

ACTS

OF THE

One Hundred and Forty-fourth Legislature

OF THE

STATE OF NEW JERSEY

AND

Seventy-Sixth Under the New Constitution



TRENTON, N. J.

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The following laws, passed by the One Hundred and Forty-fourth Legislature, are published in accordance with "An act for the publication of the laws," passed June 13th, 1895, and "A supplement to the act entitled 'An act relative to statutes,' " approved March twenty-seventh, eighteen hundred and seventy-four, which supplement was approved February 4th, 1896.

The proclamations of the Governor follow. An index of all the laws, compiled in accordance with the act of 1895, completes the work.

THOMAS F. MARTIN,

Secretary of State.

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OF THE
One Hundred and Forty-fourth Legislature
OF NEW JERSEY.

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LAWS.

ACTS

PASSED BY

The One Hundred and Forty-fourth Legislature.

CHAPTER I.

An Act to amend an act entitled "An act concerning counties," approved March fourth, nineteen hundred and eighteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section eleven hundred and thirty-two of the act to which this act is an amendment is hereby amended to read as follows:

Section 1132
amended.

1132. It shall be lawful for the board of chosen freeholders and the governing body of any municipality located in the county to enter into an agreement whereby the board shall agree to pay to the municipality such sum towards the upkeep and maintenance of any street or streets, highway or highways or portions thereof, in such municipality, being an extension of or connecting with some improved county or State road or roads, or forming a link or links in a chain of roads over which there is through traffic between improved county or State roads, as may fairly represent the increased cost of repair, resurfacing and maintenance thereof, due to through traffic. Such agreement shall in every case provide what work shall be done, and in what condition the road shall be kept, and it shall also be lawful for the

Freeholders
may agree
with municipi-
palities for
maintenance
of roads.

Terms of
agreement.

14-C-3
R-21-21

CHAPTER 3.

A Act to prohibit the manufacture, sale or transportation within the State of New Jersey of intoxicating liquors for beverage purposes, defining the term "intoxicating liquors," and providing for the punishment of violations hereof.

Preamble.

WHEREAS, On February ninth, one thousand nine hundred and twenty, upon a public hearing before the joint committee of the Senate and House of Assembly of New Jersey, evidence was produced and witnesses examined in an inquiry to ascertain the intoxicating quality of certain beverages, and it was then and there established to the satisfaction of the Legislature of the State of New Jersey that beverages containing alcohol not to exceed three and one-half per centum by volume were not in fact intoxicating.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Dealing in
intoxicating
liquors un-
lawful.

1. It shall be unlawful for any person, firm or corporation to manufacture, sell or transport within this State any intoxicating liquors for beverage purposes, and any person, firm or corporation violating the provisions hereof shall, upon conviction thereof, be punished by a fine not exceeding one hundred dollars for the first offense, and for a second offense five hundred dollars, or by imprisonment not exceeding three months, as the court may direct, or both; *provided*, said violation or offense shall be prosecuted only after indictment by a grand jury.

Proviso.

Proivso.

"Intoxicating
liquors" de-
fined.

2. The term "intoxicating liquors," within the meaning of this act, shall be interpreted and is hereby defined to be any alcoholic beverage containing more than three and one-half per centum of alcohol by volume.

Construing
act.

3. This act shall not be construed and is not intended in any sense or manner whatsoever to operate impliedly

as a ratification of the so-called Eighteenth Amendment to the Constitution of the United States, or in recognition of the validity thereof.

4. This act shall take effect immediately, but shall not become operative until the cessation of the present state of war, as and when proclaimed by the President of the United States.

When operative.

Approved March 2, 1920.

CHAPTER 4.

15-C-4
R.S.-21-268

An Act to regulate the practice of chiropractic.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. The term chiropractic when used in this act shall be construed to mean and be the name given to the study and application of a universal philosophy of biology, theology, theosophy, health, disease, death, the science of the cause of disease and art of permitting the restoration of the triune relationships between all attributes necessary to normal composite forms, to harmonious quantities and qualities by placing in juxtaposition the abnormal concrete positions of definite mechanical portions with each other by hand, thus correcting all subluxations of the articulations of the spinal column, for the purpose of permitting the recreation of all normal cyclic currents through nerves that were formerly not permitted to be transmitted, through impingement, but have now assumed their normal size and capacity for conduction as they emanate through intervertebral foramina—the expressions of which were formerly excessive or partially lacking—named disease.

Definition of chiropractic.

2. The Governor shall upon the passage of this act appoint an examining board composed of five practicing chiropractors who are not licensed medical doctors or osteopaths. Members of the board shall be so classified

Examining board.

Terms.

Vacancies.	that the term of office of one shall expire in one year, two in two years and two in three years, from March first, one thousand nine hundred and twenty. Annually thereafter, the Governor shall appoint examiners to fill vacancies caused by the expiration of terms, which appointments shall be for three years, and shall fill all vacancies in such board caused by death or otherwise within thirty days after such vacancy occurs.
Official name.	3. Said board when so appointed shall be designated and known as the State Board of Chiropractic Examiners.
Qualifications.	No person shall be appointed upon said board who is not a graduate of a legally chartered or incorporated school or college of chiropractic requiring a resident course therein, and who has not been a resident of the State and been engaged in active practice of such chiropractic for at least two years immediately preceding such appointment. No person shall be appointed as a member of said board who is an officer or employee of, or who is financially interested in, any school or college of chiropractic, medicine, surgery or osteopathy, and not more than two members of such board shall be graduates of the same school or college of chiropractic.
Persons ineligible as examiners.	
Organization.	4. Said board shall forthwith after the annual appointment thereto has been made elect a president, secretary and treasurer, who shall hold their respective offices for one year from the date of election and until their successors have been elected and have qualified; the treasurer shall give a bond for the faithful performance of his duties in such sum as the board shall determine, and his salary shall not exceed fifty dollars per year. The board shall appoint a secretary, who may be a person not a member of the board, whose salary shall not exceed five hundred dollars per year.
Secretary.	Said board shall meet at least semiannually, and at least thirty days' notice thereof of the time and place shall be given in the chiropractic journals circulating in this State. At such meeting said board shall examine applicants to practice chiropractic and shall grant a license to such person or persons as pass the prescribed examination. Such applicants shall furnish to said board after January first, one thousand nine hundred
Meetings.	
Educational requirements for applicants.	

and twenty-three, satisfactory evidence of a high-school education, or its equivalent, shall be at least twenty-one years of age, of good moral character and graduates of a legally chartered or incorporated school or college of chiropractic requiring a course of three years, of six months each or its equivalent, as a resident student therein. Applicants should pay twenty-five dollars to the treasurer of said board before examination, but any person failing to pass such examination may, at any time within one year, present himself or herself for re-examination without payment of an additional fee. The board shall have power to make and adopt such rules, regulations and by-laws as it may deem necessary to the performance of its duties; *provided, however*, that said board shall have power to revoke a license on good cause shown and after due notice and a hearing.

Fee for applicants.

Rules, etc.

Proviso.

5. The examination prescribed by said board shall include the following subjects: Anatomy, physiology, symptomatology, diagnosis of disease, hygiene, chiropractic, orthopedy, histology, neurology and principles of chiropractic, and the applicant shall further be required to give a clinical demonstration of vertebral palpation, nerve tracing and adjusting. Applicants shall obtain a minimum grade of seventy per centum in each subject and a general average of not less than seventy per centum.

Subjects of examinations.

Grade required.

6. A person who produces satisfactory evidence of having practiced chiropractic in another State for at least three years, and who personally appears and presents a certified copy of a certificate of registration or license issued to him in said other State and a diploma from a school or college of chiropractic, shall, upon a registration fee of twenty-five dollars, be entitled to practice in this State, provided the requirements for registration of such State are deemed by the board equivalent to those of this State.

Practitioners from other States.

Registration fee.

7. Any chiropractor practicing in this State one year prior to the passage of this act, and who shall be a graduate of a school or college of chiropractic requiring actual attendance in the same during a course of two

Present practitioners licensed.

years, which course shall embrace the subjects mentioned in section five of this act, shall be granted a license by said board upon presentation of his diploma, provided that application shall be made within sixty days after the taking effect of this act and accompanied by a fee of ten dollars.

Fee.

Record of
licenses kept
by Secretary
of State.

Renewal of
licenses.

Notice given.

8. Any person receiving a license shall cause the same to be recorded in the office of the Secretary of State in a book kept for that purpose, and shall pay as a filing fee one dollar. Every person practicing the chiropractic profession within this State shall, between the first day of October and the thirty-first day of December of each year, after the issuance of license as herein provided, pay to said Board of Chiropractic Examiners a renewal fee of two dollars. The secretary shall, within twenty days before the first day of October of each year, mail to all licensed chiropractors in this State a notice that the renewal fee of two dollars will be due as above mentioned. (Nothing in this act shall be construed to require the recording of receipts issued for renewal fees, but said receipts for the current year shall be displayed upon the wall in the office of said licensed chiropractor.

Disposition
of fees.

Annual
accounting.

Expenses of
board met.

9. The fee for licenses shall be paid to the board and shall constitute a fund for the expenses of the board, and all expenses of the board and the officers thereof and of the examinations held by the board shall be paid from the said fund, and in no case shall any of such expenses be paid by the State of New Jersey or be a charge against the State. An itemized account of all receipts and expenditures of the board shall be kept by the treasurer, and a detailed report thereof, verified by affidavit of the secretary, shall be filed with the Secretary of State within twenty days after the close of the board's fiscal year. The Secretary of State shall be paid such fees for filing the report as are now paid for filing similar papers in his office. The members of the board shall be entitled to reimbursement for their traveling and hotel expenses incurred in the performance of their duties, not to exceed twenty-five dollars per diem for each member of the board. All surplus funds in the

hands of the board at the end of the fiscal year shall be paid to the State Treasurer.

10. The chiropractor is hereby authorized to issue such certificates, except death certificates, and file such reports as required by the State and municipal health authorities.

Subject to
health au-
thorities.

11. Any person who shall practice or attempt to practice chiropractic, or any person who shall buy, sell or fraudulently obtain any diploma or license to practice chiropractic, or shall use the title "Chiropractor," "D.C.," "M.C.," "Ph.C.," or any other word or title tending to induce the belief that he is lawfully engaged in the practice of chiropractic without first complying with the provisions of this act, or any person who shall continue to practice after his license has been revoked shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than fifty dollars or more than two hundred dollars, or by imprisonment for not less than thirty days or more than one year, or by both fine and imprisonment, at the discretion of the court, and all subsequent offenses shall be punished in like manner.

False pre-
tenses.

Penalty,

12. This act shall not apply to any practitioner who is legally qualified to practice in the State or territory in which he resides when in actual consultation with a legal practitioner of this State, nor to any practitioner residing on the border of a neighboring State and authorized to practice under the laws thereof, whose practice extends into the limits of this State; *provided*, that such practitioner shall not open an office or appoint a place to meet patients or receive calls within the limits of this State.

Exceptions.

Proviso.

13. Nothing in this act shall be construed to interfere with any other method or science of healing in this State.

Other meth-
ods not af-
fected.

14. This act shall take effect immediately.
Approved March 3, 1920.

CHAPTER 5.

AN ACT to incorporate the borough of Glassboro, in the county of Gloucester.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Borough of
Glassboro
incorporated.

1. The inhabitants of the township of Glassboro, in the county of Gloucester, are hereby constituted and declared to be a body corporate, in fact and in law, by the name of the Borough of Glassboro, and as such shall be governed by the general laws of this State relating to boroughs.

Boundaries.

2. The boundaries of said borough shall be the same as now defined as the territorial limits of the township of Glassboro, in the county of Gloucester.

3. This act shall take effect immediately.

Approved March 8, 1920.

CHAPTER 6.

AN ACT to regulate the price to be paid for official advertising.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Rates for
official adver-
tising in first
and second
class cities
and counties.

1. Hereafter, the price to be paid for publishing all official advertising in the newspapers, published in cities of the first and second class, or in counties of the first and second class in this State, shall be at the rate of (12) twelve cents per agate (or 5½-pt.) line for the first insertion and (10) ten cents per agate line for each subsequent insertion; *provided*, that in computing such charge per line, the line shall average at least six words.

Proviso.

2. Hereafter, the price to be paid for publishing official advertisements in any newspaper, except newspapers published in cities of the first or second class, or in counties of the first or second class, shall be at the rate of (10) ten cents per agate or nonpareil (or 6-pt.) line for the first insertion and (8) eight cents per agate or nonpareil line for each subsequent insertion; *provided*, that in computing such charge per line, the line shall average at least six words.

Rates for
official adver-
tising in
other papers.

Proviso.

3. In reckoning line charges, allowances shall be made for date lines, paragraph endings, titles, signature, and similar short lines as full lines where the same are set to conform to the usual rules of composition.

Allowances.

4. The terms "official advertising" and "official advertisements," as used in this act shall be construed to include all matters required by law to be published.

Definitions.

5. All acts and parts of acts inconsistent herewith are hereby repealed and this act shall take effect immediately.

Repealer.

Approved March 8, 1920.

CHAPTER 7.

AN ACT to authorize the acquisition and equipment of the armory building and the tract of land whereon the same is situated in the town of Morristown, on the northeast side of South street, formerly known as the Morristown Library and Lyceum, for an armory for the use of Company M, Sixth Infantry, of the National Guard of the State of New Jersey.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. The State House Commission is hereby constituted a commission to purchase or otherwise acquire on behalf of and in the name of the State of New Jersey

Armory in
Morristown.

the armory building and the tract of land whereon the same is situated in the town of Morristown, and county of Morris, formerly known as the Morristown Library and Lyceum, situate on the northeast side of South street, in said town, for a company armory for the use of Company M, Sixth Infantry, of the National Guard of the State of New Jersey, and to suitably equip the same; *provided, however*, the State of New Jersey shall not be obliged to pay more than forty-five thousand dollars for the entire cost of said armory and equipment.

Proviso.

Payment.

2. For the payment of the expenditures herein authorized, the Comptroller of the Treasury shall draw his warrant on the State Treasurer and the State Treasurer shall pay the same at one time, or from time to time, as the said commission shall certify to the Comptroller to be necessary, to such person or corporation as they may designate; *provided, however*, no money shall be paid from the State treasury for the purchase or other acquisition of such land and premises and equipment until the Legislature shall make an appropriation therefor.

Proviso.

3. This act shall take effect immediately.

Approved March 15, 1920.

CHAPTER 8.

AN ACT to amend an act entitled "A further supplement to 'An act to regulate fees,' approved April fifteenth, one thousand eight hundred and forty-six (Revision of 1846-7, Chapter 3, page 455)," approved April first, one thousand nine hundred and nineteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. In all counties of the first class of this State the pay or salaries of the court attendants shall be as hereinafter specified respectively. Salaries of court attendants.

2. Court attendants attached or assigned to the Circuit Court, Court of Oyer and Terminer, and General Jail Delivery, Court of Common Pleas and General Quarter Sessions of the Peace, and Grand Jury in said counties shall receive not more nor less than eighteen hundred dollars for the first year of service; not more nor less than nineteen hundred and twenty-five dollars for the second year of service; not more nor less than two thousand and fifty dollars for the third year of service; not more nor less than two thousand one hundred and seventy-five dollars for the fourth year of service; not more nor less than two thousand three hundred dollars for the fifth year of service; not more nor less than two thousand four hundred dollars for the sixth year of service; and for the seventh year of service and thereafter not more nor less than two thousand five hundred dollars per year. Salaries specified.

3. The years of service for court attendants above mentioned shall be computed from the time of their respective appointments to the positions; all payments shall be made semimonthly, which payments shall be in full, and in lieu and instead of all fees, mileage or other allowances heretofore allowed for the service of proc- Time computed.

No other allowances.

- Application. esses and duties of such court attendants. This act shall be applicable to present incumbents as well as to further appointees; *provided*, that nothing in this act contained shall be construed to affect the provisions of "An act fixing the compensation to be paid to sergeant-at-arms and court criers of the Supreme Court, Circuit Court and Common Pleas in counties of the first class, approved March fourth, one thousand nine hundred and eighteen.
- Proviso.
- Repealer. 4. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed, and this act shall take effect immediately.
Approved March 16, 1920.

CHAPTER 9.

A SUPPLEMENT to an act entitled "An act for the assessment and collection of taxes" (Revision of 1918), approved March fourth, nineteen hundred and eighteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Certain
property ex-
empt from
taxation.

1. The real and personal property of any association or corporation organized under the laws of this State to maintain, and actually maintaining, a public fire patrol or salvage corps for the public purpose of saving life and property from destruction by fire, which real and personal property is used exclusively for the purposes of such association or corporation, shall be exempt from taxation.

2. This act shall take effect immediately.
Approved March 16, 1920

CHAPTER 10.

An Act authorizing the payment of a bonus or extra compensation to State officers and employees in the classified civil service, and such unclassified employees appointed for no fixed term and receiving less than fifteen hundred dollars per annum, paid out of funds appropriated from the State Treasury, and providing for the method of payment thereof.

WHEREAS, Abnormal conditions have so increased the cost of living as to necessitate, temporarily, an increase in the compensation of all State officers and employees in the classified civil service paid out of the State funds, and in the unclassified civil service paid out of State funds where the compensation is below the sum of fifteen hundred dollars, generally who are dependent upon their salary or pay as such, the amount whereof was fixed during normal times, and perhaps will be again adequate and proper when the present conditions disappear, or if not can be later re-adjusted to meet the then normal conditions, but in any event should not be increased solely on account of abnormal conditions except to meet them temporarily and subject to re-adjustment when conditions again become normal; and,

Preamble.

WHEREAS, It is expedient to make provision for the temporary increase during the present fiscal year of the salary, pay or compensation to said officers and employees;

Preamble.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. All officers and employees in the classified civil service of the State, paid out of funds appropriated from the State treasury, and such unclassified officers and employees appointed for no fixed term and receiving less than fifteen hundred dollars per annum paid

Officers and
employees to
receive bonus.

Amount to be determined.	out of funds appropriated from the State treasury, shall, for the present fiscal year, receive as a bonus or otherwise, from the State funds, an increase in compensation over the total amount received during the last fiscal year to be distributed in accordance with the plan worked out by the Civil Service Commission and approved by the Joint Appropriations Committee and the State House Commission.
Schedule prepared and filed.	2. The Civil Service Commission shall, within thirty days after the approval of this act, subject to the approval of the Joint Appropriations Committee and the State House Commission, file in the State Comptroller's office schedules or payrolls, properly certified, of all State officers and employees now in the classified and unclassified service of the State, as above mentioned, paid out of funds appropriated from the State treasury, setting forth the amount of bonus or extra compensation, if any, to be paid to each such officer and employee therein named; <i>provided, however</i> , that nothing in this act shall be held or construed as an increase in the permanent salary, pay or compensation of any officer or employee receiving such bonus or extra compensation, and that neither the cessation of any such bonus or extra compensation or any part thereof shall be held or construed to be a reduction in the salary, pay or compensation of any such officer or employee.
Proviso.	
Appropriation.	3. There is hereby appropriated the sum of four hundred thousand dollars, or as much thereof as may be necessary, for immediate use for the purpose herein specified, and upon the filing of the said schedules or payrolls, the State Comptroller and State Treasurer are hereby authorized to pay the amount of bonus or extra compensation due to said officers and employees in the classified and unclassified service as aforesaid for the first half of the present fiscal year; <i>provided</i> , that only such officers and employees employed during the present fiscal year, who are still employed as of the date of the approval of this act, shall be entitled to receive the bonus or extra compensation due, and the balance of the said bonus or extra compensation shall be paid on or after the first day of July, nineteen hun-
Proviso.	

ired and twenty, to all such officers and employees who continue in the service of the State to the end of the present fiscal year, from such funds appropriated or available.

4. This act shall take effect immediately.

Approved March 19, 1920.

CHAPTER 11.

A Supplement to an act entitled "An act making appropriations for the support of the State government and for several public purposes for the fiscal year ending June thirtieth, one thousand nine hundred and twenty," approved April seventeenth, one thousand nine hundred and nineteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. The following sum or so much thereof as may be necessary, because of the extraordinary conditions existing at the present time, be and hereby is appropriated out of the State fund, for immediate use for the purpose herein specified: Additional appropriation.

12.

CIVIL SERVICE COMMISSION.

Bonus or extra compensation fund for State employees.

For the purpose of carrying into effect the provisions of a bill pending, entitled "An act authorizing the payment of a bonus or extra compensation to State officers and employees in the classified civil service and such unclassified employees appointed for no fixed term and receiving less than fifteen hundred dollars per annum, Amount of appropriation.

paid out of funds appropriated from the State treasury, and providing for the method of payment thereof," providing said bill becomes a law, the sum of four hundred thousand dollars (\$400,000).

2. This act shall take effect immediately.

Approved March 19, 1920.

CHAPTER 12.

An Act to amend the title and body of an act entitled "An act establishing a State Athletic Commission and regulating the art of boxing and sparring exhibitions or performances in the State of New Jersey," approved March fourth, one thousand nine hundred and eighteen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Title
amended.

1. The title of an act entitled "An act establishing a State Athletic Commission and regulating the art of boxing and sparring exhibitions or performances in the State of New Jersey," approved March fourth, one thousand nine hundred and eighteen, be and the same is hereby amended so as to read as follows:

New title.

An act creating a State Athletic Commission for the regulation of boxing and sparring exhibitions and performances and defining its powers and duties.

Section 1
amended.

2. Section one of an act entitled "An act establishing a State Athletic Commission and regulating the art of boxing and sparring exhibitions or performances in the State of New Jersey," be and the same is hereby amended so that it shall read as follows:

Commission
appointed.

1. There shall hereafter be a State Athletic Commission. Within thirty days after this act takes effect the Governor shall appoint three male persons to be members of such commission, who shall hold office for

28-(2)-1
A-23-497

28-(2)-1
A-23-497

the term of three (3) years. The commission shall maintain general offices for the transaction of its business in the State House. The members of the commission shall, at their first meeting after their appointment, elect one of their members chairman of the commission, and shall adopt a seal for the commission, and make such rules for the administration of their office, not inconsistent herewith, as they may deem necessary; and they may hereafter amend or abrogate such rules. Two of the members of the commission shall constitute a quorum to do business; and the concurrence of at least two commissioners shall be necessary to render a choice or decision by the commission. Each of the commissioners shall receive a salary of two thousand five hundred dollars per annum, payable in semi-monthly installments out of the treasury of the State. In addition thereto each commissioner shall be entitled to be paid out of the treasury of the State such sums as shall be incurred for necessary traveling and other expenses, but no money shall be paid out of the treasury of the State except on bills presented to the State Comptroller duly verified by the person presenting the same.

3. Section two of said act be and the same is hereby amended so that it shall read as follows:

2. The commission shall appoint, and at pleasure remove, a secretary to the commission, whose duty it shall be to keep a full and true record of all the proceedings, preserve at its general offices all its books, documents and papers, prepare for service such notices and other papers as may be required of him by the commission, and to perform such other duties as the commission may prescribe, and may, under the direction of the commission, issue subpoenas for the attendance of witnesses, as hereinafter provided. The said secretary shall receive an annual salary of two thousand five hundred dollars, and his necessary traveling and other expenses to be paid out of the treasury of the State upon the presentation to the State Comptroller of his bills duly verified.

4. Section three of said act be and the same is hereby amended so that it shall read as follows:

Term.

Office.

Chairman.

Rules.

Quorum.

Salary.

Expenses met.

Section 2 amended.

Secretary. Duties.

Salary and expenses.

Section 3 29-4 amended. A-22-196

Appointment of inspectors, referees, etc.	3. The commission shall have power to appoint referees, inspectors and such other officials as shall be necessary to properly supervise the boxing and sparring exhibitions or performances held under this act, or the rules of the commission; such persons shall be entitled to receive their actual and necessary traveling expenses incurred in the performance of their duties, and shall present bills therefor to the commission, duly verified, who, upon approving the same, shall forward to the State Comptroller for payment.
Expenses met.	
Section 4 amended.	5. Section four of said act be and the same is hereby amended so that it shall read as follows:
Jurisdiction of commission.	4. The commission shall be and hereby is vested with the sole direction, management, control of and supervision over all boxing and sparring exhibitions and performances to be conducted, held or given within this State, and shall have power to make rules and regulations for the holding of the same. No boxing or sparring exhibition or performance shall be conducted, held or given within this State by any person, club, corporation or association without a license first had and obtained from the commission. The commission shall make rules and regulations for the granting of such licenses. The commission may, in its discretion, issue a license to any person, club, corporation or association to hold boxing and sparring exhibitions and performances, which application shall be made to the commission created by this act and in accordance with the rules and regulations adopted by the commission, and all licenses granted shall be for a period of one year, unless sooner revoked. Every license so issued as aforesaid shall be subject to such rules, regulations and amendments thereof as the commission may prescribe. Said commission shall have power to revoke a license so granted for cause shown. The commission shall have power to make investigations, to hold hearings, administer oaths, to issue subpoenas, and any person who being served with a subpoena, issued pursuant to the provisions of this act, shall fail to attend, or who shall fail to give testimony, shall be liable to a penalty of one hundred dollars for each and every offense, to be re-
Licenses.	
Application for license.	
Right to revoke. Investiga- tions and subpoenas.	
Penalty.	

covered in the name of the State of New Jersey. Said penalty, when so recovered, to be paid into the treasury of the State of New Jersey; and it shall be the duty of the Attorney-General to prosecute any and all actions, for the recovery of penalties, when requested so to do, and when in his judgment the facts and the law warrant such prosecution. The commission shall have power to discipline any principal, principals, manager, managers, second, seconds, promoter, promoters, match-maker or participant in any boxing or sparring exhibition or performance who shall violate any of the provisions of this act for which no specific penalty is provided, or who shall violate any of the rules of said commission, or who shall have been a party directly or indirectly to any sham or fake boxing or sparring exhibition or performance. The commission shall have power to examine the books of any person, club, corporation or association holding a license under this act, or may delegate its secretary or one of its officials to do so under its direction.

Disciplinary
authority.

6. Section five of said act be and the same is hereby amended so as to read as follows:

Section 5
amended.

5. Every application for a license under this act shall be in writing, duly verified by the person making the same, and in the case of a corporation or association, signed by its president and attested by its secretary, and shall set forth such information as the commission shall, by rule, prescribe, and shall be filed with the secretary of the commission at least one week before acted upon. Before any license shall be granted to any person, club, corporation or association to conduct, hold or give any boxing or sparring exhibition or performance, such applicant shall execute a bond to the State of New Jersey, and file the same with the State Comptroller, in the penal sum of five thousand dollars, to be approved as to form and the sufficiency of the sureties thereon by the State Comptroller, which bond shall be conditioned for the payment of the tax hereby imposed. Upon the filing and approval of such bond the State Comptroller shall issue to such applicant a certificate of such filing and approval, which certificate shall be filed in the office of the commission, together with the application for such

Approved
bond filed
with Comptroller.

Certificate
issued to
applicant.

license, and no such license shall be acted upon until such a certificate is filed.

Section 6
amended.

7. Section six of said act be and the same is hereby amended so as to read as follows:

Report of
contests.

6. Every person, club, corporation or association which shall hold any boxing or sparring exhibition or performance under a license obtained from said commission shall, within twenty-four hours after the determination of every contest, furnish to the commission a written report, duly verified by the secretary or other officer, showing the exact amount of tickets sold for such contest and the amount of the gross proceeds thereof, and such other matters as the commission may prescribe, and shall also within the said time pay to the State Comptroller a tax of ten per centum (10%) of its total gross receipts from the sale of tickets of admission to such boxing or sparring exhibition and performance, which tax shall be paid into the State treasury. Every such person, club, corporation or association so as aforesaid holding any exhibition or performance shall at the same time furnish to the State Comptroller a written report, duly verified, showing the exact number of tickets sold, the amount of gross receipts and such other information as shall be required by the State Comptroller.

Gross pro-
ceeds stated.

Tax exacted.

Detailed re-
port.

Section 7
amended.

8. Section seven of said act be and the same is hereby amended so as to read as follows:

Notice of
exhibition.

7. Every person, club, corporation or association shall three days before the holding of any boxing and sparring exhibition or performance under this act, notify the secretary of the commission and the State Comptroller of the proposed holding of such boxing and sparring exhibition or performance, and for failure so to do shall be liable for a penalty of one hundred dollars (\$100), to be sued for and recovered in an action of debt in the name of the State of New Jersey by the Attorney-General of the State, and in addition thereto shall be liable to a forfeiture of its license so granted under this act. The State Comptroller may cause to be examined the books and records of any person, club, corporation or association holding a license under this act, and to subpoena and examine under oath

Penalty for
failure.

Examination
by Comptrol-
ler.

its officers, employees or any person connected therewith as witnesses for the purpose of determining the total amount of its gross receipts from any contest and the amount of the tax due pursuant to the provisions of this act, which tax he may as the result of such an examination fix and determine. Should any person, club, corporation or association holding any boxing or sparring exhibition or performance under this act, or any officer, employee or other person connected therewith fail to obey the subpoena so as aforesaid issued by the State Comptroller, or refuse to answer any questions asked by the State Comptroller upon any examination held under this section, he, they or it, as the case may be, shall be liable to a penalty of fifty dollars (\$50), to be recovered in an action of debt in the name of the State of New Jersey; *provided, however*, that no person shall be compelled to answer any questions which might incriminate him. Should any person, club, corporation or association fail to pay the tax so due and owing as aforesaid, or ascertained to be due and owing, after an examination of the books and records by the State Comptroller as in this section provided, an action for such tax may be maintained in any court of competent jurisdiction in the name of the State Comptroller, in addition to any remedies given by the bond filed in accordance with this act conditioned for the payment of the tax so as aforesaid imposed.

Penalty for
non-com-
pliance.

Proviso.

Action to
enforce pay-
ment.

9. Section ten of said act be and the same is hereby amended so as to read as follows:

Section 10 33-9
amended. A-22-197

10. The price of seats must be published (for the protection of the people) in at least one newspaper circulating in the municipality where such person, club, corporation or association conducts boxing or sparring exhibition or performance under this act for at least two days prior to the holding of such boxing and sparring exhibition and performance, and for failure so to do shall be liable to a penalty of one hundred dollars (\$100), to be recovered in action of debt in the name of the State of New Jersey.

Price of seats
advertised.

10. Section seventeen of said act be and the same is hereby amended so as to read as follows:

Section 17
amended.

General pen-
alty.

17. Any person, club, corporation or association violating any of the provisions of this act, or any officer, employee or other person in any way connected with any person, club, corporation or association holding a license as in this act provided, who shall violate any of the provisions of this act, for which no specific penalty is provided, shall be liable to a penalty of one hundred dollars (\$100), to be recovered in any action of debt in the name of the State of New Jersey.

Sections 11,
12, 13, 15, 18
repealed.

11. Sections eleven, twelve, thirteen, fifteen and eighteen, of an act entitled "An act establishing a State Athletic Commission and regulating the art of boxing and sparring exhibitions or performances in the State of New Jersey," approved March fourth, one thousand nine hundred and eighteen, be and the same are hereby repealed.

12. This act shall take effect immediately.

Approved March 19, 1920.

CHAPTER 13.

An Act to validate and confirm reinstatements of charters of corporations heretofore made.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Reinstatement
validations.

1. All reinstatements of charters of corporations by the Governor heretofore made, after the same have been forfeited for nonpayment of taxes, are hereby validated and confirmed.

2. This act shall take effect immediately.

Approved March 19, 1920.

CHAPTER 14.

An Act fixing the compensation of members of boards of chosen freeholders, directors of board of chosen freeholders and county supervisors in certain counties of this State.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. The salaries of members of boards of chosen freeholders and directors of boards of chosen freeholders in any county of this State, which has adopted or may hereafter adopt or which is now governed by the provisions of "An act to reorganize the boards of chosen freeholders of the several counties of this State, reducing the membership thereof, fixing the salaries and providing for the election and terms of office of the members, and also for the appointment and terms of office of officers appointed by such boards (Revision of 1912)," approved April first, one thousand nine hundred and twelve, or the provisions of "An act to reorganize the government of counties of the first class in this State," approved March twenty-sixth, one thousand nine hundred and twelve, and the salaries of county supervisors in counties of the first class in this State shall be as follows: In counties having less than five hundred thousand inhabitants, each member of the board of chosen freeholders shall receive an annual salary of three thousand dollars, and in counties having more than five hundred thousand inhabitants, each member of the board of chosen freeholders shall receive an annual salary of four thousand dollars. In counties where such board of chosen freeholders consists of nine members, the director of any such board shall receive, in addition to his salary or compensation as a member of such board, the sum of five hundred dollars per annum. Each county supervisor shall receive an annual salary of five thousand dollars.

Salaries of
small boards.

35-1
A-23-176

35-1
A-23-176

Salaries in
counties of
first class.

No other
compensation.

2. the salaries provided for herein shall be in lieu of all fees or other compensation whatsoever, and shall be paid in equal monthly installments by the county collector.

Repealer.

3. All acts and parts of acts inconsistent with the provisions of this act be and the same are hereby repealed.

4. This act shall take effect immediately.

Approved March 19, 1920.

CHAPTER 15.

An Act to incorporate the borough of Hamburg, in the county of Sussex.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Hamburg
incorporated.

1. The inhabitants of that portion of the township of Hardyston, in the county of Sussex and State of New Jersey, hereinafter set forth, are hereby constituted and declared to be a body corporate in fact and in law by the name of "The Borough of Hamburg," and shall be governed by the general laws of this State relating to boroughs.

Corporate
title.

2. The boundaries of said borough shall be as follows:

Boundaries
of borough
of Hamburg.

Beginning at a point in the centre of the Hardystonville concrete bridge, said bridge is at the intersection of the road leading from Hamburg to Franklin and the old Paterson-Hamburg turnpike, said beginning point is also a corner of the borough of Franklin, and runs thence (1) along said borough of Franklin, south forty-one degrees east four hundred feet to a point in the middle of the old Paterson-Hamburg turnpike, another corner of said borough of Franklin; thence (2) leaving said old turnpike and crossing a small pond north eighty-six degrees twenty-six minutes east one

thousand and sixty-eight feet to the mouth of a brook; thence (3) along the middle of said brook north eighty degrees thirteen minutes east twelve hundred and eleven feet; thence (4) still along said brook north sixty-five degrees thirty-six minutes east two hundred and fifty-four feet; thence (5) still along said brook north forty-nine degrees east three hundred and six feet to a point in the centre of a small highway bridge; thence (6) north twenty-three degrees thirty-one minutes west four thousand one hundred and thirteen feet to a large white oak tree standing on the north side of the road and near the top of a hill; thence (7) north nine degrees thirty-five minutes east three thousand eight hundred and thirteen feet to a large elm tree standing on the northwest side of the road leading from Hamburg to McAfee; thence (8) north sixty-seven degrees thirty-eight minutes west two thousand nine hundred and ninety-three feet to another elm tree standing on the northeast side of the road leading from Hamburg to Sussex; thence (9) south forty-two degrees twelve minutes west one thousand seven hundred and ninety-one feet to a point in the center line of the N. Y., S. & W. R. R. tracks and in the middle of a stone culvert about one hundred and fifty feet southeast of a rock cut; thence (10) south thirteen degrees nine minutes east three hundred and thirty-one feet to a point in the middle of the Wallkill river; thence (11) up the Wallkill the several courses and distances thereof to a point in the road leading from Hamburg to North Church and at the west end of an iron bridge over the Wallkill; thence (12) south twenty-six minutes west three thousand and seventeen feet to a point in the road leading from Ingersoll's stone mill to North Church; thence (13) south six degrees thirty-four minutes east two thousand four hundred and sixty-two feet crossing the mill pond of the Union Waxed & Parchment Paper Co., to a point in the center line of the N. Y. S. & W. R. R. Co. and in the middle of a culvert over a brook, also in the line of the borough of Franklin; thence (14) along said borough of Franklin and up said brook, the several courses and distances thereof to the place of beginning.

Area.	Containing seven hundred and fifty-six acres.
Length of boundary.	The boundary of the proposed borough as described above is four and ninety-two hundredths miles in length.
Referendum.	3. This act shall take effect immediately; <i>provided</i> , it shall not operate to affect the incorporation of the territory above described as a borough of this State until it shall have been accepted by a vote of the majority of the qualified voters of the said described territory voting thereon, at a special election to be held within said territory within forty days from the approval of this act, within the hours of six A. M. and seven P. M. on the day appointed and at a place within said territory to be fixed by the clerk of the said township of Hardyston. The clerk of said township shall cause public notice of the time and place of holding said election, to be given by advertisements signed by himself and set up in at least ten public places within said described territory and published in one or more newspapers printed or circulating therein at least ten days prior to such election; and said clerk shall provide for each elector voting at such election ballots to be printed or written, or partly printed and partly written, on which shall be printed the word "for" and the word "against" above and immediately preceding the title of this act; and if the word "for" be marked off or defaced upon the ballot it shall be counted as a vote against the acceptance of said act; if the word "against" is marked off or defaced upon the ballot it shall be counted as a vote in favor of the acceptance thereof; and in case neither the word "for" nor the word "against" be marked off or defaced upon the ballot it shall not be counted either as a vote for or against such acceptance. Such election shall be held at the time and place so appointed, and be conducted by the officers of the first election district of said township of Hardyston, except that no special form of ballot or envelope need be used. The officers holding such election shall make return to the township committee of said township of Hardyston of the result thereof by a statement, in writing, under their hands, and the same shall be entered at length on the minutes of said town-
Special election.	
Notice given.	
Ballots.	
Election, how conducted.	
Returns.	

ship committee; and thereupon and upon such adoption, but otherwise, this act shall in all respects be operative.

4. The register of voters of the voters within said described territory used at the general election next preceding the holding of such special election shall be used for the purpose of conducting such special election. It shall not be necessary for the board of registry and elections in said described territory to make a new registry of voters for such special election, but only to revise and correct the register made for the last general election, and for that purpose the said board shall meet at such place within said described territory as shall be designated by the clerk of said township of Hardyston one week next preceding said election. Notice of the place so designated shall be given by the clerk by posting in at least five of the most public places in said described territory. Said meetings of the board of registry and elections shall begin at one o'clock in the afternoon and continue until nine o'clock in the evening of that day, for the purpose of revising and correcting the register and adding thereto the names of all persons entitled to vote within said described territory at said special election, who shall appear in person before them and establish to the satisfaction of the majority of the board that they are entitled to vote at said election, or who shall be sworn by a written affidavit of a voter residing in said described territory to be entitled so to vote; a separate affidavit shall be required for each person so registered, which shall contain the address of the affiant and shall be signed by him; and on the following day one copy thereof shall be delivered to the chairman of the county board of elections of Sussex county to be filed by said board, and one copy shall be retained for use by the said board of election at such special election.

Registry.

Notice of
registry.

Revising
register.

5. Immediately after the statement of the result of such election shall be made to the township committee of said township of Hardyston a copy thereof, certified by its clerk, shall be forthwith filed in the office of the county clerk of said county of Sussex.

Statement
of result
filed.

Approved March 19, 1920.

40-C-16
R-22-52

CHAPTER 16.

An Act to incorporate the First Judicial District of the
county of Camden.

BE IT ENACTED *by the Senate and General Assembly
of the State of New Jersey:*

1. All that part of the county of Camden, in the
State of New Jersey, comprised within the following
city, boroughs and townships, within said county, to
wit:

First Judicial
District of
Camden coun-
ty, how com-
posed.

The city of Gloucester, the borough of Audubon, the
borough of Barrington, the borough of Chesilhurst, the
borough of Collingswood, the borough of Haddon
Heights, the borough of Haddonfield, the borough of
Laurel Springs, the borough of Magnolia, the borough
of Merchantville, the borough of Oaklyn, the borough
of Woodlynne, the township of Berlin, township of
Centre, township of Clementon, township of Delaware,
township of Gloucester, township of Haddon, township
of Pensauken, township of Voorhees, township of
Waterford and the township of Winslow be and the
same are hereby established and incorporated to be the
First Judicial District of the county of Camden, and the
provisions of an act entitled "An act concerning Dis-
trict Courts" (Revision of 1898), approved June four-
teenth, one thousand eight hundred and ninety-eight,
and the various amendments thereof and supplements
thereto, as far as the same may be applicable, shall apply
to the district hereby established.

Laws ap-
plicable.

2. This act shall take effect immediately.

Approved March 19, 1920.

CHAPTER 17.

An Act to amend an act entitled "A supplement to an act entitled 'An act concerning the appointment of commissioners of assessment of taxes in certain cities,' approved April third, one thousand eight hundred and eighty-nine," approved April fifteenth, one thousand eight hundred and ninety.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section one of said act, approved April fifteenth, one thousand eight hundred and ninety, be amended so as to read as follows: Section 1 amended.

1. In all cities of this State wherein the commissioners of assessment of taxes that have been or may hereafter be appointed under the act to which this is a supplement, the board of aldermen or other legislative body of any such city may by a majority vote fix the rate of compensation to be paid to such commissioners, and may increase the annual salary of such commissioners, including those in office at the time of making such increase; *provided*, such city shall have a population of not less than one hundred thousand inhabitants. Compensation of commissioners of assessments.
Proviso.

2. All acts and parts of acts, general and special, inconsistent herewith be and the same are hereby repealed. Repealer.

3. This act shall take effect immediately.

Approved March 19, 1920.

CHAPTER 18.

A Further Supplement to an act entitled "An act to regulate elections (Revision of 1918)," approved April fourth, one thousand eight hundred and ninety-eight.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Census not
to affect elec-
tions in 1920.

1. In event that the Federal census when promulgated by the duly constituted authorities shall, by virtue of the provisions of the act to which this act is a supplement, change the form and manner of registering, such change shall in nowise affect any registration for any primary, general election, special election, election held to elect delegates to the Presidential convention, municipal election, or any other election held during the year one thousand nine hundred and twenty.

2. This act shall take effect immediately.

Approved March 19, 1920.

CHAPTER 19.

An Act concerning the terms of assessors.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Term of
office of
assessors.

1. Wherein the term of office of any elective or appointive assessor now in office shall terminate other than on the thirtieth day of June of any year following the passage of this act, then and in all such cases such term shall be extended until the thirtieth day of June next following the date when their term would have termin-

ated. The term of their successors, whether appointed or elected, shall commence on the first day of July and shall run for the number of years designated in the act under which the appointment is made or the election held. A per diem proportion of the yearly compensation of the assessors whose term is herein extended shall be paid to such assessors for their services for the time their term is extended.

2. This act shall take effect immediately.

Approved March 19, 1920.

CHAPTER 20.

An Act to amend an act entitled "An act concerning District Courts (Revision of 1898)," approved June fourteenth, one thousand eight hundred and ninety-eight.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. Section eight of the act to which this is an amendment is hereby amended to read as follows:

Section 8
amended.

8. The salaries of clerks of said courts shall be fixed as follows: In cities having two hundred thousand inhabitants or over, an annual salary of three thousand dollars; in cities having between fifty-five thousand and two hundred thousand inhabitants, an annual salary of twenty-five hundred dollars; in cities having between twenty-five thousand inhabitants and fifty-five thousand inhabitants, an annual salary of eighteen hundred dollars; in cities having between twenty-three thousand and twenty-five thousand inhabitants, an annual salary of fifteen hundred dollars; in cities having between seventeen thousand and twenty-three thousand inhabitants, an annual salary of twelve hundred dollars; in judicial districts having one hundred thousand in-

Salaries of
District Court
clerks.

habitants or over, an annual salary of two thousand dollars; in judicial districts having between sixty thousand and one hundred thousand inhabitants, an annual salary of fifteen hundred dollars; in judicial districts having a population of sixty thousand or less, twelve hundred and fifty dollars; which salaries of said clerks shall be in lieu of all fees whatsoever; *provided, however*, said clerks shall devote their entire time and attention to the duties of said office daily during business hours.

Repealer. 2. All acts and parts of acts inconsistent with this act are hereby repealed, and this act shall take effect immediately.

Approved March 19, 1920.

CHAPTER 21.

An Act concerning the establishment of a course in aeronautical engineering at the State University of New Jersey at New Brunswick, New Jersey, and providing for the appropriation of funds therefor.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Providing
course in
aeronautics.

1. In the State University of New Jersey at New Brunswick, New Jersey, there shall be given a course of study in aeronautical engineering, which shall include training in the principles of aviation and aeronautics. The time to be devoted to such course shall be the equivalent of not less than ten (10) full hours a week throughout the college year, for a period of four (4) years.

Appropriation.

2. The Treasurer of the State of New Jersey is to be empowered to pay to the treasurer of the State University of New Jersey, at New Brunswick, New Jersey, the sum of seven thousand five hundred dollars (\$7,-

500) per annum for salaries and maintenance of said course, when such sum is included in any regular or supplemental appropriation bill.

Approved March 19, 1920.

CHAPTER 22.

Supplement to an act entitled "An act relative to the Supreme and Circuit Courts" (Revision of 1900), approved March twenty-third, one thousand nine hundred.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. When the stenographic reporter attending the courts shall furnish, by request, a transcript of evidence or other proceedings to a party in a cause, he shall be paid therefor by said party at a rate not to exceed twenty cents for each one hundred words; and for a transcript of the evidence and other proceedings furnished to the court, by order of the court, said reporter shall be paid such sum as the said justice shall fix, which sum shall be paid by the county collector upon the certificate of said justice. Rate for transcripts

2. All acts and parts of acts inconsistent herewith Repealer. are hereby repealed.

3. This act shall take effect immediately.

Approved March 19, 1920.

CHAPTER 23.

An Act fixing fees for recording deeds, mortgages, bills of sale, chattel mortgages and all other documents when offered for record in the several recording offices in this State when the same are written, printed or typewritten in whole or in part and fixing the fees for official copies and abstracts of such records.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Rates for
recording
various docu-
ments.

1. The several recording offices in this State shall charge for recording all deeds, mortgages, bills of sale, chattel mortgages and all other documents at the following rates:

(a) When written in whole, fifteen cents per folio;

(b) When written and printed or typewritten in whole or in part with type of eight (8) point face and with not less than four (4) point space between the lines, or when written and printed or typewritten in whole or in part with type of more than eight (8) point face, fifteen cents per folio;

(c) When printed or typewritten in whole or in part with type of less than eight (8) point face with less than four (4) point space between the lines, in broken measure, tabular, schedule or figure work, twenty cents per folio;

(d) For official copies and abstracts of such instruments from the records and files of the respective recording offices, twenty cents per folio.

Repealer.

2. All acts and parts of acts inconsistent herewith are hereby repealed.

3. This act is to take effect immediately.

Approved March 22, 1920.

CHAPTER 24.

A Supplement to an act entitled "An act concerning the militia of the State," approved March twentieth, one thousand nine hundred and seventeen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. The officers and enlisted men of the National Guard and Naval Militia, who entered the military service of the United States in the war with Germany, shall be entitled to credit for time served from the date of draft into the Federal service to date of discharge therefrom, as if such service had been rendered in the State.

Time in Federal service credited to National Guard.

2. This act shall take effect immediately.

Approved March 22, 1920.

CHAPTER 25.

An Act to amend an act entitled "An act to regulate the practice of pharmacy in this State," approved March nineteenth, one thousand nine hundred and one.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section three of the act to which this act is an amendment be and the same is hereby amended to read as follows:

Section 3 amended.

