apportionment, or its successor in authority, evi-

denced by an instrument under seal, and the granting, giving or waiving of any one or more of such consents shall not render unnecessary any subsequent consent or consents. This provision, however, shall not apply to the making of a mortgage nor to a sale under foreclosure, provided that no sale under foreclosure shall be made to any person or corporation owning, operating or controlling any other railroad in The City of New York.

7. The grade of the railroad has not yet been established. Profile maps definitely showing such grade within the present limits of The City of New York shall be filed with the Board of Estimate and Apportionment by the Railroad Company before beginning the construction of its railroad within the present limits of The City of New York. A duplicate thereof shall at the same time be filed with the Board of Rapid Transit Railroad Commissioners of The City of New York. The Board of Estimate and Apportionment, after a public hearing, of which ten days' notice shall be given by publication, shall then approve or disapprove the said profile map and grades, and upon the Board approving the same the Railroad Company may thereupon proceed with the construction of its railroad within the present limits of The City of New York.

If said Board disapproves the same it shall within 30 days after said hearing prescribe such changes in said map as it may deem necessary.

Within the present limits of The City of New York no street or railroad shall be crossed by the railroad at grade, and no existing park or parkway shall be crossed by the railroad at or above the grade of said park or parkway. All streets now open or in use and streets hereafter opened within the present limits of The City of New York, crossing the line of the railroad, shall be carried over or under the said railroad by the Railroad Company, at the sole cost and expense of the Railroad Company. The cost of all changes in grades of all approaches to such crossings within the present limits of The City of New York shall likewise be borne and paid by the Railroad Company, and The City of New York assumes no liability for any damages to property injured thereby, or by said railroad crossings, or any damages to property along the line of said railroad or contiguous thereto, caused by reason of the construction or operation of the said railroad, and the Railroad Company hereby agrees to indemnify and save harmless The City of New York of and from all such liability.

The City shall have the right at any time it so desires to open across the route of the Railroad Company within the present limits of The City of New York any new streets other than those now open or in use, and the Railroad Company hereby gives its consent to said opening.

8. Within the present limits of The City of New York all viaducts over streets and all tunnels under streets and all bridges necessary to carry the streets over an open cut, shall be constructed and maintained at the expense of the Railroad Company. All viaducts over streets within the present limits of The City of New York shall have a height of at least sixteen feet in the clear throughout, and in the case of arch construction not less than sixteen feet in the clear at the centre and ten feet in the clear on the building or side line of said street, and in the case of tunnel construction under a street there shall be at least four feet between the grade of the street and the exterior surface of the arch of said tunnel.

9. Within the present limits of The City of New York any superstructure of the railroad crossing a street and having a length of seventy-five (75) feet or less, shall be constructed in a single span. If more than seventy-five (75) feet in length, intermediate columns to support the structure may be placed in the street in such manner as may be approved by the Board of Estimate and Apportionment. The width of such superstructure of the railroad shall not exceed sixty (60) feet when measured over all.

10. The plans for all structures over or under any street within the present limits of The City of New York must first be submitted to and approved by the Board of Estimate and Apportionment, and all such structures shall be constructed of steel, concrete or masonry, or a combination of these materials. Such structures over streets shall be floored and shall be water-tight.

11. The railroad shall be constructed in the most modern and approved manner of railroad construction. Unless otherwise authorized by the Board of Estimate and Apportionment, the roadbed shall be ballasted throughout its entire length within the present limits of The City of New York, with a sufficient quantity of either blast furnace slag or broken trap rock of a hard and durable quality, and no dirt, sand, gravel or cinders shall be used in such ballast. The Board of Estimate and Apportionment may, however, at any time require a portion of the road not theretofore ballasted to be ballasted.

12. The roadbed within the limits of The City of New York as now fixed or hereafter extended shall be watered daily whenever the thermometer is above 35 degrees Fahrenheit. Should, however, watering the roadbed in any way injure electric line equipment which has been approved by the Board of Estimate and Apportionment, or its successors in authority, then other means of preventing dust shall be used, which shall be first approved by the Board of Estimate and Apportionment. For any failures to comply with the foregoing, the Railroad Company shall be liable to a penalty of fifty dollars (\$50) per day.

13. The entire right of way of the company within the present limits of The City of New York, except at stations, shall be fenced throughout.

14. Within the present limits of The City of New York, all abutments or foundations for bridges, viaducts and stations and the stations proper, except intermediate supports for viaducts, as hereinbefore provided, shall be placed on the land of the company.

15. There shall be constructed along the line of the route of the main line of the railroad as proposed, for the accommodation of local passenger traffic, at least six stations between the Harlem river and the Bronx river, at least six stations between the Bronx river and the northerly line of The City of New York, as now fixed. On the branch line there shall be constructed at least three stations east of Morris Park avenue, unless otherwise authorized by the Board of Estimate and Apportionment.

16. Said railroad may be operated by electric power or by any other mechanical motive power, which may be lawfully employed upon the same, except locomotive steam power. If electrical power is used, the Railroad Company shall, before the commencement of any of the construction of the electrical line equipment, within the present limits of The City of New York, file with the Board of Estimate and Apportionment plans showing such proposed construction, within the present limits of The City of New York, including all methods of insulation, position of contact conductor and all feed wires, conductors or cables, with method of carrying the same, and said plans must be approved by the said Board before construction thereof shall begin. The Board of Estimate and Apportionment hereby retains the right to make such conditions relative to construction of such line equipment within the present limits of The City of New York as it may see fit at the time of the approval of such plan.

17. No wires for the transmission of power shall be permitted within the present limits of The City of New York unless they be placed in

conduits or carried in a manner which shall have been approved by the Board of Estimate and Apportionment. The City may use the structure of the Railroad Company for carrying wires or cables for the use of the City within the present limits of The City of New York not exceeding such a quantity as might be carried in two conduits each of not more than three inches in diameter, without charge to the City. If the Railroad Company shall place its wires for the transmission of power in conduits, then the Railroad Company shall construct and permit the City to use without charge two conduits each of not more than three inches in diameter for carrying wires or cables for the use of the City.

18. The Railroad Company shall not carry wires or conduct power on its structures or along its right of way within the present limits of The City of New York for any purpose except for the operation of its railroad and except, as provided above, for the use of the City.

19. The Railroad Company shall maintain throughout the term of this grant or any renewal thereof a train schedule on the main line within the limits of The City of New York of at least sixty (60) trains in either direction daily, stopping at all of the stations within the City limits, and at no time, either day or night, shall there be greater headway within the City limits between such trains than thirty (30) minutes; provided, however, that said Railroad Company shall not be required to operate its trains within the City limits between the hours of 1 o'clock and 5 o'clock a. m., each day, unless the Board of Estimate and Apportionment shall determine, after a hearing had thereon, that public convenience requires the operation of its cars during such hours.

The Board of Estimate and Apportionment may require, from time to time, as it may see fit, such number of trains to be run on the branch line—not exceeding 60 trains a day.

20. All cars on said railroad shall be heated during the cold weather in conformity to such laws and ordinances as are now in force, or may hereafter be enacted or adopted by the State or City authorities, and any failure to keep the temperature of any of the cars of the company above 50 degrees Fahrenheit, shall make the company liable for a penalty of fifty dollars (\$50) per day for each offense.

21. All cars operated by the company shall be vestibuled and the system of lighting shall be adequate and be made satisfactory to the Board of Estimate and Apportionment. For any failure to comply herewith the Railroad Company shall be liable to a penalty of fifty dollars (\$50) per day for each violation.

22. The Railroad Company shall light the space beneath any superstructure which it shall erect across streets and the approaches to stations, within the limits of The City of New York, in a manner which shall be satisfactory to the Board of Estimate and Apportionment.

23. During the term of this grant the rate of fare upon said railroad within the limits of The City of New York, as now fixed, shall not exceed five cents for any passenger. The said company shall not charge any passenger more than such sum for one continuous ride from any point on said railroad, or a line or branch operated in connection therewith, and controlled by it, to any point thereof or of any such connecting line, or branch thereof, within the present limits of The City of New York during such term. The New York and Port Chester Railroad Company shall operate cars over the route hereby authorized, and shall not operate cars over the route of any other railroad company within the present limits of The City of New York until it shall have received authority for such operation from the Board of Estimate and Apportionment, and it shall not, without like authority, permit any other Company within the present limits of The City of New York to run cars over the railroad hereby authorized. The Board of Estimate and Apportionment reserves the right to fix the compensation to be paid for such privilege to The City of New York by such other company as shall be authorized to run cars over the route hereby authorized, and said Board further reserves the right to fix the compensation to be paid to The City of New York by the New York and Port Chester Railroad Company for the privilege of operating cars over the route of any other railroad company within the present limits of The City of New York.

24. Whenever the New York and Port Chester Railroad Company shall have entered into a contract with another railroad company within the limits of The City of New York permitting the cars of such other company to run over the route hereby authorized, in pursuance of authority from the Board of Estimate and Apportionment, or its successors in authority, the Board of Estimate and Apportionment may prescribe the maximum fare which may be charged by either company within the limits of The City of New York during the continuance of such contract to a passenger desiring to make a continuous trip in either direction between any point on the railroad of the New York and Port Chester Railroad Company and any point on the railroad of such other railroad company within the present limits of The City of New York. For their refusal to comply with the requirements of this section, the corporation so refusing shall forfeit fifty dollars (\$50) to the aggrieved party. Two or more penalties may be recovered in one action.

The rates for carrying of property upon the routes of the Railroad Company within the present limits of The City of New York shall, in all cases, be reasonable in amount, and shall be subject to the control of the Board of Estimate and Apportionment, or its successors in authority, and may be fixed by such Board after notice and hearing to the Railroad Company, and when so fixed such rate shall be binding upon the Railroad Company, its successors or assigns, and no greater sum shall be charged for such service than provided for by said Board of Estimate and Apportionment.

25. The said railroad shall be constructed, maintained and operated subject to the supervision and control of all the authorities of The City of New York who have jurisdiction in such matters, under the Charter of the City.

26. In case of any violation or breach or failure to comply with any of the provisions herein contained this grant may be forfeited and avoided by The City of New York by a suit brought by the Corporation Counsel, provided that in case of any such violation, breach or failure to comply with any of said provisions the said City shall cause notice in writing thereof to be served upon said company, and said company shall remedy such violation, breach or failure within ten (10) days thereafter, and in default thereof, then, and not otherwise, said right of forfeiture shall accrue and may be enforced by the said City; provided, further, that if the said Railroad Company, grantee hereunder, shall within said ten (10) days commence to remedy said violation, breach or failure, and shall prosecute the work of completing such remedy with diligence and with the utmost practicable dispatch until the same shall be completed, then no right of

forfeiture shall accrue. The right of action as herein provided shall not affect or limit any other rights of the City.

27. The grant of this privilege shall not affect in any way the right of The City of New York to grant a similar privilege upon the same or other terms and conditions to any other person or corporation.

28. The Railroad Company shall commence actual construction within one year from the date of the signing of this contract, and shall complete and have in operation a four-track railroad upon the main line, from the northerly line of the City to a point at or near the intersection of One Hundred and Seventy-seventh street with the Bronx river, and a railroad of at least two tracks from a point at or near the intersection of One Hundred and Seventy-seventh street with the Bronx river to the southerly terminus as aforesaid at or near the intersection of Southern Boulevard with Willis avenue, and a railroad on the branch line of at least two tracks, all within five years from the date of the signing of this contract, otherwise this grant shall cease and determine.

The Board of Estimate and Apportionment may require the construction of two additional tracks on that portion of the route between One Hundred and Seventy-seventh street and the southerly terminus, as aforesaid, at or near the intersection of Southern Boulevard and Willis avenue so as to make a railroad of four tracks on such portion of the route, whenever public convenience and necessity shall require the construction of such two additional tracks as so required by the Board of Estimate and Apportionment, the Railroad Company shall complete the construction thereof within five (5) years after such requirement, otherwise this grant may be forfeited; and the Railroad Company is hereby authorized to construct a railroad of four tracks on the entire route authorized by this contract; if, in its judgment, public convenience and necessity shall require the construction thereof.

The Railroad Company shall actually expend or cause to be so expended the sum of at least eight hundred thousand dollars (\$800,000) within two years after the date of the signing of this contract, upon the actual construction of said railroad between the northerly line of The City of New York and Westchester avenue, at or near One Hundred and Sixty-seventh street, and shall also actually expend or cause to be so expended an additional sum of two hundred thousand dollars (\$200,000) within three years after the date of the signing of this contract, upon the actual construction of the railroad between Westchester avenue as above and Willis avenue at or near the Southern Boulevard, which sums shall be exclusive of any moneys expended for land acquired for the right of way. The reason why The City of New York assents to the difference in the times and amounts for the portions of the railroad north and south of Westchester avenue is that the Railroad Company represents that it is or will be able to procure by private purchase most of its right of way north of such avenue, and will have to resort to condemnation proceedings for its right of way south thereof.

Verified statements of moneys so expended for construction shall be submitted, on demand, to the Comptroller of The City of New York, who shall, after investigation, report to the Board of Estimate and Apportionment his opinion as to whether such sums have been actually expended, and if in the opinion of the said Board an expenditure of the said sum within the time given is not proven, then said Board may declare that this grant has ceased and determined, and the said action of said Board shall be prima facie evidence of said forfeiture.

Any portion of the route covered by this grant which shall not be completed and in full operation within said five years from the date of the signing of this contract shall be deemed to have been abandoned, and all rights hereby granted in and to such portions of said railroad shall cease and determine, and, in such case, all structures erected by the Railroad Company, its successors or assigns, upon any portion of the route so forfeited within the lines of any street within said City, shall become the property of The City of New York.