3. The board of pharmacy shall organize by electing a president, a secretary who may or may not be a member of the board, and a treasurer, and shall have

Organization of board.

Examinations.	power to make by-laws and rules for the proper fulfilment of its duties under this act; it shall meet on the third Thursday of January, April, July and October, in the city of Trenton, and at such other places and dates as may be required; it shall examine into all applications for registration, and grant certificates of registration to all persons whom it shall judge on examination to be properly qualified to practice pharmacy; such examination shall include the subjects of materia medica, pharmacy, chemistry and toxicology; it shall keep a book of registration in which shall be entered the names and places of business of all persons registered under this act, and shall also keep a book of record of all its official transactions, which books shall be legal evidence of such transactions in any court of law; it shall have power to examine into all cases of alleged violations of this act and shall cause the prosecution of all persons not complying therewith; and it shall annually report to the Governor and to "The New Jersey Pharmaceutical Association," on or before the first day of November in each year, upon the condition of pharmacy in the State, which report shall embrace a detailed statement of the receipts and expenditures of the board; the members of said board shall receive all traveling and other necessary expenses incurred in the performance of their duties. The secretary of said board shall receive compensation for his services, to be fixed by said board. Each member of said board, other than the secretary, shall receive in addition to the traveling and other necessary expenses incurred in the performance of his duties as a member of said board, the sum of ten dollars for each and every day upon which he is engaged upon the duties of said board. All moneys collected by said board from fees, penalties or otherwise, except such as shall be retained for traveling and other necessary expenses and for the compensation of the secretary and the per diem for members as above provided, shall be paid into the State treasury on or before the tenth day of the month following the month in which such moneys are collected; <i>provided, however,</i> that the said board shall be entitled to retain in addition to the sums above
Subjects of examination. Records.	
Violations.	
Annual report.	
Compensation.	
Use of moneys received.	
Proviso.	

mentioned at least five hundred dollars in the treasury for the purpose of making investigations and preparing and holding examinations of applicants for license to practice the said profession; three members of the board shall constitute a quorum.

Approved March 22, 1920.

CHAPTER 26.

An Act concerning the examination of banks and trust companies incorporated under the laws of this State which have or may become members of a Federal Reserve bank.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Any bank or trust company incorporated under the laws of this State which has or shall become a member of a Federal Reserve bank, shall continue to be subject to the supervision and examinations required by laws of this State, except that the Federal Reserve board shall have the right, if it deems necessary, to make examinations; and the authorities of this State having supervision over such bank or trust company may disclose to the Federal Reserve board, or to examiners duly appointed by it, all information in reference to the affairs of any bank or trust company which has become, or desires to become, a member of a Federal Reserve bank.

Supervision
and examina-
tion of bank-
ing institu-
tions.

2. All acts and parts of acts inconsistent herewith are hereby repealed.

Repealer.

3. This act shall take effect immediately.

Approved March 22, 1920.

CHAPTER 27.

A Supplement to an act entitled "An act concerning trust companies" (Revision of 1899), approved March twenty-fourth, one thousand eight hundred and ninety-nine.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Organizations
authorized to
carry on bank-
ing business.

1. Any corporation organized under the act to which this is a supplement, and any trust company organized under any other general or special law of this State in addition to the powers heretofore granted under said general or special law and under the act to which this is a supplement and the acts supplemental thereto and amendatory thereof, shall have all such powers as shall be necessary to carry on the business of banking by discounting bills, notes and other evidences of debt, and by buying, selling and loaning upon promissory notes and other evidences of debt, bankers' acceptances, and foreign and inland bills of exchange.

Liabilities
for borrowed
money.

2. The total liabilities to any trust company, of any person or of any company, corporation or firm for money borrowed, including in the liabilities of a company or firm the liabilities of the several members thereof, shall, except as hereinafter provided, at no time exceed ten per centum of the aggregate amount of the capital stock of such trust company actually paid in and unimpaired, and of the unimpaired permanent surplus fund of such trust company; *provided*, that the provisions of this section shall not be construed to apply to loans made by any trust company to any county, city, town, township, borough or municipality of this State.

Proviso.

Exceptions as
to liability:

The following shall not be considered as money borrowed within the meaning of this section, namely:

(a) The discount of bills of exchange drawn in good faith against actually existing values, including drafts and bills of exchange secured by shipping documents conveying or securing title to goods shipped, and including demand obligations when secured by documents covering commodities in actual process of shipment and also including bankers' acceptances which are eligible for re-discount with any Federal Reserve bank.

Discount on drafts, bills of exchange, etc.;

(b) The discount of commercial or business paper of other makers actually owned by the person, company, corporation, or firm negotiating the same.

Discount on commercial paper;

(c) The discount of notes secured by shipping documents, warehouse receipts, or other such documents conveying or securing title covering readily marketable non-perishable staples, including live stock, when the actual market value of the property securing the obligation is at any time not less than one hundred and fifteen per centum of the face amount of the notes secured by such documents and when such property is fully covered by insurance; *provided*, that the total liabilities to any such trust company of any person or of any corporation, firm or company, or the several members thereof, for money borrowed under the conditions of this exception, together with money borrowed and not included in any of the other exceptions set forth in this section, shall not at any time exceed twenty-five per centum of such capital stock and surplus fund of any such trust company. This exception shall not apply to the notes of any such person, corporation, firm or company, or the several members thereof for more than six months in any consecutive twelve months.

Discount on notes, warehouse receipts, etc.;

Proviso.

Extent of exception.

(d) The discount of any note or notes secured by bonds or notes of the United States issued after April twenty-fourth, one thousand nine hundred and seventeen, or certificates of indebtedness of the United States of a par value of not less than the amount of such notes; *provided*, that the total liabilities to any such trust company, of any person, or of any corporation, firm or company, or the several members thereof, for money borrowed upon notes secured as set forth in this exception, and for money borrowed as pro-

Discount on U. S. securities;

Proviso.

vided in this section and not included in any of the other exceptions thereto shall together not exceed twenty per centum of such capital stock and surplus fund of any such trust company.

Discount on
obligations
secured by
mortgage.

(e) The discount of or the buying and loaning upon bills, notes or other evidences of debt which shall be secured by mortgage upon lands, by securities mentioned in exception (d), or by other securities the market value of which other securities shall at all times exceed by at least ten per centum the amount loaned upon the same.

Repealer.

3. All acts and parts of acts inconsistent herewith be and the same are hereby repealed.

Act effective.

4. This act shall take effect immediately, but section two of this act shall not become operative until the first day of July, nineteen hundred and twenty.

Approved March 22, 1920.

CHAPTER 28.

An Act to amend an act entitled "An act for the assessment and collection of taxes," revision of nineteen hundred and eighteen, approved March fourth, nineteen hundred and eighteen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Section 203
amended.

I. Section two hundred and three of the act of which this act is amendatory, as same was amended by chapter 47 of the Laws of 1919, be and the same is hereby amended so that it shall read as follows:

Tax exemp-
tions:

203. The following property shall be exempt from taxation under this act, namely:

U. S. securi-
ties;

(1) (a) The bonds and other securities of the United States (other than circulating notes of national banking associations and United States legal tender notes and other notes and certificates of the United

States, payable on demand and circulating or intended to circulate as currency, and gold, silver or other coin);

(b) All bonds, securities, improvement certificates and other evidences of indebtedness, heretofore or hereafter issued by this State or by any county thereof, or by any taxing district or school district of this State;

State or municipal securities;

(c) The personal property owned by citizens or corporations of this State situate and being out of the State upon which taxes shall have been actually assessed and paid within twelve months next before October first, being the day prescribed by law for commencing the assessment.

Personal property outside State;

(2) The property of the United States and of the State of New Jersey; property of the respective counties, school districts, and taxing districts, when located therein and used for public purposes, but this exemption shall not include real property bought in for debts or on foreclosure of mortgages given to secure loans out of public funds or out of money in court, which property shall be taxed unless devoted to public uses.

Public property;

(3) Any real estate or personal property owned and used for military purposes by any organization under the jurisdiction of this State, or of the United States, on condition that all income derived from said property above the expense of its maintenance and repair, shall be used exclusively for such military purposes.

Property used for military purposes;

(4) All buildings actually used for colleges, schools, academies, or seminaries; all buildings actually and exclusively used for public libraries, religious worship, or asylums or schools for feeble-minded or idiotic persons and children; all buildings used exclusively by any association or corporation formed for the purpose and actually engaged in the work of preventing cruelty to animals; all buildings actually and exclusively used in the work of associations and corporations organized exclusively for the moral and mental improvement of men, women or children, or for religious, charitable or hospital purposes, or for one or more of such purposes; the building actually occupied as a parsonage by the officiating clergyman of any religious corporation of this State, to an amount not exceeding five thou-

Schools, colleges, churches, libraries, etc.

	<p>sand dollars; the land whereon any of the buildings hereinbefore mentioned are erected, and which may be necessary for the fair enjoyment thereof, and which is devoted to the purposes above mentioned and to no other purpose, and does not exceed five acres in extent; the furniture and personal property in said buildings if used in and devoted to the purposes above mentioned; <i>provided, however</i>, in the case of all of the foregoing, that said buildings, or the lands on which they stand, or the associations, corporations, or institutions using and occupying the same as aforesaid, are not conducted for profit, except that the exemption of the buildings and lands, used for charitable, benevolent or religious purposes shall extend to cases where the charitable, benevolent or religious work therein carried on is supported partly by fees and charges received from or on behalf of beneficiaries using or occupying the said building, provided the building is wholly controlled by and entire income therefrom is used for said charitable, benevolent or religious purposes; <i>provided, further</i>, that the foregoing exemptions shall apply only where the association, corporation or institution claiming the exemption owns the property in question and is incorporated or organized under the laws of this State and authorized to carry out the purposes on account of which such exemption is claimed; the funds of all charitable and benevolent institutions and associations collected and held exclusively for the sick and disabled members thereof, or for the widows of deceased members, or for the education, support or maintenance of the children of deceased members, and all endowments and funds held and administered exclusively for charitable, benevolent, religious or hospital purposes within this State.</p>
Proviso.	
Proviso.	
Funds of charitable organizations;	
Stocks of certain corporations;	<p>(5) The shares of stock of any corporation of this State which by contract with the State is expressly exempted from taxation, and the shares of stock of any corporation of this State the capital or property whereof is made taxable to and against said corporation.</p>
Burial grounds;	<p>(6) Graveyards not exceeding ten acres of ground, and cemeteries and buildings for cemetery use erected thereon.</p>

(7) The real and personal property of any exempt firemen's association, firemen's relief association and volunteer fire company incorporated under the laws of this State, and which is used exclusively for the purposes of such corporation.

Fire companies;

(8) All offices and franchises, and all property used for railroad and canal purposes, the taxation of which is provided for by any other law of this State.

Railroads and canals;

(9) All persons enrolled as active members of the fire department or of any organized volunteer fire department of any taxing district or fire district under the control of any township committee, common council or other authorized public body; all exempt firemen of any taxing district; all honorably discharged soldiers and sailors who have served in the army or navy of the United States during any war or rebellion and their widows during widowhood; and all members of the National Guard during their term of service, and all persons engaged in any branch of the military or naval service either of this State or of the United States, during the period of the present war, shall be exempt on proper claim made therefor from poll taxes and from State, county and municipal taxation upon real and personal property, or both, to a valuation not exceeding in the aggregate five hundred dollars, which may be assessed against their property in the case of active and exempt firemen in the municipality or township under the supervision of which they may be doing public fire duty, or in the service of which they became exempt; in the case of soldiers and sailors, in the municipality or township wherein they reside, no taxpayer shall be allowed more than one exemption under this section; the right to claim exemption shall extend to cases where it has accrued before and exists on the date when taxes are due and payable; sufficient evidence to the assessor or collector of taxes of the right to the exemptions in this section authorized shall be as follows: In the case of active and exempt firemen, the certificate of the proper public official in charge of the records showing that the claimant is such fireman, which shall be furnished without charge, and in the case of hon-

Firemen, soldiers, etc., exempt;

\$500 exemptions.

Evidence of right of exemption.

Certificates
of exemption;

Allowance of
exemption.

No charge
for affidavits,
certificates,
etc.

orably discharged soldiers and sailors, or their widows, an honorable discharge, which shall be the last discharge, or the certificate of the Adjutant-General of this State, and in the case of commissioned officers of the National Guard the certificate of the Adjutant-General of this State, and in the case of other members of the National Guard and persons engaged in any branch of the military or naval service either of this State or of the United States, other than commissioned officers, the certificate under oath of the commander of their company, battery or band; in the case of commissioned officers in the military or naval service of the United States, a certificate signed by the commanding officer of such commissioned officers. Such certificates, where two or more claimants are entitled in the same taxing district, may be in the form of a list, certified and verified by oath and filed with the assessor or collector at or before the time when taxes are payable. All exemptions from taxation recited in this subdivision nine for soldiers, sailors, veterans and their widows, during widowhood, shall also be allowed immediately by such assessor or collector of taxes upon the filing with such assessor or collector of a duly verified claim in writing, on behalf of such soldier, sailor, veteran or widow, by any society incorporated under the laws of this State, to assist all soldiers, sailors, veterans and their widows, during widowhood, to obtain such exemptions from taxations and other privileges, provided by statute or otherwise, without cost or expense to any such soldier, sailor, veteran or widow, the records of which society are located in the State of New Jersey and are open to the free use of all such soldiers, sailors, veterans and widows, and to the State of New Jersey. No charge shall be made for any affidavit, certificate or other service rendered under this subdivision nine; every record of or relating to the soldiers, sailors and veterans of the present or former wars in which this country has been engaged, in the possession or custody of any officer or any employee of this State or of any municipality of this State, shall be considered to be public records and shall be free and open, at all times, for the purpose

of obtaining information to aid in the preparation of the claims for exemption from taxation referred to in this act; all such officers shall give the required certificates for the purposes herein named without charge therefor. The city council, board of commissioners, township committee or other governing body of each municipality of this State may return all taxes collected, which taxes would have been exempt had proper claims, in writing, been made therefor, by or on behalf of such soldiers, sailors, veterans or widows, of the present or any former war in which this country has been engaged.

Return of
taxes col-
lected.

(10) Mortgages or debts secured by mortgages on any property which is by the provisions of this act exempt from taxation.

Mortgages;

(11) Any personal property or real estate not exceeding two hundred and fifty acres in extent, owned and actually and exclusively used by any corporation organized under the laws of New Jersey to provide instruction in agricultural pursuits for soldiers and sailors of the United States who have been permanently crippled while in active service in time of war, provided that all income derived from said property and the products thereof in excess of the expense of its maintenance and operation, shall be used exclusively for the benefit of such crippled soldiers and sailors.

Property used
by crippled
soldiers;

Proviso.

(12) Household furniture and effects to a value not exceeding one hundred dollars in amount, when located and used in the residence of the owner thereof.

Household
goods;

(13) Shares of the capital stock of banks, banking associations and trust companies, the taxation of which is provided for by any other law or laws of this State.

Bank stock;

(14) The turnpike road of any turnpike company used by the public without the payment of tolls.

Turnpikes;

(15) The metal contents of ores and unrefined metals owned by non-residents of New Jersey and stopped in transit through the State for the purpose of refining.

Metals in
transit.

2. This act shall take effect immediately.

Approved March 22, 1920.

CHAPTER 29.

A Supplement to an act entitled "An act concerning banks and banking (Revision 1899)," approved March twenty-fourth, eighteen hundred and ninety-nine.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Right to en-
gage in bank-
ing business.

1. Any corporation organized under the act to which this is a supplement, and any bank organized under any other general or special law of this State, in addition to the powers heretofore granted under said general or special law, shall have all such powers as shall be necessary to carry on the business of banking by discounting bills, notes and other evidences of debt, and by buying, selling and loaning upon promissory notes and other evidences of debt, bankers' acceptances, and foreign and inland bills of exchange.

Extent of
liabilities.
58-2
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2. The total liabilities to any bank of any person or of any company, corporation or firm for money borrowed, including in the liabilities of a company or firm the liabilities of the several members thereof, shall, except as hereinafter provided, at no time exceed ten per centum of the aggregate amount of the capital stock of such bank actually paid in and unimpaired, and of the unimpaired permanent surplus fund of such bank; *provided*, that the provisions of this section shall not be construed to apply to loans made by any bank to any county, city, town, township, borough or municipality of this State.

Proviso.

Exceptions as
to liability:

The following shall not be considered as money borrowed within the meaning of this section, namely:

Discount of
drafts, bills
of exchange,
etc.;

(a) The discount of bills of exchange drawn in good faith against actually existing values, including drafts and bills of exchange secured by shipping documents conveying or securing title to goods shipped, and including demand obligations when secured by docu-

ments covering commodities in actual process of shipment and also including bankers' acceptances which are eligible for re-discount with any Federal Reserve bank.

(b) The discount of commercial or business paper of other makers actually owned by the person, company, corporation or firm negotiating the same.

Discount of commercial paper;

(c) The discount of notes secured by shipping documents, warehouse receipts, or other such documents conveying or securing title covering readily marketable nonperishable staples, including live stock, when the actual market value of the property securing the obligation is at any time not less than one hundred and fifteen per centum of the face amount of the notes secured by such documents and when such property is fully covered by insurance; *provided*, that the total liabilities to any such bank of any person or of any corporation, firm or company, or the several members thereof, for money borrowed under the conditions of this exception, together with money borrowed and not included in any of the other exceptions set forth in this section, shall not at any time exceed twenty-five per centum of such capital stock and surplus fund of any such bank. This exception shall not apply to the notes of any such person, corporation, firm or company, or the several members thereof for more than six months in any consecutive twelve months.

Discount of notes, warehouse receipts, etc.;

Proviso.

Extent of exception.

(d) The discount of any note or notes secured by bonds or notes of the United States issued after April twenty-fourth, one thousand nine hundred and seventeen, or certificates of indebtedness of the United States of a par value of not less than the amount of such notes; *provided*, that the total liabilities to any such bank of any person, or of any corporation, firm or company, or the several members thereof, for money borrowed upon notes secured as set forth in this exception, and for money borrowed as provided in this section and not included in any of the other exceptions thereto shall together not exceed twenty per centum of such capital stock and surplus fund of any such bank.

Discount of U. S. securities;

Proviso.

Discount of
collateral
security.

(e) The discount of paper based on collateral security, or the buying and loaning upon promissory notes and other evidences of indebtedness based upon collateral security, including among such securities the securities mentioned in exception (d), the actual market value of which shall at all times exceed by at least ten per centum the amount loaned upon the same.

Repealer.

3. All acts and parts of acts inconsistent herewith be and the same are hereby repealed.

Act effective.

4. This act shall take effect immediately, but section two of this act shall not become operative until the first day of July, nineteen hundred and twenty.

Approved, March 22, 1920.

CHAPTER 30.

An Act to enable the State of New Jersey and municipalities thereof, including boards of chosen freeholders of any county of this State, either jointly or separably, to pay to contractors who, prior to the declaration of a state of war existing between the United States of America and the Imperial German Government, entered into contracts for public improvements or public work, either jointly or separably, with the State of New Jersey and municipalities thereof, including boards of chosen freeholders of any county of this State, the increased cost incurred by such contractors for labor, freight and materials over and above the prices prevailing at the time of the making of such contracts.

Preamble.

WHEREAS, Prior to the declaration of a state of war existing between the United States of America and the Imperial German Government certain municipalities in this State, including boards of chosen freeholders of counties of this State, either jointly with

the State of New Jersey or separably, awarded contracts for public improvements or public work to certain contractors, which contracts, owing to the unforeseen and unavoidable extraordinary increase in the cost of labor, freight and materials used in the completion of the same, have cost such contractors in excess of the original contract price; and

WHEREAS, It is equitable and just that such contractor or contractors should not suffer financial loss by reason of such unforeseen increased cost of labor, freight and materials; therefore,

Preamble.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Where any municipality of this State, including boards of chosen freeholders of any county of this State, either separably or jointly with the State of New Jersey, shall have entered into any contract for any public improvement or any public work with any contractor or contractors, prior to the declaration of a state of war existing between the United States of America and the German Imperial Government, and said contract has been completed according to the terms thereof, said municipality, including boards of chosen freeholders as aforesaid, and the State of New Jersey, either jointly or separably, may, as hereinafter provided, pay to such contractor or contractors the increased cost of labor, freight and materials paid by said contractor or contractors in fulfilling such contract, over and above the prices prevailing for the same at the time of the making of such contract.

Increased cost of contract owing to war conditions paid contractors.

2. Any contractor or contractors who contracted as aforesaid, may present to the State of New Jersey, or to such State agency, acting for and on behalf of the State with whom such contract was made, and in the case of a municipality of this State, including boards of chosen freeholders of any county of this State, may present to the governing body thereof a petition, duly verified, setting forth the amount which such contractor or contractors were compelled to expend over and above the price prevailing at the time of the making of such

Claims for payment.

Reimburse-
ments.

Source of
payments.

Emergent
payment.

contract, for labor, freight and materials. The State of New Jersey, or its agencies, and in the case of municipalities, including boards of chosen freeholders as aforesaid, shall have the power by resolution or ordinance to reimburse and pay said contractor or contractors such sums of money as may be shown by said contractor or contractors to have been paid for labor, freight and materials over and above the prices prevailing for the same at the time of the making of such contract. Such payment shall be made out of any moneys that may be available therefor, or from any moneys appropriated or raised in any manner for the purposes of this act. Any payment made under this act shall be considered as an emergency payment.

3. This act shall take effect immediately.

Approved March 22, 1920.

CHAPTER 31.

An Act to amend an act entitled "An act for the protection of certain kinds of birds, game and fish, to regulate their method of capture, and provide open and close seasons for such capture and possession" (Revision of 1903), approved April fourteenth, one thousand nine hundred and three.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Section 1
amended.

1. Section one of the act of which this act is amendatory be and the same is hereby amended to read as follows:

Unlawful
to hunt cer-
tain game
except with
gun.

1. It shall be unlawful to pursue, with intent to kill or injure, or in any manner to attempt to take or injure, and it shall also be unlawful to kill or destroy or injure any anatidæ, commonly known as swans, geese, brant and river and sea ducks; rallidæ, commonly

known as rails, gallinules, coots and mud-hens; limicolæ, commonly known as shore birds, surf snipe or bay snipe, among them being yellow legs, plovers, willets, sandpipers, dowitchers or robin snipe, brown backs, curlews, turnstones or calico backs, godwits or marlin, tattlers and woodcock; gallinæ, commonly known as wild turkeys, grouse, prairie chickens, pheasants, partridges and quails; and the species of icteridæ, commonly known as reed birds; or any hare, commonly known as rabbit; gray, black or fox squirrel; or any other game bird or game animal whatsoever, excepting in the manner usually known as hunting with a gun, the gun being not larger than ten guage and held at arm's length and fired from the shoulder without rest, and at such times as may be permitted in this act, under a penalty of twenty dollars for each offense.

Penalty.

2. Section six of the act of which this act is amendatory be and the same is hereby amended to read as follows:

Section 6 amended.

6. It shall be unlawful for any person hunting or gunning after geese, duck, or brant or other game birds to place the boat, sink-box or other vessel or construction in which such person may lie in wait to kill said geese, duck, brant or other game birds, at a distance of more than one hundred feet from ice, marsh or meadow, bar or bank, or heaped seaweed not covered with water; and it shall be unlawful for any person or persons, with intent to capture or kill geese, duck, brant, or other game birds to hunt after or pursue the same in any manner except between one-half hour before sunrise and sunset, under a penalty of twenty dollars for each offense.

Hunting web-footed wild fowl.

Penalty.

3. Section seven of the act of which this act is amendatory be and the same is hereby amended to read as follows:

Section 7 amended.

7. It shall be unlawful for any person to pursue any goose, duck, brant, or any kinds of game birds, whatsoever, or to shoot, or to shoot at, or kill, or wound the same from any boat or vessel propelled by any means other than by oars or paddles, or from any boat, vessel or other structure anchored or staked upon the waters of any of the bays, sounds, coves, ponds,

Pursuing web-footed wild fowl.

Penalty.
Using airplane
unlawful.

rivers, creeks or streams of the State at a greater distance than one hundred feet from ice, marsh or meadow, bar or bank, or heaped seaweed not covered with water, under a penalty of twenty dollars for each offense. It shall also be unlawful for any person while in an airplane, hydroplane or other device propelled in any manner through the air to pursue, shoot, shoot at, kill or injure any of the above-mentioned game birds, under a penalty of one hundred dollars for each offense.

Penalty.
Section 8
amended.

4. Section eight of the act of which this act is amendatory be and the same is hereby amended to read as follows:

Unlawful to
have certain
game in pos-
session, etc.,
except in
open season.

8. It shall be unlawful to capture, kill, injure, destroy or have in possession any quail, rabbit, hare, squirrel, raccoon, English or ring-neck pheasant, ruffed grouse, prairie chicken, wild turkey, Hungarian partridge, reed bird, wild swans, wood duck, wild geese, brant, wild ducks, rails or marsh hens, gallinules, coot (commonly known as crow duck), upland plover, black-bellied plover, golden plover, greater or lesser yellowlegs, willets, sandpipers, dowitchers or robin snipe, brown backs, curlews, turnstones or calico backs, godwits or marlin tattlers, Wilson snipe or jacksnipe, woodcock or any other birds commonly known as shore birds, surf snipe or bay snipe, except and unless an open season is prescribed therefor, and then only during the respective open seasons fixed by this section.

Season for
geese, ducks,
etc.

The open season for wild geese, brant, wild ducks (except wood duck), coot, gallinules and Wilson snipe or jacksnipe, shall be from October sixteenth to January thirty-first, following, both days inclusive.

Season for
plover, etc.

The open season for black-bellied and golden plovers and greater and lesser yellowlegs shall be from August sixteenth to November thirtieth following, both days inclusive.

Season for
marsh hen.

The open season for Sora, marsh hen or mud hen and other rails (other than coot and gallinules) shall be from September first to November thirtieth following, both days inclusive.

Season for
woodcock.

The open season for woodcock shall be from October first to November thirtieth following, both days inclusive.

The open season for reed birds shall be from September first to October thirtieth, both days inclusive.

Season for
reed birds.

The open season for quail, rabbit, hare, squirrel, English or ring-neck pheasant, ruffed grouse, prairie chicken, wild turkey or Hungarian partridge shall be from November tenth to December fifteenth, both days inclusive.

Season for
quail, rabbits,
pheasants, etc.

The open season for raccoon shall be from October first to December fifteenth, both days inclusive.

Season for
raccoon.

The birds and animals for which an open season is prescribed by this section may be possessed during the respective open seasons therefor and for the additional period of ten days immediately succeeding such open seasons.

Time for
possession.

Any person violating any of the provisions of this section shall be liable to a penalty of twenty dollars for each bird or animal or part thereof unlawfully captured, killed, injured, destroyed or had in possession.

Penalty.

5. Section nine of the act of which this act is amendatory be and the same is hereby amended to read as follows:

Section 9
amended.

9. It shall be unlawful to capture, kill, injure, destroy or have in possession in any one day more than ten quail, three English or ring-neck pheasants, three Hungarian partridge, six woodcock, three ruffed grouse, twenty-five in the aggregate of all kinds of duck (except wood duck), eight geese, eight brant, fifty Sora, fifty reed birds, twenty-five in the aggregate of all kinds of rails (except Sora), including marsh hens, coots and gallinules, fifteen in the aggregate of all kinds of black-bellied and golden plover and greater and lesser yellowlegs, twenty-five Wilson snipe or jack-snipe, or ten rabbits, under a penalty of twenty dollars for each bird or rabbit captured, killed, injured, destroyed or had in possession in excess of the number permitted by this section; *provided*, that nothing in this section contained shall apply to any proprietor of a hotel, restaurant or cafe having in possession at his or her hotel, restaurant or cafe at any time any game raised on licensed game preserves tagged or marked in accordance with law, or to any rabbit during the open

Number of
certain game
that may be
taken.

65-9
Cf.-23-53

65-9
Cf.-23-53

Penalty.

Proviso.

season permitted by law, and for a period of ten days immediately succeeding such open season.

Section 10
amended.

6. Section ten of the act of which this act is amendatory be and the same is hereby amended to read as follows:

Unlawful
sale of game.

10. It shall be unlawful to sell, offer for sale or possess for sale within this State, whether killed within or without this State, any of the dead bodies, or parts thereof, of squirrels of all species, wild deer of all species, and the dead bodies or parts thereof of any dead game birds or song birds belonging to any species or subspecies native to this State, protected by law, or belonging to any family, any species or subspecies of which is native to this State and protected by law, whether taken within or without this State, under a penalty of twenty dollars for each squirrel, wild deer or birds above mentioned, so sold, offered for sale or possessed for sale as aforesaid; *provided, however*, that the carcasses of deer and the unplucked carcasses of mallard, black and wood ducks, Canada geese, ruffed grouse, squirrels, quail and pheasants of all species raised on licensed game preserves and properly tagged, and the unplucked carcasses of Scotch grouse, European black grouse, European black plover, red-legged partridge and Egyptian quail coming from a foreign country, which are properly tagged by the State authorities, may be sold at any time for food purposes.

Penalty.

Proviso.

Section 11
amended.

7. Section eleven of the act of which this act is amendatory be and the same is hereby amended to read as follows:

Bringing
game into
State.

11. Whenever by the laws of any other State or country it shall be lawful to take out of the confines of the said State or country any game, whether the same be fowl or animal, it shall be lawful to bring such game within the State of New Jersey; *provided, however*, that nothing herein contained shall permit the sale or exposure for sale of any such game; *provided*, that Belgian hare and jackrabbits legally killed in another State may be brought into this State at any time for possession, sale and consumption. Any person violating the provisions of this section shall be liable to a

Proviso.

Proviso.

Penalty.

penalty of twenty dollars for each fowl or animal so sold or exposed for sale.

8. Section twelve of the act of which this act is amendatory be and the same is hereby amended to read as follows: Section 12 amended.

12. It shall be unlawful to capture, kill, injure or have in possession, living or dead, or attempt to capture, kill or injure, any wild or passenger pigeon, or for any person to destroy, attempt to destroy or interfere in any manner with the nest or eggs of any wild or passenger pigeon under a penalty of two hundred and fifty dollars for each offense. Wild pigeons.
Penalty.

9. Section thirteen of the act of which this act is amendatory be and is hereby amended so as to read as follows: Section 13 amended.

13. It shall be unlawful to use in hunting fowl or animals of any kind any shotgun or rifle holding more than two cartridges at one time, or that may be fired more than twice without reloading, or to use any silencer on any gun, rifle or firearm when hunting for game or fowl, under a penalty of twenty dollars for each offense. Gun.
Penalty.

10. Section fourteen of the act of which this act is amendatory be and the same is hereby amended so as to read as follows: Section 14 amended.

14. It shall be unlawful to sow, deposit or place any rye, wheat, oats or corn or other cereal, except wild celery and wild rice, in any of the salt or fresh waters of this State, or to cause the same to be done, for the purpose of luring, decoying or baiting any goose, duck, swan, brant or any kind of water wild fowl whatsoever, so that the same may be shot at, killed or captured while feeding or attempting to feed where any rye, wheat, oats or corn or other cereal, except wild celery or wild rice, is known to have been sown, deposited or placed in violation of this section, under a penalty of fifty dollars for each offense. Luring with cereals.

67-14
A-24-132
Penalty.

11. Section fifteen of the act of which this act is amendatory be and the same is hereby amended so as to read as follows: Section 15 amended.

15. It shall be unlawful to shoot into any squirrel's nest at any time of the year, under a penalty of twenty dollars for each offense. Penalty for shooting squirrel's nest.

Section 16 amended.	12. Section sixteen of the act to which this act is amendatory be and the same is hereby amended so as to read as follows:
Hunting with ferrets unlawful.	16. It shall be unlawful to hunt, kill or destroy, or attempt to hunt, kill or destroy, any hare or rabbit with ferrets under a penalty of fifty dollars for each offense.
Section 19 amended.	13. Section nineteen of the act to which this act is amendatory be and the same is hereby amended to read as follows:
Penalty for taking excess trout, bass, etc.	19. It shall be unlawful to take, catch or kill in any one day more than twenty-five trout, ten salmon or ten black bass, under a penalty of twenty dollars for each trout, salmon or black bass so taken, caught or killed in excess of the number permitted by this section.
Section 21 amended.	14. Section twenty-one of the act of which this act is amendatory be and the same is hereby amended so as to read as follows:
Automobile forbidden in hunting.	21. It shall be unlawful for any person or persons while in an automobile to hunt for, pursue, shoot, shoot at, kill, capture, injure, or destroy any bird or animal in this State, or to hunt for, pursue, shoot, shoot at, kill, capture, injure or destroy any such bird or animal by the aid or use of any light or lights carried on or attached to any such automobile, under a penalty of fifty dollars for each offense.
Penalty.	
Section 22 amended.	15. Section twenty-two of the act of which this act is amendatory be and the same is hereby amended to read as follows:
Taking game from State.	22. It shall be unlawful to remove or attempt to remove from this State any animal or bird protected by the laws of this State except deer; <i>provided, however</i> , that this section shall not apply to common carriers carrying from beyond the confines of this State in unbroken packages to some point beyond the confines of this State any such protected animal or bird. Any person guilty of any violation of this section shall be liable to a penalty of twenty dollars for each animal or bird, removed or sought to be removed; <i>provided, however</i> , that this section shall not apply to English or ring-neck pheasants, mallard, black or wood ducks, Canada geese, ruffed grouse, rabbits, squirrels and quail, properly tagged, raised on game preserves, the owners or
Proviso.	
Penalty.	
Proviso.	

lessees of which are duly licensed by the Board of Fish and Game Commissioners; *and further provided*, that a nonresident holding a nonresidents' and aliens' hunting and fishing license may, in any one day, remove from the State the number of animals or birds that may be taken under the laws of this State in one day by one person, but not more birds or animals may be removed by one person in one calendar week than the number that may be taken under the laws of this State in two days by one person; *provided, however*, that no removal shall be made except the birds or rabbits be exposed to open view.

Proviso.

Proviso.

16. Section thirty-eight of the act of which this act is amendatory be and is hereby amended to read as follows:

Section 38 amended.

38. Whenever in the act of which this act is amendatory the possession or sale of fowl or game is prohibited, reference is had equally to such fowl or game coming from without the State as to that taken within the State.

Law applies to game from without State.

17. The following acts are hereby repealed:

Sundry acts repealed.

A supplement to an act entitled "An act for the protection of certain kinds of birds, game and fish, to regulate their method of capture, and provide open and close seasons for such capture and possession (Revision of 1903)," approved April fourteenth, one thousand nine hundred and three, approved March twenty-fifth, one thousand nine hundred and thirteen.

A supplement to an act entitled "An act for the protection of certain kinds of birds, game and fish, to regulate their method of capture, and provide open and close seasons for such capture and possession (Revision of 1903)," approved April fourteenth, one thousand nine hundred and three, approved March twenty-fifth, one thousand nine hundred and thirteen.

A supplement to an act entitled "An act for the protection of certain kinds of birds, game and fish, to regulate their method of capture, and provide open and close seasons for such capture and possession," approved April fourteenth, one thousand nine hundred and three, approved April thirteenth, one thousand nine hundred and eight.

Supplement to an act entitled "An act for the protection of certain kinds of birds, game and fish, to regulate their method of capture, and provide open and close seasons for such capture and possession (Revision of 1903)," approved April fourteenth, one thousand nine hundred and three, approved April fifteenth, one thousand nine hundred and eleven.

Supplement to an act entitled "An act for the protection of certain kinds of birds, game and fish, to regulate their method of capture, and provide open and close seasons for such capture and possession (Revision of 1903)," approved April fourteenth, one thousand nine hundred and three, approved April twenty-seventh, one thousand nine hundred and eleven, approved April first, one thousand nine hundred and twelve.

A supplement to an act entitled "An act for the protection of certain kinds of birds, game and fish, to regulate their method of capture, and provide open and close seasons for such capture and possession (Revision of 1903)," approved April fourteenth, one thousand nine hundred and three, approved April eighth, one thousand nine hundred and fifteen.

Supplement to an act entitled "An act for the protection of certain kinds of birds, game and fish, and to regulate their method of capture, and provide open and close seasons for such capture and possession (Revision of 1903)," approved April fourteenth, one thousand nine hundred and three, approved April seventh, one thousand nine hundred and eleven.

A supplement to an act entitled "An act for the protection of certain kinds of birds, game and fish, to regulate their method of capture, and provide open and close seasons for such capture and possession (Revision of 1903)," approved April fourteenth, one thousand nine hundred and three, approved March twenty-eighth, one thousand nine hundred and twelve.

Supplement to an act entitled "An act for the protection of certain kinds of birds, game and fish, to regulate their method of capture, and provide open and close seasons for such capture and possession (Revision of 1903)," approved April fourteenth, one thou-

sand nine hundred and three, approved April seventeenth, one thousand nine hundred and fourteen.

An act to prohibit the killing or pursuing of birds or animals by the aid or use of an automobile, approved February twenty-third, one thousand nine hundred and eighteen.

An act to prohibit the hunting of rabbits or hares with ferrets, approved April ninth, one thousand nine hundred and ten.

A supplement to an act entitled "An act for the protection of certain kinds of birds, game and fish, to regulate their method of capture, and provide open and close seasons for such capture and possession (Revision of 1903)," approved April fourteenth, one thousand nine hundred and three, approved March thirteenth, one thousand nine hundred and twelve.

An act for the protection of the wild or passenger pigeon, approved April ninth, one thousand nine hundred and ten.

18. This act shall take effect immediately.

Approved March 22, 1920.

CHAPTER 32.

An Act to amend an act entitled "An act concerning counties," approved March fourth one thousand nine hundred and eighteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. Section eleven hundred twenty-eight, article eleven of the act entitled "An act concerning counties," approved March fourth, one thousand nine hundred and eighteen, be and the same is hereby amended to read as follows:

Section 1128
amended.

Freeholders
may direct
improvement
of road within
municipality.

Proviso.

Municipality
may agree to
pay county
to do work.

Assessments
for benefits.

1128. Every board of chosen freeholders may, by resolution, direct that any public road, or portion thereof located within any municipality within the county, or lying between and being the boundary line of any two municipalities within said county, said road being an extension of or connecting with some improved county road, or State road, be improved in such manner as the said board by resolution shall direct; *provided, however*, the governing body of the municipality, or where said road shall be a boundary line as above stated, the governing bodies of the two municipalities shall make application to the said board for an improvement to be made under this section, and shall undertake, as a condition of the improvement, that the municipality or municipalities will pay such portion of the cost of the improvement as may be agreed upon. The amount or amounts so agreed upon shall be paid to the collector of the county and be disbursed at the direction of said board, and the work of the improvement shall be done under the direction and supervision of said board. Any road, or portion thereof, so improved shall remain a road of the municipality or municipalities and shall be maintained and repaired by such municipality or municipalities. Assessments for benefits to lands peculiarly benefited by any such improvement may be imposed by such municipality or municipalities on such lands in the manner and under the laws providing therefor to the extent of the amount paid by any municipality hereunder for the improvement of any such road and the incidental and necessary expense incurred by such municipality for interest, advertising or otherwise by reason of such improvement.

2. This act to take effect immediately.

Approved, March 22, 1920.

CHAPTER 33.

An Act to prescribe the duties and fix the salary of chief inspectors connected with the sheriff's office in counties of the first class.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. In all counties of the first class in this State where there now is or hereafter may be a chief inspector connected with the sheriff's office of said county, the said chief inspector shall be attached to the office of said sheriff and shall be the chief police officer of the county under and by direction of the sheriff, and he shall be responsible at all times to the sheriff for the proper performance of his duties as such chief inspector. Duties of chief inspector.

The minimum salary of such chief inspector shall be three thousand five hundred dollars per year and shall be increased one hundred dollars per year for every year of service until a maximum of four thousand dollars shall be reached. Salary.

The said years of service upon which compensation is based shall be computed from the time when the said chief inspector entered upon his duties as such. Time of service.

2. This act shall take effect immediately.

Approved March 22, 1920.

CHAPTER 34.

An Act to provide for the government of police forces and departments in counties of the first class in this State.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Rating of
doorman and
mechanic.

1. In all counties of the first class in this State, the doorman and mechanic shall hereafter rank as patrolman, and shall receive the same pay or salary as is now or hereafter be made payable by law to patrolmen, and in fixing their salaries the years of service shall date from the time of their appointments to their respective positions.

2. This act shall take effect immediately.

Approved March 22, 1920.

CHAPTER 35.

An Act empowering the department of poultry husbandry at the State Agricultural Experiment Station to conduct three egg-laying and breed-testing stations, and providing for the locations thereof, and providing for an appropriation therefor.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Egg-laying
and breed-
testing sta-
tions.

1. The State Agricultural Experiment Station is hereby authorized to conduct three egg-laying and breed-testing stations in New Jersey as a part of the regular research work of said experiment station and to employ such assistants as may be necessary to carry

out the provisions of this act. Said egg-laying and breed-testing stations shall be located as follows: One in southern New Jersey in the vicinity of Vineland, Cumberland county; one in northern New Jersey in the vicinity of Westwood, Bergen county, and one in the central part of the State of New Jersey, the exact location to be designated by the said department of poultry husbandry of the State Agricultural Experiment Station.

Location of station.

2. The sum of fifteen thousand dollars, or five thousand dollars for each testing station under operation, is hereby appropriated annually to the State Agricultural Experiment Station for the maintenance and promotion of such breed-testing stations, providing that no part of the sums appropriated shall become available until the amount thereof has been included in either a supplemental or regular appropriation bill.

Appropriation.

3. All acts and parts of acts inconsistent herewith be and the same are hereby repealed.

Repealer.

4. This act shall take effect immediately.

Approved March 22, 1920.

CHAPTER 36.

A Further Supplement to an act entitled "An act to provide for the establishment of a course in practical and scientific instruction in the art of clay working and ceramics in the State Agricultural College," approved March seventeenth, nineteen hundred and two.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. The trustees of the State Agricultural College of New Jersey be and they are hereby required to establish in the department of ceramics in the State Agricultural College, which department shall hereafter be

Researches in ceramics.

Four years' course.	known as the "New Jersey Ceramic Research Station," a four year curriculum in ceramic engineering, for the education and training of ceramic engineers for original research and the direction and control of unites of all branches of the ceramic industries of this State which shall include (a) clays and clay products of all kinds such as common brick, face brick, hollow brick and fire proofing, paving brick, fire brick, sewer pipe, drain tile, terra cotta, and all other products of clay; (b) special refractories of all kinds such as silica brick, magnesia brick, carborundum brick, graphite crucibles and like products; (c) pottery products of all kinds, such as chemical stoneware, general stoneware, porcelain and china tablewares, abrasives, electrical porcelain, sanitary wares, floor and wall tile, art pottery, spark plug insulators and special porcelains and like products; (d) glass of all kinds such as table glassware, glass bottles, window glass, plate glass, optical glass, electrical glassware, art glass, laboratory glassware and special glasses, and like products; (e) lime and cement products, such as portland cement, special cements and like products, and all other branches of the ceramic arts which now exists or may hereafter be introduced therein.
Subjects considered.	
Additional facilities for clay workers.	2. In addition to the curriculum in ceramic engineering the New Jersey Ceramic Research Station shall be for workers who have had experience in any of the branches of the ceramic industry and who do not have the time and facilities for undertaking the four year course afforded by the curriculum in ceramic engineering; the short courses in ceramics may be made to include extension courses in the several ceramic centers in the State.
Aid in solution of technical problems.	3. Through the cultivation of intimate relations with the ceramic industries of the State, the New Jersey Ceramic Research Station shall, to the extent to which its resources will permit, give advice and assistance in the solution of technical problems arising in the various manufacturing processes and in the development of new ceramic products which may be profitably manufactured from the resources of the State. In case assistance is rendered involving the expenditure of time
Fee may be exacted.	

by laboratory assistants, or the use of fuel, power and supplies, or both, the manufacturer or party concerned shall pay a fee to cover the cost of any material assistance rendered. It shall be within the province of the New Jersey Ceramic Research Station to outline and supervise research work to be conducted in the laboratories of said station by representatives from the ceramic industries of the State, and in case such arrangement is made the manufacturer or party concerned shall contract to pay a sum to amply cover the costs incurred, including depreciation of machinery and apparatus, materials used, fuel and power, assistance rendered and the like. All fees and revenues from all such contracts shall revert to the Treasury of the State of New Jersey.

Supervise
research
work.

4. Said trustees shall employ at suitable compensation a competent expert having the necessary education and technical experience to direct the various activities of said station. The director shall devote his time to the teaching of ceramic subjects, outlining and prosecuting technical researches in ceramics, and in directing the general activities of the laboratories. There shall also be employed at suitable compensation such instructors, laboratory assistants and clerical and stenographic help as shall be necessary in said station. It shall be the duty of the instructors and assistants to assist in the teaching, research work and other activities of the station, and the director together with his instructors and assistants shall publish or cause to be published from time to time the result of researches conducted in the laboratories, in a form that will be made public and accessible to the public for the advancement of the ceramic art and science.

Director of
station.

Assistants.

Duties.

5. Said trustees shall cause to be constructed suitable buildings and laboratories, properly equipped with necessary apparatus, machinery and equipment to carry out the provisions of this act. Upon the completion of said buildings all furnishings, machinery, apparatus, equipment and supplies pertaining to the present department of ceramics shall be transferred to the New Jersey Ceramic Research Station, and all functions of the department of ceramics shall revert thereto.

Buildings,
apparatus,
etc.

Appropriations.

Proviso.

6. For the construction of the building or buildings herein provided for, together with the proper machinery, apparatus and equipment, there shall be appropriated out of the general revenues of the State of New Jersey the sum of one hundred thousand (100,000) dollars for the current year, and there shall be appropriated from the same fund the sum of at least twelve thousand (12,000) dollars annually thereafter beginning at the next succeeding year, for salary, supplies and other expenses and maintenance of said department; *provided*, such sum or sums shall first be appropriated in the annual or supplemental appropriations bill.

7. This act shall take effect immediately.

Approved March 23, 1920.

CHAPTER 37.

An Act to give additional protection to wild birds and animals and game in the State of New Jersey.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Penalty for mutilating game.

Possession as evidence.

As to deer.

1. It shall be unlawful for any person or persons, hunting in this State, to remove the skin or feathers, or in any way to mutilate the body of any wild bird or animal killed or caught while so hunting, for the purpose of concealing the identity or sex of such wild bird or animal, under a penalty of one hundred dollars. The possession of any wild bird or animal, or part of any such wild bird or animal that has been plucked, skinned or mutilated in the woods, fields, meadows, or on the waters of this State, by any person, shall be prima facie evidence of a violation of section one of this act.

2. For the purpose of this act the removal of the entrails of a deer shall not be considered a violation thereof; but the head or skin shall not be removed

until the Fish and Game Department or the warden of the county in which such deer has been killed shall have received notification of the killing.

3. This act shall be enforced by the persons authorized, and in accordance with the provisions of an act entitled "An act to provide a uniform procedure for the enforcement of all laws relating to fish, game and birds, and for the recovery of penalties for violations thereof," approved March twenty-ninth, eighteen hundred and ninety-seven, and the acts amendatory thereof and supplementary thereto.

Enforcement
of act.

4. This act shall take effect immediately.

Approved March 23, 1920.

CHAPTER 38.

An Act to validate and confirm the election of aldermen-at-large in cities of the second class.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Whenever in any city of the second class of this State an election has heretofore been called and held for the office of alderman-at-large under the provisions of an act entitled "An act to amend an act entitled 'An act to provide for the election of an alderman-at-large in certain cities of this State and to regulate his duties and salary and term of office,'" approved March twenty-fourth, one thousand eight hundred and ninety-six; approved March twenty-first, one thousand eight hundred and ninety-eight, and a candidate has received a majority of the votes cast for such office at said election and has complied with all the requirements prescribed by the aforesaid act and the statutes of this State for election to the said office; said election and all proceedings relating thereto are hereby validated and con-

Validating
election and
acts of alder-
man-at-large.

firmed, and all acts or other matters done or performed or which may be done or performed by such alderman-at-large, which said acts or other matters would be lawful if done by an alderman-at-large duly elected under the provisions of the said act, are hereby validated and confirmed, and the office of such alderman-at-large in said cities, with all the powers, rights, emoluments, duties and responsibilities as if said alderman-at-large were duly elected under the provisions of the said act, is hereby validated and confirmed, notwithstanding the fact that the said act may not apply to or govern the said cities.

Construing
act.

Proviso.

Proviso.

2. Nothing shall be construed to invalidate any act of such alderman-at-large or destroy or take from him any power, right, emolument, duty or responsibility; *provided, however*, that such act would be lawful if done by an alderman-at-large duly elected under the provisions of said act; *and provided, also*, that such power, right, emolument, duty or responsibility be vested in or placed upon an alderman-at-large duly elected under the provisions of said act, with the amendments and supplements thereto.

3. This act shall take effect immediately.

Approved March 23, 1920.

CHAPTER 39.

An Act to provide for the payment of claims against counties of the first class concerning which doubt has arisen as to the legality of the manner in which such alleged indebtedness has been incurred.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

As to pay-
ment of doubt-
ful claims.

1. In any county of the first class in this State where any claim or bill for services or labor performed or materials furnished and delivered, or both, has been pre-

sented for payment to the board of chosen freeholders prior to the adoption of this act, and it appears that such services or labor have been performed or materials furnished and delivered subsequent to April sixth, one thousand nine hundred and seventeen, and prior to the adoption of this act, and where such board of chosen freeholders has been advised by its legal adviser that some doubt exists as to whether such claim or bill has been incurred in strict accordance with the statutes, and where the claimant, subsequent to the adoption of this act, shall file with said board a verified, itemized claim or bill for such services or labor or materials, with a certification of the proper county official or employee or agent that such services or labor have been performed or materials furnished and delivered, and such board shall by resolution refuse to pay such claim or bill, such claim or bill shall not thereafter be allowed or paid by such board except in the manner hereinafter provided.

2. It shall be lawful for such claimant, upon the adoption of such resolution, to file a verified petition, accompanied by a copy of such verified, itemized claim or bill, and a copy of such resolution, with the Court of Common Pleas or the Circuit Court or the justice of the Supreme Court holding Circuit Court in such county, setting forth the circumstances under which such claim or bill was incurred and the facts concerning the same. Upon the filing of such petition, such court may order a hearing to be had upon reasonable notice, as prescribed by the court, to the respondent and other parties in interest, and shall have power to compel the attendance of witnesses from any part of the State and the production of all books, records, papers or other documents having reference to such claim or bill, and to summarily hear and determine the same upon examination of witnesses, books, records, papers or other documents.

Procedure to
establish
claim.

Hearing.

If the court shall find that such services or labor were performed or materials furnished and delivered to said county in good faith and that the same were accepted by such board of chosen freeholders, through its proper officer, agent or employee, either expressly or by receiv-

Determination
of court.

ing, keeping and making use of the same in behalf of said board, and that the price or prices charged for the same as set forth in such itemized claim or bill are fair and reasonable prices, or were fair and reasonable at the time such charges were made, and that the county has derived a benefit from the accepting, receiving, keeping or making use of such services, labor or materials commensurate with the charges therefor, the court shall have power to find the truth of the matters stated in such petition, to modify or alter the price or prices charged for such services, labor or materials upon the basis of reasonable and fair prices for the same, and to enter such finding in the same manner as other findings are entered in said court.

Fixing prices.

Provision for payment.

3. Said board of chosen freeholders shall, after the entry of such judicial finding, have power, in its judgment, to order the county collector of such county to pay such claim or claim as originally presented, or in the event that such charges have been modified or altered by the court as herein provided, to order the payment of the same as modified or altered, out of county funds not otherwise appropriated.

Other redress preserved.

4. No person, firm or corporation shall, by reason of his, their or its failure to collect any claim or bill against such county in the manner herein provided, be prejudiced by the provisions of this act, and shall have every other legal redress as is now provided in law.

5. This act shall take effect immediately.

Approved March 23, 1920.

CHAPTER 40.

An Act to amend an act entitled "A supplement to an act entitled 'An act relating to, regulating and providing for the government of cities, towns, townships, boroughs, villages and municipalities governed by boards of commissioners or improvement commissions in this State,' the title of which was amended to read as herein set forth by an act approved April second, one thousand nine hundred and twelve," which supplement was approved March twenty-ninth, one thousand nine hundred and seventeen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section one of an act entitled "A supplement to an act entitled 'An act relating to, regulating and providing for the government of cities, towns, townships, boroughs, villages and municipalities governed by boards of commissioners or improvement commissions in this State,' the title of which was amended to read as herein set forth by an act approved April second, one thousand nine hundred and twelve," which supplement was approved March twenty-ninth, one thousand nine hundred and seventeen, be and the same is hereby amended to read as follows:

1. It shall be lawful for the board of commissioners of any city in this State which has adopted, or shall hereafter adopt the provisions of the act to which this act is supplemental, to increase, by ordinance, the compensation which the mayor and commissioners shall receive; *provided*, the amount of such increase shall in no instance exceed fifty per centum of the salary as fixed by the act to which this act is supplemental.

Section 1
amended.

83-1
A-24-532

Salary in-
crease.

Proviso.

When ordinance effective.

Any ordinance passed under the authority of this act shall become operative in ten days after the publication thereof after its final passage, unless within said ten days a petition, signed by electors of the city equal in number to at least fifteen per centum of the entire vote cast at the last preceding general municipal election, protesting against the passage of such ordinance, be presented to the board of commissioners, in which case such ordinance shall remain inoperative until a proposition for the ratification thereof shall be adopted at the next general State or municipal election held in such city.

Section 2 amended.

2. Section two of said act shall be amended to read as follows:

Repealer.

2. All acts and parts of acts inconsistent with the provisions of this act be and the same are hereby repealed, and this act shall take effect immediately.

84-2
A-24-533

Approved March 23, 1920.

CHAPTER 41.

An Act to amend an act entitled "An act concerning banks and banking (Revision 1899)," approved March twenty-fourth, eighteen hundred and ninety-nine.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Section 6 amended.

1. Section six of the act of which this is an amendment is hereby amended to read as follows:

Powers and privileges.

6. In addition to the general powers conferred by the "Act concerning corporations" (Revision of 1896), so far as the same are not inconsistent with this act, every bank shall have power to exercise by its board of directors or duly authorized officers or agents, subject to law, all such powers as shall be necessary to carry on the business of banking by discounting bills, notes and

other evidences of debt, by receiving deposits, with or without interest thereon, by buying and selling gold and silver bullion, foreign coin, promissory notes, mortgages and other evidences of debt, and foreign and inland bills of exchange, by loaning money on real and personal security, and by exercising all the usual and incidental powers and privileges belonging or pertaining to such business; any bank may exercise the powers conferred on and carry on the business of a safe deposit company; *provided*, such powers and purposes are enumerated in the certificate of incorporation; every bank may purchase, hold and convey real estate as follows:

Safe deposit.

Proviso.

Real estate holdings:

First. Such as shall be necessary for the convenient transaction of its business, including with its banking office other apartments to rent as a source of income, which investment shall not exceed twenty-five per centum of its paid-in capital stock and permanent surplus; *provided*, that this provision shall not apply to any investments made before the date when this act takes effect; *provided, further*, that upon written application of any bank to the Commissioner of Banking and Insurance setting forth a state of facts which, in the opinion of said Commissioner of Banking and Insurance, makes it necessary or desirable that such bank should hold real estate for the convenient transaction of its business, including with its banking office other apartments to rent as a source of income, of a value in excess of twenty-five per centum of its paid-in capital stock and permanent surplus, said Commissioner of Banking and Insurance may, by his certificate, authorize said bank to make such investment and fix the percentage thereof in excess of twenty-five per centum of its paid-in capital stock and permanent surplus.

Banking house;

Proviso.

Proviso.

Second. Such as is mortgaged to it in good faith by way of security for loans made by or money due to such bank.

Mortgaged property;

Third. Such as is conveyed to it in satisfaction of debts previously contracted in the course of its dealings;

Conveyed for debts;

Fourth. Such as it acquires by sale on execution or judgment or decree of any court in its favor; the bank

Acquired through court proceedings.

Disposition
of real estate.

Period for
holding.
Proviso.

shall not purchase, hold or convey real estate in any other case or for any other purpose whatever; real estate shall be conveyed only by authority of the board of directors of said bank, under the seal of the bank and the hand of its president or vice-president and cashier; no real estate acquired in the cases contemplated in the second, third and fourth sub-sections above shall be held for a longer time than five years, unless such period shall be extended by the Commissioner of Banking and Insurance; *provided*, that this provision shall not apply to real estate acquired before the date when this act takes effect.

2. This act shall take effect immediately.

Approved March 23, 1920.

CHAPTER 42.

An Act to amend an act entitled "An act to amend an act entitled 'An act to provide for the regulation and incorporation of insurance companies, and to regulate the transaction of insurance business in this State,' approved April third, one thousand nine hundred and two," which amendment was approved April fifteenth, one thousand nine hundred and seven.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Section 4
amending.

1. Section four of the act of which this act is amendatory be and the same is hereby amended so that it shall read as follows:

Section 24
amended.

4. Section twenty-four of the act to which this is an amendment is hereby amended so that it shall read as follows:

Annual valua-
tion of poli-
cies.
86-24
A-22-410

24. The Commissioner of Banking and Insurance shall annually make or cause to be made valuations of all outstanding policies of every life insurance com-

pany doing business in this State. All valuations made by him or by his authority shall be upon the net premium basis, or such modification thereof as hereinafter expressly provided, and all policies issued prior to January first, one thousand nine hundred and one, shall be valued according to the Actuaries' table of mortality, with compound interest at the rate of four per centum per annum, except in cases where any life insurance company may elect or shall have elected to have such policies or any class thereof valued according to the American experience table of mortality with compound interest at the rate of either three or three and one-half per centum per annum; and all policies issued on or after said first day of January, one thousand nine hundred and one, shall be valued according to the American experience table of mortality, with compound interest at the rate of three and one-half per centum per annum; except in cases where any life insurance company may elect or shall have elected to have such policies, or any class thereof valued according to the American experience table of mortality with compound interest at the rate of three per centum per annum. The Commissioner of Banking and Insurance may vary the standards of interest and mortality in the case of annuities and industrial policies and of invalid lives and other extra hazards. When the actual premium charged for an insurance policy is less than the net premium for such insurance, computed according to the table of mortality and rate of interest prescribed herein, the value of such policy shall be increased by the value of an annuity, the amount of which shall equal the difference between such premiums, and the term of which in years shall equal the number of future annual payments receivable on such insurance after the date of valuation.

Basis of valuation.

Commissioner may vary standards of interest and mortality. Increasing value of policy.

Policies, other than industrial policies issued by companies doing business in this State may provide for not more than one year preliminary term insurance by incorporating in the provision thereof specifying the premium consideration to be received, a clause plainly showing that the first year's insurance or part thereof

Term insurance.

under such policies is term insurance, purchased by the whole or a part of the premium to be received during the first policy year.

Amount of
reserve.

If the premium charged for such preliminary term insurance under any limited payment life or endowment policy now in force, or hereafter to be issued, exceeds that charged at the same time for like insurance under a twenty payment life preliminary term policy of the same company, issued at the same age, the reserve thereon at the end of any year, including the first, shall not be less than the reserve on a twenty payment life preliminary term policy, issued in the same year and at the same age, together with an amount which shall be equivalent to the accumulation of a net level premium sufficient to provide for a pure endowment at the end of twenty years from the date of the policy or at the end of the premium payment period, if earlier, equal to the difference between the value at the end of such time of such twenty payment life preliminary term policy and the full reserve at such time of a corresponding limited payment life or endowment policy, issued at the same age, which does not provide for preliminary term insurance. After twenty years from the date of such limited payment life or endowment policy, or after the end of the premium payment period, if earlier, the reserve held shall be equal to that of a similar policy, issued at the same age, which does not provide for preliminary term insurance.

After twenty
years.

Valuing
policy.

If the premium charged for such preliminary term insurance under any policy issued prior to the first day of January, one thousand nine hundred and twenty, does not exceed that charged at the same time for like insurance under a twenty payment life preliminary term policy of the same company, issued at the same age, such policy may be valued according to its terms, on the mortality and interest bases herein provided.

If premium
in excess,
reserve in-
creased.

If the premium charged for such preliminary term insurance under any policy issued on or after the first day of January, one thousand nine hundred and twenty, is in excess of one hundred and fifty per centum of the net premium therefor, computed according to the table

of mortality and the rate of interest adopted by the company, as herein provided, and is less than that charged at the same time for like insurance under a twenty payment life preliminary term policy of the same company, issued at the same age, the reserve on such policy at the end of any year, including the first, shall be increased by an amount which shall be equivalent to the accumulation of a net level premium sufficient to provide for a pure endowment at the end of the twentieth year, equal to the difference at such time between the value of such preliminary term policy and the full reserve of a similar policy, issued at the same age, which does not provide for preliminary term insurance. Thereafter the reserve held shall be equal to that of a similar policy, issued at the same age, which does not provide for preliminary term insurance.

The Commissioner of Banking and Insurance may accept the valuation of the department of insurance of any other State or country when made upon a specified basis or bases, according to which the reserves would be at least as large as if they had been computed upon the basis or bases herein prescribed, if the insurance officer of such State or country accepts as sufficient and valid for all legal purposes the certificate of valuation of the Commissioner of Banking and Insurance of this State, when such certificate states the valuation to have been made in a specified manner according to which the reserves would be at least as large as if they had been computed in the manner prescribed by the law of such State or country; or if the insurance officer of such State or country, by express requirement of law, shall have made yearly for not less than thirty years past valuations of the policies of all companies issuing or delivering policies therein.

Acceptance
of valuations
of other
States.

A life insurance company shall not abandon the standard of valuation adopted for any outstanding policies without the written consent of the Commissioner of Banking and Insurance, if the reserve, calculated by the proposed standard, is less than the reserve calculated by the standard which is to be abandoned.

Consent to
abandon stand-
ard of valua-
tion.

2. This act shall take effect immediately.

Approved March 24, 1920.

CHAPTER 43.

A Further Supplement to an act entitled "An act to establish a thorough and efficient system of free public schools, and to provide for the maintenance, support and management thereof," approved October nineteenth, one thousand nine hundred and three.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Appointment
and salary
of helping
teacher.

1. Whenever the Commissioner of Education shall, in his opinion, deem it advisable, he may appoint a helping teacher to aid and direct the teachers in the schools of two or more districts, and with the approval of the State Board of Education shall fix the salary of such helping teacher, and shall fix an allowance for traveling expenses, which shall not exceed five hundred dollars a year; *provided*, that no such appointment shall be effective until it is approved by the State Board of Education.

Proviso.

Apportion-
ment of
amount.

2. The county superintendent shall apportion annually out of the State school moneys appropriated to his county the amount of salary, together with the amount as fixed for traveling expenses, to remain in the hands of the county collector for the salary and expenses of each helping teacher so appointed, subject to the orders of the county superintendent of schools as hereinafter mentioned.

Payment.

3. The salary and expenses of each helping teacher shall be paid in ten equal monthly installments by orders issued by the county superintendent drawn on the county collector and paid out of the money apportioned to him for that purpose; *provided, however*, that the expenses of each helping teacher shall not exceed the sum of five hundred dollars for the school year; *and provided, further*, that in order to entitle any helping teacher to be paid expenses, such helping teacher shall

Proviso.

Proviso.

submit a duly certified monthly expense account, with vouchers whenever possible, which shall be kept on file in the county superintendent's office.

4. Should the Commissioner of Education deem the pay of any helping teacher during the present school year to have been inadequate for the services rendered he may, with the consent of the State Board of Education, grant such a helping teacher a bonus, which shall not be in excess of thirty per centum of salary received; such bonus shall be set aside by the county superintendent from the next apportionment of school funds to the county by the State Comptroller, and shall be paid immediately upon receipt of such funds.

Bonus.

Amount set aside.

5. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

Repealer.

6. This act shall take effect immediately.

Approved March 24, 1920.

CHAPTER 44.

An Act to authorize and empower the Chancellor to fix and determine the salary or compensation to be paid to the several sergeants-at-arms at the several chancery chambers.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. The Chancellor may, by certificate under his hand filed with the Comptroller fix and designate an annual salary or compensation to be paid to each of the sergeants-at-arms connected with the several chancery chambers of this State; *provided, however,* that the same shall not exceed the sum of two thousand five hundred dollars per annum, and shall be in lieu of the per diem or other allowance now fixed by law.

Salary fixed.

Proviso;
amount.

Payment.

2. After the filing of such certificate or certificates, the Comptroller shall draw his warrant or warrants bimonthly, and the Comptroller shall pay the said sergeants-at-arms bimonthly the salary or compensation fixed in said certificate or certificates.

Repealer.

3. All acts or parts of acts inconsistent herewith be and the same are hereby repealed.

4. This act shall take effect immediately.

Approved March 24, 1920.

CHAPTER 45.

An Act to amend an act entitled "An act concerning charitable, correctional, reformatory and penal institutions, boards and commissions located and conducted in this State, which are supported in whole or in part from county, municipal or State funds," approved February twenty-eighth, one thousand nine hundred and eighteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Article II
amended.

1. Article II of "An act concerning the charitable, correctional, reformatory and penal institutions, boards and commissions located and conducted in whole or in part from county, municipal or State funds," approved February twenty-eighth, one thousand nine hundred and eighteen, is hereby amended by the inclusion of a new section to be known as section two hundred and twelve a (212a), which will read as follows:

Money ad-
vanced for
return of
inmates.

212a. The State Treasurer upon the warrant of the Comptroller may advance to the chief executive officer of any institution enumerated in sections one hundred and seventeen (117) and one hundred and eighteen (118) of this act, out of the annual appropriations for the support of any such institution such part thereof as the chief executive officer may find requisite for the

purpose of carrying out the provisions of this section, the cost of returning to said institution any patient, prisoner or inmate who shall leave such institution without first obtaining a parole, discharge or release therefrom, or who shall after having received such parole or condition of release, violate the terms, conditions and limitations thereof and who in the judgment of the board of managers is unfit to be further at liberty.

2. This act shall take effect immediately.

Approved March 24, 1920.

CHAPTER 46.

An Act to establish a public record office.

93-C-46
S-24-301

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. A public record office is hereby established, which shall be under the control of a board of commissioners consisting of the Governor, Chancellor, Chief Justice, Attorney-General, Secretary of State, Treasurer and Comptroller.

Record office
established.

Commission-
ers.

2. The commissioners shall receive no compensation for their service other than their necessary traveling expenses in attending meetings of the commission or business of the office. They shall have general management and control of the office and make rules and regulations for the administration thereof. They shall have power of appointing a director of such office, and determine and fix his salary. Such director shall also be secretary of the board.

Expenses met.

Director.

3. The said office, through its director, shall examine into the condition of the records, books, pamphlets, documents, manuscripts, archives, maps and papers kept, filed or recorded, or hereafter to be kept, filed or recorded, in the several public offices of the counties, cities, townships, boroughs and other municipal cor-

Duties of
director.

porations of the State, and all other public records, books, pamphlets, documents, manuscripts, archives, maps and papers heretofore or hereafter required by law to be kept by any public body, board, institution or society created under any law of the State in said counties, cities, townships, boroughs or other municipal corporations.

Records of
extinct bodies
preserved.

4. The said office shall have general and exclusive supervision, care, custody and control of all public records, books, pamphlets, documents, manuscripts, archives, maps and papers of any public office, body, board, institution or society now extinct, or hereafter becoming extinct, the supervision, care, custody and control of which are not already or shall not hereafter be otherwise provided for by law.

Restoration
and preserva-
tion of rec-
ords.

5. Such office shall take such action as may be necessary to put the records hereinabove specified, except as aforesaid, in the custody and condition contemplated by the various laws relating thereto, and shall provide for their restoration and preservation, and cause copies thereof to be made whenever, by reason of age, use, exposure or any casualty, such copies shall in their judgment be necessary. Whenever such a copy is made, and after it has been compared with the original, it shall be certified by the official person, board or officer having the legal custody and control of said original, and shall thereafter be considered and accepted as evidence, and for all other purposes, the same as the original could be; *provided*, that the original shall be thereafter cared for and preserved, the same as if no copy had been made, for such examination as may be directed by an order of court in any action or proceeding in which the accuracy of the copy is questioned.

Copies pre-
pared and
used instead
of originals.

Proviso.

Historical
records.

6. The said office shall have authority to acquire, preserve, classify and collate official records, letters and other material bearing upon the history of the government and the people of New Jersey, and as well transcripts of records and papers pertaining thereto, the originals of which the commission cannot or may not desire to acquire.

Transfer of
records.

7. The officers of any State department, or of any county, city, township, borough or other municipal cor-

poration of the State, or of any institution or society created under any law of the State, may transfer to the office records, books, pamphlets, manuscripts, archives, maps, papers and other documents which are not in general use, and it shall be the duty of the office to receive the same when so transferred, and to provide for their custody and preservation. It shall also be unlawful for an officer of such municipal corporation, institution or society to destroy any such records, books, pamphlets, manuscripts, archives, maps, papers or other documents.

Records not
to be de-
stroyed.

8. The director shall make a report annually to the commissioners of the said office, which report shall be transmitted by them to the Governor of this State, covering the operations of this office, with such recommendations as shall be deemed necessary.

Annual re-
port.

9. This act shall take effect immediately.

Approved March 26, 1920.

CHAPTER 47.

An Act to prevent bulls from running at large in this State.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. No person shall suffer a bull of the age of one year or over, whereof he is the owner or has the keeping, to run at large out of the inclosed ground of the owner or keeper; and whosoever shall wilfully or negligently do so, after having notice thereof, and being admonished to confine such bull, shall forfeit and pay the sum of twenty-five dollars, to be recovered by any person who shall sue for the same in an action at law, with costs of suit, in any court having cognizance thereof.

Penalty for
permitting
bull running
at large.

2. This act shall take effect immediately.

Approved March 26, 1920.

CHAPTER 48.

An Act to amend an act entitled "An act respecting the Orphans' Court; and relating to the powers and duties of the Ordinary, and the Orphans' Court and Surrogates" (Revision, one thousand eight hundred and ninety-eight).

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Section 67
amended.

Rule to limit
creditors.

Publication
of.

1. Section sixty-seven of the act of which this is an amendment is hereby amended so as to read as follows:

67. The Orphans' Court, or the surrogate of the proper county, is hereby empowered to order executors and administrators to give public notice to the creditors of the decedent to bring in their debts, demands and claims against his estate, under oath, within six months from the date of such order, by setting up such notice in five of the most public places in said county for two months, and also by advertising the same at least once in each week for the like time, in one or more of the newspapers of this State as may be directed in said order, and any further notice in case the court or surrogate shall judge the same necessary, which order may be made at any time after the granting of letters testamentary or of administration, whether the estate be solvent or not, and such notice shall be given and advertised within twenty days after the date of such order.

Approved March 26, 1920.

CHAPTER 49.

An Act validating certain sales of lands, tenements, hereditaments or real estate made under any decree or order of, and confirmed by any court in this State.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. No sale of any lands, tenements, hereditaments or real estate heretofore made by virtue of any decree or order of, and confirmed by any court of this State, shall be invalidated by reason of any omission to advertise such sale or any adjournment thereof in the manner and for the length of time then required by law, or by reason of any other irregularity or default in such advertisement, but the purchaser or purchasers of such lands, tenements, hereditaments or real estate having paid the price, thereof, and having received his or her, or if a corporation its deed or deeds therefor, and his or her heirs or assigns, or if a corporation its successors or assigns shall be deemed to have as good and complete title thereto as if such sale or adjournment had been in all particulars duly advertised.

Validating
defective ad-
vertising of
sales.

Approved March 26, 1920.

CHAPTER 50.

An Act fixing the amount of fees to be charged by sheriffs for sales made on execution.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. Whenever any sale is made by virtue of an execution, the sheriff shall be entitled to charge the following fees, to wit: On all sums not exceeding five thou-

Sheriff's fees
for sale on
execution.

sand dollars, two and one-half per centum; on all sums exceeding five thousand dollars, two per centum of such excess; when the execution is settled without actual sale and such settlement is made manifest to the officer, one-half of the amount of percentage allowed herein in cases of sale.

Repealer.

2. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

3. This act shall take effect immediately.

Approved March 26, 1920.

CHAPTER 51.

An Act providing for the compensation of superintendents of veterans' burials in counties of this State.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Salary of
superintend-
ent.

1. In every county of this State the superintendent of veterans' burials for such county shall be paid such annual salary as may be fixed by the board of chosen freeholders of said county; such annual salary to be paid in semi-monthly installments by the county collector and shall be in lieu of all fees and other compensation whatsoever.

Repealer.

2. All acts and parts of acts inconsistent herewith be and the same are hereby repealed.

3. This act shall take effect immediately.

Approved March 26, 1920.

CHAPTER 52.

An Act to amend an act entitled "An act for the appointment of firewardens, the prevention of forest fires and the repeal of sundry acts relating thereto," approved April eighteenth, one thousand nine hundred and six.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section six of the act of which this act is amendatory be and the same is hereby amended to read as follows:

Section 6
amended.

6. Township and district firewardens and helpers shall be paid at the following rates, unless other rates shall be fixed by the township committee or other governing body, and notice thereof filed with the State Firewarden. Each township firewarden shall be paid at the rate of twenty dollars a year, and each district firewarden, appointed as provided in section two as amended, at the rate of ten dollars a year. Said sums shall be in lieu of all allowances for making reports, for postage, for posting firewarning notices, and for issuing permits. For special services in investigating fires and the causes thereof, or for any service required by the State Firewarden, and for all time in fire fighting, firewardens and their helpers shall be paid at the following rates:

Compensation
of firewardens
and helpers.

Firewardens, while engaged in fighting fires, two dollars for two hours or less, and fifty cents per hour thereafter.

Firewardens, while otherwise employed, fifty cents per hour.

Helpers, fighting fire, one dollar for two hours or less and forty cents per hour for more than two hours.

Helpers, on patrol or employed otherwise than fighting fire, forty cents per hour.

Presentation
of bills.

Firewardens shall render to the governing body of the township in which the service was rendered, a statement of the services rendered by them and by the men, teams and other apparatus employed by them as provided in this act, within ten days of the date of such service, which said bill shall show in detail the amount and character of the service performed, the exact duration thereof, the name of each person employed, and all disbursements made by said firewarden. When properly verified, said bill shall be paid in such manner and by such official as other bills of said township are paid. A certified copy of each bill paid in accordance with this section, with evidence of payment, shall be made on a blank provided by the Board of Conservation and Development, and filed with the State Firewarden within ninety days of the date upon which the service was rendered. Failure to do this shall act as a waiver of all claim upon the State for reimbursement as provided in this section or for a share of penalties as provided in section twelve (as amended) of the act of which this act is amendatory. Upon the approval of said bill by the Board of Conservation and Development, one-half of the amount shall be repaid said township by the State Treasurer upon warrant of the State Comptroller; *provided, however*, the State shall pay the entire cost of extinguishing fires originating on and restricted to State forest reservations. Such bills shall not be presented to the township committee but certified to the State Firewarden directly; *and provided, further*, that in no case shall the State's share of any bill be based upon a higher rate for services than as fixed above.

One-half
paid by State.

Proviso.

Proviso.

2. This act shall take effect immediately.

Approved March 26, 1920.

CHAPTER 53.

An Act to amend an act entitled "An act to provide for the proper construction, grading and drainage of the unimproved township roads of the State and to provide State aid therefor," approved March twentieth, one thousand nine hundred and sixteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section one of the act to which this is an amendment be and the same is hereby amended to read as follows: Section 1
amended.

1. There shall be set aside annually on the first day of July or as soon thereafter as available from the net receipts of the motor vehicle fund the sum of two hundred and ten thousand dollars which shall be used to meet the State's share of the cost of the work hereinafter prescribed. Payments from this fund shall be made in the same way as other payments from the motor vehicle fund. The State Highway Commission shall reserve each year a sum of ten thousand dollars to meet the State's share in each county until the first day of January. Any amount thus reserved that has not been applied for on said date shall be distributed among other applicants, in the discretion of said State Highway Commission, for the work contemplated by this act.. Amount
available.

Reservation
for each
county.

2. Section five of the act to which this is an amendment be and the same is hereby amended to read as follows: Section 5
amended.

5. The share of the cost of the work to be assumed by the State shall not exceed seventy-five per centum of the cost of the actual work. In addition the State shall pay the cost of the survey and preparation of plans. Said work of survey and planning shall in all cases be done by the said commissioner and shall be paid out of said fund. State's share.

Section 8
amended.

3. Section eight of the act to which this is an amendment be and the same is hereby amended to read as follows:

Township's
share.

8. It shall be the duty of any township committee, accepting State aid under this act, to appropriate not less than one hundred dollars per mile annually, to maintain the roads on which State aid has been received in a condition satisfactory to the State Highway Commission. The State Highway Commission may agree in any year to assume a share, not exceeding three-fourths of the cost of said maintenance, and to pay the same out of the receipts of the motor vehicle fund.

Highway
Commission's
share.

Act effective.

4. This act shall take effect July first, one thousand nine hundred and twenty.

Approved March 29, 1920.

CHAPTER 54.

An Act to amend an act entitled "An act making appropriations for the support of the State Government and for several public purposes for the fiscal year ending June thirtieth, one thousand nine hundred and twenty," approved April seventeenth, one thousand nine hundred and nineteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Item X 10
amended.

1. Item X 10 of the above-entitled act is amended to read as follows:

X 10.

REFORMATORY FOR WOMEN.

Appropriations
for Women's
Reformatory.

For salaries and wages, and for maintenance of the Reformatory for Women, on the basis of one hundred and thirty inmates:

Salaries and wages:

Superintendent,	\$2,500.00	
Assistant superintendent, .	1,000.00	
Other officers and employ-		
ees,	13,462.00	
	<hr/>	\$16,962.00

Materials and supplies:

Food,	\$8,000.00	
Clothing,	5,000.00	
Fuel, light and power, ...	5,500.00	
Household supplies,	2,900.00	
Farm, stable and grounds,	8,200.00	
Medical and surgical,	1,000.00	
Printing and office supplies,	400.00	
School,	800.00	
Sundry supplies,	500.00	
	<hr/>	32,300.00
Current repairs,		3,000.00

Miscellaneous:

Traveling expenses,	\$500.00	
Postage,	250.00	
Telephone and telegraph,	300.00	
Insurance,	1,500.00	
Incidentals,	850.00	
	<hr/>	3,400.00

Additions and improvements:

Roads, gutters and grad-		
ing,	\$3,000.00	
Automobile,	1,500.00	
Auto truck for farm,	1,050.00	
Canning equipment,	500.00	
	<hr/>	6,050.00

New buildings:

Housing for inmates,	\$100,000.00	
Laundry and industrial		
building,	33,000.00	
Store rooms and carpenter		
shop,	8,000.00	
Butcher shop and storage		
barn,	3,000.00	
	<hr/>	144,000.00

Appropriation including estimated receipts,	205,712.00
The receipts of the institution are hereby appropriated for maintenance expenditures pursuant to chapter 41, Laws of 1918, estimated as amounting to,	500.00

Net amount appropriated, \$205,212.00
 2. This act shall take effect immediately.
 Appropriated March 29, 1920.

CHAPTER 55.

An Act to amend an act entitled "A supplement to an act entitled 'An act to organize the board of chosen freeholders in each of the counties of this State having within its territorial limits a population of not less than seventy-five thousand inhabitants or more than two hundred thousand inhabitants,' passed May ninth, one thousand eight hundred and ninety-four," which supplement was approved March twenty-fifth, one thousand eight hundred and ninety-five.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Section 3
amended.

1. Section three of the act of which this is an amendment be and the same is hereby amended so as to read as follows:

Salary of
freeholders.

3. That each of the members of every board of chosen freeholders elected under and by virtue of the provisions of this act shall receive as a salary and compensation for his services the sum of five hundred dollars per annum, and the director of said board shall receive the sum of seven hundred and fifty dollars per annum, to be paid out of the county treasury by the county collector, in equal quarterly payments, and that

no other compensation shall be allowed, given or paid to any of said members for any services whatsoever; *provided, however*, that this act shall not apply to the board of chosen freeholders of any county having within its territorial limits a population of less than one hundred thousand inhabitants. Proviso.

2. All acts and parts of acts inconsistent herewith are hereby repealed and this act shall take effect as of December thirty-first, one thousand nine hundred and nineteen. Repealer.
Act effective.

Approved March 30, 1920.

CHAPTER 56.

Supplement to an act entitled "An act to regulate fees," approved April fifteenth, one thousand eight hundred and forty-six.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. For the service of each subpoena testificandum issued out of any of the courts of this State there shall be allowed and paid the sum of thirty-five cents, and mileage for every mile actually travelled in the service thereof four cents, to be computed from the place where the said subpoena is made returnable; *provided, however*, this act shall not apply to cases in behalf of the State where the officer serving such process is paid a salary or per diem. Fee and mileage for serving subpoena.
Proviso.

2. This act shall take effect immediately.

Approved March 30, 1920.

106-C-57
R-21-44

CHAPTER 57.

A Supplement to an act entitled "An act relating to, regulating and providing for the government of cities, towns, townships, boroughs, villages and municipalities governed by boards of commissioners or improvement commissions in this State," approved April twenty-fifth, one thousand nine hundred and eleven, the title to which was amended to read as above set forth by an act approved April second, one thousand nine hundred and twelve.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Registration
days for
municipal
election.

1. Wherever the provisions of the act to which this act is supplemental have been adopted by any municipality in this State, either prior or subsequent to the passage of this act, the district boards of registry and election in all districts in the said municipalities shall meet on such days not less than two, as the Board of Commissioners may designate not more than twenty nor less than ten days preceding a municipal election of commissioners under the act to which this act is supplemental, at seven o'clock in the forenoon, and continue in session until nine o'clock in the evening, for the purpose of registering the names of all legal voters residents of the election districts for which they are appointed, and no person who shall fail to register on one of such days so to be designated shall be entitled to vote at such municipal election of commissioners; *provided, however*, that the county board of elections of the county in which such municipality is situated shall meet on Saturday preceding such municipal election, and shall, in its discretion, cause the name of any person applying to it to be added to the registry of the district in which such person resides.

Proviso.

2. The municipal clerk of such municipality shall, at least two days before each of the registration days referred to in section one of this act, publish at least twice in one or more newspapers circulating in such municipality a statement of the time and place that the district boards of registry and election shall meet, giving the location of such meeting place by street number and describing the boundaries of each election district.

Notice given
in newspapers.

3. All acts or parts of acts inconsistent with this act be and the same hereby are repealed.

Repealer.

Approved March 30, 1920.

CHAPTER 58.

An Act to amend an act entitled "An act concerning District Courts (Revision of 1898)," approved June fourteenth, one thousand eight hundred and ninety-eight, and the several supplements and acts amendatory thereto.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section ten of the act to which this is an amendment is hereby amended to read as follows:

Section 10
amended.

10. For their services the several sergeants-at-arms shall receive from the clerks of the court the fees hereinafter provided, and for attendance upon the sessions of the court they shall receive as follows:

Salary of
sergeants-
at-arms.

107-10
A-23-520
A-23-517

In counties having two hundred and fifty thousand or more inhabitants, an annual salary of twelve hundred dollars.

107-10
A-23-520
A-23-517

In counties having between ninety thousand and two hundred and fifty thousand inhabitants, an annual salary of nine hundred dollars.

In counties having between sixty thousand and ninety thousand inhabitants, an annual salary of six hundred dollars.

In counties having between twenty-five thousand and sixty thousand inhabitants, an annual salary of four hundred and fifty dollars.

Proviso as
to constables.

In counties having less than twenty-five thousand inhabitants, an annual salary of three hundred dollars; *provided, however*, that if there are any constables in any of the aforesaid counties now acting as such sergeant-at-arms, they shall receive the same compensation as herein provided for for sergeants-at-arms.

Payments.

Said sums to be paid semi-monthly by the cities in which such courts are established or by the county collector of any county in which the judicial district may be established.

Repealer.

2. All acts and parts of acts inconsistent with this act are hereby repealed, and this act shall take effect immediately.

Approved March 30, 1920.

CHAPTER 59.

A Further Supplement to the act entitled "An act to establish public parks in certain counties in this State and to regulate the same," approved March fifth, one thousand eight hundred and ninety-five.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Additional
bond issue.

1. To meet the further expenses to be incurred under the provisions of the act to which this is a further supplement for the acquisition, development and improvement of parks and parkways in any county in this State in which said act shall or may hereafter be in force the board of chosen freeholders shall, from time to time, in addition to any bonds theretofore authorized by law, on the requisition of said board of park commissioners, in the name and on the credit of the said county, borrow money by issuing the bonds of the said county to a sum

not exceeding in the aggregate five hundred thousand dollars over and above the total amount theretofore authorized by law. Such bonds shall be issued in accordance with an act entitled "An act to authorize and regulate the issuance of bonds and other obligations and the incurring of indebtedness, by county, city, borough, village, town, township, or any municipality governed by an improvement commission," approved March twenty-second, one thousand nine hundred and sixteen, which act is chapter 252 of the Laws of 1916, and amendment thereto and supplement thereof. The proceeds of the sale of said bonds, after deducting expenses for negotiating the same and for engraving, and all other expenses connected with their issue and sale, shall be paid over to the said park commission.

Regulation
of issue.

Disposition of
proceeds of
sale of bonds.

2. This act shall take effect immediately.

Approved March 30, 1920.

CHAPTER 60.

An Act to amend an act entitled "An act to provide for the maintenance of old and faithful servants of the several counties of the State of New Jersey," approved March first, one thousand nine hundred and eighteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. Section one of the act of which this is amendatory be and the same hereby is amended so as to read as follows:

Section 1
amended.

1. Any person who has been continuously in the employ of any county of the State of New Jersey for a period of forty years, and having reached the age of sixty-five years, may retire or be retired at any time thereafter.

Retirement
by service
and age.

Pension.

2. On or after such retirement the said employees may be paid by said county one-half of the amount he or she was receiving as salary from the county at the time of their retirement.

Approved March 30, 1920.

CHAPTER 61.

An Act to amend an act entitled "An act to amend an act entitled 'An act relating to the compensation of members of the board of chosen freeholders,' approved May first, one thousand nine hundred and eleven," approved March sixteenth, one thousand nine hundred and sixteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

**Section 1
amended.**

1. Section one of the act to which this act is amendatory be and the same is hereby amended so that it shall read as follows:

**Salaries of
freeholders.**

1. Each of the members of every board of chosen freeholders in any county of this State having a population of not less than eighty thousand inhabitants and not more than one hundred thousand inhabitants shall receive as a salary and compensation for his services the sum of five hundred dollars per annum, and the director of the board shall receive the sum of seven hundred and fifty dollars per annum, to be paid out of the county treasury by the county collector, in equal quarterly payments, and that no other compensation shall be allowed, given or paid to any of said members for any services or expenses whatsoever; *provided, however,* that this act shall not apply to or be held to affect or regulate the salaries of members of the board of chosen freeholders in any county of this State that has adopted and is now acting under, or that hereafter adopts the provisions of the act entitled "An act to reduce the number of mem-

Proviso.

bers of the board of chosen freeholders in the counties of this State, and to fix the salaries and provide for the election of the members of said boards," approved March twenty-sixth, one thousand nine hundred and two, and the amendments and supplements thereto.

2. All acts and parts of acts inconsistent with this act be and the same are hereby repealed, and this act shall take effect immediately. Repealer.

Approved March 30, 1920.

CHAPTER 62.

An Act to amend an act entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred seventeen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section two of Article XXXIII of the act of which this act is an amendment be and the same is hereby amended to read as follows: Section 2 of
Art. XXXIII
amended.

2. In case any municipality which did not provide and supply its inhabitants with water by or from water works owned and operated by it at the time of the approval of this act, shall desire to acquire by purchase, lease or condemnation any existing water works system or plant, or any part thereof, for the purpose of supplying water for the public and private uses of such municipality, any resolution or ordinance providing for the same shall not become effective or operative until after the expiration of thirty days from the passage or adoption and publication thereof in a newspaper circulating in such municipality. If before the expiration of such period there be filed in the office of the municipal clerk a petition signed by legal voters of such municipality equalling in number ten per centum of the number of legal voters who voted at the last general Acquisition
of water
system.

Petition for
referendum.

election held for members of the General Assembly in such municipality requesting that a referendum vote be taken up such proposed action, then such resolution or ordinance shall remain inoperative and suspended until the result of such referendum be determined.

Note of intention to vote.

Ballots.

Upon the filing of such petition the municipal clerk shall present the same to the governing body, which shall thereupon adopt a resolution notifying the proper officer that a vote is desired upon the question. Such officer shall cause to be printed upon the ballot to be used at the next following general election for members of the General Assembly in such municipality such question in substantially the following form:

Shall the.....of(name of municipality) acquire by purchase, lease or condemnation, the water works or part thereof of..... (names of persons or corporations) for the use of such municipality in accordance with resolution (or ordinance) adopted (date of resolution or ordinance)?	Yes.	
	No.	

The said ballot shall contain instructions to the voter in substantially the following form:

Marking ballot.

If you favor the proposition printed below, make an X mark in the square opposite the word "Yes"; if you are opposed thereto, make an X mark in the square opposite the word "No."

Procedure if adopted.

If a majority of the legal voters voting at such election vote in favor thereof, the governing body may thereupon proceed in accordance with such resolution or ordinance.

Repealer.

3. This act shall take effect immediately, and all acts and parts of acts inconsistent herewith are hereby repealed.

Approved March 30, 1920.

CHAPTER 63.

An Act to amend an act entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section sixteen of Article XXXII of the act of which this act is an amendment, be and the same hereby is amended to read as follows:

Section 16.
Article
XXXII,
amended.

16. It shall and may be lawful for any municipality owning or controlling water works, to supply dwellers and other consumers of water in other municipalities through which their mains may pass, with water; and for that purpose to lay its mains and water pipes in or under any street, road, avenue, alley or public place in such other municipality; *provided, nevertheless*, that such water shall be supplied to such dwellers and other consumers of water in other municipalities upon the like or as favorable terms and conditions as water shall be furnished to dwellers within such municipality for the supplying of which with water such water works shall have been organized or established; *and provided, further*, the consent of the municipal authorities of such other municipality to the supplying of its dwellers or other consumers of water with water shall be first had and obtained, except that such consent other than for the use of streets, roads, avenues, alleys, or public places shall not be necessary in any case where any municipality or any person or corporation from which such municipality acquired or hereafter may acquire water works or water pipe lines may have heretofore agreed or may hereafter agree as a consideration for the acquisition of a right of way through lands located in such other municipality to furnish water to the person

May supply
dwellers out-
side limits.

Proviso.

Proviso.

or corporations granting or conveying such right of way.

Repealer.

2. This act shall take effect immediately, and all acts and parts of acts inconsistent herewith are hereby repealed.

Approved March 30, 1920.

CHAPTER 64.

An Act to annex to the village of South Orange, in the county of Essex, a portion of the city of Orange, in the county of Essex, and to annex to the city of Orange, in the county of Essex, a portion of the village of South Orange, in the county of Essex.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Portions of
city of Orange
annexed to
village of
South Orange.

1. All those portions of the city of Orange, in the county of Essex, and bounded and described as follows:

First portion: Beginning at the intersection of the present boundary line between the city of Orange, in the county of Essex, and the village of South Orange, in the county of Essex, with the northeasterly line of lands now owned by one Elizabeth B. Osborne; thence (1) northwesterly along the boundary line between the said city of Orange and the village of South Orange to the northwesterly line of lands now owned by the said Elizabeth B. Osborne; thence (2) along the northwesterly line of lands of the said Elizabeth B. Osborne, northeasterly to the northerly corner of her lands; thence (3) along the aforesaid northeasterly line of lands now owned by the said Elizabeth B. Osborne southeasterly to the place of beginning.

Second portion: Beginning at a point in the present boundary line between the said city of Orange and the said village of South Orange, where the same would

be intersected by a line running at right angles with Stirling avenue and distant three hundred fifty-nine and eighty-one hundredths feet northwesterly from the northwesterly line of Centre street, as measured along the southwesterly line of Stirling avenue; thence (1) northeasterly and at right angles with Stirling avenue for a distance of two hundred and twelve feet, more or less, to the division line between lands now or formerly of one A. B. VanderKieft on the southwest and Llewellyn Realty Company on the northeast; thence (2) southeasterly along the said division line between lands now or formerly of A. B. VanderKieft on the southwest and Llewellyn Realty Company on the northeast, and in continuation thereof, to the present boundary line between the said city of Orange and the city of East Orange, in the county of Essex; thence (3) along the said division line between the city of Orange and the city of East Orange and in continuation thereof southwesterly to the southerly corner of the city of Orange; thence (4) along the present boundary line between the said city of Orange and the said village of South Orange northwesterly to the place of beginning, are hereby set off from the said city of Orange, in the county of Essex, and annexed to and made a part of the village of South Orange, in the county of Essex.

2. All those portions of the village of South Orange, in the county of Essex, and bounded and described as follows:

Portions of
village of
South Orange
annexed to
city of Orange.

First portion: Beginning at a point in the present boundary line between the village of South Orange, in the county of Essex, and the city of Orange, in the county of Essex, where the same is intersected by the northwesterly line of lands now owned by one Elizabeth B. Osborne; thence (1) along the present boundary line between the said village of South Orange and the said city of Orange northwesterly to a point in said line where the same will be intersected by a line drawn at right angles with Irving terrace, distant one hundred and ninety feet northeasterly from the easterly corner of said Irving terrace and Warwick avenue, as measured along the southeasterly line of Irving terrace;

thence (2) southeasterly and at right angles with Irving terrace to the northwesterly line of lands now owned by one H. S. Wade; thence (3) along the said northwesterly line of lands of the said H. S. Wade and in continuation thereof northeasterly to the place of beginning.