A majority vote of the members of the Board of Estimate and Apportionment shall be prima facie evidence in regard to the forfeiture of any or all the rights under this grant, as provided for in this section. Before action is taken by the Board of Estimate and Apportionment, under the provisions of this section, the Railroad Company shall have at least thirty (30) days' notice of the intention of said Board to take action, and at such time as is appointed shall be allowed a hearing.

The Board of Estimate and Apportionment shall extend the time provided for in this section for the completion of the railroad and for the work to be performed and expenditures to be made, as above, for a period or periods not exceeding in the aggregate two years if the reasons given by the Railroad Company for non-fulfillment are for causes over which the Railroad Company had no control and was in nowise responsible.

29. The Railroad Company shall assume all liability by reason of the construction and operation of the railroad, and the City shall assume no liability whatsoever to either persons or property by reason of said construction, maintenance or operation, and the Railroad Company hereby agrees to indemnify and save harmless the said City from all liability whatsoever by reason of the construction, maintenance and operation of said railroad.

As a condition of this grant, the Railroad Company, its successor or assigns, hereby agrees to repay to the City any damages which the City shall be compelled to pay by reason of any acts or defaults of the Railroad Company, its successor or assigns.

30. Any portion of the right of way of the said Railroad Company falling within the lines of a street now shown on the map of The City of New York, which it may be necessary for the City to subsequently acquire, shall be ceded to the company's easement therein.

31. The Railroad Company shall not operate cars over any extension of any length whatsoever within the present limits of The City of New York not specifically hereby authorized, and shall not make any connection within the present limits of The City of New York with any other railroad, either by means of extensions or branches or by means of a platform building, unless it shall have received authority therefor from said Board of Estimate and Apportionment or its successors in authority, and upon such terms as shall be fixed by the Board.

In the event that the provisions of this section cause a conflict because of the lawful right of any other railroad to compel a connection with the Railroad Company, the City agrees that it may be made a party to any legal proceedings between the said companies and its rights and duties therein determined.

32. In case any of the streets as now shown on the map of The City of New York and crossed by the said railroad above grade are altered or widened after the Railroad Company has completed its railroad, and such widening requires the alteration of the superstructure of the railroad, the Railroad Company and The City of New York shall each pay one-half of the cost of such alteration

mate and Apportionment, to change the map of The City of New York in order to avoid impracticable, unnecessary or undesirable crossings, purely on account of the location of the railroad, and by reason of such change additional or substitute streets crossing the railroad are determined upon, then the Railroad Company shall pay to the City the additional cost thus made necessary, or may, at its own expense, acquire the lands necessary and cede them to the City without cost, provided, however, that the lands so to be acquired or paid for shall not extend more than 400 feet upon each side of said railroad.

34. Any alterations which may be required to the sewerage or drainage system, or to any subsurface structures, pipes, etc., laid in the streets, on account of the construction or operation of the railroad, shall be made at the sole cost of the Railroad Company and in such manner as the proper City officials may prescribe.

35. In case the Board of Estimate and Apportionment shall, in order to avoid impracticable, unnecessary and undesirable crossings purely on account of the location of the railroad, within one year from the date of the signing of this contract, adopt a map or a change in the map laying out a street or streets bounding or adjoining the right of way of the Railroad Company, on either or both sides thereof, from the easterly line of the White Plains road to the northerly line of the City, or any part thereof, then the Railroad Company shall acquire the lands necessary for such streets and cede them to the City without cost, or will pay to the City the cost of acquiring such lands, provided that it shall not be required to acquire and cede or pay for an amount of land which in the aggregate will exceed a strip fifty feet in width and in length the distance between the easterly side of White Plains road and the northerly line of the City. The Railroad Company, at its own expense, shall regulate and grade said strips of land to such grade as shall be hereafter fixed by the City authorities, such regulating and grading to be done, from time to time, as directed by the Board of Estimate and Apportionment. On notice to the City by the Railroad Company that said Railroad Company cannot acquire such lands, the City covenants to use all possible diligence in acquiring the actual possession of the lands necessary for such streets to the end that the Railroad Company may regulate and grade the same while it is grading its railroad within the present limits of The City of New York.

36. All construction of railroad crossings shall be done in such manner as shall not substantially interfere with the ordinary use of any street as a public highway, and all streets in any way disturbed by such construction shall be restored to their original condition. In case of failure on the part of the Railroad Company to restore such streets within a reasonable length of time, The City of New York shall have the right, under resolution of the Board of Estimate and Apportionment, to cause the work to be done and the materials to be furnished after due notice and shall collect the reasonable cost thereof from the fund hereinafter provided.

37. The company's property and structures within the present limits of The City of New York shall not be used for advertising purposes in any way, under a penalty of fifty dollars (\$50) per day for each offense. Such restriction shall not apply to stations or cars nor to the interior of fences or walls.

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

39. The Railroad Company shall deposit with the Comptroller, within six months after the date of signing this contract, the sum of \$100,000, either in money or in securities to be approved by him, which fund shall be security for the construction of the road authorized hereby, and which the Railroad Company is under obligation to construct, and said fund shall be repaid to the Railroad Company only as hereby specified. If the City exercises its option to require the construction of the additional two tracks south of One Hundred and Seventy-seventh street, the Railroad Company shall, within three months after notification thereof, make a like deposit of \$25,000 as security for such construction. Whenever and as often as the Railroad Company shall have actually constructed one mile of single track, a certificate showing the construction of such track shall be prepared by the engineer of the Railroad Company, and such certificate shall be delivered to the Board of Estimate and Apportionment. The said Board shall, as soon as practicable thereafter, verify the correctness of such certificate and either accept such certificate as correct, or if it finds it to be incorrect, return said certificate to the Railroad Company, specifying in writing the respects in which it finds such certificate to be incorrect. Upon the verification of the correctness of any such certificate, or if any such certificate shall be found to be incorrect, upon its being corrected, and subsequently verified, the said Board of Estimate and Apportionment shall thereupon prepare and certify a voucher in due form for payment to said company of the sum of \$2,500, and the amount so certified by said Board shall be forthwith paid by said Comptroller from said fund to the Railroad Company, upon the construction of the said mile of single track. This procedure shall be followed by the Railroad Company and by said Comptroller as often as the Railroad Company shall construct an additional mile of single track.

Upon the completion of the construction of the entire track authorized hereby, which the Railroad Company shall remain under obligation to construct, a final certificate shall be prepared by the engineer of said company and approved by the president thereof, showing the fact of such completion and the fact that the road is ready for operation. Such final certificate shall be delivered to the said Board of Estimate and Apportionment of The City of New York, and shall be subject to a like verification as the certificate hereinbefore mentioned. Upon the verification of the correctness of such final certificate, or if such final certificate shall be found to be incorrect, upon being corrected the said Board of Estimate and Apportionment shall thereupon prepare and certify a voucher in due form for the payment by the Comptroller to the said company of the balance of said funds remaining in his hands.

If such final certificate, certifying to the completion of the entire construction of the road, which the Railroad Company shall be under obligation to construct, shall not be delivered to the Board of Estimate and Apportionment on or before the expiration of the time at which the Railroad Company shall be under obligation to complete the road, under and in pursuance of the terms and conditions of this contract, and if the construction of the entire road authorized hereby, which the Railroad Company shall be under obligation to construct, shall not have been completed by said time, the balance of said fund shall be forthwith delivered by the Comptroller of The City of New York and thereafter said company shall have no claim or cause of action therefor.

The word construction as used herein shall include the grading of the bed of the railroad,

laying of tracks thereon, ballasting of the same and the construction of all bridges or viaducts necessary for the support of the railroad.

The word completion, as used herein, shall include the laying of tracks, electrical conductors and all structures necessary to the operation of trains over the route authorized hereby, and which the Railroad Company shall be under obligation to construct and shall include also such street bridges or other structures as the company is required hereby to make, and such final certificate shall include proof that all of the antecedent acts required by this contract have been performed by said company, in so far as their completion is required hereby.

40. This grant is upon the express condition that, within thirty days after the date of the signing of this contract and before anything is done in exercise of the rights conferred thereby, the Railroad Company shall deposit with the Comptroller of The City of New York the sum of twenty-five thousand dollars (\$25,000), either in money or in securities, to be approved by him, which fund shall be security for the performance by the Railroad Company of all the terms and conditions of this contract, especially those which relate to the payment of the annual charge for the franchise granted, in default of which payment of the annual charge, the Comptroller, acting in behalf of the City, shall collect same with interest from such fund after five days' notice in writing to the president of said company. In case of failure of the said company to comply with any of the terms of this contract, or its neglect or refusal to comply with any demand or direction of the Board of Estimate and Apportionment, or other municipal officials, made pursuant to the terms of the contract, or under the authority of any laws or ordinances now or hereafter in force, in such case and in any of these events, if no other money penalty is provided therefor, the said company shall pay to the Comptroller of The City of New York a penalty of \$50 for each violation; and in case of any violation of the provisions of this contract for which money penalties are provided, the said company shall pay to the Comptroller of said City the penalties so provided.

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

The Comptroller of The City of New York, on complaint made, shall, in writing, notify said company through its president to appear before him on a certain day not less than ten days after the date of such notice, to show cause why it should not be penalized in accordance with the foregoing provisions. If said company fail to make an appearance or, after a hearing, appear in the judgment of the Comptroller to be in fault, said Comptroller shall forthwith impose the prescribed penalty, 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 said company shall, upon ten days' notice in writing, pay to the Comptroller of The City of New York a sum sufficient to restore said security fund to the original amount of \$25,000 and in default thereof the said company shall pay to the Comptroller of The City of New York the sum of one hundred dollars for each day of such default in addition to the amount necessary to restore said fund to the original amount of \$25,000. No action or proceeding or rights under the provisions of this contract shall affect any other legal rights, remedies or causes of action belonging to The City specifically to enforce any of the terms or conditions of this contract.

41. If, the Railroad Company, its successors and assigns, shall fail to give efficient public service at the rates herein fixed, or fail to maintain its structures and all street crossings within the present limits of The City of New York in good condition throughout the full term of its occupancy of said streets, the Board of Estimate and Apportionment of The City may give written notice to said Company specifying any default on the part of said Company, and requiring the said Company to remedy the same within a reasonable time, and upon the failure of the said Company to remedy its said fault within a reasonable time said Company shall for each day thereafter during which said fault or defect remains pay to The City of New York the sum of two hundred and fifty dollars (\$250) as fixed and liquidated damages, or the said City in case said structures over or under streets shall not be put in good condition within a reasonable time after notice by the Board as aforesaid, shall have the right to make all needed repairs at the expense of the Company, in which case the said Company shall pay to The City the amount of the cost of such repairs, with legal interest thereon; all of which sums may be deducted from the fund hereinbefore provided.

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

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

THE CITY OF NEW YORK,

[SEAL] By.....

NEW YORK AND PORT CHESTER RAILROAD COMPANY,

By.....

Attest:

[SEAL] .....

Secretary.

Resolved, That the results of the inquiry made by this Board as to the money value of such franchise or right proposed to be granted and the adequacy of the compensation proposed to be paid therefor are that the money value of such franchise or right proposed to be granted is the total amount of money which it is proposed, as provided in and by the form of Proposed Contract for the grant of such franchise or right, as hereinbefore fully set forth, shall be paid for such franchise or right, and that such compensation is adequate therefor.

Resolved, That these preambles and resolutions, including the said resolution for the grant of the franchise or right applied for by New York and Port Chester Railroad Company and the said form of Proposed Contract for the grant of such franchise or right and said results of such inquiry, after the same shall be entered

in the minutes of this Board, shall be published at the expense of New York and Port Chester Railroad Company, for at least twenty days immediately prior to January 26, 1906, in THE CITY RECORD, and at least twice, during the ten days immediately prior to January 26, 1906, in "The New York Times" and "The New York Daily News," two daily newspapers designated by the Mayor therefor, and published in The City of New York, together with the following notice, to wit:

Notice is hereby given that the Board of Estimate and Apportionment, before authorizing any contract for the grant of the franchise or right applied for by New York and Port Chester Railroad Company, and fully set forth and described in the foregoing form of Proposed Contract for the grant of such franchise or right, and before adopting any resolution authorizing any such contract, will, at a meeting of said Board to be held in the old Council Chamber, City Hall, Borough of Manhattan, City of New York, on January 26, 1906, at 10:30 o'clock a. m., hold a public hearing thereon, at which citizens shall be entitled to appear and be heard.

J. W. STEVENSON,

Secretary.

NEW YORK, December 15, 1905.

13,26

### AQUEDUCT COMMISSION.

AQUEDUCT COMMISSIONERS' OFFICE, ROOM 207, STEWART BUILDING, NO. 280 BROADWAY, NEW YORK, January 3, 1906.

### TO CONTRACTORS.

SEALED BIDS OR PROPOSALS WILL BE received by the Aqueduct Commissioners at the above office until 12 o'clock noon on

TUESDAY, JANUARY 23, 1906,

at which place and hour the bids will be publicly opened and read, and the award of the contract, if awarded, will be made by the Aqueduct Commissioners as soon thereafter as practicable.

FOR FURNISHING, ERECTING AND PAINTING RAILINGS ON THE NEW CROTON DAM, IN THE TOWN OF CORTLANDT, WESTCHESTER COUNTY, NEW YORK.

The security required will be Three Thousand Dollars (\$3,000).

The contract will be required to be completed within five consecutive calendar months following the month in which the contract is signed by the Aqueduct Commissioners.

The following is a statement, based upon the estimate of the Engineer, of the quantities, as near as practicable, of the work required:

Linear Feet.

Item 1. Railings furnished and erected, complete, except painting... 2,300

Item 2. Painting railings, including materials ..... 2,300

The work is authorized by chapter 490, Laws of 1883, of the State of New York, and the amendments thereto.