Second portion: Beginning at a point in the present boundary line between the village of South Orange, in the county of Essex, and the city of Orange, in the county of Essex, where the same will be intersected by a line running at right angles with Stirling avenue and distant three hundred fifty-nine and eighty-one hundredths feet northwesterly from the northwesterly line of Centre street, as measured along the southwesterly line of Stirling avenue; thence (1) southwesterly along a line running at right angles with the said Stirling avenue to a point distant one hundred and seventy-five feet southwesterly from the southwesterly line thereof; thence (2) northwesterly and parallel with Stirling avenue and distant one hundred and seventy-five feet southwesterly therefrom, as measured at right angles therewith, to the southwesterly line of Mosswood avenue; thence (3) crossing Mosswood avenue in a northerly direction to the easterly corner of lands now owned by one Elizabeth B. Osborne; thence (4) along the northeasterly boundary line of lands of the said Elizabeth B. Osborne northwesterly to the present boundary line between the said village of South Orange and the said city of Orange; thence (5) along the said present boundary line between the said village of South Orange and the said city of Orange southeasterly to the place of beginning, are hereby set off from the village of South Orange, in the county of Essex, and annexed to and made a part of the city of Orange, in the county of Essex.

3. This act shall take effect immediately.

Approved March 30, 1920.

CHAPTER 65.

An Act to establish a law department in cities of the first class in this State.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. In each city of the first class in this State there shall be established a law department, which shall consist of a city or corporation counsel, appointed by the governing body of such city, a private secretary, appointed by the city or corporation counsel, and two assistant city or corporation counsels, and as many legal assistants, clerks and other employees as the city or corporation counsel, with the consent of the governing body, shall appoint. Such assistant city or corporation counsels and private secretary shall be removable at the pleasure of the city or corporation counsel, but the legal assistants, clerks and other employees shall be deemed to be within purview of an act entitled "An act regulating the employment, tenure and discharge of certain officers and employees of this State, and of the various counties and municipalities thereof, and providing for a Civil Service Commission, and defining its powers and duties," approved April tenth, one thousand nine hundred and eight, and the acts supplementary thereto and amendatory thereof, and shall not be removed except as in said act provided.

Law department established; how composed.

Tenure.

2. The city or corporation counsel shall be chief law officer of the city, and attorney or solicitor of record in all court proceedings wherein the city or any of its officers, boards, bodies or commissions, by reason of any suits growing out of their official position, shall be a party. He shall advise all city officers and bodies of any matters relating to city government, when requested to do so, and shall supervise the preparation of all contracts, deeds and other documents and all statutes, ordinances and resolutions referred to the law department for preparation. The other members of the law department shall perform such duties therein as

Duties of chief and assistants.

may from time to time be assigned to them by the city or corporation counsel.

Termination
of office.

3. The offices of the city or corporation counsel, city or corporation attorney and assistant city or corporation attorney, in such cities, shall become vacant upon the expiration of the term of the governing body appointing them.

Repealer.

4. All acts and parts of acts inconsistent with the provisions of this act be and the same are hereby repealed, and this act shall take effect immediately.

Approved April 5, 1920.

CHAPTER 66.

An Act to amend an act entitled "An act to provide a budget system and to provide a method of ascertaining the financial condition of the State and the appropriations necessary for the various departments, institutions and other agencies of the State," approved March first, one thousand nine hundred and sixteen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Section 15
amended.

1. Section fifteen of the act of which this act is amendatory be and the same hereby is amended to read as follows:

Transfer of
items.

15. In order that the same degree of flexibility in appropriations may be had, any department or other State agency receiving an appropriation by any future act of the Legislature may apply to the State House Commission for leave to transfer a part of any item granted to such department or agency to any other item in such appropriation. Such application shall only be made during the current year for which the appropriation was made, and if the State House Commission shall consent thereto, it shall notify the Comptroller thereof in writing, whereupon the Comptroller shall

place the amount so transferred to the credit of the item so designated; *provided, however*, that no sum appropriated for any permanent improvement shall be used for maintenance or for any other purpose; *and provided, further*, that whenever a transfer is made the item, or any part thereof, from which the transfer has been made shall not be reimbursed from the emergency fund.

Approved April 5, 1920.

CHAPTER 67.

An Act authorizing the construction of artificial waterways connecting with the Bay Head and Manasquan Canal.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. The Board of Commerce and Navigation is hereby authorized and empowered to lease lands of the State of New Jersey abutting on the Bay Head and Manasquan canal to any person or corporation owning lands adjacent to the right of way acquired for said canal, and authorize such lessee to construct and maintain a canal running through said lands connecting with said canal and the lands of said lessee for purposes of navigation.

Lease land
for canal

2. Such leases shall be made upon such terms and for such compensation to be paid as the Board of Commerce and Navigation may fix and determine, and shall be executed as leases of riparian lands of the State of New Jersey are required to be executed.

Terms of
lease.

3. This act shall not be held to authorize the making of any such lease of lands acquired for such right of way by condemnation.

Condemna-
tion not au-
thorized.

4. This act shall take effect immediately.

Approved April 5, 1920.

CHAPTER 68.

An Act to amend an act entitled "An act concerning conditional sales and to make uniform the law relating thereto," approved April fifteenth, one thousand nine hundred and nineteen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Section 10
amended.

1. Section ten of the act to which this is an amendment is hereby amended so as to read as follows:

Record kept
by county
clerk.

10. The filing officer shall mark upon the contract or copy filed with him the day and hour of filing, and shall file the contract or copy in his office for public inspection. He shall keep a separate book in which he shall enter the names of the seller and buyer, the date of the contract, the day and hour of filing, a brief description of goods, the price named in the contract and the date of cancellation thereof, except that in entering the contracts mentioned in section eight, the Secretary of State shall record either the sum remaining to be paid upon the contract or the price of the goods. Such book shall be indexed under the names of both seller and buyer. For filing and entering such contract or copy, the filing officer shall be entitled to a fee of one dollar, except that for filing and entering a contract described in section eight the Secretary of State shall be entitled to a fee of one dollar.

Index.

Filing fee.

Section 12
amended.

2. Section twelve of the act to which this is an amendment is hereby amended so as to read as follows:

Statement of
contract
performed.

12. After the performance of the condition, upon written demand delivered personally or by registered mail by the buyer or any other person having an interest in the goods, the seller shall execute, acknowledge and deliver to the demandant a statement that the condition in the contract has been performed. If for ten days after such demand the seller fails to mail or deliver such a statement of satisfaction, he shall forfeit to the demandant five dollars (\$5.00) and be liable for all damages suffered. Upon presentation of such statement of satisfaction, the filing officer shall file the same

and note the cancellation of the contract and the date thereof on the margin of the page where the contract has been entered. For filing and entering the statement of satisfaction, the filing officer shall be entitled to a fee of twenty cents, except that the Secretary of State shall be entitled to a fee of fifty cents for filing and entering a statement of the satisfaction of a contract described in section eight.

Cancellation
of contract.

Filing fee.

Approved April 5, 1920.

CHAPTER 69.

An Act authorizing the acquisition, maintenance and operation by the State of New Jersey, in conjunction with the State of Pennsylvania, of ice boats to keep the Delaware river open for navigation.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Three persons shall be appointed by the Governor, to be constituted a commission, together with a like board or commission from the State of Pennsylvania, to acquire, purchase, maintain and operate ice boats on the Delaware river, between the Pennsylvania Railroad bridge at Trenton, New Jersey, and the harbor of Philadelphia, Pennsylvania, to keep the river open to navigation the entire year, the State of New Jersey to pay one-half of the cost of acquisition, maintenance and operation of said ice boats, the other half to be paid by the State of Pennsylvania.

Commission
on ice boats.

Cost of
operation met.

2. Upon the purchase and acquisition as aforesaid, by the State of New Jersey jointly with the State of Pennsylvania, such ice boats shall be and remain in the charge and custody, and under the management, direction, control and operation of said commission or board that the respective Governors of said States may designate.

Custody and
control of
ice boats.

3. This act shall take effect immediately.

Approved April 5, 1920.

CHAPTER 70.

A Further Supplement to an act entitled "An act for the settlement and relief of the poor (Revision of 1911)," approved April twenty-first, nineteen hundred and eleven.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

County ap-
propriation
for care of
poor children.

Money raised
by tax.

Proviso.

1. It shall and may be lawful for the board of chosen freeholders of any county of this State wherein any child or children shall have been or may hereafter be lawfully committed to the care and control of the trustees or managers of any duly incorporated children's home located in said county or of any duly incorporated charitable institution in said county, having for its object the care, management and support of orphans, half orphans and destitute children and of affording them moral and useful training, to make an appropriation of a sum of money not exceeding five thousand dollars each year, in the same manner that appropriations for other county purposes are made, which sum so appropriated shall be included in the annual tax levy of such county, and collected in the same manner and at the same time as other county taxes, and shall be paid to the trustees or managers of such children's home or charitable institution for the board, maintenance and education of such child or children so committed during their continuance in said home or institution until they arrive at the age of eighteen years; *provided*, that the sum so appropriated shall be in lieu and instead of any sum per week for each and every child so committed to such home or institution otherwise provided for by law.

2. This act shall take effect immediately.

Approved April 5, 1920.

CHAPTER 71.

An Act to amend an act entitled "A supplement to an act entitled 'An act to authorize the board of chosen freeholders of any of the several counties in this State to lay out, open, construct, improve and maintain a public road therein,' approved April seventh, one thousand eight hundred and eighty-eight," which act was approved March twenty-fourth, one thousand eight hundred and ninety-eight.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section five of the act to which this is an amendment is hereby amended to read as follows: Section 5 amended.

5. That said commissioners shall meet for organization on the first day in January, at noon, next succeeding the date of their said election and elect from their number a president and a secretary, who, in addition to the duties herein prescribed, shall perform the duties usually performed by such officers; and the said commissioners shall each receive as full compensation for all services to be performed under the provisions of this act the sum of two thousand five hundred dollars per annum, to be paid by the county collector of such county in equal monthly installments out of the moneys appropriated to the use of such commissioners for the maintenance, lighting and repair of such road; and said president and secretary shall be subject to removal at any time by a majority vote of said commissioners. Organization.
Salary
Removal.

2. All acts and parts of acts inconsistent herewith be and they are hereby repealed. Repealer

3. This act shall take effect immediately.

Approved April 5, 1920.

124-C-72
R-21-262

CHAPTER 72.

An Act to regulate the occupation of barbering, to create a board of examiners for licensing of persons to carry on such practice, to provide rules regulating the proper sanitation of barber shops, and to prevent the spreading of contagious and infectious diseases.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Barbers
registered.

1. It shall be unlawful for any person to follow the occupation of a barber in this State unless he shall have first obtained a certificate of registration as provided in this act; *provided, however*, that nothing contained in this act shall apply to or affect any person who is now actually engaged in such occupation, except as hereinafter provided.

Proviso.

Board of
barbers.

2. A State Board of Barber Examiners, to consist of three persons, citizens of this State, is hereby created to carry out and enforce the provisions of this act; said board shall be appointed by the Governor; *provided*, that all members of said board shall have served at their occupation as barber a period of at least five years in this State. Each member of said board shall serve for a term of three years and until his successor has been appointed and has qualified, except in the case of the first board, whose members shall serve for one (1), two (2), and three (3) years, respectively, as specified in said appointment. Each member of such board shall, before entering upon the discharge of his duties, give a bond to the State of New Jersey in the sum of two thousand dollars (\$2,000), with a sufficient surety or sureties contained for the faithful performance of his duties, which bond shall be approved as to form and sufficiency of surety by the Attorney-General, and shall be filed with the Secretary of State, and shall take the oath faithfully and impartially to perform their duties prescribed by law. Vacancies in said board shall be filled by the Governor for the unexpired portion of the

Proviso.

Term.

Bond.

Vacancies.

term or expiration of term of any member thereof, in the same manner as herein provided for the appointment of members of said board. Said board shall have the power to appoint three deputies to assist in carrying out the provisions of this act, who shall be citizens of this State, and shall be practical barbers, who shall perform such duties as said board shall direct; each deputy shall receive a compensation to be fixed by said board, and actual expenses for actual services, payable out of the moneys in the hands of the treasurer of the board. Said board may provide an employment bureau for journeyman barbers. Said board may provide offices for its headquarters; shall provide a badge of office for each member of the board and for each deputy; shall have a common seal; shall have the power to administer oaths. A majority of said board may, in meeting duly assembled, perform the duties and exercise the powers devolving upon said board under the provisions of this act. Said Board of Barber Examiners is authorized to incur all necessary expenses to carry out in a prompt and efficient manner the provisions of this act, and to pay the same out of any moneys in the hands of the treasurer of said board, except, however, said Board of Barber Examiners shall not incur any expense or obligation for which the State of New Jersey shall be liable.

Deputies.

Employment bureau.

Details.

Duties.

As to expenses.

3. Said Board of Barber Examiners shall organize within thirty days after this act shall take effect by electing one of their members as president, and one of their members as secretary, and one of their members as treasurer, and such organization shall continue until the appointment of new members to said board, when new officers shall be elected. The secretary of said board shall keep a record of all proceedings and, under the direction of said board, issue all notices, registration certificates, permits and cards, and shall attest all such duties as may be designated by such board. Each member of said board shall receive a compensation of five dollars (\$5) per day and actual expenses for actual services, and three cents per mile for each mile actually traveled for attending the meeting of said board, which compensation shall be paid out of any moneys in the

Organization.

Duties of secretary.

Compensation.

Proviso.	hands of the treasurer of said board; <i>provided</i> , that no money shall in any event be paid out of the State treasury.
Duties of treasurer.	4. The treasurer shall receive all fees paid for licenses of certificates, and shall keep a record thereof and of all disbursements of said board in a book to be kept for that purpose. The treasurer shall not pay out or disburse any of the moneys received by him except upon the order of the board. The treasurer of said board shall, on the first day of June of each year, pay over all moneys in his hands in excess of five hundred dollars (\$500) to the State Treasurer for the use of the State, and shall perform such other duties as may be designated by said board.
Annual report.	5. Said board shall report annually, on the first day of December, to the Governor of this State, a full itemized statement of the receipts and disbursements of said board, together with a full statement of its doings and proceedings, and such recommendations as to it may seem proper looking to the better carrying out of the intent and purposes of this act; and it is further provided that said board shall transmit annually, on or before the first day of December, a copy of its annual report to each association of barbers within this State.
Examinations.	6. Said board shall hold public examinations, at least four times in each year, at such places and times as it may deem advisable, notice of which meetings shall be given by publication thereof at least ten days prior to such meetings in at least two newspapers published in this State in the locality of each proposed meeting.
Affidavit to be filed.	7. Every person now engaged in the occupation of barber in this State shall file with the secretary of said board on or before the first day of August, one thousand nine hundred and twenty, an affidavit setting forth his name, age, residence and the length of time during which and the place where he has practiced such occupation, and shall pay to the secretary of said board one dollar, and a certificate of registration entitling him to practice said occupation shall thereupon be issued to him.
Filing fee.	
Application for license.	8. Any person not holding a license under the provisions of the preceding section, and desiring to obtain a

license under this act, shall make application in such form as the board shall prescribe, which shall be verified by the applicant as to the truth of the statements therein made, and shall pay to the treasurer of said board of examiners an examination fee of five dollars, and shall present himself at the next regular meeting of said board for examination of applicants, at which meeting said board shall proceed to examine such person and being satisfied that he is above the age of nineteen years, of good moral character, free from contagious and infectious disease, has either (a) studied the occupation for a period of three years as apprentice under a qualified and practicing barber, or (b) studied the occupation in a properly appointed and conducted barber school under the instruction of a competent barber for a period of at least three years, or (c) practiced the occupation in another State for a period of at least three years, and is possessed of requisite skill in said occupation to properly perform all the duties thereof, including his knowledge of sanitation and his ability in the antiseptic preparation of the tools, shaving, haircutting, and all the duties and services incident thereto, and is possessed of sufficient knowledge concerning the common disease of the face and skin to avoid the aggravation and spreading thereof in the practice of said occupation, his name shall be entered by said board in the register hereinafter provided for, and a certificate of registration shall be issued to him authorizing him to practice such occupation in this State.

Examination
fee.

Requirements
for license.

9. All persons making application for examination under the provisions of this act shall be allowed to practice the occupation of a barber until the next meeting of said board, and said board shall issue a permit authorizing him to practice said occupation until the next meeting of said board. Such permit shall be displayed in a conspicuous place in front of his working chair.

Practicing by
applicant.

10. Any person who holds a certificate of registration granted by any other State Board of Barber Examiners, and shows the proper credentials showing that he is a fully qualified barber under the laws of this State, may be granted a certificate by said board without practical examination upon the payment of registration fee of

Recognizing
license from
another State.

Fee.

Proviso;
emergencies.

two dollars; *provided, however*, that in case of emergency barbers may be employed for a period not exceeding forty-eight hours at any one time, and the employment thereof shall be reported to the board.

Penalty for
failing to
renew
license.

11. Any person failing to make application for the renewal of his certificate on or before the first day of August in each year, shall pay to the treasurer of said board a fee of five dollars for such certificate whether he has held license under the provisions of any section of this act or not.

Apprentices.

12. Nothing in this act shall prohibit any person over sixteen years of age from serving as an apprentice in said occupation under a registered barber of this State, or from serving as a student in any barber school for the training of students in said occupation under the instruction of a duly registered barber authorized to practice such occupation in this State; *provided*, that such apprentice or student shall apply to said board to have his name registered with said board in a book which shall be kept by the board for registering of apprentices or students, and shall secure a permit to practice as an apprentice or student under a duly registered barber, which permit shall be displayed in front of his working chair. After having practiced the occupation for three years under a registered barber, such apprentice or student shall be eligible to become a registered barber, and shall present himself at the next meeting of the board held nearest to him for the examination of applicants and pay the fee as provided for in section eight of this act. In case of the failure of such apprentice or student to so present himself for examination, his said permit may, at the discretion of said board, be revoked.

Proviso.

Examination
of apprentice.

Certificate
issued and
posted.

13. Said board shall furnish to each person to whom a certificate of registration is issued a card bearing the seal of said board and a signature of its president and secretary, certifying that the holder thereof is entitled to practice the occupation of a barber in this State, and it shall be the duty of the holder of such card to post the same in a conspicuous place in front of his working chair, where it may be readily seen by all persons.

Renewals.

14. Said card shall be renewed on or before the first day of August in each year, and the holder of said

certificate of registration shall pay to the treasurer of said board the sum of one dollar for the said renewal card.

Fee.

15. Upon the failure of any holder of a certificate of registration to apply for a renewal of his card, on or before the first day of August in each year, his certificate shall be **revoked by said board**.

Certificate
void if not
renewed.

16. Said board shall have the power to revoke any certificate of registration granted by it under this act for (a) conviction of crime; (b) habitual drunkenness; (c) having or imparting any contagious or infectious disease; (d) for doing work in an unsanitary or filthy manner, or (e) gross incompetency. *Provided, however*, that before any certificate shall be revoked the holder thereof shall have notice in writing of the charge or charges against him, and shall, at a day specified in said notice, at least five days after the service thereof, be given a public hearing before said board, and full opportunity to produce testimony and employ counsel in his behalf, and to confront the witness or witnesses produced against him. Any person whose certificate has been so revoked may, after the expiration of sixty days, on application, have the same reissued to him upon satisfactory showing that the cause for his disqualification has ceased.

Causes for
revocation.

Proviso.

Reissue.

17. Said board shall keep a register in which shall be entered the names of all persons to whom certificates are issued and to whom permits for serving apprenticeship or as students are issued, and said register shall at all times be open to public inspection.

Register
kept.

18. No person practicing the occupation of barber shop or barber school in this State shall serve a person afflicted with any contagious or infectious diseases. Any person so afflicted is hereby prohibited from being served in any barber shop or barber school in this State. Any violation of this section is hereby declared to be a misdemeanor.

Health.

19. To shave or trim a beard or cut the hair of any living person for hire or reward, received by the person performing such service, or by any other person, shall be construed as practicing the occupation of a barber within the meaning of this act.

Barber
defined.

Violations.

20. Any person practicing the occupation of a barber or barber's apprentice or student in this State, without having obtained a certificate of registration or permit, as provided by this act, or employing a barber or apprentice who has not such certificate or permit, or falsely pretending to be qualified to practice said occupation under this act, or for failure to display his card or insignia or permit as provided by this act, or who shall violate any of the sanitary rules adopted by the board, or any of the provisions of this act, is guilty of a misdemeanor, and, upon conviction hereof, shall be punished by a fine of not more than one hundred dollars (\$100), or by imprisonment in the county jail not more than ninety days, or both, in the discretion of the court.

Penalty.

Rules and regulations.

Inspection of shops.

Physical examination.

When a nuisance exists.

21. Said board shall have power to adopt reasonable rules and regulations prescribing the sanitary requirements of a barber shop or barber college, and shall cause its rules and regulations to be printed in suitable pamphlet form, and shall transmit a copy thereof to the proprietor of or person operating each barber shop or barber college in this State. All barber shops and barber schools in this State shall be inspected as to their sanitary and cleanly condition at least once in every six months by a member of said board, or by its duly authorized deputy, who shall have power to enter and make reasonable examination of any barber shop or barber school in this State during the usual business hours for such purpose. Any barber may be physically examined at any time by a physician appointed by said board for the purpose of ascertaining whether such person is afflicted with any contagious or infectious disease. Any barber shop or barber school in which tools, appliances and furnishings in use therein are kept in an unclean and unsanitary condition, so as to endanger health, is hereby declared to be a public nuisance, and the same shall be forthwith reported by said board to the State Board of Health, and the proprietor or person operating such barber shop or barber school shall be deemed guilty of a misdemeanor. All violations of this act shall be reported in writing to said board.

22. This act shall take effect immediately.

Approved April 5, 1920.

CHAPTER 73.

A Supplement to an act entitled "A further supplement to the act entitled 'An act to establish in this State boards of health and a bureau of vital statistics, and to define their respective powers and duties, approved March thirty-first, one thousand eight hundred and eighty-seven,'" which said supplement was approved April eighth, one thousand nine hundred and three.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. Section one of the act to which this is a supplement be amended so as to read as follows:

Section 1
amended.

1. To the end that local boards of health may be enabled to secure the services of capable health officers and trained sanitary and plumbing inspectors, the board of health of the State of New Jersey is hereby authorized to cause examinations to be made by such persons and at such times and places as it may appoint, and under such rules and regulations as it may adopt, for the purpose of determining the qualifications of applicants for license as health officers, sanitary and plumbing inspectors; every such examination shall be in such subjects and conducted in such manner as the Board of Health of the State of New Jersey shall direct, and every applicant whose examination shall be approved by said State board shall receive a license as health officer, sanitary or plumbing inspector as hereinafter provided.

Examination
of applicants
as health
officers and
sanitary
inspectors.

2. Section two of the act to which this is a supplement be amended so as to read as follows:

Section 2
amended.

2. Said State board shall issue five classes of licenses, to wit: health officers' licenses, sanitary inspectors' licenses of the first class, sanitary inspectors' licenses of the second class, sanitary inspectors' licenses of the third class; and plumbing inspectors' licenses; every person whose examination as an applicant for a health officer's license is approved shall be entitled to

Classes of
licenses.

receive such license, and every person whose examination as an applicant for a sanitary inspector's license of the first class, the second class, the third class or as plumbing inspector is approved shall be entitled to receive a sanitary inspector's license of the first class, the second class, the third class or that of a plumbing inspector, according to the approval of his examination.

Section 4
amended.

Sanitary
inspectors.

3. Section four of the act to which this is a supplement be amended so as to read as follows:

Proviso.

As agent of
local board.

4. Any person licensed as a sanitary inspector of the first class shall be eligible to appointment as such inspector by any local board of health in this State; any person licensed as a sanitary inspector of the second class shall be eligible to appointment as such inspector by any local board of health in any municipality of this State, not being a city; any person licensed as a sanitary inspector of the third class shall be eligible to appointment as such inspector by any local board of health in any township of this State; any person licensed as a plumbing inspector shall be eligible to appointment as such inspector by any local board of health in any city, municipality or township of this State as hereinbefore mentioned; *provided, however*, that the holder of any such plumbing license shall be a practicing plumber in the city, municipality or township of this State, in which he resides at the time of his appointment by said local board of health; the title "sanitary inspector," as used in this act, shall be understood to apply to every officer appointed by a local board of health to aid in the enforcement of the sanitary laws of this State, or the rules, regulations and ordinances of such local board, excepting health officers and persons performing merely clerical duties in the office of such local board; any sanitary inspector so appointed shall be the agent of the local board appointing him for the performance of such services as such local board, or any health officer under the authority of such local board shall assign to him.

Section 5
amended.

License
necessary.

4. Section five of the act to which this is a supplement be amended so as to read as follows:

5. No local board of health shall hereafter (on or after the first day of January, one thousand nine hun-

dred and five) appoint any person as health officer who is not the holder of a health officer's license granted as in this act above prescribed, or as sanitary inspector, who is not the holder of a sanitary inspector's license, or as plumbing inspector, who is not the holder of a plumbing inspector's license, of the class hereinabove prescribed for the municipality or township within which the appointing local board shall have jurisdiction; *provided, however*, that nothing in this act shall prevent any local board of health from continuing in office any person now filling the office of health officer, sanitary inspector or plumbing inspector of such local board.

5. This act shall take effect immediately.

Approved April 5, 1920.

CHAPTER 74.

An Act to amend an act entitled "An act to regulate the practice of architecture," approved March twenty-fourth, one thousand nine hundred and two.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. Section nine of the act of which this act is amendatory be and the same is hereby amended so that it shall read as follows:

Section 9
amended.

9. Provisions shall be made by the State Board of Architects for holding examinations at least twice a year of applicants for registration to practice architecture, if there shall be any such applicants. Any person hereafter entering the practice of architecture in this State shall first apply to the State Board of Architects for license so to do.

Semi-annual
examinations
of applicants.

Applicants for examination shall, at least ten days before any examination, present to the secretary of the board a written application on forms provided by the board, endorsed by two registered architects of good

Application
for examina-
tion.

Qualifications.	standing, one of whom must be a resident of the State of New Jersey, together with satisfactory proof that the applicant is more than twenty-one years of age, is of good moral character, has obtained at least a certificate or diploma issued after four years of study in an approved high school of this State or in a legally constituted academy, seminary or institute of equal grade or has received an academic education considered and accepted by the Commissioner of Education as fully equivalent, has taken a full course in architecture in a university or technical school approved by the board or has studied not less than three years in the office of some reputable architect.
Fee.	The applicant shall pay to the secretary of the board a fee of five dollars for examination.
Repealer.	2. All acts or parts of acts inconsistent with this act are hereby repealed. 3. This act shall take effect immediately. Approved April 5, 1920.

CHAPTER 75.

An Act regulating the weighing sampling and testing of milk and cream when the results of such weighing, sampling and testing are to be used in official inspection or as a matter of public record or as the basis of payment for milk or cream purchased.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Method of testing for butterfat.	1. No person purchasing milk or cream and paying for the same on the basis of the percentage of butterfat contained therein shall, if the percentage of butterfat is ascertained by the method commonly known as the "Babcock test," use any test glassware except standard Babcock test glassware, which has been previously inspected and approved by the director of the New Jersey
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Agricultural Experiment Station. If the proportion of butterfat is determined by any method other than the Babcock method, no utensil or instrument shall be used in such determination until the same has been inspected and approved by the director of the New Jersey Agricultural Experiment Station.

Approval of
test glass.

2. Every creamery, shipping station, milk factory, cheese factory, ice cream factory or milk condensery, or person receiving or buying milk or cream on the basis of the butterfat contained therein, shall be required to hold a permit to purchase milk or cream on the basis of its butterfat content. This permit shall be issued to such creamery, shipping station, milk factory, condensery, ice cream factory, cheese factory or person by the director of the New Jersey Agricultural Experiment State. The permit shall be valid for a term of one year, and shall be revoked by the director of the New Jersey Agricultural Experiment Station if the provisions of this act are violated; provided, however, that this provision shall not apply to individuals, hotels, restaurants and boarding houses buying milk or cream for their own use.

Permit for
dealers.

To whom
issued.

Permit good
for year.

Proviso.

3. No person purchasing milk or cream and paying for the same on the basis of the percentage of butterfat contained therein, or no employee or any such person shall test any milk or cream purchased or to be purchased by such person on the basis of the percentage of butterfat contained therein, unless such person making such test shall first have procured a license from the director of the New Jersey Agricultural Experiment Station authorizing him to make such test.

Handlers
licensed.

4. No person testing milk or cream for the percentage of butterfat, when the result of such test is used for official inspection or public record, shall test milk or cream for such purpose, unless such person shall have first secured from the director of the New Jersey Agricultural Experiment Station a license authorizing him to make such a test.

License for
official
test.

5. Applications for such license shall be made to the director of the New Jersey Agricultural Experiment Station in writing; such application shall state the name

Application
and examina-
tion for
license.

Revocation
of license.

Contents
mixed before
taking sample.

No fraudu-
lent reading of
scale.

Approval of
person taking
sample.

of the test which the applicant intends to apply to such milk or cream. Any such applicant shall be examined by the director of the New Jersey Agricultural Experiment Station for the purpose of determining his ability to accurately make such test, and upon his demonstration of such ability a license shall be issued to him authorizing him to make the test named in his application. Any such license may be revoked by the director of the New Jersey Agricultural Experiment Station upon proof of the incompetency of the person holding such license or upon proof of the violation by such person of any of the provisions of this act.

6. Any person taking a sample or samples of milk or cream, either from the aliquot part of each lot of milk sampled or from the composite lot of milk or cream sampled, shall thoroughly stir and mix each and every container immediately before such sample or samples are taken in such manner that the milk and cream are thoroughly mixed in each container before the sample is taken.

7. No person purchasing milk or cream and paying for the same on the basis of the percentage of butterfat contained therein, and no employee of any such person and no person testing milk or cream for the percentage of butterfat when the results of such test are to be used for official inspection or public record, shall fraudulently underread, overread or otherwise fraudulently manipulate the test known as the "Babcock test," or any other test used for determining the proportion of butterfat in milk or cream, or shall falsify the record thereof, or shall read the test known as the Babcock test at any temperature except the temperature of not less than one hundred and thirty degrees Fahrenheit and not more than one hundred and fifty degrees Fahrenheit.

8. No sample of milk or cream taken for the purpose of ascertaining the per centum of butterfat to be used as a basis of payment for milk or cream purchased or for the purpose of official inspection or public record shall be taken by any person who has not first been approved by the director of the New Jersey Agricultural Experiment Station, to be a person competent to weigh and sample milk and cream.

9. No per centum of fat ascertained from a sample containing milk or cream that has been so treated as to cause it to test lower than the test of the milk or cream from which it was taken, or that is more than fifteen days old, shall be used by any person, firm or corporation receiving or purchasing the same as a basis of payment for milk or cream; *provided, however*, that nothing in this paragraph contained shall be construed to apply to any test made by the director of the New Jersey Agricultural Experiment Station or his deputies.

As to samples.

Proviso.

10. All samples of milk or cream that are taken for the purpose of ascertaining the per centum of butterfat to be used as a basis of payment for milk or cream purchased shall be tested on the premises where they are taken. Two tests shall be made of each such sample, and these tests must not have a variation of more than two-tenths of one per centum before they can be used as a basis for payment.

Two tests on premises.

11. Any person purchasing milk or cream and paying for the same on the basis of the percentage of butterfat contained therein shall take and retain on his premises an aliquot part of each lot of milk purchased and sampled. A composite sample to which a suitable preservative had been added shall be made up of the aliquot parts taken from the several lots of milk purchased from any one person, and the milk or cream purchased from each person shall be represented by a composite sample. The same composite sample or samples shall be kept intact for a period of not less than ten days after payment is made for the several lots of milk or cream represented by each sample, and the director of the New Jersey Agricultural Experiment Station, and his deputies, shall have the authority to examine and analyze such composite samples for the purpose of determining whether payment had been correctly made on the basis of the percentage of butterfat in the milk or cream purchased.

Taking and retaining samples.

12. Every person, firm or corporation affected by the provisions of this act shall within five days after the day on which the test herein provided for has been made notify the seller of such milk or cream or his agent of the result of such test and the amount of milk

Result of tests given seller.

or cream sold or delivered by said seller, covering the period of time during which said composite sample was taken. Notice under this section shall be given either personally, in writing or by registered mail to the seller of such milk or cream, or his agent.

True weight
used for pay-
ment.

13. No person purchasing milk or cream by weight, and no employee of any such person, shall fraudulently use as the basis of payment for such purchase any weight other than the true weight of the milk or cream so purchased.

Inspection of
premises and
records.

14. The director of the New Jersey Agricultural Experiment Station, or his deputies, shall have the authority to enter and inspect the premises of any person purchasing milk and cream and paying for the same on the basis of the percentage of butterfat contained therein. The said director and his deputies shall have the authority to examine the books and records of any person purchasing milk or cream and paying for the same on the basis of the percentage of butterfat contained therein.

Penalties for
violations.

15. Any employee of a firm, company, association, corporation or person buying milk or cream on the basis of the amount of butterfat contained therein, or any person testing milk or cream for percentage of butterfat to be used for official inspection or public record violating any of the provisions of this act, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined not less than twenty-five (25) dollars or more than five hundred (500) dollars, or be imprisoned in the county jail for not less than sixty (60) days or more than twelve (12) months, or both. Any firm, company, association, corporation or person buying or paying for milk or cream on the basis of the butterfat contained therein, violating any provisions of this act, shall be guilty of a misdemeanor, and upon conviction thereof shall be fined in the sum of one hundred (100) dollars for the first offense and in the sum of not less than one hundred (100) dollars nor more than one thousand (1,000) dollars for each subsequent offense. Any such penalty shall be sued for and recovered by and in the name of the director of the New Jersey Agricultural Experiment Station in an action of debt. Such

Recovery of
penalties.

penalty, when recovered, shall be paid by said director into the treasury of the State of New Jersey. When judgment is obtained for any penalty under this act in any court of this State against any individual, execution may issue against the goods, chattels and body of such individual.

16. That in order to insure sufficient funds to execute the provisions of this act, and to protect the dairy farmers of this State against fraud and deception in the weighing, sampling and testing of milk and cream for butterfat, the following sums of money are hereby annually appropriated to the New Jersey Agricultural Experiment Station for exclusive use of the New Jersey Agricultural Experiment Station, when included in any annual or supplemental appropriation act of this State. For the fiscal year ending June thirtieth, one thousand nine hundred and twenty-one, three thousand dollars, and three thousand dollars annually thereafter, when included in any annual or supplemental appropriation act, the same to be expended for the purpose of providing the necessary equipment and paying the expenses of conducting the inspection of creameries, the examination of testing glassware, the examination of candidates for licenses and instruction by means of publication. Appropriation.

17. This act shall take effect July first, nineteen hundred and twenty. Act effective.

Approved April 5, 1920.

CHAPTER 76.

An Act to ratify an agreement between the State of New York and the State of New Jersey for the construction of a vehicular tunnel or tunnels under the Hudson river.

BE IT ENCTED *by the Senate and General Assembly of the State of New Jersey:*

Preamble.

WHEREAS, The State of New Jersey, acting by and through the New Jersey Interstate Bridge and Tunnel Commission which has heretofore been duly authorized by law so to do, has entered into an agreement with the State of New York, acting by and through the New York State Bridge and Tunnel Commission, which has likewise been authorized so to do, which agreement was dated the thirtieth day of December, one thousand nine hundred and nineteen, as follows, to wit:

Agreement entered into between States of New York and New Jersey.

AGREEMENT, made and entered into this 30th day of December in the year one thousand nine hundred and nineteen, between the STATE OF NEW YORK, acting by and through the New York State Bridge and Tunnel Commission (hereinafter referred to as the New York Commission), party of the first part, and the STATE OF NEW JERSEY, acting by and through the New Jersey Interstate Bridge and Tunnel Commission (hereinafter referred to as the New Jersey Commission), party of the second part.

Preamble.

WHEREAS, it is the purpose of the State of New York and of the State of New Jersey to construct a tunnel or tunnels under the Hudson River between a point on the Island of Manhattan in the City and State of New York and a point in Jersey City in the State of New Jersey, for the use of pedestrians and vehicles, one half of the cost of which shall be paid by each of the above named States:

Preamble.

AND WHEREAS, the New York State Bridge and Tunnel Commission has been authorized by law to enter into a contract or agreement with the State of New

Jersey or any properly constituted agency or authority thereof, for the joint construction, operation, repair and maintenance of such tunnel or tunnels and to agree in behalf of the State of New York, subject to appropriations to be made by the Legislature therefor, to pay a share or part of the cost thereof, which share or part shall not exceed one half of the total cost of such tunnel or tunnels with the necessary approaches thereto, nor exceed the share or part to be paid by the State of New Jersey;

AND WHEREAS, the New Jersey Interstate Bridge and Tunnel Commission has been authorized by law to enter into a contract or agreement with the State of New York or any properly constituted agency or authority thereof, for the joint construction, operation, repair and maintenance of a tunnel or tunnels under the Hudson River between the City of Jersey City, in the State of New Jersey, and the Borough of Manhattan, in the City and State of New York and to agree in behalf of the State of New Jersey, subject to appropriations to be made by the Legislature therefor, to pay a share or part of the cost thereof, which share or part shall not exceed one half of the total cost of such tunnel or tunnels with the necessary approaches thereto, nor exceed the share or part to be paid by the State of New York;

NOW, THEREFORE, in consideration of the premises and of the mutual stipulations and covenants herein contained, the parties hereto hereby enter into a contract or agreement with each other as follows:

ARTICLE I.

1. Subject to the limitations hereinafter set forth, the parties hereto by their respective Commissions, hereinbefore referred to, hereby agree to undertake forthwith the construction of a tunnel or tunnels under the Hudson River between a point in the vicinity of Canal Street on the Island of Manhattan in the City and State of New York and a point in Jersey City in the State of New Jersey.

ARTICLE II.

Use for
pedestrians
and private
vehicles.

1. The tunnel or tunnels when completed shall be for the exclusive use of pedestrians and of vehicles not operated by public service corporations. This provision shall not be stricken from this contract or agreement, nor waived by either State without the consent and approval of the Legislature and Governor of the other State.

Public
vehicles
defined.

2. Vehicles operated by public service corporations within the meaning of this Article are vehicles which are run upon tracks or rails, or such vehicles, other than horse drawn vehicles, as receive their motive power from any source without the vehicle itself.

As to tracks
in tunnel.

3. Neither State shall, without the consent and approval of the Legislature and Governor of the other State, nor shall any board, commission or other public body of either State, without such consent and approval in addition to the consent and approval of the Legislature and Governor of the State which it represents, grant any franchise, right or permission to any person or corporation to lay tracks or rails in said tunnel or tunnels for the use of any car, coach or any other vehicle of whatsoever kind.

Conduits and
signs in
tunnel.

4. Nothing herein contained shall be construed as in any way limiting the right of the parties hereto to grant to any person, corporation or political subdivision of either of the parties, the right to lay and maintain pipes, mains, conduits or wires, or place advertising signs or matter in such tunnel or tunnels; provided however, that no such pipes, mains, conduits or wires shall be laid or maintained in such tunnel or tunnels, or advertising signs or matter placed therein except on such terms and conditions as shall be agreed upon by the two commissions; and provided further, however, that no right, franchise or privilege shall be granted for any such purpose to any person or corporation, or to any political subdivision of either of the parties, for a period of more than twenty (20) years. Nothing herein contained shall be construed as in any way limiting the right of the parties hereto to obtain any revenues

Period
limited.

for the use of such tunnel or tunnels as may be agreed upon by the two Commissions, except as limited in paragraphs one and three of this article.

Charge may
be made.

ARTICLE III.

1. The site, size, type and method of construction of such tunnel or tunnels and all matters appertaining thereto shall be determined, and detailed plans and specifications for the construction thereof shall be adopted, by the New York Commission and the New Jersey Commission, each acting separately before the same shall become binding and effective. Such action or approval shall be by resolutions identical in form and substance.

Site, size,
type of
tunnel.

2. When any plan, map or specification is agreed to by both of the Commissions as provided herein, a duplicate original copy thereof, duly certified by the Chief Engineer and by the Chairman of each Commission shall be filed with the Secretary of each Commission.

Duplicate
copies of
plans, etc.

ARTICLE IV.

1. Each of the States shall pay a share or part of the cost of the tunnel or tunnels, which share or part shall not exceed one half of the total cost of such tunnel or tunnels with the necessary approaches thereto, nor exceed the share or part to be paid by the other State. The obligation contained in this article shall be dependent on and subject to appropriations made or hereafter to be made by the Legislatures of the respective States.

Each state
to pay half
cost.

2. The cost of the tunnel or tunnels shall include the cost of all labor, materials and equipment entering into construction; the cost of any real property or interest therein, hereafter acquired, extinguished or appropriated, together with the actual and necessary expenses in connection with such acquisition, extinction or appropriation; payments made on account of claims for damages of whatsoever kind, for which either State may be liable, arising out of the construction; salaries and expenses of the engineering staff; any liability arising out of the operation of any Workmen's Compensation Law, resulting from a claim of an employee employed jointly by the parties hereto; premiums paid

What con-
stitutes
cost.

for insurance, if any, of whatsoever kind, except as hereinafter more specifically provided; also rent for offices maintained by the two Commissions and the salaries and expenses of their clerical staffs.

Costs incurred by both commissions.

3. Nothing herein contained shall be construed to include any costs or disbursements for any of the above purposes except such as are incurred by both Commissions exclusively in connection with the construction of such tunnel or tunnels, as evidenced whenever so required by the provisions of this contract by resolutions identical in form and substance.

ARTICLE V.

As to taxes or assessments.

1. If either State shall levy or permit to be levied by any political sub-division thereof any taxes or assessments upon the said tunnel, or tunnels, the property acquired for the construction, operation, maintenance or repair of the said tunnel or tunnels, or upon any income derived from the operation thereof, such taxes or assessments shall be paid out of that part or share of the income derived from such operation which may be or become due or owing to or be in the possession of the State which shall have levied such taxes or assessments or shall have so permitted such taxes or assessments to be levied.

ARTICLE VI.

Acquiring title.

1. Each State shall proceed forthwith to acquire title to and possession of the land, easements, rights and interests in real estate or any land under water within its territorial limits which are determined by the Commissions to be necessary for the construction of the tunnel or tunnels. Such acquisition shall be in the manner provided for by the law of the State wherein such land, easement, right or interest is located. The cost thereof and the expense of acquisition thereof shall be a part of the cost of construction of the tunnel or tunnels and so charged to the construction account and shall be borne equally by the two States. All titles, rights, easements and interests so acquired shall be owned jointly by the parties hereto as tenants in com-

mon and neither State shall alienate its interest therein without the consent of the other.

2. If it shall be necessary for either party to set apart, out of any funds available therefor, any sum or sums to create a fund to be used for making compensation to owners of real property or of any interest therein to be acquired for the purposes of this contract, such fund shall be created within the State where such real property or interest therein is located, by equal contributions of each of the contracting parties hereto, and shall not be used for any other purpose until such compensation has been fully made according to the law of the State wherein such real property or interest therein is located. The fund so created shall be deposited with the custodian authorized by law to receive and hold the same. If after the proceedings provided for in this Article shall be concluded in either State, there shall remain in such State any surplus of the fund so created, such surplus shall be divided equally between the parties hereto and the amount due each State shall be forthwith paid back into the general fund of its Commission.

Fund for
acquiring
property.

3. No contract shall be made or obligation incurred by either of the parties herein for the purchase of real estate or any interest therein for the purposes of this contract, without the consent and approval of the other party hereto, determined as herein provided.

Approval
of contracts
and obliga-
tions.

ARTICLE VII.

1. The parties shall procure adequate insurance to cover their liability under all Workmen's Compensation Acts and also such general, accident, fire, burglary or other insurance as may be found advisable and the cost thereof shall be deemed to be a part of the cost of the construction, maintenance and operation of such tunnel or tunnels.

Insurance.

ARTICLE VIII.

1. No contract shall be made or obligation incurred for the construction of such tunnel or tunnels or any part thereof, or the approaches thereto, or the furnishing of any labor or materials therefor unless such con-

Contracts in
writing and
duly author-
ized.

Obligation of each State.	<p>tract or obligation shall be in writing and shall have been made or incurred pursuant to resolutions duly adopted by both Commissions. Each of the parties hereto shall be entitled to two original copies of such contract. All such contracts or obligations shall bind each of the States for one half only of the amount of money to be expended thereunder. Whenever any obligation has been incurred by either of the parties, it shall cause to be set aside out of the funds available therefor, a sum sufficient to meet its share thereof. All such contracts or obligations shall be executory only, subject to appropriations now or hereafter to be made for such construction, and all such contracts shall contain a stipulation that it is expressly understood and agreed by and between the parties thereto that the contract shall bind the States only to the extent of moneys available therefor and that no liability on account of such contracts shall be incurred by either of the States beyond the moneys available for the purpose specified therein.</p>
Liability not to exceed moneys available.	<p>2. No contract or agreement with a contractor or contractors for the construction of such tunnel or tunnels or the furnishing of any labor or materials therefor exceeding in amount the sum of one thousand dollars shall be made without advertisement for bids, for such time and in such manner as shall be determined and agreed upon by the parties hereto.</p>
Bids sought for expenditures over \$1,000.	<p>3. Contracts and agreements with a contractor or contractors for the construction as aforesaid or the furnishing of any labor or materials therefor may, at the option of either or both parties, provide for the giving of a bond or bonds to the party or parties requiring the same, as a guarantee of the faithful performance of the said contract. The bond or bonds so required shall contain such provisions and be in such amount and with such sureties as the party requiring the same may determine and the cost of such bond shall be borne by the party requiring the same.</p>
Contractors bonded.	<p>4. Whenever requested so to do, each Commission shall forthwith certify in writing to the other the amount of money available by the State which it represents, over and above all obligations of said Commission or State which may be charged against said funds.</p>
Amounts available furnished when called for.	

5. All contracts referred to herein shall be executed by the Chairman and attested by the Secretary of each Commission in its behalf and shall contain a recital of the resolution of each Commission authorizing the making of said contract, and also a recital of the certification made by each Commission to the other as set forth above as to the available cash balance to the credit of each Commission for the purposes of the said contract, or the amount of money set apart to liquidate any contract made or obligation incurred as aforesaid.

Execution of
contracts.

ARTICLE IX.

1. All questions in connection with the construction of such tunnel or tunnels not specifically provided for herein shall be decided by the two Commissions by resolutions identical in form and substance and no decision shall be binding, valid or effective unless each of the Commissions shall agree thereto or approve the same. If a joint Committee is formed composed of representatives of the respective Commissions for the purpose of facilitating co-operation in carrying out the purposes of this agreement, such joint Committee shall be composed of an equal number of representatives from each Commission, and shall have such powers as are specifically delegated to it by the respective Commissions, except as otherwise limited herein.

Questions
decided by
each com-
mission.

2. The conclusion or action of each Commission shall be determined by a majority vote thereof.

Joint
committee.

Majority to
determine.

3. The Chairman and Secretary of each Commission shall forthwith after any meeting thereof certify to the other such resolution or resolutions relating to the construction, operation or maintenance of said tunnel or tunnels, as may have been adopted at said meeting.

Resolutions
certified to
each.

ARTICLE X.

1. If any contribution of moneys is offered toward the construction of said tunnel or tunnels by any official or agency of the United States to either or both of the parties, the same shall not be received or accepted by it or them except upon such terms as both Commissions may approve.