No bid will be received or considered unless accompanied by either a certified check upon a National or State bank in The City of New York, drawn to the order of the Comptroller of The City of New York, for \$500.

Copies of a pamphlet containing further information for bidders, form of proposals, forms of contract and bond approved by the Corporation Counsel, and the specifications can be obtained at the office of the Aqueduct Commissioners on application in person or by mail.

JOHN F. COWAN,

President.

HARRY W. WALKER,

Secretary.

14,23

### OFFICIAL PAPERS.

Morning—"The Sun," "The Morning Telegraph."

Evening—"The Globe and Commercial Advertiser," "The Daily News."

Weekly—"The Sunday Democrat," "The New York Realty Journal."

German—"The New Yorker Herald."

Designated by the Board of City Record, February 7, 1905.

### 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 assessment for OPENING AND ACQUIRING TITLE TO the following-named road in the BOROUGH OF THE BRONX:

TWENTY-THIRD WARD, SECTION 10.

OPENING AND EXTENDING OF THE TRI-ANGULAR STRIP OF LAND AT the northwest corner of WESTCHESTER AVENUE AND TRINITY AVENUE. Confirmed December 8, 1905; entered January 10, 1906. 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 middle line of the blocks between East One Hundred and Eighty-third street and Grote street with the southerly prolongation of the middle line of the blocks between Prospect avenue and Crotona avenue, lying northerly of East One Hundred and Eighty-third street; running thence northerly along said last-mentioned prolongation and parallel line to its intersection with a line parallel to and 100 feet northerly from the northwesterly line of Crotona avenue; thence northeasterly along said last-mentioned parallel line to its intersection with the northwesterly line of East One Hundred and Seventy-eighth street; running thence northeasterly along said last-mentioned prolongation and parallel line to its intersection with a line parallel to and 100 feet northerly from the northwesterly line of East One Hundred and Eighty-eighth street; thence easterly along said last-mentioned parallel line and its easterly prolongation to its intersection with a line parallel to and 100 feet northerly from the northwesterly line of East One Hundred and Eighty-seventh street; thence easterly along said last-mentioned parallel line and its easterly prolongation to its intersection with a line parallel to and 100 feet easterly from the easterly line of South Boulevard; thence southerly along said last-mentioned parallel line to its intersection with the easterly prolongation of the middle line of the blocks between East One Hundred and Eighty-third street and Grote street; thence westerly along said last-mentioned parallel line to the point or place of beginning.

The above-entitled assessments were entered on the date hereinbefore given in the Record of Titles of Assessments, kept in the Bureau for the Collection of Assessments and Arrears of Taxes and Assessments and of Water Rents. Unless the amount assessed for benefit on any person or property shall be paid within sixty days after the date of said entry of the assessments interest will be collected thereon, as provided in section 1006 of the Greater New York Charter.

Said section provides that "If any such assessment shall remain unpaid for the period of sixty days after the date of entry thereof in the said Record of Titles of Assessments, it shall be the duty of the officer authorized to collect and receive the amount of such assessment to charge, collect and receive interest thereon at the rate of seven per centum per annum, to be calculated to the date of payment from the date when such assessment became a lien, as provided by section 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 Municipal Building, corner of One Hundred and Seventy-seventh street and Third avenue, Borough of The Bronx, between the hours of 9 a. m. and 2 p. m. and on Saturdays from 9 a. m. to 12 m., and all payments made thereon or before March 12, 1906, 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, January 10, 1906.

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thence southerly along the westerly line of Wales avenue to its intersection with the middle line of the block between East One Hundred and Fifty-first street and East One Hundred and Fifty-second street; thence westerly along the said middle line of the block to the westerly line of Concord avenue; thence southerly along the westerly line of Concord avenue to the northerly line of East One Hundred and Fifty-first street; thence westerly along the northerly line of East One Hundred and Fifty-first street to the westerly line of Robins avenue; thence southerly along the westerly line of Robins avenue to the northerly line of Pontiac place; thence westerly along the northerly line of Pontiac place to the easterly line of Trinity avenue; thence southerly along the easterly line of Trinity avenue to its intersection with the middle line of the blocks between Westchester avenue and East One Hundred and Forty-ninth street; thence westerly along said middle line of the blocks to the point or place of beginning.

TWENTY-FOURTH WARD, SECTION 11.

EAST ONE HUNDRED AND SEVENTY-EIGHT STREET—OPENING, from Prospect avenue to Crotona avenue. Confirmed December 8, 1905; entered January 10, 1906. 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 a line parallel to and 100 feet southeasterly from the southeasterly line of Prospect avenue with the southeasterly prolongation of a line parallel to and 100 feet southwesterly from





said date of entry, interest shall be charged, collected and received thereon as provided in section 109 of the Greater New York Charter.

Said section provides 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 of Water Rents, at the Hackett Building, No. 51 Jackson avenue, Long Island City, Borough of Queens, between the hours of 9 a. m. and 2 p. m., and on Saturdays from 9 a. m. until 12 m., and all payments made thereon on or before February 27, 1906, will be exempt from interest, above provided, and after that date will be subject to a charge of interest at the rate of seven per centum per annum from the date when above assessments became liens to the date of payment.

EDWARD M. GROUT,  
Comptroller.

CITY OF NEW YORK—DEPARTMENT OF FINANCE,  
COMPTROLLER'S OFFICE, December 29, 1905, }  
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**CORPORATION SALE OF BUILDINGS AND APPURTENANCES THERETO OF CITY REAL ESTATE.**

**P**UBLIC 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

**THURSDAY, JANUARY 11, 1906,**

at 11 a. m., on the premises, the buildings and appurtenances thereto belonging, erected upon real estate acquired for school purposes belonging to the Corporation of The City of New York, all the right, title and interest of The City of New York in and to the buildings thereto belonging, erected upon the following-described parcel of land under the jurisdiction of the Board of Education of The City of New York, being on the westerly side of Webster avenue, adjoining the north line of lands of Public School 67, Glendale, Borough of Queens, more particularly described as follows:

Beginning at a point formed by the intersection of the northerly line of the lands of Public School 67 with the westerly line of Webster avenue, which point is distant 125 feet northerly from the northerly line of Central avenue and running thence northerly along the westerly line of Webster avenue 18 feet; thence westerly and parallel with Central avenue 100 feet; thence southerly and parallel with Webster avenue 18 feet to the northerly line of the lands of Public School 67; thence easterly along the northerly line of said lands of Public School 67 100 feet to the westerly line of Webster avenue, the point or place of beginning.

By direction of the Comptroller, the sale of the above-described buildings will be made under the supervision of the Collector of City Revenue on Thursday, January 11, 1906, at 11 a. m., on the premises.

The buildings on the premises above described shall be sold for the highest marketable price at public auction 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 give either a cash bond or an approved bond of a surety company in the amount of one-half of the purchase price as security for the proper performance of the work of removal, which must be completed within thirty working days thereafter.

All the buildings, structures or parts thereof, their fixtures and foundations, of every class and description, within the described area, are to be torn down to a level two feet below the existing curb; and any structures which may exist within any of the buildings, such as engine beds, boiler settings, etc., and all stoops and area walls, shall also be torn down to the same level. All tin from roofs, cornices, sides of buildings or partitions, sheds and fences shall be removed from the premises. All brick laid in mortar, all floor beams, joists, studding, flooring, ceiling, roofing, boards and woodwork of every description, and all gas, water, steam and soil piping shall be removed from the premises. All combustible matter, such as tar and felt roofing, broken lath and fragments of timber, chips, splinters, etc., which are of no value, shall be gathered together by the contractor and burned or carried away.

Failure to remove said buildings and appurtenances, or any portion thereof, within said period will work forfeiture of ownership of such buildings or appurtenances, or portion as shall then be left standing, and the bidder's assent to the above conditions being understood to be implied by the act of bidding, and the said City of New York will, without notice to the purchaser, cause the same to be removed, and the cost 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 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 and from 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 damages 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 appliance used in the removal of said buildings by the said successful bidder, and the bidder's assent and agreement to the above conditions are understood to be implied by the act of bidding.

Party walls and fences when existing against adjacent property not sold, shall not be taken down, but all furlings, plaster, chimneys, projecting brick, etc., on the faces of such party walls shall be taken down and removed. The walls shall be made permanently self-supporting without the aid of braces, the 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 watertight where they have been disturbed by the operation of the contractor.

The Comptroller of The City of New York reserves the right on the day of the sale to

withdraw from sale any of the buildings or parts of buildings included in the foregoing parcel.

EDWARD M. GROUT,  
Comptroller.

CITY OF NEW YORK—DEPARTMENT OF FINANCE, }  
COMPTROLLER'S OFFICE, December 21, 1905. }  
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**DEPARTMENT OF FINANCE, CITY OF NEW YORK, March 26, 1903.**

**U**N TIL FURTHER NOTICE AND UNLESS otherwise directed in any special case, one surety company will be accepted as sufficient upon all contracts for supplies for furniture, and for gas and electric lighting to any amount, and upon the following contracts to the amounts named:

For supplies and furniture, with patented articles.....	\$5,000
Regulating, grading, paving (other than asphalt)—	
Not over 2 years.....	15,000
Over 2 years.....	5,000
School building repairs.....	10,000
Heating and lighting apparatus.....	5,000
New buildings—New docks.....	25,000
Sewers—Dredging and water-mains—	
Not over 2 years.....	10,000
Over 2 years.....	5,000

EDWARD M. GROUT,  
Comptroller.

CITY OF NEW YORK—DEPARTMENT OF FINANCE, }  
COMPTROLLER'S OFFICE, December 29, 1905, }  
d30j13

**BELLEVUE AND ALLIED HOSPITALS.**

**B**ELLEVUE AND ALLIED HOSPITALS, DEPARTMENT OF NEW YORK CITY, TWENTY-SIXTH STREET AND FIRST AVENUE, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.

**S**EALED 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

**FRIDAY, JANUARY 12, 1906,**

**FOR COAL.**

The surety required shall be not less than fifty per cent. (50%) of the amount of the bid.

The time for the delivery of the articles and the completion of the work is as required, and the full performance of the contract is by or before December 31, 1906.

The bidder will state the price of each article contained in the specification or schedule herein contained or hereto annexed, per pound, gram, dozen, yard or other unit of measure, by which the bids will be tested. The extension must be made and footed up, as the bids will be read from the total and awards made to the lowest bidder on each class, line or item, as stated in the specifications.

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.

Blank forms and further information may be obtained at the office of the Fire Department, Nos. 157 and 159 East Sixty-seventh street, Manhattan.

NICHOLAS J. HAYES,  
Fire Commissioner.  
Dated DECEMBER 29, 1905.

d30,j11

**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, THE CITY OF NEW YORK.**

**S**EALED BIDS OR ESTIMATES WILL BE received by the Fire Commissioner at the above office until 10:30 o'clock a. m., on

**THURSDAY, JANUARY 11, 1906,**

**Borough of Richmond.**

**N**o. 1. FOR FURNISHING ALL THE LABOR AND MATERIALS REQUIRED FOR ADDITIONS AND ALTERATIONS TO BUILDING OF VOLUNTEER PROTECTION HOOK AND LADDER COMPANY 1, FOR QUARTERS OF HOOK AND LADDER COMPANY 1, LOCATED ON THE NORTH SIDE OF BROADWAY, 149 FEET WEST OF MAIN STREET, TOTTENVILLE, BOROUGH OF RICHMOND.

The time for the completion of the work and the full performance of the contract is thirty (30) days.

The amount of security required is Fifteen Hundred Dollars (\$1,500).

Bids 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 specified.

Blank forms and further information may be obtained at the office of the Fire Department, Nos. 157 and 159 East Sixty-seventh street, Manhattan.

NICHOLAS J. HAYES,  
Fire Commissioner.

Dated DECEMBER 29, 1905.

d30,j11

**See General Instructions to Bidders on the last page, last column, of the "City Record."**

**SUPREME COURT.—FIRST DEPARTMENT.**

**FIRST DEPARTMENT.**

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, to the lands, tenements and hereditaments required for the opening and extending of the addition to CORLEARS HOOK PARK, as laid out by the Board of Estimate and Apportionment on May 26, 1905, in the Seventh Ward, Borough of Manhattan, City of New York.

**N**OTICE IS HEREBY GIVEN THAT WE, the undersigned, were appointed by an order of the Supreme Court, bearing date the 24th day of November, 1905, and duly entered in the office of the Clerk of the County of New York, at his office in the Borough of Manhattan, in The City of New York, on the 4th day of December, 1905, a copy of which order was duly filed in the office of the Register of the County of New York, and indexed in the Index of Conveyances, Block Nos. 3326, 3327, 3336, 3337 and 3339, Commissioners of Estimate and Assessment for the purpose of making a just and equitable estimate and assessment of the loss and damage, if any, or of the benefit and advantage, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the lands, tenements and hereditaments required for the opening and extending of the addition to CORLEARS HOOK PARK, as laid out by the Board of Estimate and Apportionment on May 26, 1905, in the Seventh Ward, Borough of Manhattan, City of New York.

The time for the completion of the work and the full performance of the contract is within 30 days.

The amount of security required is Three Thousand Dollars (\$3,000).

The bids will be compared and the contract awarded at a lump or aggregate sum.

Blank forms may be obtained at the office of the General Medical Superintendent, No. 411 East Twenty-sixth street, Borough of Manhattan.

Dated DECEMBER 27, 1905.