Acceptance
of Federal
contributions.

ARTICLE XI.

Continuance
if either
State default.

1. If either of the States shall default in the manner hereinafter specified in complying with the provisions of this contract, the other State shall have the right and the option to cause the work of constructing the tunnel or tunnels in question to be continued or entirely completed, or the maintenance, operation or repair thereof to be carried on.

Reimburse-
ment in case
of default.

2. In order to reimburse itself for moneys expended or advanced by reason of any default the State expending or advancing the same shall have the sole right and privilege to levy and collect the tolls at the entrance of the tunnel or tunnels in the defaulting State, provided in Article XIV of this agreement to the exclusion of the defaulting State, until the amounts so advanced or expended, with interest thereon, at six per centum per annum, shall be collected in full. The remedy provided for in this article of the agreement shall not be exclusive, but shall be in addition to any and all other remedies that such State may have against the defaulting State at law or in equity.

Completion
by other
State.

3. If either State shall elect in accordance with this provision to complete the construction of the tunnel or tunnels at its own cost, such construction shall be completed substantially in accordance with the plans and specifications theretofore agreed upon by the two Commissions pursuant to the provisions of this contract.

Right of
possession.

For that purpose or for the purpose of the maintenance, operation or repair of the said tunnel or tunnels, it shall have the right to the possession and use of any and all property, real or personal, and any interest therein, located in the defaulting State, that may have been theretofore acquired by either or both parties for the purposes of this contract or any contract entered into hereunder. It shall also have the right to acquire, enter upon and appropriate, or condemn by eminent domain, any real estate or interest therein located within the defaulting State that is necessary for the completion of the construction of such tunnel or tunnels or for the maintenance, operation or repair thereof; provided, however, that no such right to entry and appropriation

Right of
eminent
domain

Proviso.

or to condemnation, shall accrue except with the consent of the Legislature and Governor of the defaulting State.

4. The interest of either State in any tolls collected under this article shall be free from any State, county, municipal or local taxation whatsoever in the other State.

Tolls free
from
taxation.

5. If either State exercise its option under this article it shall render annual accountings to the defaulting State, and when the amount so expended by reason of the default, with interest thereon at six per centum per annum shall have been fully paid, the defaulting State shall be restored to an interest and participation in the management of the tunnel or tunnels on a parity with the other State; provided, however, that the State completing the tunnel or tunnels shall have the right to determine the schedule of tolls during the continuance of any default and until a new schedule of tolls shall have been agreed upon by both States, which tolls shall be the same at all entrances to the tunnel or tunnels, and provided further, that any contract or contracts made by the State not in default during the continuance thereof shall be binding and effective, as though both States had been parties thereto.

Accountings
to defaulting
State.

Restoration.

Proviso.

Proviso.

6. For the purposes of this contract a party hereto shall be in default if it neglects for a period of sixty days after notice and demand by the other party:

When in
default:

A. To provide by law the moneys necessary to pay its share of the cost of the tunnel or tunnels as hereinbefore defined; or

To provide
money;

B. To make the necessary payments as the same shall become due by it required to be made under the terms of this contract entered into hereunder; or

To make
payments;

C. To provide a duly constituted authority for the carrying out of the terms of this contract or any contract entered into hereunder; or

To provide
authority;

D. To make the necessary appropriations or payments for the maintenance, operation or repair of the tunnel or tunnels as herein provided; or

To provide
maintenance;

E. To do any other thing necessary for the completion of the construction of said tunnel or tunnels or the maintenance, operation or repair thereof.

To do all
things
necessary.

Notice and demand.

7. Such notice and demand shall certify that the party giving the notice and making the demand has fully met and is enabled fully to meet all its obligations under this contract and any contract entered into hereunder.

Notice in writing.

Service.

8. Such notice and demand shall be in writing and signed by the Chairman and Secretary of the Commission of the party giving the notice and making the demand. It shall be served personally upon the party alleged to be in default by personal delivery to the chairman, Secretary or other responsible person in charge of the executive office of the Commission of such party or to the Governor of the party alleged to be in default and also by mailing another copy of such notice by registered mail to the Commission of such party addressed to it at its executive office or to the Governor of such party.

Continuance of option.

9. The option to complete by one party in the event of a default by the other shall continue until such default is cured.

Restored when default cured.

10. The defaulting party shall have the right to cure the default at any time while such default continues and when the default is cured by its affirmative act, it shall be restored to all its right and privileges hereunder in the same manner as if the default had been cured by the collection of tolls as herein provided.

Arbitration to determine default.

11. Should the State claimed to be in default dispute the fact of such default, it shall have the right to have such fact determined by arbitration, provided, however, that it assert its option to arbitrate within two weeks after the giving of a notice and demand as hereinbefore provided, and shall indicate its desire to arbitrate by a notice served in the same manner as required for the notice and demand concerning default. The arbitrator shall be the Attorney General of each State and one disinterested person selected by them, which said disinterested person shall not be a resident of either of the States. If the said Attorney General shall not agree within two weeks on such a disinterested person, then and in that event the Secretary of War of the United States or some person designated by him, who shall not be a resident of either State, shall act as

Arbitrators.

third arbitrator. Such arbitrators shall proceed forthwith to determine the issue and shall thereafter publish their findings with the Commission. Such right to arbitrate shall not be exclusive, but shall be in addition to any other remedies that the parties may have at law or in equity for the enforcement of this contract.

Determina-
tion.

ARTICLE XII.

1. Upon the completion of any tunnel or tunnels pursuant to this agreement the parties will cause the boundary line between the two States in the said tunnel or tunnels to be appropriately marked and indicated.

Boundary
marked.

ARTICLE XIII.

1. Any tunnel or tunnels that may be constructed pursuant to this agreement shall be administered, maintained and operated jointly by the two States represented by their respective Commissions in such manner as is herein provided and may be hereafter more fully agreed upon.

Joint main-
tenance and
operation.

2. The salaries and wages of all clerks, guards, caretakers, cleaners, workmen and other employees, employed in and about such tunnel or tunnels; the cost of repairing, ventilating, painting, cleaning and lighting such tunnel or tunnels; and all other expenses in and about the administration, maintenance and operation of such tunnel or tunnels, including taxes or governmental charges levied by the United States or any agency thereof, shall be shared and borne equally by the two States. The rental of offices occupied by the two Commissions and the salaries and expenses of their respective engineering and clerical staffs shall be included in the cost of administration, maintenance and operation of such tunnel or tunnels.

Salaries, and
all expenses
equally borne.

3. Nothing herein contained shall be construed to include any costs or disbursements for any of the above purposes except such as are incurred by both Commissions exclusively in connection with the administration and operation of such tunnel or tunnels.

Rentals, etc.

Costs
incurred by
both com-
missions.

4. All appointments of employees, and clerical and engineering staff referred to herein shall be made and their compensation fixed by the Commissions.

Appoint-
ments and
compensation
fixed.

ARTICLE XIV.

Rules,
regulations,
tolls.

1. Upon the completion of the construction of the tunnel or tunnels, pursuant to this agreement, the Commissions shall make reasonable rules and regulations and shall fix, determine and levy tolls and charges for the use of the same by vehicles and pedestrians, which tolls or charges are to be collected at the entrances to such tunnel or tunnels.

Rates
jointly
fixed.

2. Such tolls or charges shall be fixed jointly by the Commissions, in such amount or amounts as will pay the estimated cost of administration, maintenance and operation and in addition thereto will pay within twenty (20) years the amortized cost of construction.

Uniform
tolls.

3. At all times the schedule or rate of tolls shall be the same at all entrances to the tunnel or tunnels.

No other
charges.

4. No tolls or charges for the use of such tunnel or tunnels shall be levied or collected other than those specifically provided for.

Consent to
change.

5. There shall be no change, variation or rebate in the tolls agreed upon in any manner whatsoever, directly or indirectly, without the consent of both Commissions.

Toll col-
lectors.

6. The Commissions shall appoint a suitable person or persons under their joint control whose duty it shall be to collect or cause to be collected all tolls or charges for the use of the tunnel or tunnels by vehicles and pedestrians as herein provided.

Daily deposit
of receipts.

7. Such person or persons shall deposit or cause the said tolls and charges to be deposited daily in such bank or banks within the State where collected as the Commissions shall designate and shall render to each of the Commissions a weekly statement of the daily receipts or collections in such manner as the parties may require.

Weekly
statement.

Other income
deposited.

8. The Commissions shall also deposit in such bank or banks all other income received by them arising out of the operation of such tunnel or tunnels.

Official title
of account.

9. All accounts in banks maintained as provided herein shall be entitled, "New York State Bridge and Tunnel Commission—New Jersey Interstate Bridge and Tunnel Commission—Joint Account."

10. All orders, warrants or checks for the withdrawal from or payment out of the funds deposited as provided herein shall be signed by the Chairmen of both Commissions or, in the event of the refusal or inability of either of them so to sign, by the Vice-Chairman or any other member of the Commission designated for that purpose.

Withdrawals
of funds.

11. On or before the third day of each month the Commissions shall make an equal division between them of the receipts of income during the preceding calendar month from any source whatsoever and arising out of the operation of such tunnel or tunnels.

Monthly
division of
receipts.

12. The checks or warrants evidencing such monthly division of receipts shall be to the order of the person, public officer or public body in each State authorized by the law of that State to receive such funds in behalf of the said State, and if there be no such person, public officer or public body, then such check or warrant shall be to the order of the Commission representing the State.

To whom
checks
drawn.

13. Whenever so required, each Commission shall furnish to the other the written opinion of the Attorney-General of the State which it represents, as to who is, under the law of that State, the proper person, public officer or public body to whom such check or warrant shall be made payable.

Opinion as
to person
to whom
check
payable.

14. Each State shall make an appropriation for its share of the cost of the maintenance, operation and repair of the tunnel or tunnels as aforesaid in the manner provided by the law of the State making such appropriation.

Appropriation for
share of cost.

15. For the purpose of the estimated budget or disbursements, the fiscal year shall begin on the first day of July and end on the thirtieth day of June of each year.

Fiscal
year.

ARTICLE XV.

1. Neither State shall without the consent of the other directly or indirectly do, or cause, or suffer to be done, any act to block, interfere with, or obstruct in whole or in part the passage or repassage of pedestrians and vehicles or herein provided, to, from or

No interfer-
ences to
travel.

All regula-
tions to be
joint.

through any tunnel or tunnels that may be built pursuant to this agreement, except that it may collect the tolls hereinbefore provided, for the privilege of passing and repassing through such tunnel or tunnels. All limitations, prohibitions and regulations of traffic for whatsoever purpose shall be made exclusively by the order and under the direction and control of both Commissions.

ARTICLE XVI.

Substituted
authority.

I. If either State by statute duly enacted shall substitute any other authority or agency to construct or operate or participate in the construction or operation of the tunnel or tunnels referred to herein, such authority or agency shall acquire all the rights and be bound by all of the obligations of the Commission which it succeeds.

ARTICLE XVII.

As to con-
stitutionality
of any part
of this
contract.

I. If any clause or provision of this contract shall at any time hereafter be determined by any court of competent jurisdiction to be unconstitutional, illegal or void, such determination shall not affect the validity or legality of the contract or any other clause thereof, except with respect to such specific clause or provision so declared to be unconstitutional, illegal or void.

ARTICLE XVIII.

Amending
contract.

I. This contract may be amended from time to time by a written instrument executed in the same manner as this agreement and such amendments when so executed shall become a part of and have all the force and effect of any other provisions of this agreement, including such force and effect as this instrument may acquire by reason of any consent thereto or ratification thereof by the Congress of the United States.

ARTICLE XIX.

Execution of
contract.

I. This contract shall be signed in behalf of each of the States by at least a majority of all of the members of the Commission of the said State and duly attested by the Secretary or Assistant Secretary thereof.

After execution by each of the States this contract may be submitted by either party to the Congress of the United States for ratification. Six original copies of the contract shall be so signed and executed and each of the parties hereto shall receive three original copies thereof.

IN WITNESS WHEREOF, this contract has been executed the day and year first above written, in behalf of the State of New York by the New York State Bridge and Tunnel Commission under and by authority of a resolution duly adopted by the Commission and these presents signed by a majority of the members of the Commission; and in behalf of the State of New Jersey by the New Jersey Interstate Bridge and Tunnel Commission under and by authority of a resolution duly adopted by the Commission and these presents signed by a majority of the members of the Commission.

Contract
signed and
witnessed.

FOR THE STATE OF NEW YORK:
NEW YORK STATE BRIDGE AND TUNNEL COMMISSION,
By GEORGE R. DYER, Chairman.
Attest: E. W. BLOOMINGDALE, Vice-Chairman.
MORRIS M. FROHLICH,
Secretary.

McDOUGALL HAWKES,
A. J. SHAMBERG,
GROVER A. WHALEN,
FRANK M. WILLIAMS.

FOR THE STATE OF NEW JERSEY:
NEW JERSEY INTERSTATE BRIDGE AND TUNNEL
COMMISSION.

By WELLER H. NOYES,
Chairman.

Attest: SAMUEL T. FRENCH,
E. MORGAN BARRADALE, Vice-Chairman.
Assistant-Secretary.

PALMER CAMPBELL,
T. ALBEUS ADAMS,
THEO. BOETTGER,
THOMAS J. S. BARLOW,
DANIEL F. HENDRICKSON,
RICHARD T. COLLINGS.

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

On this 30th day of December, 1919, before me personally appeared George R. Dyer, E. W. Bloomingdale, McDougall Hawkes, A. J. Shamberg, Grover A. Whalen, Frank M. Williams and Morris M. Frohlich, all to me known and known to me to be, the said George R. Dyer, chairman, the said E. W. Bloomingdale, vice-chairman, the said McDougall Hawkes, A. J. Shamberg, Grover A. Whalen and Frank M. Williams, members, and the said Morris M. Frohlich, secretary, of the New York State Bridge and Tunnel Commission; and the said George R. Dyer, E. W. Bloomingdale, McDougall Hawkes, A. J. Shamberg, Grover A. Whalen, Frank M. Williams and Morris M. Frohlich, being by me duly sworn, did depose and say each for himself and not for the others; the said George R. Dyer, that he resides in the Borough of Manhattan, City, County and State of New York, that he is chairman of the said Commission and that he subscribed his name to the foregoing contract by virtue of the authority thereof; the said E. W. Bloomingdale, that he resides in the Borough of Manhattan, City, County and State of New York, that he is vice chairman of the said Commission and that he subscribed his name to the foregoing contract by like authority; the said McDougall Hawkes, that he resides in the Borough of Manhattan, City, County and State of New York; the said A. J. Shamberg, that he resides in the Borough of Manhattan, City, County and State of New York; the said Grover A. Whalen that he resides in the Borough of Manhattan, City, County and State of New York; the said Frank M. Williams, that he resides in the City of Goshen, County of Orange, State of New York; that each of them is a member of the said Commission and that each of them subscribed his name to the foregoing contract by virtue of the authority thereof; and the said Morris M. Frohlich, that he resides in the Borough of Manhattan, City, County and State of New York,

that he is secretary of the said Commission and that he subscribed his name thereto by like authority.

GEORGE A. MUIR, [SEAL.]

Notary Public,

Kings Co. 93, Reg. 178.

Certificate filed in N. Y. Co. 204, Reg. 10197.

Term expires March 30, 1920.

State of New Jersey, } ss.:
County of Hudson,

Be it known, that on this 30th day of December, 1919, before me, a Master in Chancery of New Jersey personally appeared E. Morgan Barradale, who being by me duly sworn on his oath, says that he is the assistant secretary of the New Jersey Interstate Bridge and Tunnel Commission duly created by law of the State of New Jersey with authority to execute the contract hereinabove set out, and that Weller H. Noyes of the Borough of Tenafly, Bergen County, State of New Jersey, is the chairman of the said Commission and Samuel T. French of the City of Camden, County of Camden, State of New Jersey, is the vice-chairman of the said Commission; that the said Weller H. Noyes, the said Samuel T. French, and Palmer Campbell of the City of Hoboken, County of Hudson, State of New Jersey, T. Albeus Adams of the Town of Montclair, County of Essex, State of New Jersey, Theodore Boettger of the Town of Hackensack, County of Bergen, State of New Jersey, Thomas J. S. Barlow of the Township of Chester, County of Burlington, State of New Jersey, Daniel F. Hendrickson of the City of Woodbury, County of Gloucester, State of New Jersey, and Richard T. Collings of the Borough of Collingswood, County of Camden, State of New Jersey, are members of the said Commission, duly commissioned by the Governor of the State of New Jersey therefor; that they and each of them pursuant to a resolution did sign, seal and deliver the said agreement as the said Commissioners' voluntary act and deed, in the presence of the said deponent, and that he, the said deponent, did, at the execution thereof, subscribe his name as a witness thereto.

IN WITNESS WHEREOF, I have hereunto set my hand and seal at Jersey City, in the County of Hudson and State aforesaid, the day and year last above written.

EMERSON RICHARDS,
M. C. C. of N. J.

Preamble.

AND WHEREAS, The consent of Congress to the making of the said agreement has been heretofore obtained.

Agreement
valid and
binding.

1. The act of the New Jersey Interstate Bridge and Tunnel Commission in making the above agreement stands ratified and confirmed upon the part of the State of New Jersey, and the said agreement is in all things declared to be valid and binding upon the State of New Jersey.

When act
effective.

2. This act shall become effective when a similar ratification shall have been made by the State of New York.

Approved April 5, 1920.

CHAPTER 77.

An Act to amend an act entitled "An act to regulate the practice of architecture," approved March twenty-fourth, one thousand nine hundred and two.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 10
amended.

1. Section ten of the act of which this act is amendatory be and the same is hereby amended so that it shall read as follows:

Who may be
licensed.

10. If the examination of any applicant for registration shall be satisfactory to the majority of the board, and upon the payment of an additional fee of fifteen dollars to the said board a certificate shall be issued to said applicant authorizing him to practice the profession of architecture, any person who, at the time of the passage of this act, be engaged in the practice of architecture in this State, and who shall present to the State Board an affidavit to that effect before the first day of

Fee.

Others en-
titled to
license.

May, one thousand nine hundred and three, or a certificate from a similarly constituted board of another State, with such other satisfactory evidence of competency as the board in its discretion may require, and any person who is a member of the American Institute of Architects shall be entitled to receive such certificate upon the payment to the said board of a fee of five dollars; each person licensed shall cause such license to be recorded in the office of the Secretary of State; each person licensed shall, during the month of July in each year, pay to the State Board of Architects a fee of five dollars or forfeit his certificate.

License
recorded.

Annual fee.

Notice of the failure to pay the annual registration fee required by this section shall be given to any person so failing, which notice shall state that, upon the continued failure to pay said fee the certificate issued to such person will be declared by said board at said time and place, unless the annual registration fee is sooner paid.

Notice of
failure to
pay given.

The said board may make rules and regulations regarding the reissue of a certificate to any person whose certificate has been forfeited under this section, and in said rules may fix the fee upon the payment of which said certificate may be reissued.

Rules and
regulations.

2. This act shall take effect immediately.

Approved April 5, 1920.

CHAPTER 78.

An Act to amend an act entitled "An act to amend an act entitled 'An act to authorize and regulate the issuance of bonds and other obligations and the incurring of indebtedness by county, city, borough, village, town, township, or other municipality governed by an improvement commission,'" approved March twenty-two, one thousand nine hundred and sixteen, which amendatory act was approved March twenty-nine, one thousand nine hundred and seventeen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 7
amended.

1. Section seven of the act to which this act is amendatory is hereby amended to read as follows:

Statement of
debt condi-
tion made
annually.

12. (1) The chief financial officer of each municipality shall make and file during the month of January of each year, in the office of the clerk of the municipality other than a county, and in case of a county in the office of the clerk of the board of chosen freeholders, a statement of the debt condition of the municipality as of the thirty-first day of December of the preceding year, estimating the amount of any item which may be indefinite or unascertainable. Such statement shall be known as the annual debt statement. Immediately upon the passage of this act the financial officer of each municipality shall file as above directed the annual debt statement as of the thirty-first day of December, one thousand nine hundred and sixteen. Whenever required by this act, or when required by the governing body, the chief financial officer of any municipality shall make and file as above directed any further debt statement, or any supplemental debt statement as hereinafter provided, and all such debt statements shall be under oath and shall be a public record open to public inspection. The annual debt statement shall set forth:

160-12
A-24-170

Records open
for inspection.

Debt state-
ment to show:

A. The gross indebtedness of the municipality, inclusive of notes or bonds authorized but not issued, and obligations of the municipality held uncanceled in any sinking fund, exclusive of indebtedness incurred for current expenses of the current fiscal year and inclusive of notes or bonds or certificates of the municipality issued for school purposes other than for the current expenses of schools, but not including the indebtedness of a school district constituting a separate corporation.

Gross indebtedness;

Such gross indebtedness shall be itemized as follows:

Itemized.

(a) The bonded debt, including bonds authorized but not issued, stating separately: bonds payable, or to be payable, in whole or in part, out of special assessments on property specially benefited and bonds authorized or issued for each of the following purposes, insofar as separately authorized or issued for such purposes, namely, docks, water supply, electric light or power, gas, markets and any other purpose, from the carrying out of which the municipality derives revenue from rental or service; and bonds authorized or issued for school purposes and, in the case of counties, bonds authorized or issued for park purposes. In the case of bonds issued for school purposes and in the case of county bonds issued for park purposes the net bonded indebtedness only shall be stated after deducting sinking funds and funds in hand applicable thereto.

Bonded debt;

(b) Evidences of indebtedness other than bonds, including temporary notes or bonds issued under section thirteen, including such as have been authorized but not issued.

Other liabilities;

B. The deductions.

Deductions itemized;

Such deductions shall be itemized as follows:

(a) The amount of special assessments levied and uncollected applicable to the payment of any part of the gross indebtedness not deducted under some other item hereof.

Special assessments uncollected;

(b) The amount, as estimated by resolution of the governing body, of special assessments to be levied for any improvement, which will be applicable to any part of the gross indebtedness not deducted under some other item hereof.

Special assessments for improvements;

Amount incurred for sundry purposes;	(c) Indebtedness to an amount not exceeding three per centum of the average of the assessed valuation as stated in subdivision D hereof, incurred or authorized for any of the following purposes, but not for the support or maintenance thereof, separately stated insofar as separately issued for such purposes, namely, for docks, electric light or power, gas, markets and any other purpose from the carrying out of which the municipality derives revenue from rentals or services rendered, the payment of the principal and interest of which indebtedness was adequately provided for from such revenue after deducting operating expenses during the previous fiscal year.
Water supply;	(d) Indebtedness incurred or authorized for the supply of water.
School purposes;	(e) The net indebtedness incurred or authorized for school purposes to an amount not exceeding three per centum of the average assessed valuation as stated in subdivision D hereof.
County parks;	(f) In the case of counties the net indebtedness incurred or authorized for park purposes to the amount of one per centum of the average assessed valuations as stated in subdivision D hereof.
Cash and sinking fund;	(g) Funds in hand and sinking funds, or such parts thereof as are held for the payment of any part of the gross indebtedness, other than that which is included in these deductions, or which is otherwise deducted. Under this item shall be included the proceeds on hand of any bonds or notes held to pay any part of the gross indebtedness, and the estimated proceeds of bonds or notes which have been authorized, if such estimated proceeds will be held for that purpose.
Proceeds of bonds and notes;	
Current taxes;	(h) Amount, if any, included in the current taxes levied for the payment of any part of the gross indebtedness, other than that which is included in these deductions.
Arrears of taxes;	(i) Amount of unpaid taxes not more than three years in arrears.
Improvements along ocean;	(j) Indebtedness incurred or authorized for the construction or reconstruction of dikes, bulkheads, jetties or other devices erected along the ocean or inlet fronts, and intended to prevent the encroachment of

the sea, including the improvements to restore property damaged by the sea, or for the construction of boardwalks, pavilions, piers, bathing houses, or other devices along the ocean front, and the acquisition of lands in connection therewith.

(k) Amounts owing by the State, by other municipalities, or by other persons or corporations on account of that part of an improvement for which indebtedness has been incurred or authorized, and not deducted under any other item.

Amounts
owing.

C. The net debt of the municipality or county, as the case may be, as determined by deducting the deductions stated in subdivision B from the gross debt stated in subdivision A.

Net debt.

D. The three next preceding assessed valuations of the taxable real property (including improvements) of the municipality and the average thereof.

Average
preceding
valuations.

E. The percentage that the net debt as computed under subdivision C bears to the average of the assessed valuations computed under subdivision D.

Percentage
of debt to
valuation.

(2) Prior to the passage of any ordinance or resolution authorizing notes or bonds under this act the chief financial officer shall make and file a supplemental debt statement, unless such notes or bonds are exclusively for the following purposes, namely: for funding (including the funding of interest accruing during the construction period), or for refunding, or for the supply of water, or for the construction or reconstruction of dikes, bulkheads, jetties, or other devices erected along the ocean or inlet front and intended to prevent the encroachment of the sea, including improvements to restore property damaged by the sea, or for the construction of boardwalks, pavilions, piers, bathing-houses or other devices along the ocean front, and the acquisition of lands in connection therewith. Such supplemental debt statement shall be computed as provided for the annual debt statement, and shall set forth:

Statement of
debt made
prior to
passage of
ordinance.

A. The net debt of the municipality as stated in subdivision C of the annual debt statement last filed, the amount by which such net debt has been increased or decreased, the net debt at the time of the statement.

Supplemental
statement to
show:

Net debt;

Amount and purposes of issue;	B. The amounts and purposes separately itemized of the bonds or notes about to be authorized, together with the deduction which may be made on account of each such item.
Debt after increase;	C. The net debt of the municipality after the indebtedness to be authorized has been incurred.
Three preceding valuations;	D. The three next preceding assessed valuations of taxable real property (including improvements) of the municipality and the average thereof.
Percentage to average valuation;	E. The percentage that the net debt as computed under subdivision C bears to the average of the assessed valuations computed under subdivision D.
If percentage over certain figure;	(3) In case it appears that the percentage of the net debt as stated by subdivision E, of any supplemental debt statement exceeds seven per centum in the case of a municipality other than a county, or exceeds two per centum in the case of a county, the supplemental debt statement shall include the following subdivisions, namely:
Total amount of bonds and notes;	F. The total amount of all bonds and notes required to be stated as part of gross indebtedness issued and authorized since December thirty-first, one thousand nine hundred and sixteen (whether paid or outstanding, except bonds and notes issued in anticipation of the receipt of tax revenues), and the bonds or notes to be authorized.
Total deductions;	G. The total deductions (as provided to be made in the financial statement), which may be made on account of the bonds and notes, stated in subdivision F.
Net increased debt;	H. The difference between the amounts, stated in subdivisions F and G (hereinafter called the net increased debt).
Average assessed valuation for three years;	I. The average assessed valuation of taxable real property (including improvements) of the municipality for the years one thousand nine hundred and fourteen, one thousand nine hundred and fifteen and one thousand nine hundred and sixteen.
Percentage increased debt;	J. The percentage that the net increased debt stated in subdivision H bears to the average assessed valuation, stated in subdivision I.
No ordinance if supplemental statement exceeds given sum.	(4) No ordinance or resolution, prior to the passage of which a supplemental debt statement must be filed,

shall be passed if it appears from such supplemental debt statement that the percentage of the net debt of a municipality other than a county as stated in subdivision E exceeds seven per centum, or in the case of a county, if the percentage of the net debt as stated by subdivision E exceeds two per centum; *provided*, that notwithstanding the net debt as stated in subdivision E of any supplemental debt statement exceeds such percentages, such ordinance or resolution may nevertheless be passed if the percentage of the net increased debt as stated in subdivision J, of any supplemental debt statement does not exceed two per centum in the case of a municipality other than a county, or one per centum in the case of a county.

Proviso.

Approved April 5, 1920.

CHAPTER 79.

An Act to prohibit the use of otter trawls or beam trawls.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. It shall be unlawful for any person or corporation to operate or use any otter trawl or beam trawl in any of the fresh or salt waters within the jurisdiction of this State, including the waters of the Atlantic ocean within three nautical miles of the coast line.

Use of
otter or
beam trawls
unlawful.

2. Any person or corporation violating any of the provisions of this act shall be guilty of a misdemeanor, and upon conviction thereof shall pay a penalty of two hundred dollars. Any person or corporation violating any of the provisions of this act shall, whether or not such person has been criminally prosecuted for such violation, be liable to a penalty of two hundred dollars for each offense, to be sued for and recovered in the manner provided and by the person or persons authorized

Penalty.

Procedure to
enforce
penalty.

to sue for and recover penalties by the provisions of an act entitled "An act to provide a uniform procedure for the enforcement of all laws relating to fish, game and birds, and for the recovery of penalties for violations thereof," approved March twenty-ninth, eighteen hundred and ninety-seven, and the acts amendatory thereof and supplementary thereto.

3. This act shall take effect immediately.

Approved April 5, 1920.

CHAPTER 80.

An Act to amend an act entitled "A supplement to an act entitled 'An act regulating the employment, tenure and discharge of certain officers and employees of this State, and of the various counties and municipalities thereof, and providing for a Civil Service Commission, and defining its powers and duties,' approved April tenth, one thousand nine hundred and eight," approved February ninth, one thousand nine hundred and eighteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 1
amended.

1. Section one of the act of which this act is amendatory be and the same is hereby amended to read as follows:

Uniform
compensa-
tions.

1. Appropriations and payments of compensation or rates of wages provided for offices, positions or employments in the State classified service in all State departments, boards, commissions and institutions shall be uniform for all offices, positions or employments having substantially similar duties, work requirements, authority and responsibility and similar requirements as to training and experience, and shall be in conformity with the rules and regulations providing uniform em-

Rules
applicable.

ployment control and the schedules and standard specifications of services, grades, titles, duties, qualifications and compensation or wage rates for such offices, positions or employments in the State classified service as set out in the specifications for personal service, including all those offices, positions or employments in such classified service, the compensation for any of which is fixed by statute, which shall be provided and adopted by the State Civil Service Commission, or such as shall be adopted hereafter. No person now or hereafter filling an office, position or employment in any State department, board, commission or institution to which the specifications for personal service apply, and for which a definite compensation or salary range has been designated, shall receive from said State department, board, commission or institution in which such person is employed any compensation or salary in addition to that so fixed; *provided*, that nothing in this act shall reduce the salary or compensation of any person now employed, nor affect the tenure or salary of the Commissioner of Motor Vehicles.

No extra compensation.

Proviso.

2. This act shall take effect immediately.

Approved April 5, 1920.

CHAPTER 81.

An Act to authorize cities in this State to sell and convey certain lands acquired for use as a public park, which are not needed or desirable for public park purposes.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. Whenever the board or body having the control and management of the public parks of any city in this State shall have determined, or shall hereafter determine, that any lands theretofore acquired in fee simple by such city for use as a public park, whether or not the

Sale of public park land authorized.

- same shall have been actually dedicated to such use, is no longer needed or desirable for public park purposes, it shall be lawful for the governing body of such city to sell such land, either as a whole or in parcels, and if in parcels, either at one time or from time to time, at public auction, to the highest bidder or bidders, upon such terms and conditions and subject to such restrictions as the said governing body shall fix and determine, and to make due conveyance of such lands pursuant to such sale or sales; *provided, however*, that no lands may be sold under the authority hereby conferred which have been physically improved for public park purposes by the construction of interior walks or drives, or substantial planting of trees or shrubbery, or the erection of statuary or monuments, nor which have an area greater than fifteen acres, or are located on the beach front of the Atlantic ocean; nor shall any such lands be sold until due public advertisement, signed by the city clerk, of the time and place of selling the same shall have been given by publication once in each week for four consecutive calendar weeks prior to the day of sale in at least two newspapers printed or circulating in such city, the last publication to be not more than seven days prior to the day appointed for selling the same.
2. The proceeds derived from the sale of any lands sold under the authority of this act shall be applied by such city to the acquisition of other lands for public park purposes, or to the development and improvement of the public park system of such city.
3. This act shall take effect immediately.
- Approved April 5, 1920.

CHAPTER 82.

An Act to amend the title and body of an act entitled
 "An act authorizing cities in this State to lay out and
 open highways over and along non-navigable natural
 streams, to acquire lands therefor by purchase or con-
 demnation, to improve the same when acquired, to
 assess the benefits conferred thereby, and to raise
 funds for such purposes by the issuance of bonds,"
 approved March seventeenth, one thousand nine hun-
 dred and sixteen.

BE IT ENACTED by the Senate and General Assembly
 of the State of New Jersey:

1. The title of an act entitled "An act authorizing
 cities in this State to lay out and open highways over
 and along non-navigable natural streams, to acquire
 lands therefor by purchase or condemnation, to improve
 the same when acquired, to assess the benefits conferred
 thereby, and to raise funds for such purposes by the
 issuance of bonds," approved March seventeenth, one
 thousand nine hundred and sixteen, be and the same is
 hereby amended to read as follows:

Title
 amended.

An act authorizing cities in this State to lay out and
 open highways over and along non-navigable natural
 streams, to alter the course of such streams, to acquire
 lands therefor by purchase or condemnation, to improve
 the same when acquired, to assess the benefits conferred
 thereby, and to raise funds for such purposes by the
 issuance of bonds.

New title.

2. Section one of the above entitled act be and the
 same is hereby amended to read as follows:

Section 1
 amended.

1. It shall be lawful for the body having control of
 streets and highways in any city in this State, by ordi-
 nance, to lay out and open streets or highways over and
 along non-navigable natural streams, and to alter the
 course of such streams for the purpose of providing a

Streets along
 streams.

May alter
 course of
 stream.

more direct course for such streets or highways, when in the judgment of such body the public good requires the same to be done, and to acquire lands and real estate and interests therein for such purposes.

3. This act shall take effect immediately.

Approved April 5, 1920.

CHAPTER 83.

An Act to amend an act entitled "A supplement to an act entitled 'An act regulating the employment, tenure and discharge of certain officers and employees of this State and of the various counties and municipalities thereof, and providing for a Civil Service Commission and defining its powers and duties,' approved April tenth, one thousand nine hundred and eight," which said supplement was approved March twenty-third, nineteen hundred and seventeen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Section 2
amended.

1. From and after the passage and approval of this act, section two of the act referred to in the title of this act is hereby amended to read as follows:

Salaries of
commis-
sioners.

2. The president of said Civil Service Commission shall receive a salary of three thousand five hundred dollars per annum, and each of the other commissioners shall receive a salary of three thousand dollars per annum, payable monthly, out of the treasury of this State, on the warrant of the Comptroller. In addition each Commissioner shall be entitled to be paid out of the treasury of this State, on the warrant of the Comptroller, such sums as shall be incurred for necessary traveling and other expenses; but no money shall be paid out of the treasury for any such purpose except on bills pre-

Expenses.

sent to the Treasurer, duly verified by the oath of the person presenting the claim.

2. All acts and parts of acts inconsistent herewith are hereby repealed, and this act shall take effect immediately. Repealer.

Approved April 5, 1920.

CHAPTER 84.

171-C-84
S-21-52 (?)

An Act defining floating indebtedness and authorizing and directing the funding of floating and other indebtedness in any municipality and county in this State.

WHEREAS, There exists in some municipalities and in some counties in the State indebtedness which has been incurred from time to time, which has not corresponding, existing and adequate assets for its support, or for which there do not exist appropriate means of payment; Preamble.

WHEREAS, The 1917 act required municipalities and counties to establish and refinance their floating indebtedness before November first of that year and by the 1918 act the time was extended to August first, one thousand nine hundred and eighteen; Preamble.

WHEREAS, Some municipalities and counties have not complied with the requirements of these statutes, and such indebtedness will prove a handicap to the proper administration of the financial affairs of such municipalities or counties, and in order to provide a proper and lawful means for funding such indebtedness, Preamble.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. In this act the term "municipality" shall mean any county, city, town, township, borough, village, or any municipality governed by an improvement commission in the State, and the term "governing body" shall mean the board or body having charge and control of the finances of a municipality or county, and the "chief Definitions.

financial officer" shall mean the official having custody of the moneys of the municipality.

Tabulation
of outstanding
indebtedness.

2. For the purpose of ascertaining the amount of floating indebtedness, if any, in any municipality, the chief financial officer of such municipality shall on or before the first day of July, one thousand nine hundred and twenty, cause a tabulation to be made of all the outstanding indebtedness which has been incurred in anticipation of the receipt of revenues applicable for current expenses up to the thirty-first day of December, one thousand nine hundred and nineteen, and including the tax revenues which became delinquent on the first day of December, one thousand nine hundred and nineteen, and which has been provided for by the issuance and negotiation of instruments of any character that have become an obligation of the municipality and fall due within two years from July first, one thousand nine hundred and twenty, and for the payment of which no other provision has been made, and the governing body shall, within thirty days, pass a resolution authorizing the distribution herein directed, and shall distribute and convert said evidences of indebtedness into the following instruments:

Distribution
and conver-
sion of:

Tax revenue
notes of
1919;

(a) "Tax Revenue Notes of 1919" equal to the amount of the face value of the tax revenues which became delinquent to said municipality on December first, one thousand nine hundred and nineteen (including State railroad and canal taxes), and which remain unpaid on June thirtieth, one thousand nine hundred and twenty; said notes, with their renewals, shall run not longer than the thirty-first day of December, one thousand nine hundred and twenty-three, and all moneys received in payment of tax revenues which became delinquent on December first, one thousand nine hundred and nineteen (excluding interest and costs thereon, unless the governing body shall otherwise determine), shall be applied to the payment of said notes and for no other purpose whatsoever, until said notes shall have been paid.

Tax revenue
notes of
1918;

(b) "Tax Revenue Notes of 1918" equal to the amount of the face value of the tax revenues which became delinquent to said municipality on December

twentieth, one thousand nine hundred and eighteen (including State railroad and canal taxes), and which remain unpaid on June thirtieth, one thousand nine hundred and twenty; said notes, with their renewals, shall run not longer than the thirty-first day of December, one thousand nine hundred and twenty-two, and all moneys received in payment of tax revenues which became delinquent on December twentieth, one thousand nine hundred and eighteen (excluding interest and costs thereon, unless the governing body shall otherwise determine), shall be applied to the payment of said notes, and for no other purpose whatsoever, until said notes shall have been paid.

(c) "Tax Revenue Notes of 1917" equal to the amount of the face value of the tax revenues which became delinquent to said municipality on December twentieth, one thousand nine hundred and seventeen (including State railroad and canal taxes), and which remain unpaid on June thirtieth, one thousand nine hundred and twenty; said notes, with their renewals, shall run not longer than the thirty-first day of December, one thousand nine hundred and twenty-one, and all moneys received in payment of tax revenues which became delinquent on December twentieth, one thousand nine hundred and seventeen (excluding interest and costs thereon, unless the governing body shall otherwise determine), shall be applied to the payment of said notes, and for no other purpose whatsoever, until said notes shall have been paid. *Provided, however,* if there shall be any instruments which cannot be converted on July first, one thousand nine hundred and twenty, as herein directed, arrangements shall be made for the conversion of such instruments when same shall become due, and their renewals shall be evidenced by instruments as herein directed; *provided, further,* that there shall be at no time outstanding tax revenue notes of any year in excess of the amount of the face value of the tax revenues of that year which are in arrears, together with the amount of receipts from such tax revenues in hand, applicable to the discharge of such notes at maturity.

Tax revenue
notes of
1917.

Proviso.

Proviso.

Issuance of
tax title
notes.

Continue
until lien
discharged.

Amount.

Proviso.

If court
remit taxes,
payment in
installments.

3. If, after the distribution and conversion as directed in section two, there shall remain any instruments of indebtedness falling due within two years from July first, one thousand nine hundred and twenty, for the payment of which no other provision has been made, and which have been issued in anticipation of the receipt of revenues applicable for current expenditures for any year and prior to the thirty-first day of December, one thousand nine hundred and nineteen, and including the tax revenues which became delinquent on the twentieth day of December, one thousand nine hundred and nineteen, which cannot be so distributed and converted as herein directed, and there shall be any tax titles which are held in the name of said municipality, then an amount equal to the amount of the lien value represented thereby, including interest and costs, accrued to July first, one thousand nine hundred and twenty, may be deducted from the balance of indebtedness and tax title notes issued therefor. Such tax title notes shall be known and called by that name, and may run until the lien of the tax title is discharged, and shall be retired by the application to that purpose of so much of the amount received in the discharge of the lien or liens as is equal to the lien value of the tax title at the time of issue of the tax title note representing the same. The amount of all tax title notes outstanding shall at no time be greater than the lien value of the tax titles standing in the name of the municipality issuing such notes. *Provided, however,* if any portion of the taxes upon which said tax revenue notes were issued shall be in litigation, then an amount equal to the face value of said taxes may be excepted, and carried by said tax revenue notes until said litigation shall have been concluded, and all or any portion of the said taxes are paid; if, however, the court or other lawful authority shall remit all or any portion of the taxes so in litigation, then the said tax revenue notes in an amount equal to the taxes so remitted shall be paid in not less than five equal annual installments by the inclusion of an annual installment in the tax levy of each succeeding year until the said tax revenue notes shall have been paid; or if, notwithstanding the result

of such litigation be in favor of the municipality, or for any other reason whatsoever, such taxes shall prove to be uncollectable, and the governing body shall, by proper resolution, so declare; then the tax revenue notes to the amount of the taxes so declared to be uncollectable, shall be paid in not less than five equal annual installments, by the inclusion of an annual installment in the tax levy of each succeeding year until the said notes shall have been paid. If, after such further distribution and conversion to the tax title notes, there shall remain any such instruments of indebtedness falling due within two years from July first, one thousand nine hundred and twenty, for the payment of which no other provision has been made, and which have been issued in anticipation of the receipt of revenues as hereinbefore set forth, such balance shall be known as "floating indebtedness."

Payment of
taxes uncol-
lectable.

4. For the purpose of ascertaining a further additional amount of floating indebtedness in any municipality, the governing body of said municipality shall cause a tabulation to be made of all obligations which have been issued for temporarily financing that part of the cost (including damages payable by the municipality) of an improvement which has been assessed against the property directly benefited, together with any moneys in hand, which shall be properly applicable to the payment of such obligations, and if by reason of such tabulation there shall prove to be an excess of obligations outstanding over and above the assessments due or to become due, plus the moneys in hand for the payment of such obligations, then such excess shall be known as "floating indebtedness"; *providing, however*, there shall not be computed in such indebtedness the amount of any such obligations issued on account of any such improvement, which is in the course of construction, and the assessments for which have not been confirmed at the time the tabulation is made.

"Floating
indebted-
ness."

Proviso.

5. If in any municipality there shall be any indebtedness falling due within two years from July first, one thousand nine hundred and twenty, for the payment of which no other provision has been made, and which has been incurred in good faith for any lawful pur-

Indebted-
ness not
provided for
included.

pose of the municipality, prior to the beginning of the fiscal year, for which the next tax levy shall be made, all or any portion of which has not been included in any tax levy or levies or which has not corresponding existing and adequate assets for its support, such indebtedness or such portion thereof as has not been included in the tax levy shall also be known as "floating indebtedness."

Refunding
floating in-
debtedness.

Bond or
note issue
by ordinance.

Rate.

Time.

Proviso.

6. If after the distribution and conversion as herein directed there shall be any floating indebtedness in any municipality, it shall be lawful for, and the governing body thereof is hereby directed to issue floating indebtedness bonds or floating indebtedness notes for the purpose of refunding such floating indebtedness on or before November first, one thousand nine hundred and twenty, and not thereafter. For such purpose the power is hereby expressly conferred upon the governing body of any such municipality to issue bonds or notes by virtue of any proper ordinance or resolution to be passed at a regular meeting of such governing body; said ordinance or resolution shall recite the amount of the floating indebtedness to be refunded, and the manner and cause of its origin, so far as same can be determined, and the passage of such ordinance or resolution shall be conclusive evidence that the indebtedness herein mentioned is properly classified as floating indebtedness within the meaning of this act, so far as the validity of such bonds or notes issued in pursuance of such ordinance or resolution is concerned; such bonds or notes shall bear interest at a rate not exceeding six per centum per annum, payable semi-annually, and shall be made payable in practically equal annual installments, the first installment to become due December thirty-first, one thousand nine hundred and twenty-one, each installment to be in amount not less than one-fifth of a mill on the dollar of the last-assessed valuation of the taxable property of such municipality, but in no case shall the bonds run for a longer period than twenty years; *provided*, that in order to redeem such bonds or notes, and to pay the interest thereon, there shall be created a special tax, and said tax shall be placed in each successive tax levy, and shall be

assessed and collected as other taxes are assessed and collected. Said bonds or notes if in excess of ten thousand dollars shall be sold at public sale at not less than par. *Provided, further,* that upon a two-thirds vote of the governing body, bonds or notes authorized herein, to any amount, may be sold to the sinking fund of the issuing municipality, at par, without advertisement or public bidding.

Proviso.

7. The chief financial officer of each municipality shall transmit to the Commissioner of Municipal Accounts on or before the first day of September, one thousand nine hundred and twenty, an accounting of all indebtedness, evidenced by instruments of the kind in this act mentioned or provided and the distribution and conversion thereof, together with the amount of such floating indebtedness as may have resulted from the distribution and conversion as herein directed.

Annual report by municipal financial officer.

8. Any municipality may issue tax revenue bonds instead of tax revenue notes and tax title bonds instead of tax title notes, as provided in this act, upon ordinance or resolution adopted by the governing body of the municipality. Said bonds so issued shall be subject, in all respects, to the provisions of this or any other act relating to said notes.

Tax revenue or tax title bonds may be issued.

9. The provisions of this act shall be effective in all municipalities; *provided,* that if a municipality has made or shall hereafter make a tabulation of outstanding indebtedness, as provided for in section two of "An act defining floating indebtedness and authorizing and directing the funding of floating and other indebtedness in any municipality and county of the State, approved March seventeenth, one thousand nine hundred and seventeen," such tabulation shall be in lieu of the tabulation herein required. The chief financial officer of any municipality affected by this act, who shall fail to transmit to the governing body of his municipality on or before the first day of July, one thousand nine hundred and twenty, the tabulation called for in section two of this act shall be subject to a penalty of one hundred dollars (\$100.00) and a further penalty of five dollars (\$5.00 for each day of neglect or failure to file such tabulation with the governing body of his

Municipalities in which act effective.

Penalties for failure to act.

municipality and a further penalty of twenty-five dollars (\$25.00) for failure to transmit the statements required by sections seven and eight to the Commissioner of Municipal Accounts at the time specified in said sections. Such penalties to be recovered by the State of New Jersey in action for debt against such official in any court of competent jurisdiction.

Repealer.

Proviso.

10. All acts and parts of acts inconsistent herewith are hereby repealed; *provided, however*, that the provisions of "An act to authorize and regulate the issuance of bonds and other obligations, and the incurring of indebtedness by county, city, borough, village, town, township or any municipality governed by an improvement commission," approved March twenty-second, one thousand nine hundred and sixteen, and constituting chapter 252 of the Laws of 1916, shall not be deemed in any respect affected or limited by this section, and said acts shall be deemed additional and independent authority (within the scope of the authority conferred by it) for the financing of any of the purposes provided for in this act.

11. This act shall take effect immediately.

Approved April 5, 1920.