JOHN W. BRANNAN,  
President, Board of Trustees, Bellevue  
and Allied Hospitals.

d30,j12

**See General Instructions to Bidders on the last page, last column, of the "City Record."**

**HEADQUARTERS OF THE FIRE DEPARTMENT OF NEW YORK CITY, TWENTY-SIXTH STREET AND FIRST AVENUE, BOROUGH OF MANHATTAN, THE CITY OF NEW YORK.**

**S**EALED 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

**FRIDAY, JANUARY 12, 1906,**

**FOR ALL THE LABOR AND MATERIALS REQUIRED FOR THE ERECTION AND REPAIR WORK CONNECTED WITH THE IRON BALCONIES TO BE PLACED ON THE WARD WINGS OF THE NEW HARLEM HOSPITAL, SITUATED ON LENOX AVENUE, AND BOUNDED BY ONE HUNDRED AND THIRTY-SIXTH AND ONE HUNDRED AND THIRTY-SEVENTH STREETS, THE CITY OF NEW YORK.**

The time for the completion of the work and the full performance of the contract is within 30 days.

The amount of security required is Three Thousand Dollars (\$3,000).

The bids will be compared and the contract awarded at a lump or aggregate sum.

Blank forms may be obtained at the office of the General Medical Superintendent, No. 411 East Twenty-sixth street, Borough of Manhattan.

Dated DECEMBER 27, 1905.

JOHN W. BRANNAN,  
President, Board of Trustees, Bellevue  
and Allied Hospitals.

d28,j12

**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, THE CITY OF NEW YORK.**

**S**EALED BIDS OR ESTIMATES WILL BE received by the Fire Commissioner at the above office until 10:30 o'clock a. m., on

**THURSDAY, JANUARY 11, 1906,**

**Boroughs of Manhattan and The Bronx.**

**N**o. 1. FOR FURNISHING AND DELIVERING HAY, STRAW, OATS, BRAN AND OIL MEAL AT COMPANY QUARTERS, BOROUGH OF MANHATTAN.

The time for the delivery of the articles, materials and supplies and the performance of the contract is one hundred and eighty (180) days.

The amount of security required is Thirteen Thousand Dollars (\$13,000).

The bidder will state the price of each item or article contained in the specifications or schedules herein contained or hereto annexed, per pound, ton, dozen, gallon, yard or other unit of measure, by which the bids will be tested. The extensions must be made and footed up, as the bids will be read from the total. The bids will be compared and the contract awarded at a lump or aggregate sum.

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.

j11,f3

**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, THE CITY OF NEW YORK.**

**S**EALED BIDS OR ESTIMATES WILL BE received by the Fire Commissioner at the above office until 10:30 o'clock a. m., on

**THURSDAY, JANUARY 11, 1906,**

**Boroughs of Manhattan and The Bronx.**

**N**o. 1. FOR FURNISHING AND DELIVERING HAY, STRAW, OATS, BRAN AND OIL MEAL AT COMPANY QUARTERS, BOROUGH OF MANHATTAN.

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in the office of the Clerk of the County of New York, at his office in the Borough of Manhattan, in The City of New York, on the 4th day of December, 1905, a copy of which order was duly filed in the office of the Register of the County of New York, and indexed in the Index of Conveyances, Blocks 3326, 3327, 3326, 3337, 3338 and 3343, Commissioners of Estimate and Assessment, for the purpose of making a just and equitable estimate and assessment of the loss and damage, if any, or of the benefit and advantage, if any, as the case may be, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the lands, tenements, hereditaments and premises required for the purpose by and in consequence of opening the above-mentioned street or avenue, the same being particularly set forth and described in the petition of The City of New York, and also in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the County of New York on the 4th day of December, 1905; and a just and equitable estimate and assessment of said street or avenue so to be opened or laid out and formed, to the respective owners, lessees, parties and persons respectively entitled to or interested in the said respective lands, tenements, hereditaments and premises not required for the purpose of opening, laying out and forming the same, but benefited thereby, and of ascertaining and defining the extent and boundaries of the respective tracts or parcels of land to be taken or to be assessed therefor, and of performing the trusts and duties required of us by chapter 17, title 4, of the Greater New York Charter, as amended, and the acts or parts of acts supplementary thereto or amendatory thereof.

All parties and persons interested in the real estate taken or to be taken for the purpose of opening the said street or avenue, or affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, to us, the undersigned Commissioners of Estimate and Assessment, at our office, fourteenth floor, Nos. 90 and 92 West Broadway, Borough of Manhattan, in The City of New York, with such affidavits or other proofs as the said owners or claimants may desire, within twenty days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 9th day of February, 1906, at 3:30 o'clock in the afternoon of that day to hear the said parties and persons in relation thereto. And at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto and examine the proofs of such claimant or claimants, or such additional proofs and allegations as may then be offered by such owner, or on behalf of The City of New York.

Dated BOROUGH OF MANHATTAN, NEW YORK CITY, January 11, 1906.

EDWARD D. DOWLING,  
MICHAEL RAUCH,  
RODERICK J. KENNEDY,  
Commissioners.

JOHN P. DUNN,  
Clerk.

j11,f3

#### FIRST DEPARTMENT.

In the matter of the application of The City of New York relative to acquiring title, wherever the same has not been heretofore acquired, to the lands, tenements and hereditaments required for the opening and extending of WEST ONE HUNDRED AND SEVENTY-NINTH STREET (although not yet named by proper authority), from Broadway to Haven avenue, in the Twelfth Ward, Borough of Manhattan, City of New York.

DATED BOROUGH OF MANHATTAN, NEW YORK CITY, January 10, 1906.

#### FIRST DEPARTMENT.

In matter of the application of The City of New York relative to acquiring title, wherever the same has not been heretofore acquired, to the lands, tenements and hereditaments required for the opening and extending of WEST ONE HUNDRED AND SEVENTY-EIGHT STREET (although not yet named by proper authority), from Broadway to Haven avenue, in the Twelfth Ward, Borough of Manhattan, City of New York.

NOTICE IS HEREBY GIVEN THAT WE, the undersigned, were appointed by an order of the Supreme Court, bearing date the 24th day of November, 1905, and duly entered in the office of the Clerk of the County of New York, at his office in the Borough of Manhattan, in The City of New York, on the 4th day of December, 1905, a copy of which order was duly filed in the office of the Register of the County of New York, and indexed in the Index of Conveyances, Block Nos. 2176 and 2177, Commissioners of Estimate and Assessment, for the purpose of making a just and equitable estimate and assessment of the loss and damage, if any, or of the benefit and advantage, if any, as the case may be, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the lands, tenements, hereditaments and premises required for the purpose by and in consequence of opening the above-mentioned street or avenue, the same being particularly set forth and described in the petition of The City of New York, and also in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the County of New York on the 4th day of December, 1905; and a just and equitable estimate and assessment of the value of the benefit and advantage of said street or avenue so to be opened or laid out and formed, to the respective owners, lessees, parties and persons respectively entitled to or interested in the said respective lands, tenements, hereditaments and premises not required for the purpose of opening, laying out and forming the same, but benefited thereby, and of ascertaining and defining the extent and boundaries of the respective tracts or parcels of land to be taken or to be assessed therefor, and of performing the trusts and duties required of us by chapter 17, title 4, of the Greater New York Charter, as amended, and the acts or parts of acts supplementary thereto or amendatory thereof.

All parties and persons interested in the real estate taken or to be taken for the purpose of opening the said street or avenue or affected thereby and having any claim or demand on account thereof, are hereby required to present the same, duly verified, to us, the undersigned Commissioners of Estimate and Assessment, at our office, fourteenth floor, Nos. 90 and 92 West Broadway, Borough of Manhattan, in The City of New York, with such affidavits or other proofs as the said owners or claimants may desire, within twenty days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 6th day of February, 1906, at 11 o'clock in the forenoon of that day, to hear the said parties and persons in relation thereto. And at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto and examine the proofs of such claimant or claimants, or such additional proofs and allegations as may then be offered by such owner, or on behalf of The City of New York.

Dated BOROUGH OF MANHATTAN, NEW YORK CITY, January 10, 1906.

ARTHUR D. TRUAX,  
JAMES P. O'CONNOR,  
JOSEPH T. RYAN,  
Commissioners.

JOHN P. DUNN,  
Clerk.

j10,f2

#### FIRST JUDICIAL DISTRICT.

In the matter of acquiring title by The City of New York to certain lands and premises situated on the northwesterly side of BAINBRIDGE AVENUE and the northeasterly side of BRIGGS AVENUE, one hundred (100) feet north of Two Hundred and First street, in the Borough of The Bronx, duly selected as a site for school purposes.

NOTICE IS HEREBY GIVEN THAT IT IS the intention of the Corporation Counsel to make application to the Supreme Court at a Special Term, Part III., to be held at the County Court House in the Borough of Manhattan on the 23d day of January, 1906, at the call of the calendar on that day or as soon thereafter as counsel can be heard for the appointment of three disinterested persons, being citizens of the United States and residents of the Borough of The Bronx, to ascertain and appraise the compensation to be made to the owners and all persons interested in certain property situated in the Borough of The Bronx, bounded and described as follows:

"All those certain lots, pieces or parcels of land known as Lots Nos. 53, 55, 59, 90, 98 and part of Lot No. 48, in Block 3299, section 12, of the Tax Maps of the Borough of The Bronx, bounded and described as follows:

"Beginning at a point formed by the intersection of the southeasterly line of Briggs avenue with the southwesterly line of the lands of Public School 8, which point is distant two hundred and thirty-nine and ninety-three one-hundredths (239.93) feet southwesterly from the southwesterly line of Moshulu parkway, and running thence southwesterly along the south-easterly line of Briggs avenue fifty-five and twenty-eight one-hundredths (55.28) feet; thence southerly along the westerly line of Lots Nos. 55 and 53 sixty-five and thirty one-hundredths (65.30) feet to the southerly line of Lot No. 53; thence easterly along the southerly line of Lot No. 53 eighty-two and sixty-seven one-hundredths (82.67) feet to its intersection with the westerly line of Lot No. 98; thence southwesterly and parallel with Briggs avenue to a point distant one hundred (100) feet northeasterly from the northeasterly line of East Two Hundred and First street; thence south-easterly and parallel with East Two Hundred and First street to the northwesterly line of Bainbridge avenue; thence northeasterly along the northwesterly line of Bainbridge avenue one hundred and seventy-five (175) feet to the southwesterly line of the lands of Public School 8; thence northwesterly along the southwesterly line of the lands of Public School 8 two hundred and thirty-one and twelve one-hundredths (231.12) feet to the southeasterly line of Briggs avenue, the point or place of beginning."

Dated NEW YORK, January 8, 1906.

JOHN J. DELANY,  
Corporation Counsel,

No. 2 Tryon Row,  
Borough of Manhattan,

City of New York.

j10,22

#### FIRST DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title wherever the same has not been heretofore acquired, to the lands, tenements and hereditaments required for the opening and extending of POPHAM AVENUE (although not yet named by proper authority), from East One Hundred and Seventy-sixth street to Montgomery avenue, in the Twenty-fourth Ward, Borough of The Bronx, City of New York.

NOTICE IS HEREBY GIVEN THAT THE bill of costs, charges and expenses incurred by reason of the proceedings in the above-entitled matter, will be presented for taxation to one of the Justices of the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part I., to be held at the County Court House, in the Borough of Manhattan, in The City of New York, on the 23d day of January, 1906, at 10:30 o'clock in forenoon of that day, or as soon thereafter as counsel can be heard thereon; and that the said bill of costs, charges and expenses has been deposited in the office of the Clerk of the County of New York, there to remain for and during the space of ten days, as required by the provisions of the Greater New York Charter as amended by chapter 466 of the Laws of 1901.

Dated BOROUGH OF MANHATTAN, NEW YORK, January 10, 1906.

J. C. JULIUS LANGBEIN,  
JOHN A. HAWKINS,  
MARTIN F. HUBERT,  
Commissioners.

JOHN P. DUNN,  
Clerk.

j10,20

#### 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 the approach to the bridge over the Bronx river, opposite Wakefield avenue, City of Yonkers, lying within the lines of East Two Hundred and Forty-first street (Becker avenue), from the New York and Harlem Railroad to the Bronx river, as laid out by the Board of Estimate and Apportionment on February 26, 1904, in the Twenty-fourth Ward, Borough of The Bronx, City of New York.

NOTICE IS HEREBY GIVEN THAT THE bill of costs, charges and expenses incurred by reason of the proceedings in the above-entitled matter will be presented for taxation to one of the Justices of the Supreme Court of the State of New York, Second Department, at a Special Term thereof, to be held for the hearing of motions, at the County Court House, in the Borough of Brooklyn, in The City of New York, on the 24th day of January, 1906, at 10:30 o'clock in forenoon of that day, or as soon thereafter as counsel can be heard thereon; and that the said bill of costs, charges and expenses has been deposited in the office of the Clerk of the County of Kings, there to remain for and during the space of ten days, as required by the provisions of section 999 of the Greater New York Charter, as amended by chapter 466 of the Laws of 1901.

Dated BOROUGH OF MANHATTAN, NEW YORK, January 10, 1906.

ARTHUR H. WADICK,  
T. CHANNON PRESS,  
FRANCIS SHACKELL,  
Commissioners.

JOHN P. DUNN,  
Clerk.

j10,20

#### FIRST DEPARTMENT.

in relation thereto. And at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto, and examine the proofs of such claimant or claimants, or such additional proofs and allegations as may then be offered by such owner, or on behalf of The City of New York.

Dated BOROUGH OF MANHATTAN, NEW YORK CITY, January 10, 1906.

WILLIAM A. SWEETSER,  
JAMES J. NUGENT,  
VITO CONTESSA,  
Commissioners.

JOHN P. DUNN,  
Clerk.

j10,22

#### FIRST DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, to the lands and premises required for the widening of EAST TWO HUNDRED AND THIRTY-THIRD STREET (although not yet named by proper authority), between Webster avenue and the Bronx river, in the Twenty-fourth Ward, Borough of The Bronx, The City of New York.