CHAPTER 85.

An Act authorizing the Board of Fish and Game Commissioners to acquire by lease lands in any county in this State for the purpose of raising game birds and game animals thereon.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

May lease
game farm.

1. The Board of Fish and Game Commissioners is hereby authorized in their discretion to acquire by lease, at a nominal rental, in any county of this State, land consisting of not less than forty acres in one single

tract, said land having thereon buildings, fences and pens suitable for raising game birds and game animals, when such land, building, fences and pens are offered to the Board of Fish and Game Commissioners by an incorporated body, the same to be operated in connection with the State game farm, under the supervision of the Board of Fish and Game Commissioners.

2. The said board is authorized to expend not more than twenty-five hundred dollars per annum for the purpose of raising game birds and animals on each tract of land so acquired; *provided*, that seventy-five per centum of the game birds and animals raised on said land shall be liberated under the direction of the Board of Fish and Game Commissioners in the county wherein such game birds and animals were raised.

Expenditures.

Proviso.

3. This act shall take effect immediately.

Approved April 5, 1920.

CHAPTER 86.

An Act to amend an act entitled "A further supplement to an act entitled 'An act to authorize the board of chosen freeholders of any of the several counties of this State to lay out, open, construct, improve and maintain a public road therein,' approved April seventh, one thousand eight hundred and eighty-eight," which supplement was approved April second, one thousand nine hundred and eight.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. Section three of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Section 3 amended.

3. The moneys necessary for defraying the costs, charges and expenses of the work herein authorized

Bond issue.

Manner of procedure.	shall be raised and obtained and the bonds issued therefor in the manner and by the methods provided by "An act to authorize and regulate the issuance of bonds and other obligations and the incurring of indebtedness by county, city, borough, village, town, township or any municipality governed by an improvement commission," approved March twenty-second, one thousand nine hundred and sixteen, and constituting chapter 252 of the Pamphlet Laws of one thousand nine hundred and sixteen, and shall be paid out by the county collector on the order of the body vested by law with the control of said road or roads; <i>provided</i> , that no payments for work done under any contract shall be made, except on the certificate of the engineer designated by said body to take charge of said work.
Proviso.	
Total cost limited.	The total cost of all work authorized by this act shall not exceed a sum equal to four-tenths of one per centum of the total assessed value of the ratables of said county assessed for county purposes in the year in which the last work is authorized by this act.
Repealer.	2. All acts and parts of acts inconsistent herewith be and the same are hereby repealed, and this act shall take effect immediately. Approved April 5, 1920.

CHAPTER 87.

A Supplement to an act entitled "An act regulating the employment, tenure and discharge of certain officers and employees of this State, and of the various counties and municipalities thereof, and providing for a civil service commission and defining its powers and duties," approved April tenth, one thousand nine hundred and eight.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. All persons who shall hereafter be appointed to the position of county adjuster in any county in this State shall be appointed, transferred, reinstated, promoted, reduced or dismissed to or from such position only in accordance with the provisions covering the competitive class contained in the act to which this is a supplement.

County
adjuster
subject to
civil service.

2. All persons who now hold the position of county adjuster in any county of this State, and who, in addition thereto, hold any other county employment or position, at the time of the adoption of this act, shall continue to hold such positions, and shall not be transferred, reinstated, promoted, reduced or dismissed from either except in accordance with the provisions covering the competitive class contained in the act to which this is a supplement.

Continuance
in other
position.

3. This act shall in nowise affect the present classification under the act to which this is a supplement, of any county counsel, county solicitor, county clerk, county physician, county probation officer or head of any other county department.

Certain
county officials
not affected.

4. All acts and parts of acts inconsistent herewith be and the same are hereby repealed, and this act shall take effect immediately.

Repealer.

Approved April 5, 1920.

CHAPTER 88.

An Act to amend an act entitled "An act concerning counties," approved March fourth, one thousand nine hundred and eighteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Section 1305
amended.

1. Section thirteen hundred and five of an act entitled "An act concerning counties," approved March fourth, nineteen hundred and eighteen, be and it is amended to read as follows:

Bridges and
viaducts to
connect high-
ways.

1305. All viaducts and bridges, with their approaches, shall connect at each end with a public road or street, or at one end with a public road or street and at the other end with a public park or recreation ground notwithstanding that such public park or recreation ground shall have no roads or streets laid out therein; and where necessary to make such connections, said viaduct or bridge, or its approaches, shall be carried over any ravines, marshes, pits, railroad cuts, embankments, tide-washed lands, canals, or other obstructions.

2. This act shall take effect immediately.

Approved April 5, 1920.

CHAPTER 89.

A Supplement to an act entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

License and
regulation of
jitneys.

1. The governing body of every municipality shall have power to make, enforce, amend or repeal ordi-

nances to license and regulate auto-busses, commonly called jitneys, and the owners and drivers of all such vehicles, and to fix the fees for such licenses, which may be imposed for revenue, and to prohibit the operation of all such vehicles in the public streets or places of such municipality, unless such ordinances are complied with, whether such auto-busses, commonly called jitneys, are operated over routes wholly or partly within the territorial limits of such municipality; *provided*, Proviso. *however*, this shall not be in substitution of but in addition to whatever other right, power and authority any such municipality may at any time have as to licensing, regulating, or control of the operation of such auto-busses, commonly called jitneys, and this act shall not be construed as modifying or repealing an act entitled "An act concerning auto-busses, commonly called jitneys, and their operation in cities," approved March seventeenth, one thousand nine hundred and sixteen, or any supplement or amendment thereof.

2. This act shall take effect immediately.

Approved April 5, 1920.

CHAPTER 90.

An Act changing the title of the office of county collector to county treasurer.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

The title of the office now known as county collector shall hereafter be known by the title of county treasurer. County treasurer.

2. All the powers and duties now imposed by law upon the county collector shall be exercised and performed by the county treasurer. Powers and duties.

3. This act shall take effect July first, one thousand nine hundred and twenty. Act effective.

Approved April 5, 1920.

CHAPTER 91.

An Act to amend an act entitled "An act concerning contagious and infectious diseases among cattle, regulating the importation of cattle into this State and providing measures to check the spread of diseases among cattle in this State; creating the Commission on Tuberculosis Among Animals, prescribing its powers and duties and fixing penalties for violations of this act," approved April twenty-fourth, one thousand nine hundred and eleven.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Section 5
amended.

1. Paragraph five of section two of the act of which this act is amendatory be and the same hereby is amended to read as follows:

Inspection of
suspected
animal.

5. (a) Whenever the Department of Health of the State of New Jersey or the owner or owners of any dairy or breeding animals shall request the Department of Agriculture to cause an inspection to be made of any of such animals as may be supposed to be diseased with tuberculosis, the Department of Agriculture may designate a veterinarian to make such inspection, and if deemed advisable by the Department of Agriculture to conduct a tuberculin test of said animal or animals in accordance with the methods prescribed by the Department of Agriculture. If the owner or owners of such animal or animals shall agree to comply with and carry out the regulations of the Department of Agriculture relating to the removal from the herd and quarantine of condemned animals, the disinfection of the premises and the introduction into the herd of other animals, the expense of such inspection and tests shall be borne by the Department of Agriculture.

Test.

Expense.

Slaughter
of condemned
animal.

(b) Whenever such an inspection or test shall result in the condemnation of any animals examined or tested, such animal or animals shall be held in quarantine by the owner or owners thereof until notified by the Department of Agriculture to slaughter said animal or

animals, and upon receipt of said notice said owner or owners shall immediately slaughter or cause such animal or animals to be slaughtered in the presence of a duly authorized Federal, State or municipal inspector. If the owner or owners of any animal or animals so condemned shall, before the slaughter of said animal or animals, agree to accept the net proceeds from the sale of the meat, hide and other marketable parts of said animal or animals, provided the same shall have passed inspection by a Federal, State or municipal health inspector, then said owner or owners shall have no further claim against the State on account of said slaughter, or the owner or owners of said animal or animals so condemned may agree that the value of said animal or animals be determined by appraisement by the Department of Agriculture as hereinafter provided.

Proceeds of
salable
portions.

(c) The veterinarian making the tuberculin test, or any duly authorized agent of the Department of Agriculture, is hereby authorized and empowered to make an agreement with the owner or owners as to the valuation of the animal or animals condemned.

Valuation.

In all cases where no agreement can be reached, there shall be appointed three competent and disinterested freeholders, one appointed by the Department of Agriculture, one by the owner or owners, and the third by the first two, who shall ascertain and decide upon the appraised value of each animal condemned, and shall sign a certificate of such value in the presence of a witness, who shall attest the same. The appraised value of said animal shall not be affected by the fact of the reaction to the tuberculin test, and such valuation shall in each case be made upon the basis of the breeding, dairy or beef value of said animal on the day of appraisement. The reacting animal shall be slaughtered within thirty days of date of appraisal, at such time and place as the Department of Agriculture shall designate, which must be done under the supervision of a Federal, State or municipal inspector, approved by the Department of Agriculture, and the carcass examined and judged as to fitness for food. The salvage is the net amount received from the sale of the animal or animals, and a report of such sale shall be

Fixing value
on disagree-
ment.

Slaughter.

Salvage.

	made on blanks furnished for that purpose by the Department of Agriculture, signed by the purchaser or his agent, and in no case shall the owner or owners receive compensation from the State if said statement prove false. Delivery and slaughtering charges may be deducted, but any charges for holding the animal pending slaughter shall not be deducted and any such charges will not be paid by the State. Upon presentation of said appraisal certificate to the State Comptroller, with the approval of the chief of the Bureau of Animal Industry endorsed thereon, the owner or owners shall receive from the State Treasurer a sum equal to one-third the difference between the appraised value of the animal or animals, and the salvage which the owner receives; <i>provided</i> , the State does not pay the owner or owners a sum in excess of one hundred dollars for a registered animal and fifty dollars for any unregistered animal. In the case of registered animals the owner or owners shall furnish a certificate of registration.
Deductions.	
Payment.	
Proviso.	
Ownership.	In all cases it is provided that the animal or animals shall have been owned at least ninety days in the State prior to the condemnation thereof; proof of ownership shall be furnished by the owner to the Department of Agriculture upon request made therefor; <i>and provided, further</i> , that no compensation shall be made for animals considered by the Department of Agriculture to be of no value.
Proviso.	

2. This act shall take effect immediately.

Approved April 5, 1920.

CHAPTER 92.

A Supplement to an act entitled "An act concerning unpaid taxes, assessments and other municipal charges on real property, and providing for the collection thereof by the creation and enforcement of liens thereon (Revision of 1918)."

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Whenever any tax on real property, together with the interest, penalties, charges and cost of advertising would amount to a sum less than ten dollars, then and in every such case it shall be discretionary with the collector or other officer as to the advertising and selling of any such real property for the enforcement of any tax lien; that such tax shall remain a lien on such property and may be included in any tax sale or other municipal lien sale effecting such property, notwithstanding anything in the act of which this act is a supplement is to the contrary.

Sale of real estate for taxes under \$10.

Tax a lien.

2. This act shall take effect immediately.

Approved April 5, 1920.

CHAPTER 93.

187-C-93
S-21-257

An Act to provide for a lien on land, or on a lot or lots, situate in cities of the fourth class of this State, for the cost and expense of abating a nuisance.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Whenever any city of the fourth class of this State shall by ordinance declare what shall be a nuisance on

Nuisance and abatement.

land, or on a lot or lots, situate in any such city, the ordinance may also set forth that the cost and expense of abating such nuisance shall be a lien on the land, or on the lot or lots, whereon said nuisance was abated.

Report as to
cost of
abatement of
nuisance.

2. The officer of any such city having charge of abating any such nuisance, shall report to the governing body of such city, in writing, the cost and expense of the abating thereof, together with a description of the land, or the lot or lots, whereon the same was abated, also the name of the owner or owners of said land, lot or lots, and when the report is approved, by the governing body, the same shall be filed in the city clerk's office and the city clerk shall record said report in such book in the tax collector's office, wherein municipal liens are recorded, and from the time of the recording thereof the cost and expense of the abating of the nuisance shall be a lien on the land, or the lot or lots whereon the nuisance was abated.

Cost a lien.

Collection
of lien.

3. Said lien shall be enforced and collected in the same manner as municipal liens are now enforced and collected in such city, and that all laws applicable to any such city, excepting as to notice, shall be applicable to any procedure under this act.

4. This act shall take effect immediately.

Approved April 5, 1920.

CHAPTER 94.

A Supplement to an an act entitled "An act to provide for officers of the Senate and General Assembly and to fix their compensation," approved February ninth, nineteen hundred and eighteen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Bonus to
legislative
officers.

1. There shall be paid to the officers of Senate and General Assembly named in the act to which this is a

supplement, for services for the session of nineteen hundred and twenty, additional compensation to the amount of fifteen per centum of the annual compensation provided in the aforesaid act.

2. The same additional compensation shall be paid to employees rendering service for the session of nineteen hundred and twenty in positions created by resolution of either house. Bonus to employees.

3. This act shall take effect immediately.

Approved April 5, 1920.

CHAPTER 95.

A Supplement to an act entitled "An act concerning disorderly persons (Revision of 1898)," approved June fourteenth, one thousand eight hundred and ninety-eight.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Any person who shall travel on any street railway car without having paid his fare, and with intent to avoid payment thereof, or any person who, having paid his fare, and having travelled on such car to a point where, under the rule of the company operating such car, as announced by the conductor of such car, an additional fare is due, shall on demand refuse or fail to pay such additional fare or to leave such car, shall be deemed and adjudged to be a disorderly person. Paying fare on street cars.

2. This act shall take effect immediately.

Approved April 5, 1920.

CHAPTER 96.

An Act to incorporate the "Borough of Ocean Grove,
in the county of Monmouth."

- Preamble. WHEREAS, Ocean Grove, located in Monmouth county, instituted and established as a camp meeting and Christian seaside resort, has been a religious institution unique in character and distinction, and is probably the only one of such in the United States; and
- Preamble. WHEREAS, So conducted and known as such religious institution throughout the world, it is an asset to the good name and fame of New Jersey, and it is purposed that the same shall be preserved; and
- Preamble. WHEREAS, The activities of the Ocean Grove Camp Meeting Association of the Methodist Episcopal Church, incorporated by an act of the Legislature of New Jersey, have been such as to mark it distinctively as a religious institution, although, in addition thereto, exercising the prerogatives and functions of a municipal government; and
- Preamble. WHEREAS, The said association is willing to surrender such municipal control, but without violating the religious integrity of Ocean Grove, and is also desirous of preserving inviolate all those rights appertaining to and included in such religious integrity; and
- Preamble. WHEREAS, It is deemed advisable to separate the municipal and religious functions, except as this act provides; and
- Preamble. WHEREAS, It is the will and desire of the said Ocean Grove Camp Meeting Association, the lessees, and the residents of the territory hereinafter particularly described, that a borough form of government shall be provided by law, but which shall have no authority to interfere with the said Ocean Grove Camp

Meeting Association in maintaining the religious character and integrity of Ocean Grove; and
 WHEREAS, It is the purpose and intent of this act so to do; therefore,

Preamble.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. The inhabitants of that portion of the township of Neptune, in the county of Monmouth contained within the limits hereinafter set forth, are hereby constituted and declared to be a body politic incorporate in fact and in law by the name of the "Borough of Ocean Grove," and shall be governed by the general laws of this State relating to boroughs; excepting, however, that the streets of said borough shall not be used for the purpose of any vehicular travel, as by horses, wagons, carts, automobiles, motor cars, cycles, et cetera, on the first day of the week, commonly called Sunday, and that to enforce such restrictions there shall be gates erected at the entrance to all the streets leading within the said borough limits, for the prevention of such travel, and such gates shall, at 12:01 o'clock A. M. on each Sabbath day, be closed and kept closed until twelve o'clock midnight of such Sabbath day; and, further, that the said borough authority shall be restricted from enacting, by ordinance, resolution or otherwise, any encroachment upon or change of the restrictions above referred to as to Sunday travel; that the said borough shall not give, by ordinance, resolution or otherwise, any authority to build or construct a State, county or municipal boulevard through any of the territory of the said borough; and that the moral and religious life and standards as heretofore maintained within the territory hereinafter described shall not be, by any ordinance, resolution or other method of legislation by said borough, in any way impaired or destroyed.

Incorporation.

Official name.

Exception as to Sunday.

No boulevard.

Religious standards maintained.

2. The territorial limits of said borough shall be as follows: Bounded on the east by the Atlantic ocean, on the north by the southerly boundary line of the city of Asbury Park, on the west by the main road leading

Boundaries of Ocean Grove.

from Asbury Park to Belmar, and on the south by the northerly boundary line of the borough of Bradley Beach.

Special
election.

When held.

Notice.

Ballots.

Marking
ballot.

3. This act shall not become operative until its provisions shall be submitted to the voters of the above-described territory, at a special election to be held within the said territory, and at said election adopted by a majority of the legal voters residing within the said territory on the day of said special election. Said special election shall be held within said territory on the first Tuesday of May in the year one thousand nine hundred and twenty, between the hours of six o'clock A. M. and seven o'clock P. M. of the day fixed for such election and at the places within said territory to be fixed by the clerk of the township of Neptune, in the county of Monmouth. The clerk of the township of Neptune shall cause public notice of the time and place of the holding of the said election, to be given by advertisements signed by himself and set up in at least five public places within said described territory, and published in at least one newspaper circulating therein, at least ten days prior to such election and the said clerk shall provide for the electors voting at such election, ballots to be printed or written, or partially written and partially printed, upon which ballots shall be printed the propositions to be submitted to the voters, with instructions, in the following form.

If you favor the proposition printed below, make an X mark in the square to the left of and opposite the word "Yes." If you are opposed thereto make an X mark in the square to the left of and opposite the word "No."

	Yes.	Shall an act entitled "An act to incorporate the borough of Ocean Grove, in the county of Monmouth," be adopted?
	No.	

If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the

word "Yes," it shall be counted as a vote in favor of such proposition. If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word "No," it shall be counted as a vote against such proposition; and in case no mark shall be made in the square to the left of and opposite the word "Yes" or the word "No," it shall not be counted as a vote for or against such proposition.

Such election shall be held at the time and place so appointed, and shall be conducted by the officers of the election districts of said township of Neptune, wherein that portion of the foregoing-described territory of the township of Neptune is located, but no special form of ballot and no envelope need be used by any voter at said election. The officers holding such election shall within two days after such election, make a return to the township committee of the township of Neptune of the result of such election by statements in writing and under their hands, and the same shall be entered at length upon the minutes of the said township committee, and upon its adoption by a majority of said electors as aforesaid, and not otherwise, this act shall in all respects be operative.

Election,
how con-
ducted.

Returns.

4. The register of voters within said described territory to be used in the conduct of such special election shall be prepared and made up by the boards of registry and election of said township of Neptune which conducted the general election next preceding the holding of such election in said township in the election districts of said township of Neptune wherein that portion of the foregoing described territory of the township of Neptune is located, and for that purpose the said board shall meet at such place within said described territory and at such time as shall be designated by the clerk of the township of Neptune at least one week preceding said special election. Notice of the time and place so designated for such meeting shall be given by the clerk of the township of Neptune by posting notices thereof in at least five of the most public places in said described territory at least five days prior to said meeting. Said meeting of the boards of

Register of
voters.

Notice of
meeting to
register.

registry and election for the making up of said new register of voters shall begin at one o'clock in the afternoon and continue until nine o'clock on the evening of the day fixed for that purpose and said boards shall insert in said new register the names of all persons who are legal voters within said territory at the time of the passage of this act and who shall appear in person before them and establish to the satisfaction of the majority of said board that they are entitled to vote at said special election by reason of being inhabitants and citizens residing in said territory at the time of the time of the passage hereof or who shall be sworn by the written affidavit of a voter residing in said territory to be entitled so to vote. A separate affidavit shall be required for each person so registered, which shall contain the address of the affiant and shall be signed by him, and on the following day one copy of said register shall be mailed to the chairman of the county board of elections of Monmouth county to be filed by said board and two copies shall be retained for the use of said township boards of election at such special election.

Affidavit by
each voter.

Result of
election.

5. Immediately after the statement of the result of such election shall be made to the township committee of the said township of Neptune another copy of said statement certified by the clerk of the township of Neptune shall be filed by him in the office of the county clerk of the county of Monmouth.

6. This act shall take effect immediately.

Approved April 5, 1920.

CHAPTER 97.

An Act fixing the compensation to be paid to the sergeants-at-arms and the court criers of the Supreme Court Circuit, Circuit Court and Court of Common Pleas in counties of the first class.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. In all counties of the first class in this State the sergeants-at-arms and the court criers of the Supreme Court Circuit and of the Circuit Court shall each receive such annual salary, not less than two thousand dollars and not more than three thousand dollars, as the judges of the Supreme Court Circuit and of the Circuit Court shall fix; and the sergeants-at-arms and the court criers of the Courts of Common Pleas shall each receive such annual salary, not less than two thousand dollars and not more than three thousand dollars, as the president judges of the respective Courts of Common Pleas shall fix. Said salary shall be paid semi-monthly by the county collector.

Salaries of
certain court
officers.

2. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed, and this act shall take effect immediately.

Repealer.

Approved April 6, 1920.

CHAPTER 98.

An Act to amend an act entitled "An act to provide for the protection of county public roads in counties of the first class and to authorize the regulation of traffic thereon," approved April twenty-seventh, one thousand nine hundred and eleven.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Section 2
amended.

1. Section two of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Traffic
officers.

2. In order to ensure the proper observance of such rules the board of chosen freeholders or other body having the control of such roads is hereby authorized to appoint such persons as they may deem proper, to act as police officers upon such road, and to provide such officers with bicycles, motor vehicles, or such other vehicles as in the judgment of such board or body may be proper for the supervision and regulation of traffic upon such roads, and the enforcement of such rules as may have been adopted in pursuance of this act. Such persons when so appointed, shall have all the powers, with regard to the enforcement of such rules and the supervision of traffic upon such roads, as are now possessed by constables, or deputy sheriffs in counties, or police officers in cities.

Vehicles
provided.

Powers of
such officers.

Repealer.

2. All acts and parts of acts inconsistent with the provisions of this act, be and the same are hereby repealed.

3. This act shall take effect immediately.

Approved April 6, 1920.

CHAPTER 99.

An Act relating to vital statistics concerning births and deaths.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. For the purpose of this act the following words shall have the meaning given: Definitions.

"Municipality" shall include every incorporated political subdivision including a county, but not including school district.

"District" and "Registration district" shall be each municipality.

"Department of Health," "said Department" and "State Department" shall mean "State Department of Health."

"State Registrar" shall mean "State Registrar of Vital Statistics."

2. The State Department of Health shall have charge of the registration of births and deaths in this State, and shall procure the faithful registration of the same in each registration district and in the Bureau of Vital Statistics at the capitol of the State. The said department shall be charged with the uniform and thorough enforcement of this act throughout the State. Said department may promulgate such rules and regulations as may be necessary for the purposes aforesaid. Charge of registrations.

3. The State Department of Health shall establish a Bureau of Vital Statistics as one of its departments or bureaus within ten days after this act shall take effect, and within twenty days thereafter it shall appoint a competent vital statistician, who shall be known as the State Registrar of Vital Statistics, and who shall have the immediate direction of said bureau. The State Department of Health shall provide for such clerical and other assistants as may be necessary for Bureau of Vital Statistics.
Registrar.
Assistants.

Subject to
civil service.

Officers.

Vaults.

Local
registrars.

Proviso.

Proviso.

Appoint-
ments
certified to
State board.

the purposes of this act. The State Registrar and all clerical and other assistants appointed under this act shall hold office subject to the provisions of an act entitled "An act regulating the employment, tenure and discharge of certain officers and employees of this State, and of the various counties and municipalities thereof, and providing for a Civil Service Commission, and defining its powers and duties," approved April tenth, one thousand nine hundred and eight, and the acts amendatory thereof and supplemental thereto, and subsequent appointments to such office shall be made in accordance with the provisions of said act. There shall be provided for such Bureau of Vital Statistics in the State capitol, or other suitable building, at Trenton, suitable offices, which shall be properly equipped with fireproof vault and filing cases for the permanent and safe preservation of all official records made and returned under this act.

4. All appointments of local registrars of vital statistics in each registration district in the State hereafter to be made shall be made by the local board of health for such district, but no physician, midwife or undertaker shall be so appointed; *provided*, that in any registration district where health officers or other health officials are, in the judgment of the State Department of Health, conducting effective registration of births and deaths under local ordinances, such officials, or one or more of them, may be appointed as registrars in and for such registration district, who shall be subject to the rules and regulations of the State Registrar and to all the provisions of this act; *and provided*, *further*, that all local and county registrars holding office at the time of the taking effect of this act shall continue in office subject to the provisions of this act. All appointments of local registrars hereafter to be made shall be immediately certified to the State Department of Health, but shall not become effective until thirty days from the date of filing of said certificate, unless sooner approved in writing by said State department. If within the said thirty days the State Department of Health shall disapprove of said ap-

pointment, the office shall be deemed vacant. In any county of the State where there is now or where there may be hereafter a county board of health and vital statistics, said county shall be deemed to be a registration district under the provisions of this act.

County
registration
district.

5. The term of office of each local registrar so appointed and accepted shall be three years and until his successor has been appointed and qualified; *provided*, the board of health of any district may appoint as local registrar the clerk of said board, in which event his term of office shall be concurrent with his term of office as clerk of said board, and he shall be subject to all the rules and regulations of the State Registrar. Any vacancy occurring in the office of the local registrar shall be filled for the unexpired term only. At least ten days before the expiration of the term of office of any such local registrar his successor shall be appointed by the board of health of the district. If the office of local registrar in any district shall become vacant, and the local board of health shall not within ten days thereafter fill such vacancy and certify the same to the State Department as herein provided, the State Department of Health may make such appointment, and in the meantime the clerk of the board of health of the district, or in his absence the president, shall act.

Term.

Proviso.

Vacancies.

Appointment
of successors.

Filling
vacancy by
State board.

6. Any local registrar who, in the judgment of the State Department of Health, fails or neglects to discharge efficiently the duties of his office as set forth in this act, may be forthwith removed by the said State Department, and he shall be subject also to such penalties as are provided by this act. Upon such removal the office shall be deemed vacant.

Removal for
inefficiency.

7. Each local registrar, immediately upon his acceptance as such, shall appoint a deputy whose duty shall be to act in his stead in case of his absence or disability; and such deputy shall, in writing, accept such appointment, and be subject to all laws, rules and regulations governing local registrars. When it appears necessary for the convenience of the people in any registration district, the local registrar is hereby authorized, with the approval of the State Registrar,

Deputy.

Sub-
registrars.

Duties.	to appoint one or more suitable persons to act as sub-registrars, who shall be authorized to receive certificates of births and deaths and to issue burial or removal permits in or for such portions of the district as may be designated under the terms and conditions provided for by this act; and such subregistrars shall note, on each certificate, over his signature, the date of filing, and shall forward all certificates to the local registrar of the district within five days, and in all cases before the third day of the following month; <i>provided</i> , that each deputy and subregistrar shall be subject to the supervision and control of the State Registrar, and may be by him removed for neglect or failure to discharge efficiently his duties in accordance with the provisions of this act or the rules and regulations of the State Registrar, and shall be subject to the same penalties for neglect of duty as the local registrar.
Proviso.	8. The State Department of Health or the local boards of health may combine two or more registration districts when desirable to facilitate registration.
Combined districts.	9. The birth of each and every child born in this State shall be registered as hereinafter provided.
All births registered.	10. Within five days after the date of each birth, there shall be filed with the local registrar of the district in which the birth occurred a certificate of such birth by the physician, midwife or person acting as midwife, who was in attendance upon the birth, which certificate shall be upon the form adopted by the State Department of Health.
Certificate of birth filed.	In each case where there was no physician, midwife, or person acting as midwife, in attendance upon the birth, it shall be the duty of the father or mother of the child, the manager or superintendent of the public or private institution where the birth occurred, each in the order named, to file such certificate within said period with the local registrar. In case the person filing such certificate is unable, by diligent inquiry, to obtain any item or items of information contemplated in section twelve of this act, it shall then be the duty of the local registrar to secure from the person so reporting, or from any other person having the required knowledge, such information as will enable him to prepare
Filing certificate if no physician, etc.	
Securing desired information.	

the certificate of birth herein contemplated, and it shall be the duty of the person reporting the birth, or who may be interrogated in relation thereto, to answer correctly and to the best of his knowledge all questions put to him by the local registrar which may be calculated to elicit any information needed to make a complete record of the birth as contemplated by said section twelve, and it shall be the duty of the informant as to any statement made in accordance herewith to verify such statement by his signature, when requested so to do by the local registrar.

11. In case the father or mother of the child does not, within one month after the date of birth, receive a notice from the local registrar that the birth of the child has been recorded, as provided in section twenty-seven of this act, then the father or mother of the child, in the order named, shall, within five days thereafter, report to the local registrar the fact of such birth.

Report by
father or
mother.

12. The certificate of birth shall contain the following items, which are hereby declared necessary for the legal, social and sanitary purposes subserved by registration records:

What
certificate
of birth
to show:

(1.) Place of birth, including county, municipality, name of street and house number, and if no house number can be given, then a brief description of location; if in hospital or other institution, the name of the same is to be given also.

Locality;

(2.) Full name of child. If the child dies without a name before the certificate is filed, then the words "died unnamed." If the living child has not yet been named at the date of filing certificate of birth, the space for "full name of child" shall be left blank and the name supplied subsequently by a supplemental report, as hereinafter provided.

Full name;

(3.) Sex of child.

Sex;

(4.) Whether a twin, triplet or other plural birth.

If twin, etc.;

A separate certificate shall be required for each child in case of plural births.

(5.) For plural births, number of each child in order of birth.

Each name;

(6.) Whether legitimate or illegitimate.

Legality;

Date;	(7.) Date of birth, including the year, month and day.
Parents' names;	(8.) Full name of father and mother.
Residence;	(9.) Residence of father and mother.
Color;	(10.) Color or race of father and mother.
Parents' age;	(11.) Age of father and mother at last birthday in years.
Birth place of parents;	(12.) Birthplace of father and mother, country, State and municipality if known.
Occupation of parents;	(13.) Occupation of father and mother if engaged in any remunerative employment, with the statement of (a) trade, profession or particular kind of work; (b) general nature of industry, business or establishment in which employed (or employer), and in case of mother (c) date immediately preceding confinement to which such employment continued.
Maiden name;	(14.) Maiden name of mother.
Number born;	(15.) Number of children born to this mother, including present birth.
Number living;	(16.) Number of children of this mother now living.
Preventive;	(17.) What preventative for ophthalmia neonatorum was used.
Certification;	(18.) The certification of attending physician, or midwife, or person acting as midwife, as to attendance at birth, and hour of birth. This certification shall be signed by the person making the same, as hereinbefore provided, with date of signature and address.
Filing date.	(19.) Exact date of filing in office of local registrar, attested by his official signature and registered number of birth, as hereinafter provided.
Securing given name.	13. When any certificate of birth of a living child is presented without the statement of the given name, then the local registrar shall make out and deliver to the parents of the child a special blank for the supplemental report of the given name of the child, which shall be filled out as directed, and returned to the local registrar as soon as the child shall have been named.
Burial or removal of dead.	14. The body of any person whose death occurs in this State, or which shall be found dead herein, shall not be interred, deposited in a vault or tomb, cremated or otherwise disposed of, or removed from or into any

registration district, unless a permit therefor shall have been properly issued by the local registrar of the registration district in which the death occurred or the body was found; *provided*, that such permit shall not be required for the removal of a body from one registration district in New Jersey to another district within the State. And no such burial or removal permit shall be issued by any registrar until, wherever practicable, a complete and satisfactory certificate of death has been filed with him as hereinafter provided; *provided*, that when a dead body is transported from outside the State into a registration district in New Jersey for burial, the transit or removal permit, issued in accordance with the law and health regulations of the place where the death occurred, shall be given the same force and effect as the burial permit herein provided for, and no local registrar shall receive any fee for the issuance of burial or removal permits under this act other than the compensation provided in section twenty-eight; *provided further, however*, that nothing in this section shall be construed to prevent the temporary removal of any dead body to a morgue or other suitable place within the State, either within or without the registration district, upon the order of the coroner, county physician, or prosecutor of the pleas prior to the issuance of a burial permit under the provisions of this act.

15. A stillborn child shall be registered as a "still-birth" and a certificate of "stillbirth" shall be filed with the local registrar in the form and manner of a certificate of birth, and shall contain in place of the name of the child, the word "stillbirth".

Certificates of stillbirth shall be filed by the local registrar and by the State Registrar in the same manner as certificates of birth but shall constitute a separate classification.

A certificate of stillbirth shall contain all the items required under Section 12 of this act which are hereby declared necessary for the legal, social and sanitary purposes subserved by registration records; *provided*, that items 2, 3, 4, 5 and 17 shall not be required in a certificate of stillbirth.

Proviso.

Issuing
burial
permit.

Proviso.

Proviso.

Still births.

Certificate
as to still-
birth.

What certifi-
cate to show.

Proviso.

Cause of death to be noted.

The medical certificate of the cause of death shall be signed by the attending physician, if any, and shall state the cause of death as "stillborn," with the cause of the stillbirth, if known, whether a premature birth, and, if born prematurely, the period of uterogestation in months, if known, and a burial or removal permit of the prescribed form shall be required. Midwives shall not sign certificates of death for stillborn children; but such cases and stillbirths occurring without attendance of either physician or midwife shall be treated as deaths without medical attendance, as provided for in section eighteen of this act.

What certificate of death to show:

16. The certificate of death shall contain the following items, which are hereby declared necessary for the legal, social and sanitary purposes subserved by registration records:

Locality;

(1.) Place of death, including State, county and municipality; name of street and house number; and if no house number can be given, then a brief description of location; if in a hospital or other institution, also the name of the same to be given; if in an industrial camp, the name of the camp to be given.

Full name;

(2.) Full name of decedent. If an unnamed child, the surname preceded by "Unnamed."

Residence;

(3.) Name of State and municipality, together with street and number of usual place of abode of deceased. Length of residence in municipality where death occurred, and length of residence in United States if of foreign birth.

Sex;

(4.) Sex.

Race;

(5.) Color and race.

Condition;

(6.) Conjugal condition—as single, married, widowed or divorced.

Husband's or wife's name;

(7.) If married, the name of spouse; if widowed or divorced, name of last husband or maiden name of last wife.

Birthday;

(8.) Date of birth, including the year, month and day.

Age;

(9.) Age, in years, months and days. If less than one day, the hours.

- (10.) Occupation, if he or she had any remunerative employment, with the statement of (a) trade, profession or particular kind of work; (b) general nature of industry, business or establishment in which employed (or employer); (c) name of employer. Occupation;
Employer;
- (11.) Birthplace; country, State and municipality, if known. Birthplace;
- (12.) Name of father. Father's name;
- (13.) Birthplace of father and mother; country, State and municipality, if known. Birthplace of parents;
- (14.) Maiden name of mother. Mother's maiden name;
- (15.) Signature, where practicable, and address of informant. Informant;
- (16.) Official signature of registrar, with the date when certificate was filed and registered number. Filing record;
- (17.) Date of death, year, month and day. Date of death;
- (18.) Certification as to medical attendance on decedent, fact and time of death, time last seen alive, and the cause of death, with contributory (secondary) cause of complication, if any, and duration of each, and whether attributed to dangerous or unsanitary conditions of employment. Physician's certificate;
- (19.) Place where disease was contracted or injury inflicted if not at place of death. If an operation preceded death, then character of operation and date of same. If there was an autopsy, then that fact and what test confirmed diagnosis. Signature and address of physician or official making the medical certificate. Facts as to ailment;
- (20.) Date and place of burial, cremation or removal. Burial;
- (21.) Name, New Jersey license number and address of undertaker. Undertaker.
17. The personal and statistical particulars mentioned in section sixteen, items 1-14, shall be authenticated by the signature of the informant, where practicable, who may be any competent person acquainted with the facts. Verification of statement.
- The medical certificate shall be made and signed by the physician, if any, last in attendance on the deceased, who shall specify the time in attendance, the time he last saw the deceased alive and the hour of the day at which death occurred. And he shall state further the Details to be shown in medical certificate.

cause of death, so as to show the course of disease or sequence of causes resulting in the death, giving first the name of the disease causing death (primary cause), and the contributory (secondary) cause, if any, and the duration of each. ¶ Indefinite and unsatisfactory terms, denoting only symptoms of disease or conditions resulting from disease, will not be sufficient for the issuance of a burial or removal permit; and any certificate containing only such terms, as defined by the State Registrar, shall be returned to the physician or person making the medical certificate for correction and more definite statement. Causes of death which may be the result of either disease or violence shall be carefully defined; and if from violence, the means of injury shall be stated and whether (probably) accidental, suicidal or homicidal. And for deaths in hospitals, institutions, or of non-residents, the physician shall supply the information required under section sixteen, item 3, if he is able to do so, and shall state where, in his opinion, the disease was contracted, and also other information required under section sixteen, item 19.

18. In case of any death occurring without medical attendance, it shall be the duty of the undertaker to notify the coroner, county physician or local registrar of such death, and when so notified, the registrar shall, prior to the issuance of the permit, inform the coroner or county physician and refer the case to him for immediate investigation and certification. And the coroner or county physician whose duty it may be to hold an inquest on the body of any deceased person and to make the certificate of death required for a burial permit, shall state in his certificate the name of the disease causing death, or if from external causes, (1) the means of death; and (2) whether (probably) accidental, suicidal, or homicidal; and shall, in every case, furnish such information as may be required by the State Registrar in order properly to classify the death.

19. The undertaker shall file the certificate of death with the local registrar of the district in which the death occurred and obtain a burial or removal permit prior to any disposition of the body. He shall obtain the re-

General
terms not
sufficient.

Causes
carefully
defined.

In case of
death with-
out medical
attendance.

Particulars
to be ascer-
tained and
filed by
undertakers.

quired personal and statistical particulars from such person or persons residing in the district best qualified to supply them, over the signature and address of his informant or informants; if such signature cannot be obtained the source of information must be stated. He shall then present the certificate to the attending physician, if any, or to the county physician or coroner, as directed by the local registrar, for the medical certificate of the cause of death and other particulars necessary to complete the record as specified in sections fifteen and sixteen. And he shall then state the facts required relative to the date and place of burial or removal, over his signature and with his address and license number, and present the completed certificate to the local registrar in order to obtain a permit for burial, removal or other disposition of the body. The undertaker shall deliver the burial permit to the person in charge of the place of burial, before interring or otherwise disposing of the body; or shall attach the removal permit to the box containing the corpse when shipped by any transportation company; said permit to accompany the corpse to its destination, where, if within the State of New Jersey, it shall be delivered to the person in charge of the place of burial.

As to
burial.

Permit
delivered at
burial.

20. If the interment or other disposition of the body is to be made within the State, the wording of the burial or removal permit may be limited to a statement by the registrar, and over his signature, that a satisfactory certificate of death having been filed with him, as required by law, permission is granted to inter, remove or dispose otherwise of the body, stating the name, age, sex, cause of death, and other necessary details upon the form prescribed by the State Registrar.

What burial
permit to
show.

21. No person in charge of any premises on which interments are made shall inter or permit the interment or other disposition of any body, unless it is accompanied by a burial, removal or transit permit, as in this act provided. And such person shall endorse upon the permit the date of interment, over his signature, and shall return the permit so indorsed to the local registrar of his district within ten days from the date of interment, or within the time fixed by the local board of health.

Duties of
burial
authorities.

Records kept.	He shall keep a record of all bodies interred or otherwise disposed of on the premises under his charge, in each case stating the name of each deceased person, place of death, date of burial or disposal, and name and address of the undertaker, which record shall at all times be open to official inspection; <i>provided</i> , that the undertaker when burying a body in a cemetery or burial ground having no person in charge shall sign the burial or removal permit, giving the date of burial, and shall write across the face of the permit the words, "No person in charge," and file the burial or removal permit within ten days with the registrar of the district in which the cemetery is located.
Proviso.	
Registration by midwives and undertakers.	22. Every midwife and undertaker shall, annually, register his or her name, address and occupation, and his or her license number, with the local registrar of the district in which he or she resides, or may hereafter establish a residence, and shall thereupon be supplied by the local registrar with a copy of this act, together with such rules and regulations as may be prepared by the State Registrar relative to its enforcement. Within thirty days after the close of each calendar year each local registrar shall make a return to the State Registrar of all physicians, midwives or undertakers who have been registered in his district the whole or any part of the preceding calendar year; <i>provided</i> , that no fee or other compensation shall be charged by local registrars to physicians, midwives or undertakers for registering their names under this section or making returns thereof to the State Registrar.
Returns to State Registrar.	
Proviso.	
Records kept by hospitals and other institutions.	23. All persons in charge of hospitals, almshouses, lying-in, penal or other institutions, public or private, to which persons resort for treatment of diseases, confinement, or are committed by process of law, shall make a record of all the personal and statistical particulars relative to the inmates in their institutions on July first, one thousand nine hundred and twenty, which are required in the forms of the certificates provided for by this act, as directed by the State Registrar; and thereafter such record shall be, by them, made for all future inmates at the time of their admittance. And in case of persons admitted or committed for treatment of
Physician's entry.	

disease, the physician in charge shall specify, for entry in the record, the nature of the disease and where, in his opinion, it was contracted. The personal particulars and information required by this section shall be obtained from the individual himself if it is practicable to do so, and when they cannot be so obtained, they shall be obtained in as complete a manner as possible from relatives, friends or other persons acquainted with the facts.

Information
sought.

24. The State Registrar shall prepare, print and supply to all registrars all blanks and forms used in registering the returns required by this act, and shall prepare and issue such detailed instructions as may be required to procure the uniform observance of its provisions and the maintenance of a complete system of registration, and no other blanks shall be used than those supplied by the State Registrar. He shall carefully examine the certificates received monthly from the local registrars, and if any such are incomplete or unsatisfactory he shall require such further information to be supplied as may be necessary to make the record complete and satisfactory. The State Registrar shall further arrange, bind and permanently preserve the certificates in a systematic manner, and shall prepare and maintain a comprehensive and continuous index of all births and deaths registered, said index to be arranged alphabetically, in the case of deaths by the name of the decedent, and in the case of births by the name of child, if given, and if not, then by the names of father or mother.

Blank forms,
etc., supplied
by State
Registrar.

Preservation
of certificates.

25. All physicians, midwives, informants or undertakers, and all other persons having knowledge of the facts, are hereby required to supply, upon a form provided by the State Registrar, or upon the original certificate, such information as they may possess regarding any birth or death upon demand of the State Registrar, in person, by mail or through the local registrar; *provided*, that no certificate of birth or death, after its acceptance for registration by the local registrar, and no other record, made in pursuance of this act, shall be altered or changed in any respect other-

Information
furnished
on demand.

Proviso

wise than by amendments properly dated, signed and witnessed.

Duties of
local
registrar.

26. Each local registrar shall supply blank forms of certificates to such persons as require them. He shall carefully examine each certificate of birth or death when presented for record in order to ascertain whether or not it has been made out in accordance with the provisions of this act and the instructions of the State Registrar. If a certificate of birth is incomplete and unsatisfactory, the local registrar shall immediately notify the informant, and require him to supply the missing items of information if they can be obtained. If any certificate of death is incomplete and unsatisfactory, it shall be his duty to call attention to the defects in the return, and to withhold the burial or removal permit until such defects are corrected; but if it is properly executed and complete, he shall then issue a burial or removal permit to the undertaker; *provided*, that in case the death occurred from some disease which is held by the State Department of Health to be infectious, contagious or communicable and dangerous to the public health, no permit for the burial, removal or other disposition of the body shall be issued by the registrar, except under such conditions as may be prescribed by the State Department of Health. All certificates, either of birth or of death, shall be written legibly, in durable black ink, and no certificate shall be held to be complete and correct that does not supply all of the items of information called for therein, or satisfactorily account for their omission

Correction of
certificates.

Proviso; as
to infections,
etc., diseases.

Certificates
properly
prepared.

Local
records.

27. Each local registrar shall number consecutively the certificates of birth and death, in two separate series, beginning with the number one for the first birth and the first death in each calendar year, and sign his name as registrar in attest of the date of filing in his office. He shall also make a complete and accurate copy of each birth and each death certificate registered by him in a record book supplied by the local board of health, on a form prescribed by the State Registrar, to be preserved permanently in his office as the local record, in such manner as directed by

the State Registrar. He shall also send to the father or mother of every child an official notice, supplied by the local board of health in such form as the State Registrar may prescribe, that the birth of such child has been recorded. On the tenth day of each month he shall transmit to the State Registrar all original certificates received by him for the preceding month. If no births or no deaths occurred in any month, he shall, on or before the tenth day of the following month, report that fact to the State Registrar on a card provided for such purpose.

Notice to
parents.

If no births
or deaths.

28. Each local registrar shall be paid the sum of twenty-five cents for each birth certificate and each death certificate properly and completely made out and registered with him, and correctly recorded and promptly returned by him to the State Registrar, as required by this act. In case no births or no deaths were registered during any month, the local registrar shall be entitled to be paid the sum of twenty-five cents for each report to that effect, but only if such report be made promptly as required by this act. All amounts payable to a local registrar under the provisions of this section shall be paid by the treasurer of the municipality in which the registration district is located upon certification by the State Registrar. The State Registrar shall annually certify to the treasurers or other disbursing officers of the several municipalities the number of births and deaths, properly registered with the names of the local registrars and the amounts due each at the rates fixed herein; *provided*, local registrars shall not receive the fees provided for by this section if compensated by a fixed salary.

Registrar's
fee.

Payments to
registrar.

Proviso.

29. The State Registrar, shall, upon request, supply to any applicant a certified copy of the record of any birth or death registered under the provisions of this act, for the making and certification of which he shall be entitled to a fee of one dollar, to be paid by the applicant. And any such copy of the record of a birth, or death, when properly certified by the State Registrar, shall be prima facie evidence in all courts and places of the facts therein stated. For any search of the files and records when no certified copy is made, the State

Copies of
records; fee.

Fee for
searches.

Fees turned
into State
treasury.

Proviso.

Proviso.

Penalty for
various
violations.

Registrar shall be entitled to a fee of fifty cents, but not less than ten cents for each year searched, said fee to be paid by the applicant. And the State Registrar shall keep a true and correct account of all fees by him received under these provisions, and turn the same over to the State Treasurer; *provided*, that the State Registrar shall, upon the request of any parent or guardian, supply, without fee, a certificate limited to a statement as to the date of birth of any child when the same shall be necessary for admission to school, or for the purpose of securing employment, and such certificate shall also be furnished by the State Registrar without fee in the prosecution of all claims for pension or for military or naval enlistment purposes. *And provided, further*, that the United States Census Bureau may obtain, without expense to the State, transcripts or certified copies of births and deaths without payment of the fees herein prescribed.

30. Any person who for himself or as an officer, agent or employee of any other person, or of any corporation, or partnership, (a) shall inter, cremate, or otherwise finally dispose of the dead body of a human being, or permit the same to be done, or shall remove said body from the registration district in which the death occurred or the body was found, except in accordance with the provisions of this act; or (b) shall refuse or fail to furnish correctly any information in his possession, or shall wilfully and knowingly furnish false information affecting any certificate or record required by this act; or (c) shall wilfully alter, otherwise than is provided by section twenty-five of this act, or shall wilfully and knowingly falsify any certificate of birth or death, or any record established by this act; or (d) being required by this act to fill out a certificate of birth or death and file the same with the local registrar, or deliver it, upon request, to any person charged with the duty of filing the same, shall fail, neglect or refuse to perform such duty in the manner required by this act; or (e) being a local registrar, deputy registrar or sub-registrar shall fail, neglect or refuse to perform his duty as required by this act and

by the instructions and directions of the State Registrar thereunder; (f) and any other person who shall violate any of the provisions of this act, or who shall neglect or refuse to discharge any duty required by this act, shall be subject to a penalty of not less than five dollars nor more than fifty dollars for the first offense, and for each subsequent offense, of not less than ten dollars nor more than one hundred dollars, to be recovered in an action at law in the name of the State Department of Health, which action may be instituted in any court of competent jurisdiction.

31. The actions commenced to recover any penalties under this act shall conform in all respects to the practice prevailing in the court in which such action is instituted.

Legal
actions.

32. Each local registrar is hereby charged with the strict and thorough enforcement of the provisions of this act in his registration district, under the supervision and direction of the State Registrar. And he shall make an immediate report to the State Registrar of any violation of this law coming to his knowledge by observation or upon complaint of any person, or otherwise.

Enforcement
of act.

33. The State Registrar is hereby charged with the thorough and efficient execution of the provisions of this act in every part of the State, and in addition to the powers hereinbefore given, is hereby granted supervisory power over local registrars, deputy registrars and subregistrars, to the end that all of its requirements shall be uniformly complied with. The State Registrar, either personally or by accredited representative, shall have authority to investigate cases of irregularity or violation of this act, and all registrars shall aid him, upon request, in such investigations. When he shall deem it necessary, he shall report cases of violation of any of the provisions of this act to the prosecutor of the pleas of the county, with a statement of the facts and circumstances, and when any such case is reported to him by the State Registrar, the prosecutor of the pleas shall forthwith initiate and promptly follow up the necessary court proceedings against the person or

Powers and
authority of
State
Registrar.

corporation responsible for such alleged violations. And upon request of the State Registrar, the Attorney-General shall assist in the enforcement of the provisions of this act.

Oath of
office.

34. Before entering upon their respective duties the State Registrar, local registrar, subregistrar and deputy local registrar shall take an oath to faithfully and impartially perform the duties of the office; the oath of the State Registrar shall be filed with the Department of Health and the oaths of the local registrar, subregistrar and deputy shall be filed with the local board of health. If such oath is not filed within ten days after the appointment, the office shall be deemed vacant.

Exceptions to
Civil Service
law.

35. The provisions of this act fixing the terms of office and providing methods of removal shall not apply to the positions of registrar, deputy registrar and subregistrar in municipalities which already have or may hereafter adopt an act entitled "An act regulating the employment, tenure and discharge of employees of this State and of the various counties and municipalities thereof, and providing for a Civil Service Commission and defining its powers and duties," approved April tenth, one thousand nine hundred and eight, and the acts supplementary thereto and amendatory thereof.

As to con-
stitution-
ality of act.

36. In event that any section of this act, or part thereof, shall be held to be invalid by any court of competent jurisdiction, such adjudication shall not affect the other portions of this act.

Repealer.

37. All acts and parts of acts inconsistent with the provisions of this act be and the same are hereby repealed.

38. This act shall take effect immediately.
Approved April 6, 1920.

CHAPTER 100.

An Act to amend an act entitled "An act concerning the payment of bonus to school teachers, policemen, firemen and employees of boards of education and municipal employees," approved March twenty-sixth, one thousand nine hundred and nineteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. That section one of the act to which this is an amendment, approved March twenty-sixth, one thousand nine hundred and nineteen, be and the same is hereby amended to read as follows:

Section 1
amended.

1. Any and every board of education, board of chosen freeholders, common council, governing body, board, body and officer by whatsoever name, of any and every public school district, county, city, borough or municipality whatsoever, or department thereof, now having the power or charged with the duty of determining or fixing on behalf of such school district, county, city, borough or other municipality or department thereof the salary, pay or compensation of officers and employees thereof, shall have the right and power, in the discretion of such board, body or officer, to grant and order paid, in monthly or other installments, to any officer or employee, the amount of whose salary, pay or compensation was or is determinable by such board, body or officer, such sum, in addition to the regular salary, pay or compensation of such officer or employee, by way of bonus for the fiscal year in which such order is made, as such board, body or officer may determine, not exceeding thirty per centum of the regular annual rate of such usual or regular salary, compensation or pay of such officer or employee; *provided*, that nothing in this act shall be held or construed to permit such board, body or officer to grant or order paid any such

Bonus for
teachers and
employees of
schools.

Proviso.

Proviso.

Bonus not
to affect
rating.

bonus to any member of such board or body, or to himself, nor to grant or pay any such bonus to any person whomsoever after the first day of April, Anno Domini nineteen hundred and twenty-two; *and provided, further*, that no grant or payment of any bonus under this act shall be held or construed as an increase in the salary, pay or compensation of any person receiving the same; neither shall the cessation of any such bonus, or any part thereof, be held or construed to amount to a reduction in the salary, pay or compensation of any officer or employee, nor shall the amount of any such bonus be taken into consideration or included in any calculation respecting any amount to be paid into or out of any pension, retirement or other similar fund or in any similar connection.

2. This act shall take effect immediately.

Approved April 6, 1920.

CHAPTER 101.

An Act to amend an act entitled "A supplement to an act entitled 'An act to establish a thorough and efficient system of free public schools and to provide for the maintenance, support and management thereof,' approved October nineteenth, one thousand nine hundred and three," which supplement was approved March twenty-second, one thousand nine hundred and seventeen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Section 2
amended.

Provision for
salary and
expenses of
county at-
tendance
officer.

1. Section two of said supplement be and the same is hereby amended to read as follows:

2. The county superintendent of the county in which a county attendance officer has been appointed as provided herein shall, before making his apportionment of

school moneys, deduct from the amount of railroad tax appropriated to his county the sum of twelve hundred dollars for the salary of such county attendance officer and the further sum of seven hundred dollars for traveling expenses, which sums shall remain in the hands of the county collector and shall be available only for the payment of the salary of such attendance officer and the expenses incurred by him in the performance of his official duties. If at the time of making the then next apportionment of school moneys any balance of said moneys heretofore appropriated shall remain in the hands of the county collector, said county collector shall certify to the county superintendent of schools the amount of said balance and the county superintendent shall thereupon include said amount in the amount to be apportioned among the schools of his county in the then next apportionment. The salary of such attendance officer shall be paid in ten equal monthly installments on orders issued by the county superintendent drawn on the county collector and paid out of the money apportioned to him for that purpose. All claims for expenses of said county attendance officer shall be paid after being audited by the county superintendent on orders issued by said county superintendent and drawn on the county collector; *provided*, such expenses shall not exceed in any one year the sum of seven hundred dollars.

Balance
included in
next appor-
tionment.

Payments.

Expenses.

Proviso.

2. This act shall take effect immediately.

Approved April 6, 1920.

CHAPTER 102.

An Act to amend an act entitled "A supplement to an act entitled 'An act to establish a thorough and efficient system of free public schools, and to provide for the maintenance, support and management thereof,' approved October nineteenth, one thousand nine hundred and three," which supplement was approved March twenty-second, one thousand nine hundred and seventeen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Sections 1
and 2
amended.
Supervisor of
child study.

1. Sections one and two of said supplement be and the same are hereby amended to read as follows:

Term and
salary.

1. When in any county a survey has been made setting forth facts and conditions regarding juvenile delinquency and deficiency among children of school age, the results of which shall, in the opinion of the Commissioner of Education, warrant the establishment of a department of child study, there may be appointed by the Commissioner of Education, with the approval of the State Board of Education, a supervisor of such department, who shall work under the authority of the county superintendent. The term of office of such supervisor shall be for one year, and he or she shall receive an annual salary of not more than two thousand dollars.

Provision
for salary
and expenses.

2. The county superintendent of the county in which a supervisor has been appointed, as provided herein, shall, before making his apportionment of school moneys, deduct from the amount of railroad tax appropriated to his county the sum of two thousand dollars for the salary of such supervisor, and the further sum of three hundred and fifty dollars for traveling expenses, which sums shall remain in the hands of the county collector and shall be available only for the pay-

ment of the salary of such supervisor and the expenses incurred by said supervisor in the performance of his official duties. If at the time of making the then next apportionment of school moneys any balance of said moneys heretofore appropriated shall remain in the hands of the county collector, said county collector shall certify to the county superintendent of schools the amount of said balance, and the county superintendent shall thereupon include said amount in the amount to be apportioned among the schools of his county in the then next apportionment. The salary of such supervisor shall be paid in ten equal monthly installments on orders issued by the county superintendent drawn on the county collector and paid out of the money apportioned to him for that purpose. All claims for expenses of said supervisor shall be paid after being audited by the county superintendent on orders issued by said county superintendent and drawn on the county collector; *provided*, such expenses shall not exceed in any one year the sum of three hundred and fifty dollars.

Balance
included in
next appor-
tionment.

Payments.

Expenses.

Proviso.

2. This act shall take effect immediately.
Approved April 6, 1920.

CHAPTER 103.

A Supplement to an act entitled "An act respecting Orphans' Courts, and relating to the powers and duties of the Ordinary and the Orphans' Court and Surrogates" (Revision of 1898), approved June fourteenth, one thousand eight hundred and ninety-eight.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. Where the Orphans' Court of any county of this State has heretofore made an order for the sale of lands for the payment of debts under the provisions of

Executing
and deliver-
ing deed in
case executor
has died.

the act to which this act is a supplement, and the executor or administrator to whom said order is directed, and in compliance therewith, has made sale of said land, which said sale has been reported to and confirmed by the said court, and the purchase price of said land has been paid to the said executor or administrator by the purchaser or purchasers at said sale, and the said executor or administrator has died before executing and delivering a deed to the purchaser or purchasers for the said land, the said court, upon being satisfied that the said sale has been made in accordance with the statutes made and provided, and that the purchase price has been paid to the said deceased executor or administrator, who has died without executing and delivering a deed for the said lands to the said purchaser or purchasers, shall have the power, upon the application of the substituted administrator or substituted administrator with the will annexed, without giving bond, to execute and deliver to the purchaser or purchasers, or if said purchaser or purchasers, or either of them, are deceased, then to his, her or their devisees or heirs-at-law who may be entitled thereto, a deed or deeds of conveyance for the said land, which shall be as valid and effectual as if executed and delivered by the original executor or administrator.

2. This act shall take effect immediately.

Approved April 6, 1920.

CHAPTER 104.

An Act to amend an act entitled "An act to establish a State Highway System, and to provide for the improvement, betterment, reconstruction, resurfacing, maintenance, repair and regulation of the use thereof," approved March thirteenth, one thousand nine hundred and seventeen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section one of an act entitled "An act to establish a State Highway System, and to provide for the improvement, betterment, reconstruction, resurfacing, maintenance, repair and regulation of the use thereof," approved March thirteenth, one thousand nine hundred and seventeen, be and the same is hereby amended to read as follows:

Section 1
amended.

221-1
A-21-383

1. The State Highway Commission shall, as soon as practicable, lay out routes for a State Highway System as follows:

Routes for
highway
system.

ROUTES.

Route No. 1. From Elizabeth to Trenton, by way of Rahway, Metuchen, New Brunswick and Hightstown. Route 1.

Route No. 2. From Trenton to Camden, by way of Bordentown, Fieldsboro, Roebling and Burlington. Route 2.

Route No. 3. From Camden to Absecon, by way of Berlin and Hammonton. Route 3.

Route No. 4. From a point on Route No. 1, in or near Rahway, to Absecon, by way of Perth Amboy, Keyport, Middletown, Red Bank, Long Branch, Asbury Park, Point Pleasant, Lakewood, Toms River, Tucker-ton and New Gretna. Route 4.

Route No. 5. From Newark to the bridge crossing the Delaware river about two miles above Delaware, by Route 5.

way of Morristown, Dover, Netcong, Budd's Lake, Hackettstown, Buttsville and Delaware.

Route 6. Route No. 6. From Camden to Bridgeton and Salem, by way of Woodbury, Mullica Hill, Woodstown and Pole Tavern.

Route 7. Route No. 7. From Hightstown to Asbury Park, by way of Freehold, Jerseyville and Hamilton.

Route 8. Route No. 8. From Montclair to State line at Unionville, by way of Singac, Wayne, Pompton Plains, Butler, New Foundland, Stockham, Franklin Furnace and Sussex.

Route 9. Route No. 9. From Elizabeth to Phillipsburg, by way of Westfield, Plainfield, Bound Brook, Somerville, White House, Clinton, West Portal and Bloomsbury.

Route 10. Route No. 10. From Paterson to Fort Lee Ferry, by way of Dundee Lake and Hackensack.

Route 11. Route No. 11. From Newark to Paterson, by way of Belleville, Bloomfield, Nutley and Passaic.

Route 12. Route No. 12. Paterson to Phillipsburg, by way of Little Falls, Pine Brook, Parsippany, Denville, thence over Route No. 5 to Budd's Lake, thence to Washington and Broadway.

Route 13. Route No. 13. New Brunswick to Trenton, by way of Kingston, Princeton, and Lawrenceville.

Route 14. Route No. 14. From Egg Harbor City to Cape May City, by way of Mays Landing, Tuckahoe and Cape May Court House.

Route 15. Route No. 15. From Bridgeton to Cape May Court House, or such other point on Route No. 14 as may be determined by the State Highway Commission.

Route 16. Route No. 16. From Morristown to Trenton by way of Van Dorn's Mills, Bernardsville, Far Hills, Bedminster, Pluckemin, Somerville, South Somerville, Belle Mead and Harlingen.

Direct as practicable. Said routes shall be as short and direct as practicable between the points specified, due regard being had for the other requirements of the act.

Use of existing roads. Existing highways may be made use of wherever it is convenient so to do, but the commission may lay out, open and improve new roads over acquired rights of

way and may also lay out routes in continuation of, connecting with, or in addition to the routes above specified.

2. This act shall take effect immediately.

Approved April 6, 1920.

CHAPTER 105.

An Act to incorporate the "Borough of Oceanport," in the county of Monmouth.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. The inhabitants of that portion of the township of Eatontown, in the county of Monmouth, contained within the limits hereinafter set forth, are hereby constituted and declared to be a body politic and corporate in fact and in law by the name of the "Borough of Oceanport," and shall be governed by the general laws of the State relating to boroughs.

Corporate
name.

2. The territorial limits of said borough shall be as follows:

Boundaries
of borough of
Oceanport.

Beginning in the middle of Monmouth road where the same is intersected by the middle of Turtle Mill brook, said beginning point being in the north line of the borough of West Long Branch; thence (1) along the middle of said Monmouth road and in a northerly direction to the middle of Long Branch and Eatontown boulevard; thence (2) along the said boulevard and in a northwest direction to the middle of Main street leading to Oceanport; thence (3) along the middle thereof and in a northeasterly direction a distance of about six hundred feet more or less to a point where the middle of Monmouth road if extended in a northerly direction would intersect the same; thence (4) in a northerly direction following the prolongation of the middle of Monmouth road and in a northerly direction

to the middle of Lafetra's brook and to the north line of the township of Eatontown; thence (5) in an easterly and thence southerly direction along the middle of Lafetra's brook, Parker's creek and the South Shrewsbury river, following the present Eatontown township northerly and easterly township line to the middle of Branchport creek, and thence (6) continuing along the middle of said Branchport creek and Turtle Mill brook and in a westerly direction to the middle of Monmouth road and to the place of beginning.

Referendum.

Special election.

When and where held.

Notice.

Ballots.

Marking ballot.

3. This act shall not become operative until its provisions shall be submitted to the voters of the above-described territory, at a special election to be held within the said territory, and at said election adopted by a majority of the legal voters residing within the said territory on the day of said special election. Said special election shall be held within the said territory within ninety days from the passage of this act, and between the hours of six o'clock A. M. and seven o'clock P. M. of the day fixed for such election and at places within said territory to be fixed by the clerk of the township of Eatontown, in the county of Monmouth. The clerk of the township of Eatontown shall cause public notice of the time and place of the holding of the said election, to be given by advertisements, signed by himself, and set up in at least five public places within said described territory, and published in at least one newspaper circulating therein, at least ten days prior to such election, and the said clerk shall provide for the electors voting at such election, ballots to be printed or written, or partially written and partially printed, upon which ballots shall be printed the propositions to be submitted to the voters, with instructions, in the following form:

If you favor the proposition printed below, make an X mark in the square to the left of and opposite the word "Yes"; if you are opposed thereto, make an X mark in the square to the left of and opposite the word "No".

	Yes.	Shall an act entitled "An act to incorporate the borough of Oceanport, in the county of Monmouth," be adopted?
	No.	

If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word "Yes", it shall be counted as a vote in favor of such proposition.

If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word "No", it shall be counted as a vote against such proposition; and in case no mark shall be made in the square to the left of and opposite the word "Yes" or "No", it shall not be counted as a vote for or against such proposition.

Such election shall be held at the time and place so appointed, and shall be conducted by the officers of the election district of said township of Eatontown, wherein that portion of the foregoing described territory of the township of Eatontown is located, but no special form of ballot and no envelope need be used by any voter at said election. The officers holding such election shall within two days after such election make a return to the township committee of the township of Eatontown of the result of such election by statements in writing and under their hands, and the same shall be entered at length upon the minutes of the township committee, and upon its adoption by a majority of said electors as aforesaid, and not otherwise, this act shall in all respects be operative.

Election, how
conducted.

Result
returned to
township
committee.

4. The register of voters within said described territory to be used in the conduct of such special election shall be prepared and made up by the board of registry and election of the township of Eatontown which conducted the general election next preceding the holding of such election in said township in the election district of said township of Eatontown wherein that portion of the foregoing described territory of the township of Eatontown is located, and for that purpose the

Registry.

Notice to register.	said board shall meet at such place within said described territory and at such time as shall be designated by the clerk of the township of Eatontown at least one week preceding said special election. Notice of the time and place so designated for such meeting shall be given by the clerk of the township of Eatontown by posting notices thereof in at least five of the most public places in said described territory at least five days prior to said meeting. Said meeting of the board of registry and election for the making up of said new register of voters shall begin at one o'clock in the afternoon and continue until nine o'clock on the evening of the day fixed for that purpose, and said board shall insert in said new register the names of all persons who are legal voters within said territory at the time of the passage of this act and who shall appear in person before them and establish to the satisfaction of the majority of said board that they are entitled to vote at said special election by reason of being inhabitants and citizens residing in said territory at the time of the passage hereof, or who shall be sworn by the written affidavit of a voter residing in said territory to be entitled so to vote. A separate affidavit shall be required for each person so registered, which shall contain the address of the affiant and shall be signed by him, and on the following day one copy of said register shall be mailed to the chairman of the county board of elections of Monmouth county, to be filed by said board, and one copy shall be retained for the use of said township board of election at such special election.
Meeting of board.	
Voters registered.	
Separate affidavits.	
Statements of result filed.	5. Immediately after the statement of the result of such election shall be made to the township committee of the said township of Eatontown, another copy of said statement, certified by the clerk of the township of Eatontown, shall be filed by him in the office of the country clerk of the county of Monmouth.
Special election to select officers.	6. Within ten days after a copy of the statement of said election has been filed with the county clerk of the county of Monmouth, and in case it is shown by said statement that this act has been adopted by the voters of said territory as aforesaid, the said county

clerk shall call another special election, to be held within said territory, within thirty days from the date of the filing of the said statement in his office, for the purpose of electing a mayor, six councilmen, an assessor, a collector and one justice of the peace, to hold office until the first day of January following said special election, which election shall be held between the hours of six o'clock A. M. and seven o'clock P. M. on a day and at a place within said territory, to be fixed by said county clerk; and of the time, place and purpose of said special election said county clerk shall give public notice by advertisements, signed by himself, and set up in at least five public places within said territory, and published in at least one newspaper circulating therein, at least five days prior to such election. Said county clerk shall provide for the electors voting at such election ballots, to be printed or written, or partly printed and partly written, on which shall appear the names of all candidates for said offices who shall have been nominated by petition of at least five voters residing within said territory and appearing on the said election register used at the special election held for the adoption of this act. Petitions making nominations for any of said offices shall be filed with the said county clerk within twenty days from the date of the filing with said county clerk of the statement showing the adoption of this act and at least three days prior to said election. Such election shall be held at the time and place so appointed by said county clerk, and shall be conducted by the said officers of the said election district of the said township of Eatontown, but no special form of ballot and no envelope need be used by any voter at said election. The register of voters to be used at said election shall be the same as that used at the special election provided for in sections three and four hereof. The officers holding said election shall make return thereof to the county clerk of the county of Monmouth of the result of such election, and the officers elected at said election, on the filing of said return, shall be and become the officers of the said borough and shall continue in office until the first day of January following said special elec-

Notice.

Ballots.

Nominating
by petition.Election, how
conducted.

Register.

Returns.

tion, and until other officers have been elected by the voters of said borough, and shall have qualified as required by law.

Approved April 6, 1920.

CHAPTER 106.

An Act to incorporate the "Borough of Eatontown," in the county of Monmouth.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Corporate
name.

1. The inhabitants of that portion of the township of Eatontown, in the county of Monmouth, contained within the limits hereinafter set forth, are hereby constituted and declared to be a body politic and corporate in fact and in law by the name of the "Borough of Eatontown," and shall be governed by the general laws of this State relating to boroughs.

Boundaries
of borough
of Eatontown.

2. The territorial limits of said borough shall be as follows:

Beginning in the middle of Monmouth road where the same is intersected by the middle of Turtle Mill brook, said beginning point being in the north line of the borough of West Long Branch; thence running (1) along the middle of said Monmouth road and in a northerly direction to the middle of the Long Branch and Eatontown boulevard; thence (2) along the said boulevard and in a northwesterly direction to the middle of Main street leading to Oceanport; thence (3) along the middle thereof and in a northeasterly direction a distance of about six hundred feet more or less to a point where the middle of Monmouth road if extended in a northerly direction would intersect the same; thence (4) in a northerly direction following the prolongation of the middle of Monmouth road and in a northerly direction to the middle of Lefetra's brook and to the north line of the township of Eaton-

town; thence (5) in a westerly direction along the middle of Lafetra's brook and the present Eatontown township northerly line to the middle of Hope road, and to the present westerly line of Eatontown township; thence (6) along the middle of said Hope road and in a southerly direction to the middle of Tinton avenue; thence (7) along the middle thereof and in an easterly direction to the middle of the continuation of Hope road; thence (8) along the middle thereof and in a southerly direction following the present Eatontown township westerly line to the middle of Cranbury brook and to the southerly line of Eatontown township; thence (9) along the middle of said Cranbury brook and the southerly line of Eatontown township to the middle of Whale pond road and the westerly line of the borough of West Long Branch; thence (10) along the middle of Whale pond road and in a northerly direction and continuing along the westerly line of the borough of West Long Branch to the middle of Turtle Mill brook; thence (11) along the middle thereof and in an easterly direction to the middle of Monmouth road and the place of beginning.

3. This act shall not become operative until its provisions shall be submitted to the voters of the above-described territory, at a special election to be held within the said territory, and at said election adopted by a majority of the legal voters residing within the said territory on the day of said special election. Said special election shall be held within the said territory within ninety days from the passage of this act, and between the hours of six o'clock A. M. and seven o'clock P. M. of the day fixed for such election and at places within said territory to be fixed by the clerk of the township of Eatontown, in the county of Monmouth. The clerk of the township of Eatontown shall cause public notice of the time and place of the holding of the said election, to be given by advertisements, signed by himself, and set up in at least five public places within said described territory, and published in at least one newspaper circulating therein, at least ten days prior to such election, and the said clerk shall provide for the electors voting at such election, ballots to be printed or written, or

Referendum.

Special election.

When and where held.

Notice.

Ballots.

partially written and partially printed, upon which ballots shall be printed the proposition to be submitted to the voters, with instructions, in the following form:

Marking
ballot.

If you favor the proposition printed below, make an X mark in the square to the left of and opposite the word "Yes"; if you are opposed thereto, make an X mark in the square to the left of and opposite the word "No".

	Yes.	Shall an act entitled "An act to incorporate the borough of Eatontown, in the county of Monmouth," be adopted?
	No.	

If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word "Yes", it shall be counted as a vote in favor of such proposition.

If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word "No", it shall be counted as a vote against such proposition; and in case no mark shall be made in the square to the left of and opposite the word "Yes" or "No", it shall not be counted as a vote for or against such proposition.

Election, how
conducted.

Such election shall be held at the time and place so appointed, and shall be conducted by the officers of the election district of said township of Eatontown, wherein that portion of the foregoing described territory of the township of Eatontown is located, but no special form of ballot and no envelope need be used by any voter at said election. The officers holding such election shall within two days after such election make a return to the township committee of the township of Eatontown of the result of such election by statements in writing and under their hands, and the same shall be entered at length upon the minutes of the said township committee, and upon its adoption by a majority of said electors as aforesaid, and not otherwise, this act shall in all respects be operative.

Result
returned to
township
committee.

4. The register of voters within said described territory to be used in the conduct of such special election shall be prepared and made up by the board of registry and election of the said township of Eatontown which conducted the general election next preceding the holding of such election in said township in the election district of said township of Eatontown wherein that portion of the foregoing described territory of the township of Eatontown is located, and for that purpose the said board shall meet at such place within said described territory and at such time as shall be designated by the clerk of the township of Eatontown at least one week preceding said special election. Notice of the time and place so designated for such meeting shall be given by the clerk of the township of Eatontown by posting notices thereof in at least five of the most public places in said described territory at least five days prior to said meeting. Said meeting of the board of registry and election for the making up of said new register of voters shall begin at one o'clock in the afternoon and continue until nine o'clock on the evening of the day fixed for that purpose, and said board shall insert in said new register the names of all persons who are legal voters within said territory at the time of the passage of this act and who shall appear in person before them and establish to the satisfaction of the majority of said board that they are entitled to vote at said special election by reason of being inhabitants and citizens residing in said territory at the time of the passage hereof, or who shall be sworn by the written affidavit of a voter residing in said territory to be entitled so to vote. A separate affidavit shall be required for each person so registered, which shall contain the address of the affiant and shall be signed by him, and on the following day one copy of said register shall be mailed to the chairman of the county board of elections of Monmouth county, to be filed by said board, and one copy shall be retained for the use of said township board of election at such special election.

Registry.

Notice to register.

Meeting of board.

Voters registered.

Separate affidavits.

5. Immediately after the statement of the result of such election shall be made to the township committee

Statement of result filed.

of the said township of Eatontown, another copy of said statement, certified by the clerk of the township of Eatontown, shall be filed by him in the office of the county clerk of the county of Monmouth.

Special
election to
select
officers.

6. Within ten days after a copy of the statement of said election has been filed with the county clerk of the county clerk of the county of Monmouth, and in case it is shown by said statement that this act has been adopted by the voters of said territory as aforesaid, the said county clerk shall call another special election, to be held within said territory, within thirty days from the date of the filing of the said statement in his office, for the purpose of electing a mayor, six councilmen, an assessor, a collector and one justice of the peace, to hold office until the first day of January following said special election, which election shall be held between the hours of six o'clock A. M. and seven o'clock P. M. on a day and at a place within said territory, to be fixed by said county clerk; and of the time, place and purpose of said special election said county clerk shall give public notice by advertisements, signed by himself, and set up in at least five public places within said territory, and published in at least one newspaper circulating therein, at least five days prior to such election. Said county clerk shall provide for the electors voting at such election ballots, to be printed or written, or partly printed and partly written, on which shall appear the names of all candidates for said offices who shall have been nominated by petition of at least five voters residing within said territory and appearing on the said election register used at the special election held for the adoption of this act. Petitions making nominations for any of said offices shall be filed with the said county clerk within twenty days from the date of the filing with said county clerk of the statement showing the adoption of this act and at least three days prior to said election. Such election shall be held at the time and place so appointed by said county clerk, and shall be conducted by the said officers of the said election district of the said township of Eatontown, but no special form of ballot and no envelope need be used by any voter at said election.

Notice.

Ballots.

Nominating
by petition.

Election, how
conducted.

The register of voters to be used at said election shall be the same as that used at the special election provided for in sections three and four thereof. The officers holding said election shall make return thereof to the county clerk of the county of Monmouth of the result of such election, and the officers elected at said election, on the filing of said return, shall be and become the officers of the said borough and shall continue in office until the first day of January following said special election, and until other officers have been elected by the voters of said borough, and shall have qualified as required by law.

Register.

Returns.

Approved April 6, 1920.

CHAPTER 107.

A Supplement to an act providing for the retirement of certain judicial officers and fixing their compensation when retired.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. The Chancellor, Chief Justice, Associate Justice of the Supreme Court, judges of the Circuit Court and advisory masters, called now Vice Chancellors, who shall have served the State in one or more of the judicial positions named for a period of not less than fourteen years, may retire from such service upon filing his resignation of the judicial office in the office of the Secretary of State, accompanied by the statement that it is so filed for the purpose of taking advantage of the provisions of this act; *provided*, that no one of said judicial officers shall be permitted to retire under the authority of this section who shall be under the age of seventy years.

Retirement of certain judicial officers.

Proviso.

2. In case any of the judicial officers mentioned in the first section of this act shall while in office become

Disability to be shown.

physically or otherwise incapacitated for full and efficient service to the State in his judicial capacity, which physical or other disability shall have developed during his term of service, and it shall be made to appear, as hereinafter provided, not only that such physical or other disability exists, but that it will, in all reasonable probability, continue permanently, such judicial officer may, in that event, retire from the service of the State in the manner provided in case of retirement under the provisions of the first section of this act, notwithstanding he may not have served the length of time or reached the age for retirement mentioned in said first section.

Examination
to determine
disability.

3. Before retirement may be taken under the second section of this act, the judicial officer seeking to retire under the same shall inform the Governor of this State of his desire to do so, and it shall be the duty of the Governor thereupon to appoint three physicians of skill and repute in their profession, and residents of this State, who shall examine the applicant for retirement and report to the Governor as to his physical or other disability and as to whether, in all reasonable probability, if they find such disability to exist, it will continue permanently, and does and will continue to prevent the applicant from giving full and efficient service to the State in the performance of his official duties. Upon the coming in of such report, if the Governor approve the same, he shall file it, with his approval endorsed thereon, in the office of the Secretary of State, there to remain of record, and thereupon such applicant may file his resignation in such office, and he shall be entitled to the benefit of this act as a retired judicial officer, as fully as if retired under the first section hereof.

Report and
resignation
filed.

Pension.

4. Any judicial officer retiring under the provisions of this act shall be paid an annual salary or compensation during the period of his natural life, commencing with the date of his resignation, at the rate of one-half of the annual salary he now receives, said salary shall be paid by the State Treasurer monthly, on warrant of the Comptroller, out of any funds appropriated for that purpose or from funds not otherwise appropriated.

5. The provisions of this act shall apply to any person otherwise qualified under sections one or two of this act who shall have withdrawn from such service of the State by resignation or failure of reappointment or otherwise; *and provided, further*, that no period of time prior to January first, nineteen hundred and twenty, shall be computed as part of the time for which he shall be annually compensated under this act; *and provided, further*, that no person who accepts compensation under the act to which this is a supplement shall receive any compensation under this act.

Application
of act.

Proviso.

Proviso.

6. The annual compensation to be paid under section five of this act to persons who have withdrawn from the service of the State by resignation, or by failure of reappointment shall be at the rate of one-half of the annual salary now received by an Associate Justice of the Supreme Court.

Pension.

7. This act shall take effect immediately.

Approved April 7, 1920.

CHAPTER 108.

An Act to amend an act entitled "An act to authorize and regulate the issuance of bonds and other obligations and the incurring of indebtedness by county, city, borough, village, town, township or any municipality governed by an improvement commission," approved March twenty-second, one thousand nine hundred and sixteen, and constituting chapter 252 of the Pamphlet Laws of 1916.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section twelve of the act to which this act is amendatory, as said section was amended by chapter 240 of the Pamphlet Laws of 1917, is hereby amended to read as follows:

Section 12
amended.

Statement
of debt con-
dition made
annually.

236-12
A-24-170

Supplemental
statement.

Debt state-
ment to
show:
Gross in-
debtedness;

Itemized.
Bonded
debt;

12. (1). The chief financial officer of each municipality shall make and file during the month of January of each year, in the office of the clerk of the municipality other than a county, and in the case of a county in the office of the clerk of the board of chosen freeholders, and in the office of the Commissioner of Municipal Accounts, a statement of the debt condition of the municipality as of the thirty-first day of December of the preceding year, estimating the amount of any item which may be indefinite or unascertainable. Such statement shall be known as the Annual Debt Statement. Immediately upon the passage of this act the financial officer of each municipality shall file as above directed the annual debt statement as of the thirty-first day of December, one thousand nine hundred and sixteen. Whenever required by this act or when required by the governing body the chief financial officer of any municipality shall make and file as above directed any further debt statement or any supplemental debt statement as hereinafter provided, and all such debt statements shall be under oath and shall be a public record open to public inspection. The annual debt statement shall set forth:

A. The gross indebtedness of the municipality, inclusive of notes or bonds authorized but not issued, and obligations of the municipality held uncanceled in any sinking fund, exclusive of indebtedness incurred for current expenses of the current fiscal year and inclusive of notes or bonds or certificates of the municipality issued for school purposes other than for the current expenses of schools, but not including the indebtedness of a school district constituting a separate corporation.

Such gross indebtedness shall be itemized as follows:

(a) The bonded debt, including bonds authorized but not issued, stating separately: bonds payable or to be payable in whole or in part out of special assessments on property specially benefited; and bonds authorized or issued for each of the following purposes, in so far as separately authorized or issued for such purposes, namely, docks, water supply, electric light or power, gas, markets and any other purpose, from the carrying out of which the municipality derives revenue from rental

or service; and bonds authorized or issued for school purposes. In the case of bonds issued for school purposes the net bonded indebtedness only shall be stated after deducting sinking funds and funds in hand applicable thereto.

(b) Evidences of indebtedness other than bonds, including temporary notes or bonds issued under section thirteen, including such as have been authorized but not issued.

Other
liabilities;

B. The deductions.

Deductions
itemized;

Such deductions shall be itemized as follows:

(a) The amount of special assessments levied and uncollected, applicable to the payment of any part of the gross indebtedness not deducted under some other item hereof

Special
assessments
uncollected;

(b) The amount, as estimated by resolution of the governing body, of special assessments to be levied for any improvement, which will be applicable to any part of the gross indebtedness not deducted under some other item hereof.

Special
assessments
for im-
provements;

(c) Indebtedness to an amount not exceeding three per centum of the average of the assessed valuation as stated in subdivision D hereof, incurred or authorized for any of the following purposes but not for the support or maintenance thereof, separately stated in so far as separately issued for such purposes, namely, for docks, electric light or power, gas, markets and any other purpose from the carrying out of which the municipality derives revenue from rentals or services rendered, the payment of the principal and interest of which indebtedness was adequately provided for from such revenue after deducting operating expenses during the previous fiscal year.

Amount
incurred for
sundry
purposes;

(d) Indebtedness incurred or authorized for the supply of water.

Water
supply;

(e) The net indebtedness incurred or authorized for school purposes to an amount not exceeding three per centum of the average assessed valuation as stated in subdivision D hereof.

School pur-
poses;

(f) Funds in hand and sinking funds or such parts thereof as are held for the payment of any part of the gross indebtedness, other than that which is included in

Cash and
sinking
fund;

Proceeds of bonds or notes;	these deductions or which is otherwise deducted. Under this item shall be included the proceeds on hand of any bonds or notes held to pay any part of the gross indebtedness, and the estimated proceeds of bonds or notes which have been authorized if such estimated proceeds will be held for that purpose.
Current taxes;	(g) Amount, if any, included in the current taxes levied for the payment of any part of the gross indebtedness other than that which is included in these deductions.
Arrears of taxes;	(h) Amount of unpaid taxes not more than three years in arrears.
Improvements along ocean;	(i) Indebtedness incurred or authorized for the construction or reconstruction of dikes, bulkheads, jetties or other devices, erected along the ocean or inlet fronts, and intended to prevent the encroachment of the sea, including the improvements to restore property damaged by the sea, or for the construction of boardwalks, pavilions, piers, bathing houses, or other devices along the ocean front, and the acquisition of lands in connection therewith.
Certain amounts owing.	(j) Amounts owing by the State, by other municipalities, or by other persons or corporations, on account of that part of an improvement for which indebtedness has been incurred or authorized, and not deducted under any other item.
Net debt.	C. The net debt of the municipality or county, as the case may be, as determined by deducting the deductions stated in subdivision B from the gross debt stated in subdivision A.
Average preceding valuations.	D. The three next preceding assessed valuations of the taxable real property (including improvements) of the municipality and the average thereof.
Percentage of debt to valuation.	E. The percentage that the net debt as computed under subdivision C bears to the average of the assessed valuation computed under subdivision D.
Statement of debt made prior to passage of ordinance.	(2) Prior to the passage of any ordinance or resolution authorizing notes or bonds under this act, the chief financial officer shall make and file a supplemental debt statement unless such notes or bonds are exclusively for the following purposes, namely, for funding (in-

cluding the funding of interest accruing during the construction period) or for refunding; or for the supply of water; or for the construction or reconstruction of dikes, bulkheads, jetties or other devices erected along the ocean or inlet front and intended to prevent the encroachment of the sea, including improvements to restore property damaged by the sea, for the construction of boardwalks, pavilions, piers, bathing houses or other devices along the ocean front, and the acquisition of lands in connection therewith. Such supplemental debt statement shall be computed as provided for the annual debt statement, and shall set forth:

Supplemental statement to show:

A. The net debt of the municipality as stated in subdivision C of the annual debt statement last filed; the amount by which such net debt has been increased or decreased; the net debt at the time of the statement.

Net debt.

B. The amounts and purposes separately itemized of the bonds or notes about to be authorized, together with the deduction which may be made on account of each such item.

Amount and purposes of issue;

C. The net debt of the municipality after the indebtedness to be authorized has been incurred.

Debts after increase;

D. The three next preceding assessed valuations of taxable real property (including improvements) of the municipality and the average thereof.

Three preceding valuations;

E. The percentage that the net debt as computed under subdivision C bears to the average of the assessed valuations computed under subdivision D.

Percentage of debt to valuation;

(3) In the case of a municipality other than a county, if it appears that the percentage of the net debt as stated by subdivision E. of any supplemental debt statement exceeds seven per centum, the supplemental debt statement shall include the following subdivisions, namely:

If percentage over certain figure;

F. The total amount of all bonds and notes required to be stated as part of gross indebtedness issued and authorized since December thirty-first, one thousand nine hundred and sixteen (whether paid or outstanding, except bonds and notes issued in anticipation of the receipt of tax revenues, and except bonds or notes issued to refund or fund indebtedness contracted before December thirty-first, one thousand nine hundred and sixteen), and the bonds or notes to be authorized.

Total amount of bonds and notes;

Total deductions;	G. The total deductions (as provided to be made in the financial statement) which may be made on account of the bonds and notes, stated in subdivision F.
Net increased debt;	H. The difference between the amounts stated in subdivisions F and G (hereinafter called the net increased debt.)
Average assessed valuation for three years;	I. The average assessed valuation of taxable real property (including improvements) of the municipality for the years one thousand nine hundred and fourteen, one thousand nine hundred and fifteen and one thousand nine hundred and sixteen.
	J. The percentage that the net increased debt stated in subdivision H bears to the average assessed valuation, stated in subdivision I.
No ordinance if supplemental statement exceeds given sum.	(4). No ordinance or resolution, prior to the passage of which a supplemental debt statement must be filed, shall be passed if it appears from such supplemental debt statement that the percentage of the net debt of a municipality other than a county, as stated in subdivision E, exceeds seven per centum, or in the case of a county if the percentage of the net debt, as stated by subdivision E, exceeds four per centum; <i>provided</i> , that in the case of a municipality other than a county, notwithstanding the net debt as stated in subdivision E of any supplemental debt statement exceeds seven per centum, such ordinance or resolution may, nevertheless, be passed if the percentage of the net increased debt as stated in subdivision J of any supplemental debt statement does not exceed two per centum.
Proviso.	2. This act shall take effect immediately.
	Approved April 7, 1920.

CHAPTER 109.

An Act to amend an act entitled "An act defining power vessels and providing for the registration of the same and the licensing of the masters thereof; providing for the regulation of power vessels and boats navigating the waters within the jurisdiction of this State above tidewater; fixing the amount of license and registration fees and providing penalties for violation of its provisions," approved April fifteenth, one thousand nine hundred and nineteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. Section five of the act to which this act is an amendment, be, and the same is hereby amended to read as follows:

5. No person shall hereafter operate a power boat upon any of the waters of the State as hereinbefore described unless licensed to do so in accordance with the provisions of this act. No person under the age of sixteen years shall be licensed to operate a power boat, neither shall any person be licensed to operate such power boat until said person shall have passed a satisfactory examination as to such person's ability as an operator, which examination shall include a test of the knowledge on the part of the said person of such mechanism of power vessels as is necessary in order to insure the safe operation of the kind or kinds of vessel indicated by the applicant, and which examination shall be conducted in manner and form as provided by the rules and regulations of the board. Such license certificate shall expire on the first of April of each year.

Provided, however, the said Board of Commerce and Navigation issue to any person a written permit, allowing the said person, for the purpose of fitting him-

Section 5
amended

241-5
A-25-391

Operator
licensed.

Age.

Examination.

License
expires.

Proviso;
learner's
permit.

self to become a power boat operator, to operate a motor boat for a specified period of not more than ten (10) days, while in the company and under the supervision of a licensed motor boat operator, and such permit shall be sufficient license for the said person to operate a motor boat, subject to the provisions of this act, while in the company of and under the control of a licensed motor boat operator of this State; *and provided, further,* that said person, as well as such licensed motor boat operator shall be held accountable for all violations of this act committed by the said person while in the company of such licensed motor boat operator. Such permit shall be issued upon such terms and conditions, and upon the payment of such fee not exceeding the amount charged for a license, as the board may, by rule or regulation, prescribe.

Proviso.

Terms of permit.

Section 8 amended.

Classification and fees.

Dealer's license.

2. Section eight of the act of which this act is an amendment be, and the same is hereby amended to read as follows:

8. The Board of Commerce and Navigation is hereby authorized and empowered to classify, by rules and regulations, vessels required to be licensed under the provisions of this act, and fix the annual license fee to be charged for each class, provided the amount of such license fee shall not exceed the sum of twenty-five dollars (\$25) per annum. The amount of such license fee which may be so fixed by rules and regulations of said board shall be accepted in settlement of the annual license fee to be charged under the provisions of this act.

Every manufacturer or dealer in vessels required to be licensed under the provisions of this act, residing and having its principal place of business in this State, instead of registering each vessel so owned or controlled by him, may make application for and obtain a certificate of license under which he shall be authorized to operate any motor boat owned or controlled by him, but any such boat shall at all times, when so operated, have number plates affixed to the bow, pursuant to the provisions of this act.

Approved April 7, 1920.

CHAPTER 110.

An Act to amend an act entitled "An act to protect persons performing labor or furnishing materials for the construction, alteration or repair of public works," approved February sixteenth, one thousand nine hundred and eighteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. Section two of the act of which this act is amendatory be and the same is hereby amended to read as follows: Section 2 amended.

2. Such bond shall be executed by such contractor with such sureties as shall be approved by the board, officer or agent acting on behalf of the State or any county, city, town, township, village, borough, municipality, governed by a board of commissioners, or improvement commission, or school district aforesaid, in an amount not more than one hundred per centum (100%) of the contract price and conditioned for the payment by the contractor, and by all subcontractors, of all indebtedness which may accrue to any person, firm or corporation, on account of any labor performed or materials furnished in the construction, erection, alteration or repair to such building, works or improvement. Bond required.
Amount.
Conditions.

Such bond shall be deposited with and held by such board, officer or agent for the use of any party interested therein. Deposit of bond.

2. This act shall take effect immediately.

Approved April 7, 1920.

CHAPTER III.

An Act validating purchases and sales of land by executors, administrators, administrators c. t. a., guardians and trustees in certain cases.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Validating
actions of
executor, etc.

1. Whenever any executor, administrator, administrator c. t. a., guardian or trustee shall have heretofore with the funds, or any part thereof, in his or her possession as such purchased any real estate as executor, administrator, administrator c. t. a., guardian or trustee without authority by law or by his or her trust to make such investment and shall have heretofore sold such lands so purchased, such conveyances are hereby confirmed and made valid; *provided*, that nothing herein contained shall be construed to release from liability to the estate such executor, administrator, administrator c. t. a., guardian or trustee, by reason of such improper purchase or conveyance.

Proviso.

Repealer.

2. All acts and parts of acts inconsistent with this act be and the same are hereby repealed, and this act shall take effect immediately.

Approved April 7, 1920.

CHAPTER 112.

An Act to amend an act entitled "An act providing for the creation of Juvenile Courts in counties of the first class, and defining the jurisdiction and powers thereof," approved April first, one thousand nine hundred and twelve, as said act was amended by an act approved April seventeenth, one thousand nine hundred and nineteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section twenty of the act of which this act is amendatory be and the same is hereby amended to read as follows: Section 20 amended.

20. The judge of said court shall designate not more than eight persons as officers or attendants of said court and shall fix the salaries of said officers or attendants; *provided, however,* that such salaries are in accordance with the schedule established by the Civil Service Commission under the provisions of "A supplement to an act entitled 'An act regulating the employment, tenure and discharge of certain officers and employes of this State, and of the various counties and municipalities thereof, and defining its powers and duties,'" approved April tenth one thousand nine hundred and eight, which supplement was approved February ninth, one thousand nine hundred and eighteen; *and provided, further,* that nothing in this act shall operate to reduce the present salaries of those persons now filling such positions. Said salaries and all legally authorized expenditures incident to the administration of said court shall be paid in the manner provided for the payment of the expenses of the Court of Common Pleas. Court attendants.
Proviso.
Proviso.
Payment of salaries.

All payments shall be made semimonthly, which payments shall be in full and in lieu and instead of all fees, No fees.

mileage or other allowances heretofore allowed for the service of processes and duties of such officers or court attendants.

Application of
act.

This act shall be applicable to the present incumbents as well as to future appointees.

Repealer.

2. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed, and this act shall take effect immediately.

Approved April 7, 1920.

CHAPTER 113.

An Act to amend an act entitled "An act to amend an act entitled 'An act to amend an act entitled "An act to increase the efficiency of the public school system of the State by providing for additional free scholarships at the State Agricultural College," passed March thirty-first, one thousand eight hundred and ninety,' approved March thirty-first, one thousand nine hundred and five," approved March fifteenth, one thousand nine hundred and eleven.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 3
amended.

1. Section three of the act to which this act is an amendment is hereby amended to read as follows:

Scholarships
at State
college.

3. Each student so appointed and admitted to said college shall be regarded as holding a State scholarship, and for each State scholarship so held there shall be due from the State to the college on the first day of November, in each year, the sum of two hundred dollars.