WE, THE UNDERSIGNED, COMMISSIONERS of Estimate and Assessment in the above-entitled matter, hereby give notice to all persons interested in this proceeding, and to the owner or owners, occupant or occupants, of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our estimate of damage, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby and having objections thereto, do present their said objections in writing, duly verified, to us, at our office, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in The City of New York, on or before the 22d day of January, 1906, 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 24th day of January, 1906, at 3 o'clock p.m.

Second—That the abstract of our said estimate of damage, together with our damage maps, and also all the affidavits, estimates, proofs and other documents used by us in making our report, have been deposited in the Bureau of Street Openings in the Law Department of The City of New York, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in said City, there to remain until the 29th day of January, 1906.

Third—That our report herein will be presented for confirmation to the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part III., to be held in the County Court House, in the Borough of Manhattan, in The City of New York, on the 23d day of February, 1906, at the opening of the Court on that day.

Dated BOROUGH OF MANHATTAN, NEW YORK, December 27, 1905.

W. W. NILES,  
Chairman;  
CHARLES LUTZ,  
WM. ENDEMANN,  
Commissioners.

JOHN P. DUNN,  
Clerk.

d29,j18

#### 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 KOSUTH PLACE (although not yet named by proper authority), from Mosholu parkway to DeKalb avenue, in the Twenty-fourth Ward, Borough of The Bronx, City of New York.

NOTICE IS HEREBY GIVEN THAT WE, the undersigned, were appointed by an order of the Supreme Court, bearing date the 24th day of November, 1905, and duly entered in the office of the Clerk of the County of New York, at his office, in the Borough of Manhattan, in The City of New York, on the 4th day of December, 1905, a copy of which order was duly filed in the office of the Register of the County of New York, and indexed in the Index of Conveyances, Blocks 3326 and 3327, Commissioners of Estimate and Assessment for the purpose of making a just and equitable estimate and assessment of the loss and damage, if any, or of the benefit and advantage, if any, as the case may be, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the lands, tenements, hereditaments and premises required for the purpose by and in consequence of opening the above-mentioned street or avenue, the same being particularly set forth and described in the petition of The City of New York, and also in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the County of New York on the 4th day of December, 1905; and a just and equitable estimate and assessment of the value of the benefit and advantage of said street or avenue so to be opened or laid out and formed, to the respective owners, lessees, parties and persons respectively entitled to or interested in the said respective lands, tenements, hereditaments and premises not required for the purpose of opening, laying out and forming the same, but benefited thereby, and of ascertaining and defining the extent and boundaries of the respective tracts or parcels of land to be taken or to be assessed therefor, and of performing the trusts and duties required of us by chapter 17, title 4, of the Greater New York Charter as amended, and the acts or parts of acts supplementary thereto or amendatory thereof.

All parties and persons interested in the real estate taken or to be taken for the purpose of opening the said street or avenue, or affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, to us, the undersigned Commissioners of Estimate and Assessment, at our office, fourteenth floor, Nos. 90 and 92 West Broadway, Borough of Manhattan, in The City of New York, with such affidavits or other proofs as the said owners or claimants may desire, within twenty days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 30th day of January, 1906, at 11 o'clock in the forenoon of that day, to hear the said parties and persons in relation thereto. And at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto and examine the proofs of such claimant or claimants, or such additional proofs and allegations as may then be offered by such owner, or on behalf of The City of New York.

Dated BOROUGH OF MANHATTAN, NEW YORK CITY, January 3, 1906.

FRANCIS X. KELLY,  
ROBERT L. COURTEENAY,  
JOHN A. HAWKINS,  
Commissioners.

JOHN P. DUNN,  
Clerk.

j3,26

## 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 BELMONT STREET (although not yet named by proper authority), from Clay avenue to Morris avenue, in the Twenty-fourth Ward, Borough of The Bronx, City of New York.

WE, THE UNDERSIGNED COMMISSIONERS of Estimate and Assessment in the above-entitled matter, hereby give notice to all persons interested in this proceeding, and to the owner or owners, occupant or occupants, of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our estimate and assessment, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby and having objections thereto, do present their said objections in writing, duly verified, to us at our office, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in The City of New York, on or before the 20th day of January, 1906, 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 24th day of January, 1906, at 10 o'clock p.m.

Second—That the abstract of our said estimate and assessment, together with our damage and benefit maps, and also all the affidavits, estimates, proofs and other documents used by us in making our report, have been deposited in the Bureau of Street Openings in the Law Department of The City of New York, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in said city, there to remain until the 30th day of January, 1906.

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 a point at the intersection of the easterly line of the Grand Boulevard and Concourse with the middle line of the block between East One Hundred and Seventy-third street and East One Hundred and Seventy-fourth street, and running easterly along the middle line of the blocks between East One Hundred and Seventy-third street and East One Hundred and Seventy-fourth street to the northerly prolongation of the middle line of the blocks between Clay avenue and Webster avenue, lying between East One Hundred and Seventy-second street and East One Hundred and Seventy-third street; thence southerly along said prolongation and middle line to its intersection with a line 500 feet southerly from the northerly line of Belmont street; thence westerly along said line parallel to Belmont street to its intersection with the easterly line of the Grand Boulevard and Concourse; thence northerly along the easterly line of the Grand Boulevard and Concourse to the point of beginning; excepting from said area all streets, avenues and roads or portions thereof heretofore legally opened as such area is shown upon our benefit maps deposited as aforesaid.

Fourth—That our report herein will be presented for confirmation to the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part III., to be held in the County Court-house, in the Borough of Manhattan, in The City of New York, on the 27th day of March, 1906, at the opening of the Court on that day.

DATED BOROUGH OF MANHATTAN, NEW YORK, December 6, 1905.

FRANCIS W. POLLOCK,  
Chairman;  
LOUIS G. CASSIDY,  
JAMES T. LANE,  
Commissioners.

JOHN P. DUNN,  
Clerk.

d30j18

## FIRST DEPARTMENT.

In the matter of the application of the Mayor, Aldermen and Commonalty of The City of New York, by the Commissioner of Street Improvements of the Twenty-third and Twenty-fourth Wards of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, to any easement, right of way over, under or through any land that may be required by law for the purposes of the construction of a bridge and approaches, with everything that is necessary thereto, over the tracks of the New York and Harlem Railroad and the New York Central and Hudson River Railroad within the lines of One Hundred and Fifty-third street (although not yet named by proper authority), between Railroad avenue, East (now Park avenue), and Sheridan avenue, in the Twenty-third Ward of The City of New York, in accordance with the provisions of chapter 650 of the Laws of 1897.

WE, THE UNDERSIGNED COMMISSIONERS of Estimate in the above-entitled matter, hereby give notice to all persons interested in this proceeding, and to the owner or owners, occupant or occupants, of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our estimate of damage, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby and having objections thereto, do present their said objections in writing, duly verified, to us at our office, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in The City of New York, on or before the 22d day of January, 1906, 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 24th day of January, 1906, at 10 o'clock a.m.

Second—That the abstract of our said estimate of damage, together with our damage map, and also all the affidavits, estimates, proofs and other documents used by us in making our report, have been deposited in the Bureau of Street Openings in the Law Department of The City of New York, Nos. 90 and 92 West Broadway, in the Borough of Manhattan, in said City, there to remain until the 29th day of January, 1906.

Third—That our report herein will be presented for confirmation to the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part III., to be held in the County Court House, in the Borough of Manhattan, in The City of New York, on the 16th day of March, 1906, at the opening of the Court on that day.

DATED BOROUGH OF MANHATTAN, NEW YORK, DECEMBER 27, 1905.

ARTHUR D. TRUAX,  
THEODORE E. SMITH,  
Commissioners.

JOHN P. DUNN,  
Clerk.

d29j18

## FIRST DEPARTMENT.

In the matter of the application of the Mayor, Aldermen and Commonalty 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 purpose of opening CRESTON AVENUE (although not yet named by proper authority), from Tremont avenue to Minerva place, as the same has been heretofore laid out and designated as a first-class street or road, in the Twenty-fourth Ward of The City of New York.

In re applications for damages to new Lot No. 32 in new Block 3170 (old Lot No. 33 in old Block 1096); new lot No. 34 in new Block 3170 (old Lot No. 24 in old Block 1096); new Lot No. 46 in new Block 3170 (old Lot No. 13 in old Block 1096); new Lot No. 50 in new Block 3170 (old Lot No. 7 in old Block 1096); new Lot No. 52 in new Block 3170 (old Lot No. 4 in old Block 1096); new Lots Nos. 56 and 58 in new Block 3170, by reason of the discontinuance, abandonment and closing in front of former Monroe avenue or Avenue A, or Morris avenue, from East One Hundred and Eighty-first street to East One Hundred and Eighty-second street, in the Twenty-fourth Ward, in the Borough of The Bronx, in The City of New York.

In re applications for damages to new Lot No. 7 in new Block 3162 (old Lot No. 67 in old Block 1096); new Lot No. 9 in new Block 3162 (old Lot No. 13 in old Block 1096); new Lot No. 40 in new Block 3162 and new Lot No. 15 in new Block 3162 (old Lot No. 55 in old Block 1096); new Lot No. 45 in new Block 3162 (old Lot No. 4 in old Block 1095); new Lot No. 43 in new Block 3162 (old Lot No. 10 in old Block 1095); new Lot No. 41 in new Block 3162 (old Lot No. 13 in old Block 1095); new Lot No. 39 in new Block 3162 (old Lot No. 17 in old Block 1095); new Lot No. 35 in new Block 3162 (old Lot No. 18 in old Block 1095); new Lot No. 24 in new Block 3162 (old Lot No. 30 in old Block 1095); new Lots Nos. 20 and 22 in new Block 3162, by reason of the discontinuance, abandonment and closing in front thereof, of former Creston avenue, or Avenue B, from East One Hundred and Eighty-first street to East One Hundred and Eighty-second street, in the Twenty-fourth Ward, in the Borough of The Bronx, in The City of New York.

In re applications for damages to new Lot No. 12 in new Block 3170 and new Lot No. 45 in new Block 3181 (old Lot No. 48 in old Block 1097); new lot No. 9 in new Block 3180, new Lot No. 1 in new Block 3170 and new Lot No. 32 in new Block 3178 (old Lots Nos. 37, 51, 77 and 83 in old Block 1100); new Lot No. 17 in new Block 3170 and new Lot No. 42 in new Block 3181 (old Lot No. 42 in old Block 1097); new Lot No. 37 in new Block 3181 (old Lot No. 37 in old Block 1097), by reason of the discontinuance, abandonment and closing in front thereof, of former Morris or Monroe avenue or Avenue A, from East One Hundred and Eighty-first street to East One Hundred and Eighty-second street, in the Twenty-fourth Ward, in the Borough of The Bronx, in The City of New York.

In re applications for damages to new Lot No. 75 in new Block 2808 (old Lot No. 46 in old Block 1127); new Lot No. 66 in new Block 2808 and new Lots Nos. 70, 72 and 73 in new Block 2807 (old Lot No. 36 in old Block 1127); new Lots Nos. 37 and 62 in new Block 2808, and new Lots Nos. 20 and 79 in new Block 2807 (old Lot No. 90 in old Block 1127), by reason of the discontinuance, abandonment and closing in front thereof, of former Morris or Monroe avenue, or Avenue A, from East One Hundred and Eighty-first street to East One Hundred and Eighty-second street, in front of and adjoining said premises;

In re applications for damages to new Lot No. 75 in new Block 2808 (old Lot No. 46 in old Block 1127); new Lot No. 66 in new Block 2808 and new Lots Nos. 70, 72 and 73 in new Block 2807 (old Lot No. 36 in old Block 1127); new Lots Nos. 37 and 62 in new Block 2808, and new Lots Nos. 20 and 79 in new Block 2807 (old Lot No. 90 in old Block 1127), by reason of the discontinuance, abandonment and closing in front thereof, of former Morris or Monroe avenue, or Avenue A, from East One Hundred and Eighty-first street to East One Hundred and Eighty-second street, in front of and adjoining said premises;

In re applications for damages to new Lot No. 75 in new Block 2808 (old Lot No. 46 in old Block 1127); new Lot No. 66 in new Block 2808 and new Lots Nos. 70, 72 and 73 in new Block 2807 (old Lot No. 36 in old Block 1127); new Lots Nos. 37 and 62 in new Block 2808, and new Lots Nos. 20 and 79 in new Block 2807 (old Lot No. 90 in old Block 1127), by reason of the discontinuance, abandonment and closing in front thereof, of former Morris or Monroe avenue, or Avenue A, from East One Hundred and Eighty-first street to East One Hundred and Eighty-second street, in front of and adjoining said premises;

In re applications for damages to new Lot No. 75 in new Block 2808 (old Lot No. 46 in old Block 1127); new Lot No. 66 in new Block 2808 and new Lots Nos. 70, 72 and 73 in new Block 2807 (old Lot No. 36 in old Block 1127); new Lots Nos. 37 and 62 in new Block 2808, and new Lots Nos. 20 and 79 in new Block 2807 (old Lot No. 90 in old Block 1127), by reason of the discontinuance, abandonment and closing in front thereof, of former Morris or Monroe avenue, or Avenue A, from East One Hundred and Eighty-first street to East One Hundred and Eighty-second street, in front of and adjoining said premises;

In re applications for damages to new Lot No. 75 in new Block 2808 (old Lot No. 46 in old Block 1127); new Lot No. 66 in new Block 2808 and new Lots Nos. 70, 72 and 73 in new Block 2807 (old Lot No. 36 in old Block 1127); new Lots Nos. 37 and 62 in new Block 2808, and new Lots Nos. 20 and 79 in new Block 2807 (old Lot No. 90 in old Block 1127), by reason of the discontinuance, abandonment and closing in front thereof, of former Morris or Monroe avenue, or Avenue A, from East One Hundred and Eighty-first street to East One Hundred and Eighty-second street, in front of and adjoining said premises;

In re applications for damages to new Lot No. 75 in new Block 2808 (old Lot No. 46 in old Block 1127); new Lot No. 66 in new Block 2808 and new Lots Nos. 70, 72 and 73 in new Block 2807 (old Lot No. 36 in old Block 1127); new Lots Nos. 37 and 62 in new Block 2808, and new Lots Nos. 20 and 79 in new Block 2807 (old Lot No. 90 in old Block 1127), by reason of the discontinuance, abandonment and closing in front thereof, of former Morris or Monroe avenue, or Avenue A, from East One Hundred and Eighty-first street to East One Hundred and Eighty-second street, in front of and adjoining said premises;

In re applications for damages to new Lot No. 75 in new Block 2808 (old Lot No. 46 in old Block 1127); new Lot No. 66 in new Block 2808 and new Lots Nos. 70, 72 and 73 in new Block 2807 (old Lot No. 36 in old Block 1127); new Lots Nos. 37 and 62 in new Block 2808, and new Lots Nos. 20 and 79 in new Block 2807 (old Lot No. 90 in old Block 1127), by reason of the discontinuance, abandonment and closing in front thereof, of former Morris or Monroe avenue, or Avenue A, from East One Hundred and Eighty-first street to East One Hundred and Eighty-second street, in front of and adjoining said premises;

In re applications for damages to new Lot No. 75 in new Block 2808 (old Lot No. 46 in old Block 1127); new Lot No. 66 in new Block 2808 and new Lots Nos. 70, 72 and 73 in new Block 2807 (old Lot No. 36 in old Block 1127); new Lots Nos. 37 and 62 in new Block 2808, and new Lots Nos. 20 and 79 in new Block 2807 (old Lot No. 90 in old Block 1127), by reason of the discontinuance, abandonment and closing in front thereof, of former Morris or Monroe avenue, or Avenue A, from East One Hundred and Eighty-first street to East One Hundred and Eighty-second street, in front of and adjoining said premises;

In re applications for damages to new Lot No. 75 in new Block 2808 (old Lot No. 46 in old Block 1127); new Lot No. 66 in new Block 2808 and new Lots Nos. 70, 72 and 73 in new Block 2807 (old Lot No. 36 in old Block 1127); new Lots Nos. 37 and 62 in new Block 2808, and new Lots Nos. 20 and 79 in new Block 2807 (old Lot No. 90 in old Block 1127), by reason of the discontinuance, abandonment and closing in front thereof, of former Morris or Monroe avenue, or Avenue A, from East One Hundred and Eighty-first street to East One Hundred and Eighty-second street, in front of and adjoining said premises;

In re applications for damages to new Lot No. 75 in new Block 2808 (old Lot No. 46 in old Block 1127); new Lot No. 66 in new Block 2808 and new Lots Nos. 70, 72 and 73 in new Block 2807 (old Lot No. 36 in old Block 1127); new Lots Nos. 37 and 62 in new Block 2808, and new Lots Nos. 20 and 79 in new Block 2807 (old Lot No. 90 in old Block 1127), by reason of the discontinuance, abandonment and closing in front thereof, of former Morris or Monroe avenue, or Avenue A, from East One Hundred and Eighty-first street to East One Hundred and Eighty-second street, in front of and adjoining said premises;

In re applications for damages to new Lot No. 75 in new Block 2808 (old Lot No. 46 in old Block 1127); new Lot No. 66 in new Block 2808 and new Lots Nos. 70, 72 and 73 in new Block 2807 (old Lot No. 36 in old Block 1127); new Lots Nos. 37 and 62 in new Block 2808, and new Lots Nos. 20 and 79 in new Block 2807 (old Lot No. 90 in old Block 1127), by reason of the discontinuance, abandonment and closing in front thereof, of former Morris or Monroe avenue, or Avenue A, from East One Hundred and Eighty-first street to East One Hundred and Eighty-second street, in front of and adjoining said premises;

In re applications for damages to new Lot No. 75 in new Block 2808 (old Lot No. 46 in old Block 1127); new Lot No. 66 in new Block 2808 and new Lots Nos. 70, 72 and 73 in new Block 2807 (old Lot No. 36 in old Block 1127); new Lots Nos. 37 and 62 in new Block 2808, and new Lots Nos. 20 and 79 in new Block 2807 (old Lot No. 90 in old Block 1127), by reason of the discontinuance, abandonment and closing in front thereof, of former Morris or Monroe avenue, or Avenue A, from East One Hundred and Eighty-first street to East One Hundred and Eighty-second street, in front of and adjoining said premises;

In re applications for damages to new Lot No. 75 in new Block 2808 (old Lot No. 46 in old Block 1127); new Lot No. 66 in new Block 2808 and new Lots Nos. 70, 72 and 73 in new Block 2807 (old Lot No. 36 in old Block 1127); new Lots Nos. 37 and 62 in new Block 2808, and new Lots Nos. 20 and 79 in new Block 2807 (old Lot No. 90 in old Block 1127), by reason of the discontinuance, abandonment and closing in front thereof, of former Morris or Monroe avenue, or Avenue A, from East One Hundred and Eighty-first street to East One Hundred and Eighty-second street, in front of and adjoining said premises;

In re applications for damages to new Lot No. 75 in new Block 2808 (old Lot No. 46 in old Block 1127); new Lot No. 66 in new Block 2808 and new Lots Nos. 70, 72 and 73 in new Block 2807 (old Lot No. 36 in old Block 1127); new Lots Nos. 37 and 62 in new Block 2808, and new Lots Nos. 20 and 79 in new Block 2807 (old Lot No. 90 in old Block 1127), by reason of the discontinuance, abandonment and closing in front thereof, of former Morris or Monroe avenue, or Avenue A, from East One Hundred and Eighty-first street to East One Hundred and Eighty-second street, in front of and adjoining said premises;

In re applications for damages to new Lot No. 75 in new Block 2808 (old Lot No. 46 in old Block 1127); new Lot No. 66 in new Block 2808 and new Lots Nos. 70, 72 and 73 in new Block 2807 (old Lot No. 36 in old Block 1127); new Lots Nos. 37 and 62 in new Block 2808, and new Lots Nos. 20 and 79 in new Block 2807 (old Lot No. 90 in old Block 1127), by reason of the discontinuance, abandonment and closing in front thereof, of former Morris or Monroe avenue, or Avenue A, from East One Hundred and Eighty-first street to East One Hundred and Eighty-second street, in front of and adjoining said premises;

In re applications for damages to new Lot No. 75 in new Block 2808 (old Lot No. 46 in old Block 1127); new Lot No. 66 in new Block 2808 and new Lots Nos. 70, 72 and 73 in new Block 2807 (old Lot No. 36 in old Block 1127); new Lots Nos. 37 and 62 in new Block 2808, and new Lots Nos. 20 and 79 in new Block 2807 (old Lot No. 90 in old Block 1127), by reason of the discontinuance, abandonment and closing in front thereof, of former Morris or Monroe avenue, or Avenue A, from East One Hundred and Eighty-first street to East One Hundred and Eighty-second street, in front of and adjoining said premises;

In re applications for damages to new Lot No. 75 in new Block 2808 (old Lot No. 46 in old Block 1127); new Lot No. 66 in new Block 2808 and new Lots Nos. 70, 72 and 73 in new Block 2807 (old Lot No. 36 in old Block 1127); new Lots Nos. 37 and 62 in new Block 2808, and new Lots Nos. 20 and 79 in new Block 2807 (old Lot No. 90 in old Block 1127), by reason of the discontinuance, abandonment and closing in front thereof, of former Morris or Monroe avenue, or Avenue A, from East One Hundred and Eighty-first street to East One Hundred and Eighty-second street, in front of and adjoining said premises;

In re applications for damages to new Lot No. 75 in new Block 2808 (old Lot No. 46 in old Block 1127); new Lot No. 66 in new Block 2808 and new Lots Nos. 70, 72 and 73 in new Block 2807 (old Lot No. 36 in old Block 1127); new Lots Nos. 37 and 62 in new Block 2808, and new Lots Nos. 20 and 79 in new Block 2807 (old Lot No. 90 in old Block 1127), by reason of the discontinuance, abandonment and

(d) All that part of former Monroe avenue within the block bounded by East One Hundred and Eighty-first street, the Concourse, East One Hundred and Eightieth street and Creston avenue.

(e) All that part of former Monroe avenue within the block bounded by East One Hundred and Eighty-first street, Creston avenue, Burnside avenue and Morris avenue.

(f) All that part of former Monroe avenue within the block bounded by East One Hundred and Eighty-second street, Creston avenue, East One Hundred and Eighty-first street and Morris avenue.

(g) All that part of former Creston (Avenue B) avenue within the block bounded by East One Hundred and Eighty-second street, the Concourse, East One Hundred and Eighty-first street and Creston avenue.

(h) All that part of former Walnut street within the block bounded by East One Hundred and Seventy-third street, Morris avenue, Belmont street and Eden avenue, as all such lands, tenements, and hereditaments and premises are more particularly shown upon our benefit maps filed as aforesaid.

Thirteenth—That our report herein will be presented for confirmation to the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part III., to be held in the County Court House, in the Borough of Manhattan, in The City of New York, on the 26th day of February, 1906, at the opening of the Court on that day.

Dated BOROUGH OF MANHATTAN, NEW YORK, December 18, 1905.

JOHN DE WITT WARNER, Chairman;  
PETER A. WALSH,  
JEROME F. HEALY,  
Commissioners.

JOHN P. DUNN,  
Clerk.

d26,j13

#### 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 PALISADE PLACE (although not yet named by proper authority), from Popham avenue to Sedgwick avenue, in the Twenty-fourth Ward, Borough of The Bronx, City of New York.

NOTICE IS HEREBY GIVEN THAT THE bill of costs, charges and expenses incurred by reason of the proceedings in the above-entitled matter, will be presented for taxation to one of the Justices of the Supreme Court of the State of New York, First Department, at a Special Term thereof, Part I., to be held at the County Court House, in the Borough of Manhattan, in The City of New York, on the 23d day of January, 1906, 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 the provisions of the Greater New York Charter as amended by chapter 466 of the Laws of 1901.

Dated BOROUGH OF MANHATTAN, NEW YORK, January 10, 1906.

WILLIAM G. FISHER,  
F. DE R. WISSMANN,  
T. CHANNON PRESS,  
Commissioners.

JOHN P. DUNN,  
Clerk.

j10,20

#### SUPREME COURT.—SECOND DEPARTMENT.

##### SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title, wherever the same has not been heretofore acquired, to the lands and premises required for the opening and extending of HONEYWELL STREET (although not yet named by proper authority), from Jackson avenue to Thompson avenue, in the First Ward, Borough of Queens, in The City of New York.

WE, THE UNDERSIGNED COMMISSIONERS of Estimate and Assessment in the above-entitled matter, hereby give notice to all persons interested in this proceeding, and to the owner or owners, occupant or occupants, of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our estimate and assessment, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby and having objections thereto, do present their said objections in writing, duly verified, to us, at our office, No. 252 Jackson avenue, in the Borough of Queens, in The City of New York, on or before the 31st day of January, 1906, 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 5th day of February, 1906, at 4 o'clock p. m.

Second—That the abstract of our said estimate and assessment, together with our damage and benefit maps, and also all the affidavits, estimates, proofs and other documents used by us in making our report, have been deposited in the Bureau of Street Openings in the Law Department of The City of New York, No. 252 Jackson avenue, in the Borough of Queens, in said city, there to remain until the 10th day of February, 1906.

Third—That the limits of our assessment for benefit include all those lands, tenements and hereditaments and premises situate, lying and being in the Borough of Queens, in The City of New York, which, taken together, are bounded and described as follows, viz.:

Beginning on the southerly side of Jackson avenue at the middle line of the block between Honeywell street and Buckley street, and running southerly along said centre line of the block and parallel with Honeywell street to the northerly side of Thompson avenue; thence westerly along the northerly side of Thompson avenue to the middle line of the block between Honeywell street and Moore street; thence northerly and parallel with Honeywell street and along the centre line of the block aforesaid to the southerly line of Jackson avenue and thence easterly along the southerly side of Jackson avenue to the point or place of beginning, excepting from said area all streets, avenues and roads or portions thereof heretofore legally opened as such area is shown upon our benefit maps deposited as aforesaid.

Fourth—That our report herein will be presented for confirmation to the Supreme Court of the State of New York, Second Department, at a Special Term thereof for the hearing of motions, to be held in the County Court House, in the Borough of Brooklyn, in The City of New

York, on the 27th day of March, 1906, at the opening of the Court on that day.

Dated BOROUGH OF MANHATTAN, NEW YORK, January 8, 1906.

WILLIAM VOPAT,  
Chairman;  
FRANK HOLUB,  
Commissioners.

JOHN P. DUNN,  
Clerk.

j10,29

##### SECOND JUDICIAL DEPARTMENT.

In the matter of acquiring title by The City of New York to certain lands and premises situated at the southeasterly corner of Herkimer street and New York avenue, in the Borough of Brooklyn, duly selected as a site for school purposes according to law.

NOTICE IS HEREBY GIVEN THAT IT is the intention of the Corporation Counsel to make application at a Special Term for the hearing of motions, to be heard at the County Court House, in the Borough of Brooklyn, on the 22d day of January, 1906, for the appointment of three disinterested persons as Commissioners of Estimate and Appraisal to ascertain and appraise the compensation to be made to the owners and all persons interested in certain property situated in the Borough of Brooklyn, bounded and described as follows:

Beginning at a point formed by the intersection of the southerly line of Herkimer street with the easterly line of New York avenue, and running thence southerly along the easterly line of New York avenue two hundred and eight (208) feet eight (8) inches, thence easterly and parallel with Herkimer street two hundred (200) feet, thence northerly and parallel with New York avenue two hundred and eight (208) feet eight (8) inches to the southerly line of Herkimer street, thence westerly along the southerly line of Herkimer street two hundred (200) feet to the easterly line of New York avenue, the point or place of beginning.

Dated NEW YORK, December 28, 1905.

JOHN J. DELANY,  
Corporation Counsel,  
No. 2 Tryon Row,  
Borough of Manhattan,  
New York City.

j9,19

##### COUNTY OF QUEENS.

In the matter of the application of The City of New York to acquire title to certain lands situated on the WESTERLY LINE OF FRESH POND ROAD, between Elm avenue and Halsey street, in the Borough of Queens, duly selected as a site for school purposes, according to law.

NOTICE IS HEREBY GIVEN THAT IT is the intention of the Corporation Counsel to make application at Special Term for the hearing of motions, to be held at the County Court House, in the Borough of Brooklyn, on the 22d day of January, 1906, on the call of the calendar on that day, or as soon thereafter as counsel can be heard, for the appointment of Commissioners of Estimate and Appraisal to ascertain and appraise the compensation to be made to the owners and all persons interested in certain property situated in the Borough of Queens, in The City of New York, bounded and described as follows:

Beginning at a point formed by the intersection of the westerly line of Fresh Pond road with the northerly line of Elm avenue, and running thence northerly along the westerly line of Fresh Pond road 180.85 feet; thence westerly and parallel with Elm avenue 300.25 feet; thence southerly and parallel with Fresh Pond road 180.85 feet to the northerly line of Elm avenue; thence easterly and along the northerly line of Elm avenue 300.25 feet to the point or place of beginning.

Dated NEW YORK, January 6, 1906.

JOHN J. DELANY,  
Corporation Counsel,  
No. 2 Tryon Row,  
Borough of Manhattan.

j9,19

##### KINGS COUNTY.

In the matter of acquiring title by The City of New York to certain lands and premises situated on REID AVENUE, between LAFAYETTE AVENUE and VAN BUREN STREET, in the Borough of Brooklyn, in The City of New York, duly selected as a site for school purposes according to law.

NOTICE IS HEREBY GIVEN THAT BY an order of the Supreme Court of the State of New York, bearing date December 29, 1905, and filed in the office of the Clerk of the County of Kings on December 30, 1905, William Watson, Joseph M. Cogan and Henry Marshall were appointed Commissioners of Estimate and Appraisal in the above-entitled proceeding.

Notice is further given that, pursuant to the provisions of said order, and pursuant to the statute in such case made and provided, the said Commissioners so nominated will attend at a Special Term of the Supreme Court for the hearing of motions, to be held at the County Court House, in the County of Kings, on January 18, 1906, at 10:15 o'clock in the forenoon, for the purpose of being examined under oath by the Corporation Counsel of The City of New York, or by any person having interest in said proceeding, as to their qualifications to act as Commissioners of Estimate and Appraisal in this proceeding.

Dated JANUARY 6, 1905.

JOHN J. DELANY,  
Corporation Counsel,  
Borough Hall,  
Brooklyn, N. Y.

j6,17

##### SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title to FIFTY-FIRST STREET, between Ninth avenue and New Utrecht avenue, in the Thirtieth Ward, in the Borough of Brooklyn, The City of New York.

NOTICE IS HEREBY GIVEN THAT WE, the undersigned, were appointed by an order of the Supreme Court made and entered herein on the 13th day of June, 1905, and duly filed in the office of the Clerk of Kings County, a copy of which order was filed in the office of the Register of the County of Kings on the 14th day of June, 1905, and indexed in the Index of Conveyances in Section 17, Blocks 52, 53, 64, 65, 67, 77, 78, 88 and 98, Commissioners of Estimate and Assessment for the purpose of making a just and equitable estimate of the loss or damage, if any, to the respective owners, lessees, parties and persons entitled to or interested in the lands and premises deposited as aforesaid.

Fourth—That our report herein will be presented for confirmation to the Supreme Court of the State of New York, Second Department, at a Special Term thereof for the hearing of motions, to be held in the County Court House, in The City of New

York, on the 27th day of March, 1906, at the opening of the Court on that day.

Dated BOROUGH OF MANHATTAN, NEW YORK, January 8, 1906.

WILLIAM VOPAT,  
Chairman;  
FRANK HOLUB,  
Commissioners.

JOHN P. DUNN,  
Clerk.

j10,29

to be taken for the purpose of opening the said street or avenue, as particularly described in the petition of The City of New York, filed with said order in the office of the Clerk of Kings County, and for the purpose of making a just and equitable assessment of the benefit of said street or avenue so to be opened, to the respective owners, parties and persons respectively entitled to or interested in the lands and premises and not required for the purpose of opening said street or avenue, but benefited thereby, and of ascertaining and defining the district benefited by said assessment, and the extent and boundaries of the respective tracts and parcels of land participating in said benefit, and of performing the trusts and duties required of us by title 4 of chapter 17 of the Charter of The City of New York, and the acts or parts of acts supplementary thereto or amendatory thereof.

All parties and persons interested in the lands and premises taken or to be taken for the purpose of opening said street or avenue, or affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, to us, the undersigned Commissioners of Estimate and Assessment, at our office, in the Bureau of Street Openings of the Law Department, No. 166 Montague street, Borough of Brooklyn, in The City of New York, with such affidavits or other proofs as the said owner or claimants may desire, within twenty days after date of this notice.

All parties and persons interested in the lands and premises taken or to be taken for the purpose of opening said street or avenue, or affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, to us, the undersigned Commissioners of Estimate and Assessment, at our office, in the Bureau of Street Openings of the Law Department, No. 166 Montague street, Borough of Brooklyn, in The City of New York, with such affidavits or other proofs as the said owner or claimants may desire, within twenty days after date of this notice.

Dated BOROUGH OF BROOKLYN, NEW YORK, December 30, 1905.

JOHN C. JUDGE,  
CHARLES A. OGREN,  
PETER J. HICKEY,  
Commissioners.

JAMES F. QUIGLEY,  
Clerk.

j30,j23

##### SECOND JUDICIAL DISTRICT.

In the matter of acquiring title by The City of New York to certain lands and premises situated on the northwesterly corner of Ninety-fifth street and Fourth avenue, in the Borough of Brooklyn, in The City of New York, duly selected as a site for a public library according to law.

WE, THE UNDERSIGNED COMMISSIONERS of Estimate in the above-entitled matter, appointed pursuant to the provisions of the statutes relating thereto, hereby give notice to the owner or owners, lessee or lessees, parties or persons respectively entitled to or interested in the lands, tenements, hereditaments and premises title to which is sought to be acquired in this proceeding, and to all others whom it may concern, to wit:

First—That we have completed our estimate of the loss and damage to the respective owners, lessees, parties and persons interested in the lands or premises affected by this proceeding or having any interest therein, and have filed a true report or transcript of such estimate in the office of the Board of Estimate and Apportionment of The City of New York, at No. 280 Broadway, Borough of Manhattan, City of New York, for the inspection of whomsoever it may concern.

Second—That all parties or persons whose rights may be affected by the said estimate and who may object to the same or any part thereof, may, within ten days after the first publication of this notice, January 4, 1906, 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 18th day of January, 1906, at 3 o'clock in the afternoon, and upon such subsequent days as may be found necessary.

Dated BOROUGH OF BROOKLYN, NEW YORK, January 4, 1906.

MICHAEL MAY,  
R. S. CORTELYOU,  
Commissioners.

GEORGE T. RIGGS,  
Clerk.

j4,15

##### 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 DE-KALB AVENUE (although not yet named by proper authority), from Brooklyn Borough line to Woodward avenue, in the Second Ward, Borough of Queens, City of New York.

NOTICE IS HEREBY GIVEN THAT WE, the undersigned, were appointed by an order of the Supreme Court, Second Department, bearing date the 1st day of July, 1905, and duly entered in the office of the Clerk of the County of Queens, at his office in Jamaica, in the Borough of Queens, City of New York, on the 29th day of September, 1905, a copy of which order was duly filed in the office of the Clerk of the County of Queens, Commissioners of Estimate and Assessment for the purpose of making a just and equitable estimate of the loss and damage, if any, or of the benefit and advantage, if any, as the case may be, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the lands, tenements, hereditaments and premises required for the purpose by and in consequence of opening the above-mentioned street or avenue, the same being particularly set forth and described in the petition of The City of New York, and also in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the County of Queens on the 29th day of September, 1905; and a just and equitable estimate and assessment of the value of the benefit and advantage of said street or avenue so to be opened or laid out and formed, to the respective owners, lessees, parties and persons respectively entitled to or interested in the lands and premises to be taken for the purpose of opening the said street or avenue, as particularly described in the petition of The City of New York, filed with said order in the office of the Clerk of Kings County, and of performing the trusts and duties required of us by title 4 of chapter 17 of the Charter of The City of New York, as amended, and the acts or parts of acts supplementary thereto or amendatory thereof.

All parties and persons interested in the lands and premises taken or to be taken for the purpose of opening said street or avenue, or affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, to us, the undersigned Commissioners of Estimate and Assessment, at our office, No. 252 Jackson avenue, in the Borough of Queens, in The City of New York, with such affidavits or other proofs as the said owner or claimants may desire, within twenty days after date of this notice.

All parties and persons interested in the lands and premises taken or to be taken for the purpose of opening said street or avenue, or affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, to us, the undersigned Commissioners of Estimate and Assessment, at our office, in the Bureau of Street Openings of the Law Department, No. 166 Montague street, Borough of Brooklyn, in The City of New York, with such affidavits or other proofs as the said owner or claimants may desire, within twenty days after date of this notice.

All parties and persons interested in the lands and premises taken or to be taken for the purpose of opening said street or avenue, or affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, to us, the undersigned Commissioners of Estimate and Assessment, at our office, in the Bureau of Street Openings of the Law Department, No. 166 Montague street, Borough of Brooklyn, in The City of New York, with such affidavits or other proofs as the said owner or claimants may desire, within twenty days after date of this notice.

allegations as may then be offered by such owner or on behalf of The City of New York.

Dated BOROUGH OF BROOKLYN, THE CITY OF NEW YORK, December 3



formed, to the respective owners, lessees, parties and persons respectively entitled to or interested in the said respective lands, tenements, hereditaments and premises not required for the purpose of opening, laying out and forming the same, but benefited thereby, and of ascertaining and defining the extent and boundaries of the respective tracts or parcels of land to be taken or to be assessed therefor, and of performing the trusts and duties required of us by chapter 17, title 4 of the Greater New York Charter, as amended, and the acts or parts of acts supplementary thereto or amendatory thereof.

All parties and persons interested in the real estate taken or to be taken for the purpose of opening the said street or avenue, or affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, to us, the undersigned Commissioners of Estimate and Assessment, at our office, No. 252 Jackson avenue, in the Borough of Queens, in The City of New York, with such affidavits or other proofs as the said owners or claimants may desire, within twenty days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 25th day of January, 1906, at 12 o'clock noon of that day, to hear the said parties and persons in relation thereto. And at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto and examine the proofs of such claimant or claimants, or such additional proofs and allegations as may then be offered by such owner, or on behalf of The City of New York.

Dated BOROUGH OF MANHATTAN, NEW YORK CITY, December 27, 1905.

WILLIAM WILLETT, JR.,  
JAMES C. VAN SICLEN,  
Commissioners.

JOHN P. DUNN, Clerk.

d27,j20

#### SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title wherever the same has not been heretofore acquired to the lands and premises required for the opening and extending of PEARSALL STREET (although not yet named by proper authority), from the Long Island Railroad to Hunter's Point avenue, in the First Ward, Borough of Queens, in The City of New York.

NOTICE IS HEREBY GIVEN THAT WE, the undersigned, were appointed by an order of the Supreme Court, Second Department, bearing date the 1st day of July, 1905, and duly entered in the office of the Clerk of the County of Queens, at his office in Jamaica, in the Borough of Queens, City of New York, on the 12th day of October, 1905, a copy of which order was duly filed in the office of the Clerk of the County of Queens on the 12th day of October, 1905; and a just and equitable estimate and assessment for the purpose of making a just and equitable estimate and assessment of the loss and damage, if any, or of the benefit and advantage, if any, as the case may be, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the lands, tenements, hereditaments and premises required for the opening and extending of PEARSALL STREET (although not yet named by proper authority), from the Long Island Railroad to Hunter's Point avenue, in the First Ward, Borough of Queens, in The City of New York.

WE, THE UNDERSIGNED COMMISSIONERS of Estimate and Assessment in the above-entitled matter, hereby give notice to all persons interested in this proceeding, and to the owner or owners, occupant or occupants, of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our estimate and assessment, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby and having objections thereto, do present their said objections in writing, duly verified, to us at our office, No. 252 Jackson avenue, in the Borough of Queens, in The City of New York, on or before the 20th day of January, 1906, 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 24th day of January, 1906, at 11 o'clock a.m.

Second—That the abstract of our said estimate and assessment, together with our damage and benefit maps, and also all the affidavits, estimates, proofs and other documents used by us in making our report, have been deposited in the Bureau of Street Openings in the Law Department of The City of New York, No. 252 Jackson avenue, in the Borough of Queens, in said city, there to remain until the 1st day of February, 1906.

Third—That the limits of our assessment for benefit include all those lands, tenements and hereditaments and premises situate, lying and being in the Borough of Queens, in The City of New York, which, taken together, are bounded and described as follows, viz.:

Beginning at a point formed by the intersection of the United States bulkhead or pierhead line of the East river and the middle line of the blocks between Potter avenue and Woosley avenue; running thence easterly along said middle line to its intersection with the northerly line of Flushing avenue; thence running again easterly along the northerly line of Flushing avenue to its intersection with the westerly line of Baldwin street; thence running northerly along the westerly line of Baldwin street to its intersection with the middle line of the blocks between Potter avenue and Ditmars avenue; thence running westerly along the middle line of the blocks between Potter avenue and Ditmars avenue to its intersection with the United States bulkhead or pierhead line of the East river; thence running southerly along the United States bulkhead or pierhead line of the East river to the point or place of beginning, excepting from said area all streets, avenues and roads or portions thereof heretofore legally opened as such area is shown upon our benefit maps deposited as aforesaid.

Fourth—That our report herein will be presented for confirmation to the Supreme Court of the State of New York, Second Department, at a Special Term thereof for the hearing of motions to be held in the County Court House in the Borough of Brooklyn, in The City of New York, on the 27th day of March, 1906, at the opening of the Court on that day.

Dated BOROUGH OF MANHATTAN, NEW YORK CITY, December 23, 1905.

EDWARD T. ALLEN,  
PATRICK J. WHITE,  
ANDREW McTIGUE,  
Commissioners.

JOHN P. DUNN,  
Clerk.

d23,j18

#### 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 TRAUTMAN STREET (although not yet named by proper authority), from Brooklyn borough line to Metropolitan avenue, in the Second Ward, Borough of Queens, City of New York.

NOTICE IS HEREBY GIVEN THAT WE, the undersigned, were appointed by an order of the Supreme Court, Second Department, bearing date the 6th day of July, 1905, and duly entered in the office of the Clerk of the County of Queens, at his office in Jamaica, in the Borough of Queens, City of New York, on the 29th day of September, 1905, a copy of which order was duly filed in the office of the Clerk of the County of Queens, Commissioners of Estimate and Assessment, for the purpose of making a just and equitable estimate and assessment of the loss and damage, if any, or of the benefit and advantage, if any, as the case may be, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the lands, tenements, hereditaments and premises required for the purpose by and in consequence of opening the above-mentioned street or avenue, the same being particularly set forth and described in the petition of The City of New York, and also in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the County of Queens, on the 29th day of September, 1905; and a just and equitable estimate and assessment of the value of the benefit and advantage of said street or avenue so to be opened or laid out and formed, to the respective owners, lessees, parties and persons respectively entitled to or interested in the said respective lands, tenements, hereditaments and premises not required for the purpose of opening, laying out and forming the same, but benefited thereby, and of ascertaining and defining the extent and boundaries of the respective tracts or parcels of land to be taken or to be assessed therefor, and of performing the trusts and duties required of us by chapter 17, title 4 of the Greater New York Charter, as amended, and the acts or parts of acts supplementary thereto or amendatory thereof.

All parties and persons interested in the real estate taken or to be taken for the purpose of opening the said street or avenue, or affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, to us, the undersigned Commissioners of Estimate and Assessment, at our office, No. 252 Jackson avenue, in the Borough of Queens, in The City of New York, with such affidavits or other proofs as the said owners or claimants may desire, within twenty days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 25th day of January, 1906, at 12 o'clock noon of that day, to hear the said parties and persons in relation thereto. And at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto and examine the proofs of such claimant or claimants, or such additional proofs and allegations as may then be offered by such owner, or on behalf of The City of New York.

Dated BOROUGH OF MANHATTAN, NEW YORK CITY, December 23, 1905.

WILLIAM WILLETT, JR.,  
JAMES C. VAN SICLEN,  
Commissioners.

JOHN P. DUNN,  
Clerk.

d23,j18

#### SECOND DEPARTMENT.

for the said order thereto attached, filed herein in the office of the Clerk of the County of Queens, on the 29th day of September, 1905; and a just and equitable estimate and assessment of the value of the benefit and advantage of said street or avenue so to be opened or laid out and formed, to the respective owners, lessees, parties and persons respectively entitled to or interested in the said respective lands, tenements, hereditaments and premises not required for the purpose of opening, laying out and forming the same, but benefited thereby, and of ascertaining and defining the extent and boundaries of the respective tracts or parcels of land to be taken or to be assessed therefor, and of performing the trusts and duties required of us by chapter 17, title 4 of the Greater New York Charter, as amended, and the acts or parts of acts supplementary thereto or amendatory thereof.

All parties and persons interested in the real estate taken or to be taken for the purpose of opening the said street or avenue, or affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, to us, the undersigned Commissioners of Estimate and Assessment, at our office, No. 252 Jackson avenue, in the Borough of Queens, in The City of New York, with such affidavits or other proofs as the said owners or claimants may desire, within twenty days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 25th day of January, 1906, at 12 o'clock noon of that day, to hear the said parties and persons in relation thereto. And at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto and examine the proofs of such claimant or claimants, or such additional proofs and allegations as may then be offered by such owner, or on behalf of The City of New York.

Dated BOROUGH OF MANHATTAN, NEW YORK CITY, December 23, 1905.

WILLIAM WILLETT, JR.,  
JAMES C. VAN SICLEN,  
Commissioners.

JOHN P. DUNN, Clerk.

d23,j18

#### SECOND DEPARTMENT.

In the matter of the application of The City of New York, relative to acquiring title wherever the same has not been heretofore acquired to the lands and premises required for the opening and extending of PEARSALL STREET (although not yet named by proper authority), from the Long Island Railroad to Hunter's Point avenue, in the First Ward, Borough of Queens, in The City of New York.

NOTICE IS HEREBY GIVEN THAT WE, the undersigned, were appointed by an order of the Supreme Court, Second Department, bearing date the 1st day of July, 1905, and duly entered in the office of the Clerk of the County of Queens, at his office in Jamaica, in the Borough of Queens, City of New York, on the 12th day of October, 1905; and a just and equitable estimate and assessment for the purpose of making a just and equitable estimate and assessment of the loss and damage, if any, or of the benefit and advantage, if any, as the case may be, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the lands, tenements, hereditaments and premises required for the opening and extending of PEARSALL STREET (although not yet named by proper authority), from the Long Island Railroad to Hunter's Point avenue, in the First Ward, Borough of Queens, in The City of New York.

WE, THE UNDERSIGNED COMMISSIONERS of Estimate and Assessment in the above-entitled matter, hereby give notice to all persons interested in this proceeding, and to the owner or owners, occupant or occupants, of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our estimate and assessment, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby and having objections thereto, do present their said objections in writing, duly verified, to us at our office, No. 252 Jackson avenue, in the Borough of Queens, in The City of New York, on or before the 20th day of January, 1906, 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 24th day of January, 1906, at 11 o'clock a.m.

Second—That the abstract of our said estimate and assessment, together with our damage and benefit maps, and also all the affidavits, estimates, proofs and other documents used by us in making our report, have been deposited in the Bureau of Street Openings in the Law Department of The City of New York, No. 252 Jackson avenue, in the Borough of Queens, in said city, there to remain until the 1st day of February, 1906.

Third—That the limits of our assessment for benefit include all those lands, tenements and hereditaments and premises situate, lying and being in the Borough of Queens, in The City of New York, which, taken together, are bounded and described as follows, viz.:

Beginning at a point formed by the intersection of the United States bulkhead or pierhead line of the East river and the middle line of the blocks between Potter avenue and Woosley avenue; running thence easterly along said middle line to its intersection with the northerly line of Flushing avenue; thence running again easterly along the northerly line of Flushing avenue to its intersection with the westerly line of Baldwin street; thence running northerly along the westerly line of Baldwin street to its intersection with the middle line of the blocks between Potter avenue and Ditmars avenue; thence running westerly along the middle line of the blocks between Potter avenue and Ditmars avenue to its intersection with the United States bulkhead or pierhead line of the East river; thence running southerly along the United States bulkhead or pierhead line of the East river to the point or place of beginning, excepting from said area all streets, avenues and roads or portions thereof heretofore legally opened as such area is shown upon our benefit maps deposited as aforesaid.

Fourth—That our report herein will be presented for confirmation to the Supreme Court of the State of New York, Second Department, at a Special Term thereof for the hearing of motions to be held in the County Court House in the Borough of Brooklyn, in The City of New York, on the 27th day of March, 1906, at the opening of the Court on that day.

Dated BOROUGH OF MANHATTAN, NEW YORK CITY, December 23, 1905.

EDWARD T. ALLEN,  
PATRICK J. WHITE,  
ANDREW McTIGUE,  
Commissioners.

JOHN P. DUNN,  
Clerk.

d23,j18

#### 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 TRAUTMAN STREET (although not yet named by proper authority), from Brooklyn borough line to Metropolitan avenue, in the Second Ward, Borough of Queens, City of New York.

NOTICE IS HEREBY GIVEN THAT WE, the undersigned, were appointed by an order of the Supreme Court, Second Department, bearing date the 6th day of July, 1905, and duly entered in the office of the Clerk of the County of Queens, at his office in Jamaica, in the Borough of Queens, City of New York, on the 29th day of September, 1905, a copy of which order was duly filed in the office of the Clerk of the County of Queens, Commissioners of Estimate and Assessment, for the purpose of making a just and equitable estimate and assessment of the loss and damage, if any, or of the benefit and advantage, if any, as the case may be, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the lands, tenements, hereditaments and premises required for the purpose by and in consequence of opening the above-mentioned street or avenue, the same being particularly set forth and described in the petition of The City of New York, and also in the notice of the application for the said order thereto attached, filed herein in the office of the Clerk of the County of Queens, on the 29th day of September, 1905; and a just and equitable estimate and assessment of the value of the benefit and advantage of said street or avenue so to be opened or laid out and formed, to the respective owners, lessees, parties and persons respectively entitled to or interested in the said respective lands, tenements, hereditaments and premises not required for the purpose of opening, laying out and forming the same, but benefited thereby, and of ascertaining and defining the extent and boundaries of the respective tracts or parcels of land to be taken or to be assessed therefor, and of performing the trusts and duties required of us by chapter 17, title 4 of the Greater New York Charter, as amended, and the acts or parts of acts supplementary thereto or amendatory thereof.

All parties and persons interested in the real estate taken or to be taken for the purpose of opening the said street or avenue, or affected thereby, and having any claim or demand on account thereof, are hereby required to present the same, duly verified, to us, the undersigned Commissioners of Estimate and Assessment, at our office, No. 252 Jackson avenue, in the Borough of Queens, in The City of New York, with such affidavits or other proofs as the said owners or claimants may desire, within twenty days after the date of this notice.

And we, the said Commissioners, will be in attendance at our said office on the 25th day of January, 1906, at 12 o'clock noon of that day, to hear the said parties and persons in relation thereto. And at such time and place, and at such further or other time and place as we may appoint, we will hear such owners in relation thereto and examine the proofs of such claimant or claimants, or such additional proofs and allegations as may then be offered by such owner, or on behalf of The City of New York.

Dated BOROUGH OF MANHATTAN, NEW YORK CITY, December 23, 1905.

WILLIAM WILLETT, JR.,  
JAMES C. VAN SICLEN,  
Commissioners.

JOHN P. DUNN, Clerk.

d23,j18

#### 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 FRESH POND ROAD (although not yet named by proper authority), from Flushing avenue to Myrtle avenue, in the Second Ward, Borough of Queens, City of New York.

NOTICE IS HEREBY GIVEN THAT WE, the undersigned, were appointed by an order of the Supreme Court, Second Department, bearing date the 1st day of July, 1905, and duly entered in the office of the Clerk of the County of Queens, at his office in Jamaica, in the Borough of Queens, City of New York, on the 29th day of September, 1905, a copy of which order was duly filed in the office of the Clerk of the County of Queens, Commissioners of Estimate and Assessment, for the purpose of making a just and equitable estimate and assessment of the loss and damage, if any, or of the benefit and advantage, if any, as the case may be, to the respective owners, lessees, parties and persons respectively entitled unto or interested in the lands, tenements, hereditaments and premises required for the opening and extending of FRESH POND ROAD (although not yet named by proper authority), from Flushing avenue to Myrtle avenue, in the Second Ward, Borough of Queens, City of New York.

WE, THE UNDERSIGNED COMMISSIONERS of Estimate and Assessment in the above-entitled matter, hereby give notice to all persons interested in this proceeding, and to the owner or owners, occupant or occupants, of all houses and lots and improved and unimproved lands affected thereby, and to all others whom it may concern, to wit:

First—That we have completed our estimate and assessment, and that all persons interested in this proceeding, or in any of the lands, tenements and hereditaments and premises affected thereby and having objections thereto, do present their said objections in writing, duly verified, to us at our office, No. 252 Jackson avenue, in the Borough of Queens, in The City of New York, on or before the 20th day of January, 1906, 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 24th day of January, 1906, at 11 o'clock a.m.

Second—That the abstract of our said estimate and assessment, together with our damage and benefit maps, and also all the affidavits, estimates, proofs and other documents used by us in making our report, have been deposited in the Bureau of Street Openings in the Law Department of The City of New York, No. 252 Jackson avenue, in the Borough of Queens, in said city, there to remain until the 1st day of February, 1906.

Third—That the limits of our assessment for benefit include all those lands, tenements and hereditaments and premises situate, lying and being in the Borough of Queens, in The City of New York, which, taken together, are bounded and described as follows, viz.:

Beginning at a point formed by the intersection of the United States bulkhead or pierhead line of the East river and the middle line of the blocks between Potter avenue and Woosley avenue; running thence easterly along said middle line to its intersection with the northerly line of