2. This act shall take effect immediately.

Approved April 7, 1920.

CHAPTER 114.

An Act to provide for a survey and plans for a beach channel between Manahawkin bay and Beach Haven, in Ocean county, and providing for an appropriation to pay the cost thereof.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. The Board of Commerce and Navigation be and they are hereby authorized and empowered to make, or cause to be made, a survey and plans for a beach channel beginning at a point in the present route of the inland waterway about three-quarters of a mile below the Long Beach turnpike highway bridge over Manahawkin bay, and extending thence in a southerly and southwesterly direction, and following as closely as practicable what is known as the beach channel to the public dock at Beach Haven, in the county of Ocean, a distance of about six miles, and providing for a depth of water of six feet at mean low tide and an average width of channel of one hundred feet, and to make or cause to be made an estimate and calculation of the cost of such improvement.

Providing for
survey and
plans for
channel.

2. That the said Board of Commerce and Navigation be authorized to expend for such survey and plans for the purpose of this act a sum not to exceed the sum of two thousand dollars (\$2,000.00). The same is to become available when included in any annual or supplemental appropriation bill.

Appropriations
for
survey.

3. This act shall take effect immediately.

Approved April 7, 1920.

CHAPTER 115.

An Act to amend an act entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section eighteen of Article XXXVII of the act to which this act is an amendment be and the same is hereby amended to read as follows: Section 18,
Article
XXXVII
amended.

18. Whenever any officer of any municipality shall cease to be a bona fide resident therein, or whenever the resignation of any such officer shall have been accepted by the proper authority, a vacancy in the office held by any such person shall immediately exist, and such person shall not exercise any of the duties of the office theretofore held by him; and such municipality, by and through its proper authority, shall immediately proceed to fill such vacancy in the manner and form prescribed by law for the filling of any such vacancy; *provided, however,* Vacancies. that nothing herein contained shall be so construed as to prevent a non-resident of any municipality from holding office as counsel, attorney or engineer of such municipality, nor shall such offices be deemed vacant by reason of the removal or non-residence of any such counsel, attorney or engineer. Proviso.

Approved April 7, 1920.

CHAPTER 116.

249-C-116
A-21-482

An Act to authorize boards of education in cities of the first class to meet emergency conditions in the performance of contracts for the erection and construction of public school buildings, created by the existence of war between the United States of America and the Imperial German Government, and to prevent default upon or delay in the execution of such contracts.

WHEREAS, Prior to and during the war existing between the United States of America and the Imperial German Government, the cost of labor, freight and materials was greatly increased beyond the prices prevailing at the time of the making of contracts; and

Preamble.

WHEREAS, By reason of the greatly increased cost of labor, freight and materials as aforesaid, it would be impossible to complete many contracts without great loss or damage to such persons contracting for such work; and

Preamble.

WHEREAS, Contracts have been made during said period for the erection and construction of public school buildings located in cities of the first class, the completion of which said buildings is endangered and may be seriously delayed by reason of unavoidable defaults by contractors; therefore,

Preamble.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. It shall and may be lawful in any city of the first class of this State where a contract has been entered into between the board of education in such city, with any person or corporation, at any time during the state of war existing as aforesaid, to pay to such person or corporation who or which has so contracted, the in-

Meeting
increased
cost of
contract.

249-1
A-21-482

- Proviso. creased cost of labor, freight and materials over and above the prices prevailing at the time of the making of such contract or contracts; *provided*, that the amount of any such extra payment so to be made shall not in any case exceed ten per centum of the amount of the original contract; *and provided, further*, that such additional compensation or payments granted and allowed shall not include any supplemental or additional profit to the contractor or contractors, but shall be confined to the actual increased cost of said work to said contractor or contractors.
- Supplemental contract. 2. Any payment made by virtue of this act shall be considered as an emergency payment, and the board of education in such city may enter into supplemental contract with such contractor or contractors, fixing and determining the amount of said extra compensation and the manner in which the same shall be ascertained, determined and paid; *provided, however*, that no such contract shall be made without the approval of the board or body having charge and control of the finances in such city.
- Proviso. 3. The money for the payment of said extra compensation herein provided for shall be raised and appropriated in the same manner as the moneys required to satisfy the original contract or contracts was raised and appropriated, or may be appropriated and raised in such manner as the board having charge of the finances in such city shall determine and direct.
- Raising extra funds. 4. No agreement hereunder shall be made by any city or board of education hereof after the first day of September, one thousand nine hundred and twenty.
- Limitation. 5. This act shall take effect immediately.
- 250-4
A-21-483

Approved April 7, 1920.

CHAPTER 117.

An Act to amend an act entitled "An act concerning trust companies" (Revision of 1899).

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section nine of an act entitled "An act concerning trust companies" (Revision of 1899), be and the same is hereby further amended to read as follows:

Section 9
amended.

9. No such corporation shall be appointed to act as assignee, receiver, administrator, guardian or trustee by any surrogate or court of this State until it shall have created and set apart a fund or funds specially devoted to securing its liabilities in such capacities of trust and confidence, and shall have deposited with the register of the Prerogative Court securities of the character in which trust funds may by law be invested, which securities shall represent the said fund or funds; in case any securities deposited as aforesaid are bonds secured by mortgages upon real estate, said mortgages, together with the said bonds, shall be duly assigned by such corporation to the register of the Prerogative Court in his official capacity, in a manner to be approved by the ordinary; but until default by such corporation depositing the same occurs, by reason of which recourse may be had to said fund or funds, or until otherwise ordered by the ordinary, said corporation shall be entitled to the beneficial interest in and income from the bonds and mortgages so as aforesaid assigned, and the register of the Prerogative Court may execute a power of attorney in favor of said corporation, in a form to be approved by the ordinary, authorizing said corporation to receive and retain for its own use, until default or otherwise ordered by the ordinary as aforesaid, the interest or income arising from said bonds or the mortgages securing the same; at the time of depositing the securities as aforesaid, the president, cashier or other head officer of the corporation making such

Funds set
apart and
securities
deposited
before appoint-
ment as
assignee,
trustee, etc.

Benefit of
interest.

Statement of
value of
property and
liabilities.

deposit shall make oath in writing as to the intrinsic value of any property upon which said securities shall then be a lien, which said oath shall be filed with the register of the Prerogative Court; every such corporation shall, before its appointment to any office, present to the court or officer making such appointment a statement, under oath of its president, secretary or trust officer, that the fund aforesaid has been set apart according to law, and that the above-mentioned deposit has been duly made, and that the liabilities of such corporation for which the fund aforesaid is specially responsible, as hereinafter provided (including all funds and securities of such trust about to come to it under the appointment then in contemplation), do not exceed five times the value of such specially created and deposited fund, unless said fund shall amount to or exceed one hundred thousand dollars, in which case, if the liabilities aforesaid are in excess of one million dollars but not more than five million dollars, the affidavit shall be that the liabilities aforesaid do not exceed ten times the value of such specifically created and deposited fund, and if the liabilities aforesaid are in excess of five million dollars, then the affidavit shall be that the value of such specifically created and deposited fund is not less than five hundred thousand dollars, and, except as provided in the next succeeding section of this act, such fund then so created, set apart and deposited shall not be subject or applicable to any other debts or liabilities of the corporation or association until those to the discharge whereof it is devoted shall have been satisfied or cease to exist; *provided*, that nothing herein contained shall require the deposit of any such fund when the trust company appointed gives security in the manner prescribed by law in such behalf for natural persons, or in cases where the trust company shall have been appointed as executor or trustee by any will or deed.

Exceptions.

Proviso.

Repealer.

2. All acts and parts of acts inconsistent herewith be and the same hereby are repealed.

3. This act shall take effect immediately.

Approved April 7, 1920.

CHAPTER 118.

An Act to compel instruction in the public, private and parochial schools of this State in fire prevention and safeguarding lives and property against loss by fire.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Course of Study in Fire Prevention.

1. The Commissioner of Banking and Insurance and the Commissioner of Education are hereby empowered and directed jointly to provide a course of study in fire prevention for use in the public, private and parochial schools of this State dealing with the protection of lives and property against loss or damage as a result of preventable fire. Study in fire prevention.

Arrangements for Instruction.

2. It shall be the duty of the board of education, school directors, trustees or other committees or persons having control of the public, private or parochial schools in each township, village, borough or city or school district thereof to arrange for said course of study in fire prevention and to compel its use in each school under its or their control or direction. Course of study.

Extent of Time for Instruction.

3. On and after September first, one thousand nine hundred and twenty, it shall be the duty of each teacher in any public, private or parochial school of the State of New Jersey to devote not less than one hour in each month, during which such school is in session, to the instruction of the pupils thereof in said course of study in fire prevention comprising the ways and means of preventing loss and damage to lives and property through preventable fires. Instruction.

4. This act shall take effect immediately.

Approved April 7, 1920.

CHAPTER 119.

An Act to amend an act entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Section 7,
Article
XXVIII
amended.

Municipality
may acquire
marsh land.

1. Section seven of Article XXVIII of the act to which this act is an amendment is hereby amended to read as follows:

7. The governing body of any municipality shall have power and authority, after an appropriation has been made of the money required therefor, to acquire by purchase or condemnation, in the name of and for the benefit of any such municipality, such unimproved marsh land or other land within or adjacent to any such municipality, as may be thought advisable and for the best interests of such municipality; and, after the appropriation of the money required therefor, by the governing body thereof, to reclaim, fill in and improve any such land or lands, and to construct thereon wharves, piers, docks, slips, basins, and other similar structures, and to lease or rent the same from time to time. The governing body shall also have power and authority to acquire by lease, on such terms and conditions as it may deem proper, or, after the appropriation of the money required therefor, to acquire by purchase or condemnation, in the name of and for the benefit of any such municipality, any land, wharf, pier, bulkhead, dock, slip, basin, or other similar structure, and also all lands, property rights, easements and privileges appurtenant thereto, within the limits of such municipality.

Reclamation.
May acquire
land, wharf,
pier, basin.

2. This act shall take effect immediately.

Approved April 7, 1920.

CHAPTER 120.

An Act for the relief of contractors who have contracted with municipalities in this State, or with boards of chosen freeholders in any county of this State, either separably or jointly with the State of New Jersey, for public improvements or public works, which, owing to war conditions, have cost in excess of the original contract, and to enable such municipalities or any such boards of chosen freeholders to pay such contractors any losses incurred by them, by reason of such war conditions.

WHEREAS, Certain municipalities in this State, and, in some instances, boards of chosen freeholders of counties of this State either separately or jointly with the State of New Jersey, have heretofore awarded contracts for public improvements or public work, which, owing to war conditions, may have cost the contractor or contractors in excess of the original contract price, and

Preamble.

WHEREAS, It is equitable and just that such contractor or contractors should not suffer financial loss by reason thereof, the same being beyond their control; now, therefore,

Preamble.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Where any municipality of this State, or any board of chosen freeholders of any county of this State, either separably or jointly with the State of New Jersey, heretofore entered into contract for any public improvement or any public work with any contractor or contractors which, owing to war conditions cost the said contractor or contractors a greater sum of money in the fulfillment of said contract than was therein provided that said contractor or contractors should receive for

Meeting increased cost of contracts.

- the completion of said work, the governing body of such municipality or the board of chosen freeholders in any such case, shall have power by resolution or ordinance to reimburse and pay such contractor or contractors, in addition to the contract price, such sums of money as may be shown by said contractor or contractors to have been paid out as a loss in the fulfillment of the contract in excess of the amount paid or to be paid to said contractor or contractors under the terms of said contract; *provided, however,* that before any money shall be so paid to said contractor or contractors under such resolution or ordinance, satisfactory proof shall be presented showing the loss so sustained.
2. If, under the provisions of this act, there shall be allowed any contractor any sum of money on account of any loss shown to have been sustained by him by reason of performing the terms of such contract, and any such municipality or the board of chosen freeholders of the county shall be without funds to meet payment for the same, the said governing body may, by a vote of at least a majority of its members, make an appropriation therefor by an issue of "emergency notes" or "emergency bonds," which shall show upon their face the cause or event under which they were issued, and the amount of all such notes or bonds issued for said purpose shall be included in the next tax levy, and shall be paid within six months after the taxes for that year shall be due and payable. *Provided, however,* that if the inclusion of the entire amount of such notes or bonds would cause an increase in the taxes to such an amount as to be objectionable to said governing body, the period for the payment of such notes or bonds may be extended for a longer time, but not to exceed three years in the whole, and may be assessed each year proportionately.
3. The provisions of this act shall not apply to any contract executed after September first, one thousand nine hundred and seventeen.
4. This act shall take effect immediately, and all acts or parts of acts inconsistent with this act are hereby repealed.
- Approved April 7, 1920.
- Additional
payment.
- Proviso.
- Issue
emergency
notes or
bonds.
- Proviso.
- Limitation.
- Repealer.

CHAPTER 121.

An Act for the protection of cattle.

WHEREAS, It has been a custom of dealers in feed for live stock to attach by means of wire and other fasteners tags to bags containing feed, which fasteners often become mixed with feed, thereby causing death to cattle; therefore,

Preamble.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. No person, firm or corporation shall sell within the State of New Jersey feed for live stock in bags to which bags there is attached a tag or tags by means of wire or other metal fasteners. Metal fasteners forbidden.
 2. Any person violating the terms of this act shall be guilty of a misdemeanor. Penalty.
 3. This act shall take effect immediately.
- Approved April 7, 1920.

CHAPTER 122.

An Act to provide for the establishment and maintenance of county free libraries.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. There shall be established in each county of this State by the board of chosen freeholders thereof a free public library to be known as "The Free County

County library.

257-C-122-1
A-23-199

257-C-122-1
A-23-199

Library." Such library shall be established for such subdivisions of said counties as do not maintain free public libraries.

Referendum.

2. This act shall take effect immediately, but its provisions shall remain inoperative in any county until assented to by a majority of legal voters of said county voting at any election at which its provisions are submitted to the voters for its adoption or rejection.

Petition for submitting question.

3. At the request, in writing, of not less than three hundred qualified voters of any county, the board of chosen freeholders of said county shall submit, at any general or special election, the provisions of said act to the voters of said county for adoption or rejection.

Ballots.

Such board shall cause to be printed upon the ballot voted at such general or special election the following question:

Shall the provisions of an act entitled "An act to provide for the establishment and maintenance of county free libraries," be adopted?

Voting.

In the squares at the right shall be placed the words "Yes" and "No." Any person desiring the adoption of the act in such county shall mark an X in the square opposite the word "Yes," and those opposed to the adoption thereof shall mark an X opposite the word "No."

Result.

If a majority of all the ballots so voted shall favor the adoption, then such act shall be adopted in said county. The results from such election shall be returned and canvassed in the same manner and at the same time as other election returns are now canvassed.

Arrangements for library.

4. Upon the adoption of the provisions of this act the board of chosen freeholders of any county may contract with any existing library, or library board, within said county for the establishment and maintenance of the county free library in accordance with the provisions of this act, and subject to the rules and regulations of such board of chosen freeholders.

Library commission.

5. Should the board of chosen freeholders for any reason not enter into such contract as in the preceding paragraph is provided for, they shall within sixty days after this act becomes operative, appoint a commission to

be known as "The County Library Commission." Such county library commission shall consist of five members. They shall be appointed one for one year; one for two years; one for three years; one for four years and one for five years, and thereafter appointments shall be for terms of five years. The county library commission shall serve without compensation.

Membership
and term.

6. Such commission shall organize by the election of a chairman, and they shall adopt rules and regulations for the establishment and upkeep of such county library. They shall annually report to the board of chosen freeholders.

Organization,
etc.
259-6
A-22-169

7. There shall be annually assessed, levied and collected by the board of chosen freeholders from the municipalities of such counties receiving the benefits of this act a sum sufficient for the establishment and thereafter for the maintenance and upkeep of such library, which sum shall not be less than one-fifth of a mill on all the real and personal property of the municipalities receiving the benefits of this act.

Funds for
maintenance.
259-7
A-23-199

Amount. 259-7
A-23-199

8. Any municipality of such county now maintaining a public library desiring to participate in the benefits of this act, may, by application to the county library commission be included in the county library system, and thereupon shall be subject to all the provisions of this act governing county libraries.

Participation
by municipi-
palities.

Approved April 7, 1920.

CHAPTER 123.

A Supplement to an act entitled "An act making appropriations for the support of the State government and for several public purposes for the fiscal year ending June thirtieth, one thousand nine hundred and twenty," approved March seventeenth, one thousand nine hundred and nineteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Increased
salary for
teachers in
normal
schools.

Amount.

Payment.

1. There is hereby appropriated to the Governor, the State Treasurer and the Comptroller of the Treasury ex officio, constituting the State House Commission, the sum of thirty thousand dollars, or so much thereof as may be necessary, for the purpose of paying to the teachers of the State Normal School at Trenton, the State Normal School at Newark and the State Normal School at Montclair an increase in their present salaries, amounting to twenty-five per centum thereof, to date from January first, nineteen hundred and twenty, to the end of the current school year.

2. For the payment of the money herein appropriated the Comptroller of the Treasury shall draw his warrant on the State Treasurer, and the State Treasurer shall pay the same, as the said State House Commission shall certify to the Comptroller to be necessary to the teachers to whom same is to be paid.

3. This act shall take effect immediately.

Approved April 7, 1920.

CHAPTER 124.

A Supplement to an act entitled "An act regulating the employment, tenure and discharge of certain officers and employees of this State, and of the various counties and municipalities thereof, and providing for a Civil Service Commission, and defining its powers and duties," approved April tenth, one thousand nine hundred and eight.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. No person suffering from any physical defect caused by wounds or injuries in line of duty in the military or naval forces of the United States in the war between the United States and the German Empire shall thereby be discriminated against in any examination, classification or appointment by reason of such defect, unless the same shall incapacitate him from properly performing the duties of the office, position or employment for which he applies.

Men wounded
in service
not discrimi-
nated against.

2. All acts and parts of acts inconsistent with this act are hereby repealed. Repealer.

3. This act shall take effect immediately.

Approved April 7, 1920.

CHAPTER 125.

An Act to amend an act entitled "An act to amend an act entitled 'An act to establish a thorough and efficient system of free public schools, and to provide for the maintenance, support and management thereof,' approved October nineteenth, one thousand nine hundred and three," approved April seventeenth, one thousand nine hundred and fourteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Section 23
amended.

1. Section twenty-three of the act referred to in the title of this act be and the same is hereby amended to read as follows:

Salary of
county super-
intendent.

23. The yearly salary of a county superintendent of schools shall be four thousand dollars. Such salary shall be paid in equal monthly installments, and the State Comptroller shall, on the order of the Commissioner of Education, draw his warrant for such salary on the State Treasurer in favor of such county superintendent of schools.

Back pay.

2. The provisions of this act shall be operative as of January first, nineteen hundred and twenty, and the State Comptroller shall, on the order of the Commissioner of Education, draw his warrant for such additional compensation as herein provided from said first day of January to the date on which this act becomes operative.

Act effec-
tive.

3. This act shall take effect on the first day of the calendar month following the adoption hereof.

Approved April 7, 1920.

CHAPTER 126.

An Act to authorize the Agricultural Experiment Station and the State Department of Health to investigate the biology of sewage disposal.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. The Agricultural Experiment Station of this State and the State Department of Health, acting together, shall conduct an investigation of the biology of sewage disposal, to the end that more effective methods of sewage purification may be discovered and applied to the purification of sewage in this State.

Investigation
of biology of
sewage dis-
posal.

2. The said departments shall be authorized to expend a sum not exceeding ten thousand dollars (\$10,000.00) in the conduct of such investigation for the fiscal year commencing July first, one thousand nine hundred and twenty; *provided*, such sum is regularly appropriated therefor, and thereafter said departments shall be authorized to expend for such purpose such sums as shall hereafter be included in any annual appropriation bill.

Appropriation.

Proviso.

3. This act shall become effective July first, one thousand nine hundred and twenty.

Act effective.

Approved April 7, 1920.

CHAPTER 127.

264-C-127
Cf.-24-78

An Act fixing the compensation of the Chancellor, the Chief Justice of the Supreme Court and Associate Justices of the Supreme Court of this State, and regulating the payment thereof.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Salary of
Chancellor and
Chief Justice.

1. From and after the passage of this act, the Chancellor of the State of New Jersey and the Chief Justice of the Supreme Court of the State of New Jersey shall each receive an annual salary of fifteen thousand dollars (\$15,000).

Salary of
Justices.

2. Each of the Associate Justices of the Supreme Court of the State of New Jersey shall, from and after the passage of this act, receive an annual salary of fourteen thousand dollars (\$14,000).

Payment.

3. These salaries to be payable in monthly installments, in each year by the Treasurer of the State of New Jersey, upon the warrant of the Comptroller of the State of New Jersey.

Repealer.

4. All laws inconsistent herewith be, and the same are, hereby repealed, and this act shall take effect immediately.

Approved April 7, 1920.

CHAPTER 128.

An Act to amend an act entitled "An act fixing and regulating the compensation of the Vice Chancellors of the Court of Chancery."

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. That an act entitled "An act fixing and regulating the compensation of the Vice Chancellors of the Court of Chancery" be, and the same is hereby amended as follows: Act amended.

1. From and after the passage of this act, each of the Vice Chancellors of the Court of Chancery shall be entitled to receive an annual salary of fourteen thousand dollars, to be paid in equal monthly payments by the Treasurer of this State upon the warrant of the Comptroller of the Treasury. Salary of Vice Chancellors.

Approved April 7, 1920.

CHAPTER 129.

An Act validating sales of lands and real estate made under certain statutes of this State relating to the collection of taxes, assessments and other municipal liens, and providing for future sales.

WHEREAS, Certain sales for delinquent taxes, assessments and other municipal liens have been held by the collecting officers of certain municipalities in this State under an act entitled "An act concerning unpaid taxes, assessments and other municipal charges on Preamble.

real property, and providing for the collection thereof by the creation and enforcement of liens thereon (Revision of 1918)"; chapter 237 of Laws of 1918; and

Preamble. WHEREAS, Certain other sales for delinquent taxes, assessments and other municipal liens have been held by certain other collecting officers of certain other municipalities in this State under an act entitled "An act for the assessment and collection of taxes," being chapter 208 of the Laws of 1903; and

Preamble. WHEREAS, It is doubtful under which of the aforesaid two acts, taxes, assessments and other municipal liens which were levied and assessed under the provisions of chapter 208, Laws of 1903, should have been sold; and

Preamble. WHEREAS, Many parcels of property upon which taxes, assessments and other municipal liens are still delinquent and unpaid, remain unsold by reason of the aforesaid uncertainty; now, therefore, for remedy thereof,

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Sales for
municipal liens
validated

1. All sales of lands and real estate for delinquent taxes, assessments or other municipal liens, where said liens were levied or assessed under the provisions of any statute passed prior to the year one thousand nine hundred and eighteen, and where such sales were made under the provisions of an act entitled "An act for the assessment and collection of taxes," approved April eighth, anno Domini one thousand nine hundred and three, and the various acts supplemental thereto and amendatory thereof, or under the provisions of an act entitled "An act concerning unpaid taxes, assessments and other municipal charges on real property, and providing for the collection thereof by the creation and enforcement of liens thereon (Revision of 1918)," chapter 237, Laws of 1918, approved March fourth, one thousand nine hundred and eighteen shall be and the same are hereby made in all respects valid.

2. No sale held under the provisions of chapter 237, Laws of 1918, shall be held to be invalid by reason of having been held under the provisions of that law; such sale shall be deemed to be as good, complete and valid as if held under the provisions of chapter 208, Laws of 1903; *provided, however*, that the officer making such sale shall have bona fide complied with the provisions of chapter 237, Laws of 1918, in advertising said sale.

Sales under
Chap. 237,
Laws of 1918
valid.

Proviso.

3. No sale held under the provisions of chapter 208, Laws of 1903, and its various amendments, and supplements, shall be held to be invalid by reason of having been held under the provisions of that law, such sale shall be deemed to be as good, complete and valid as if held under the provisions of chapter 237, Laws of 1918; *provided, however*, that the officer making such sale shall have bona fide complied with the provisions of chapter 208, Laws of 1903, in advertising said sale.

Sales under
Chap. 208,
Laws of 1903
valid.

Proviso.

4. The collecting officers of the various municipalities of this State shall hereafter hold all sales for delinquent liens, whether such liens have been assessed or levied prior or subsequent to the first day of October, one thousand nine hundred and eighteen, under the provisions of chapter 237, Laws of 1918, approved March fourth, one thousand nine hundred and eighteen, and the various acts supplemental thereto and amendatory thereof.

Future sales.

5. This act shall take effect immediately.
Approved April 7, 1920.

CHAPTER 130.

An Act to repeal an act entitled "An act regulating the weighing, testing and purchasing of milk and cream in certain cases," approved March eighth, nineteen hundred and sixteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Act repealed. 1. The act entitled "An act regulating the weighing, testing and purchasing of milk and cream in certain cases," approved March eighth, nineteen hundred and sixteen, be and the same is hereby repealed.

Act effective. 2. This act shall take effect July first, nineteen hundred and twenty.

Approved April 7, 1920.

CHAPTER 131.

An Act exempting regularly licensed and practicing dentists from serving on juries.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Dentists exempt from jury duty. 1. Hereafter regularly licensed and practicing dentists in this State shall be exempt from liability to be drawn upon any panel of grand or petit jurors returned to any court in this State.

2. This act shall take effect immediately.

Approved April 7, 1920.

CHAPTER 132.

A Further Supplement to an act entitled "An act for the punishment of crimes (Revision of 1898)," approved June fourteenth, one thousand eight hundred and ninety-eight.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. Any person who shall operate, or cause to be operated, or who shall attempt to operate, or attempt to cause to be operated any automatic vending machine, slot machine, coin-box telephone or other receptacle designed to receive lawful coin of the United States of America in connection with the sale, use or enjoyment of property or service, by means of a slug or any false, counterfeited, mutilated, sweated or foreign coin, or by any means, method, trick or device whatsoever not lawfully authorized by the owner, lessee or licensee of such machine, coin-box telephone or receptacle; or who shall take, obtain or receive from or in connection with any automatic vending machine, slot machine, coin-box telephone or other receptacle designed to receive lawful coin of the United States of America in connection with the sale, use or enjoyment of property or service, any goods, wares, merchandise, gas, electric current, article of value, or the use or enjoyment of any telephone or telegraph facilities or service, or of any musical instrument, phonograph or other property, without depositing in and surrendering to such machine, coin-box telephone or receptacle lawful coin of the United States of America to the amount required therefor by the owner, lessee or licensee of such machine, coin-box telephone or receptacle, shall be guilty of a misdemeanor. Misdemeanor to operate fraudulently slot machines or coin receptacles.
2. Any person who, with intent to cheat or defraud the owner, lessee, licensee or other person entitled to the contents of any automatic vending machine, slot-machine, coin-box telephone or other receptacle, deposi- Misdemeanor to make or furnish device to defraud owners of slot machines.

tory or contrivance designed to receive lawful coin of the United States of America in connection with the sale, use or enjoyment of property or service, or who, knowing that the same is intended for unlawful use, shall manufacture for sale, or sell or give away any slug, device or substance whatsoever intended or calculated to be placed or deposited in any such automatic vending machine, slot machine, coin-box telephone or other such receptacle, depository or contrivance, shall be guilty of a misdemeanor.

3. This act shall take effect immediately.

Approved April 9, 1920.

CHAPTER 133.

An Act to amend an act entitled "A supplement to an act entitled 'An act to regulate the practice of optometry, to license optometrists, and to punish persons violating the provisions thereof,' approved April seventeenth, one thousand nine hundred and fourteen," which supplement was approved March fifteenth, one thousand nine hundred and sixteen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Section 1
amended.

1. Section one of the act of which this act is amendatory, be and the same hereby is amended so that it shall read as follows:

Renewal of
registration.

1. Every registered optometrist in this State shall, on January first, one thousand nine hundred and seventeen, or on such date thereafter as the New Jersey State Board of Optometrists may determine, and annually thereafter, pay to the secretary of said board a registration fee of five (5) dollars, for which he shall receive a renewal of said registration. In case of default in such payment by any optometrist heretofore or hereafter

Fee.
Revocation.

registered in this State, his certificate to practice may be revoked by the said board upon twenty days' notice to said optometrist of the time and place of considering such revocation; *provided, however*, such certificate to practice in this State shall not be revoked if the person so in default shall pay the said fee before, or at such time of consideration named by the said board. Proviso.

2. This act shall take effect immediately.

Approved April 9, 1920.

CHAPTER 134.

An Act to amend an act entitled "A supplement to an act entitled 'An act concerning idiots and lunatics' (Revision), approved March twenty-seventh, one thousand eight hundred and seventy-four," which supplement was approved March twenty-fifth, one thousand eight hundred and eighty-five,

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. Section two of the act to which this is an amendment is hereby amended to read as follows: Section 2 amended.

2. That in hearing and determining such cases of idiocy and lunacy, said court shall call at least two respectable physicians and other credible witnesses, and fully investigate the facts of the case including said estate, and either with or without the verdict of a jury at its discretion shall decide said case and fix the amount of bond of such guardian; *provided*, that when such person is already an inmate of any lunatic asylum under and by virtue of the twentieth and twenty-first sections of the act entitled "An act to provide for the organization of the State Lunatic Asylum, and for the care and maintenance of the insane," approved February twenty-three, one thousand eight hundred and forty-seven, Witnesses.

Bond of
guardian.
Proviso.

Proviso. said court may, on due proof thereof, appoint said guardian without further proceedings; *provided, further*, that if such person, while in the military, naval or marine service of the United States, shall have been or shall be found and determined by the medical authorities of the army, navy or marine service, to be of unsound mind, whether or not such person shall have been or shall be committed or confined in an asylum, hospital or other institution for the care of the insane, said court may, on such proof of such finding and determination as shall satisfy the court of the fact, appoint a guardian without further proceedings, which guardian shall give bond for the faithful performance of his duties in such sum and with such surety or sureties as the needs of the particular case, at the time of such appointment, or from time to time thereafter, in the discretion of said court, may require; *and provided, further*, that wherever it shall appear upon the hearing of such case of idiocy or lunacy that the said idiot or lunatic is confined in a United States military, naval or marine hospital, then upon the production of certificates from the medical director of such military, naval or marine hospital and also from the ward surgeon of the particular ward of the said military, naval or marine hospital wherein such alleged idiot or lunatic may be confined certifying that the said alleged idiot or lunatic is confined in said military, naval or marine hospital and that by reason of the unsoundness of his mind, he is incapable of managing his property, the court shall decide said case upon the said certificates and fix the amount of the bond of such guardian.

Proviso.

2. This act shall take effect immediately.

Approved April 9, 1920.

CHAPTER 135.

An Act to amend the title and also the body of an act entitled "An act to authorize charitable and educational corporations to make changes in their acts or certificates of incorporation and their organization," approved February twenty-first, one thousand nine hundred and eighteen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. The title of the act mentioned in the title of this act is hereby amended to read as follows: "An act to authorize charitable and educational corporations to make changes in their charters or acts or certificates of incorporation and their organization."

Title amended.

New title.

2. Section one of the act mentioned in the title hereof is hereby amended so as to read as follows, to wit:

Section 1 amended.

1. Whenever any charitable or educational corporation of this State, however incorporated or created, shall desire to change its corporate name or the number of its officers, managers or trustees, or their or any of their qualifications or terms of office, or the manner or scope of its work within the same general lines, as is expressed in its charter or act or certificate of incorporation, or to make any one or more of such changes, and its managers, trustees or other similar officers shall adopt a resolution specifying what amendment, change or changes are in their opinion desirable, and shall refer the same to a meeting of the members of such corporation regularly held for the action of such members thereon, and at such meeting of members by a vote of two-thirds of those present such resolution is approved, then the charter, act or certificate of incorporation of such corporation, shall be deemed and taken to be amended and changed in accordance with such resolu-

Proceedings to effect certain changes.

Action if no
membership.

tion. If the organization of such corporation is or shall be such that it has no membership to which such resolution of the managers, trustees or other similar officers can be referred as above mentioned, then and in that case the resolution of the said trustees, managers or other similar officers shall be of itself sufficient and of the same effect as though there had been such membership and the said resolution had been duly referred to and approved by vote thereof as aforesaid, and the charter, act or certificate of incorporation of such corporation shall be deemed to be amended and changed accordingly; *provided, however*, that whenever the manner or scope of the work of any eleemosynary or charitable institution, other than aid societies of properly organized and accredited churches and fraternal societies organized for aid and relief of their members is changed in accordance with the provisions of this act, before such change shall become effective it shall be certified to and approved by the Commissioner of Institutions and Agencies.

Proviso.

3. This act shall take effect immediately.
Approved April 9, 1920.

CHAPTER 136.

An Act to amend an act entitled "An act to authorize colleges and universities to increase the number of their trustees, and providing for the election of such additional trustees," approved February eighteenth, one thousand nine hundred and one.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Title amended.

1. The title of the act entitled "An act to authorize colleges and universities to increase the number of their trustees, and providing for the election of such additional trustees," approved February eighteenth, one

thousand nine hundred and one, be and the same is hereby amended to read as follows: "An act to authorize colleges and universities and incorporated private schools to increase the number of their trustees, and providing for the election of such additional trustees."

New title.

2. The first section of the said act be and the same is hereby amended to read as follows:

Section 1 amended.

1. It shall be lawful for any college or university or incorporated private school now or hereafter organized, whether created by special charter or under any general law of this State, to increase the number of trustees constituting the board of trustees of such college or university or incorporated private school; *provided*, that such increase shall be approved by a two-thirds vote of the trustees present at any regular meeting of the existing board of trustees of such college or university or incorporated private school, or at a special meeting of said board, called for the purpose of voting upon such proposed increase in the number of said trustees; *provided, further*, that the term or term of service of such additional trustees, the mode of electing them and the rules and regulations pertaining to the election and to the term or terms of service of the additional trustees, including the abolition or discontinuance of election of said trustees at any time after the same shall have been instituted, shall be under the control and determined by a two-thirds vote of all the members for the time being of the board of trustees of such college or university or incorporated private school; *and provided, further*, that before this act shall apply to any college or university or incorporated private school, and before any such institution shall have the right to make regulations for the election of additional trustees, the said college or university or incorporated private school shall cause a copy of the resolution or resolutions of the board of trustees accepting the provisions of this act, and providing for the election of additional trustees, to be authenticated and verified, as by this act directed, and filed in the office of the Secretary of State.

Number of trustees may be increased.

Proviso.

Proviso.

Proviso.

3. This act shall take effect immediately.

Approved April 9, 1920.

CHAPTER 137.

An Act to amend an act entitled "An act respecting the establishment of building lines in municipalities in this State," approved March twenty-ninth, one thousand nine hundred and seventeen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Section 2
amended.

1. Section two (2) of the act to which this is an amendment be and the same is hereby amended to read as follows:

Building
lines fixed.

276-2-(1)
A-22-417

As to new
buildings.

Repairs, etc.

2. In addition to any power now vested in any board or body having control of the streets and highways of any municipality in this State, said board or body shall have power and authority to establish, by ordinance, building lines on any street, or part thereof, in said municipality and thereafter no new building, structure or part thereof shall be erected between such building line and the street. Such ordinance may also fix the time after which no structure, building or part thereof whatever shall continue to stand between said building line and the street. The re-erection, reconstruction and repair of any existing building or structure, or the erection of any temporary structure situated between the building line and the street, may be permitted before the time fixed as aforesaid, upon such terms and conditions as may be prescribed in such ordinance by said municipality.

Section 3
amended.

2. That section three (3) of the act to which this is an amendment be and the same is hereby amended to read:

Map of pro-
posed im-
provement.

3. When in the judgment of said board or body it is desirable that a building line shall be established on any street, or any part thereof, then said board or body shall adopt a resolution describing the proposed building line and the restrictions affecting the property on said street, and shall direct their proper officer to pre-

pare a map describing the location of such proposed building line which map, when so prepared, shall be approved by resolution of said board or body and shall thereupon be filed with the clerk of the municipality. Upon the approval of said map, said board or body shall by resolution set a day for a hearing upon said improvement, and shall then cause to be published in two daily newspapers for two insertions, or in a weekly newspaper circulating in said municipality for one insertion, a notice of the proposed establishment of said building line, describing the location thereof and the proposed restrictions covering the area affected thereby, and of the time and place for hearing objections thereto. Such hearing shall not be held sooner than two weeks from the date of the first publication of said notice; and at the time and place so fixed said board or body shall proceed to hear any objections which may be presented; at said hearing or at any time subsequent thereto, the said board or body may amend, alter, modify, adopt or reject the proposed building line and the terms of the proposed restrictions. No building line and no restrictions shall be established under the provisions of this act if objections thereto in writing are presented to said board or body at the meeting aforesaid by the owners of more than one-half of the frontage of the property affected thereby. When the location of said proposed building line and the terms of the proposed restrictions shall have been finally determined by said board or body, the said board or body shall proceed to establish the same by ordinance. Upon the adoption of any such ordinance, it shall be the duty of the clerk of such municipality to certify and deliver a copy of the same to the officer or board charged with the duty of making assessments for local improvements in such city, which officer or board shall thereupon proceed to fix and determine the amount, if any, to be paid as damages to the owner or owners of the lands affected by the establishment of such building lines, having due regard to the partial use of the land to be enjoyed by the owner or owners thereof, and such board or officer shall also fix and determine the amount

Notice of
hearing.

Hearing.

As to objec-
tions.

Line fixed
by ordinance.

Certified
copy delivered
to assessors.

Benefits
determined.

of benefits to be assessed against the lands or real estate benefited by the establishment of such building lines, and all the proceedings of the said board or officer and the further proceedings for the adoption or confirmation of his or their report as to the award of damages or assessments for benefits shall be under the provisions of the law governing awards of damages and assessments for local improvements affecting such municipality.

Assessments
a lien.

And all assessments for benefits levied under this act shall be a lien upon the property assessed to the same extent, and shall be paid and collected in the same manner as provided by law with respect to assessments for local improvements.

As to benefits
and damages.

The amount of damages, if any, accruing to any parcel of land or real estate shall be deducted from any amount of benefits assessed thereon, and in case the amount of damages so awarded shall exceed the benefits assessed upon any parcel of land or real estate, or in case no benefits shall be assessed thereon, the balance of such damages shall be paid by the municipality to the owner or owners of any such parcel of land or real estate.

Approved April 9, 1920.

CHAPTER 138.

279-C-138
A-21-83

An Act to amend an act entitled "An act to provide for the purification of the waters of the Passaic river within the Passaic valley sewerage district, prohibiting the discharge of sewage or other polluting matter into said portion of said river after a fixed date, and authorizing municipalities lying in whole or in part within the Passaic valley sewerage district, from the territory of which sewage or other polluting matter is or may be discharged into said portion of said river, to enter into contracts with each other and with the Passaic Valley Sewerage Commissioners, for the intercepting and disposal of such sewage or other polluting matter, and to provide the necessary funds therefor," approved March eighteenth, one thousand nine hundred and seven.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section one of the act to which this is an amendment, as the same was amended by chapter 201 of the laws of 1919, is hereby amended to read as follows:

Section 1
amended.

1. Every municipality, corporation and individual is hereby prohibited and forbidden to discharge, directly or indirectly, any sewage or other polluting matter into the waters of the Passaic river at any point between the Great Falls, in the city of Paterson, and the mouth of said river at Newark bay, or into any tributaries of the Passaic river which empty into the Passaic river between said points, after the thirty-first day of December, one thousand nine hundred and twenty-one; and the Passaic Valley Sewerage Commissioners are hereby authorized and empowered to enforce the provisions of this act over and throughout all municipalities which

Discharge of
sewage into
certain por-
tion of Passaic
river forbid-
den.

may, or the inhabitants of which may, directly or indirectly, discharge sewage or other polluting matter into the waters of the Passaic river between the points above designated, or into the tributaries aforesaid, after the said thirty-first day of December, one thousand nine hundred and twenty-one.

Notice to stop
sewerage.

The Passaic Valley Sewerage Commissioners are hereby authorized and directed, within thirty days of the approval of this act, to notify each municipality from which sewage or other polluting matter is or may be discharged into the said river between said points, either directly or indirectly, and the inhabitants thereof, that the discharge of sewage and other polluting matter into the waters of the said river must be discontinued on or before the thirty-first day of December, one thousand nine hundred and twenty-one.

Service of
notice.

Such notice shall be in writing, signed by the president and secretary of Passaic Valley Sewerage Commissioners, and shall be served upon the clerk or the equivalent officer of every such municipality, and shall be published in one of the newspapers printed and circulating in the counties of Passaic, Bergen, Hudson and Essex, for two consecutive weeks, once in each week, such public notice to be in the following form:

Wording of
notice.

To whom it may concern: Public notice is hereby given that the discharge of sewage and other polluting matter into the waters of the Passaic river at any point between the Great Falls, at the city of Paterson, and Newark bay, and into the tributaries of said river emptying therein between said points is prohibited, and must cease and be discontinued after December thirty-first, one thousand nine hundred and twenty-one.

Bringing suits.

The Passaic Valley Sewerage Commissioners are further authorized and empowered to institute in their corporate name suits at law or in equity as may be deemed necessary, or appropriate to enforce the provisions of this section of the act after said thirty-first day of December, in the year one thousand nine hundred and twenty-one; and the Court of Chancery of this State is hereby vested with special jurisdiction to enforce the provisions of this section of this act in a

Jurisdiction
of court.

summary manner upon application of the Passaic Valley Sewerage Commissioners.

2. This act shall take effect immediately.

Approved April 9, 1920.

CHAPTER 139.

A Supplement to an act entitled "An act to establish public parks in certain counties of this State, and to regulate the same," approved May sixth, one thousand nine hundred and two.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. Whenever lands are acquired for public park purposes part of which border on lands lying in an adjoining county and such board shall deem it advisable, and so declare by resolution, that the lands lying in such adjoining county contiguous to the lands so acquired should be acquired for public park purposes in connection with a park previously located, or the location of which has been determined upon, such board shall have power to acquire, maintain and make available to the inhabitants of the county wherein it is appointed, and to the public, such lands lying in such adjoining county.

Acquiring
land in ad-
joining county
for park
purposes.

2. When the said board shall deem it advisable to acquire for public park purposes lands lying in an adjoining county for use in connection with a public park located by said board or the location of which has been determined upon in the county wherein said board is appointed, which lands are contiguous to lands lying in an adjoining county, and shall so declare by resolution, and the said board, or its agents duly authorized, cannot agree with the owner or owners of such lands and rights in lands sought to be acquired as to the price and the terms of the purchase thereof, or when by legal

Provision
for payment.

incapacity or absence of such owner or owners, or for any other reason, no agreement can be made for the purchase thereof, the compensation shall be determined and paid in the manner provided in the act to which this act is a supplement.

3. This act shall take effect immediately.

Approved April 9, 1920.

CHAPTER 140.

A Supplement to an act entitled "An act defining motor vehicles and providing for the registration of the same and the licensing of the drivers thereof; fixing rules regulating the use and speed of motor vehicles; fixing the amount of license and registration fees; prescribing and regulating process and the service thereof, and proceedings for the violations of the provisions of the act and penalties for said violations," approved April twelfth, one thousand nine hundred and six.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

State motor
vehicles regis-
tered without
charge.

Markers.

1. Every State-owned motor vehicle or motor cycle, used exclusively by any State institution or department, shall be registered, without charge, by the Commissioner of Motor Vehicles, upon application made therefor by such institution or department upon forms prescribed and furnished by the Commissioner of Motor Vehicles. The Commissioner of Motor Vehicles shall provide for each State-owned motor vehicle or motor cycle a set of identification marks of the general style and kind provided for motor vehicle registration in the act to which this act is a supplement.

2. Every driver operating a State-owned motor vehicle or motor cycle exclusively for the use of the State shall be licensed to do so, without charge, by the Commissioner of Motor Vehicles in accordance with the provisions of the act to which this act is a supplement, and ther shall be issued to him a special certificate, to be prescribed and furnished by the Commissioner of Motor Vehicles; *provided, however,* that the license so granted shall, unless otherwise revoked, terminate upon the licensee's ceasing to be an employee of the State, and which license, upon demand made therefor by the Commissioner of Motor Vehicles, shall be surrendered.

Drivers licensed without charge.

Proviso.

3. This act shall take effect immediately.

Approved April 9, 1920.

CHAPTER 141.

An Act relative to fees paid for copying proceedings filed in the office of the clerk of the Court of Chancery.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. The clerk in chancery shall be entitled to receive, for the use of the State, for copying proceedings on file or to be filed in his office, for each folio of one hundred words, ten cents and no more.

Fee for copying in Chancery office.

2. This act shall take effect immediately.

Approved April 9, 1920.

CHAPTER 142.

An Act to amend section one of the act entitled "A supplement to an act entitled 'An act concerning corporations' (Revision of 1896), approved April twenty-sixth, one thousand eight hundred and ninety-six," which supplement was approved April tenth, one thousand nine hundred and two.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Action in
case of dis-
senting stock-
holder.

1. Upon the merger or consolidation of any two or more corporations, which do not have the right to exercise any franchise for public use, into a single corporation, as provided by the act to which this act is a supplement, if any stockholder in any of said merging or consolidating corporations not voting in favor of such agreement of merger or consolidation, shall dissent therefrom and shall refuse or neglect to convert his stock into the stock of such consolidated corporation, or to dispose thereof in the manner and on the terms specified in such agreement, such dissenting stockholder, or such consolidated corporation may, at any time within thirty days after the adoption and filing of the agreement of consolidation, apply by petition to the Circuit Court of the county in which the chief office of the corporation, whose stockholder shall so dissent or neglect, was or is located, on reasonable notice to be prescribed by said court to said consolidated corporation for the appointment of three disinterested appraisers to appraise the full market value of his stock without regard to any depreciation or appreciation thereof in consequence of the said merger or consolidation; and thereafter the proceedings and the rights and remedies of the respective parties shall be the same as is provided in the act to which this act is a supplement

Stock ap-
praised.

Further pro-
ceedings.

in the case of the appointment of appraisers to appraise the market value of stock of dissenting stockholders of corporations enjoying the right to exercise any franchise for public use; and the judgment upon the award as provided for therein, shall be a judgment against said consolidated corporation, and shall be a lien on all property and assets acquired by the consolidated corporation from the corporation so merged, subject only to such liens as existed against said property and assets at the time of such merger or consolidation.

Judgment
a lien.

2. Nothing herein shall in anywise limit, repeal or supersede the provisions of the one hundred and eighth section of the act to which this is a supplement.

Section 108
not affected.

3. This act shall take effect immediately.

Approved April 9, 1920.

CHAPTER 143.

An Act to repeal an act entitled "An act to define trusts, and to provide for criminal penalties and punishment of corporations, firms and persons, and to promote free competition in commerce and all classes of business, both intrastate business and interstate business, engaged in and carried on by or through any corporation, firm or person," approved February nineteenth, one thousand nine hundred and thirteen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. An act entitled "An act to define trusts, and to provide for criminal penalties and punishment of corporations, firms and persons, and to promote free competition in commerce and all classes of business, both intrastate business and interstate business, engaged in and carried on by or through any corporation, firm or

Act relative
to trusts
repealed.

person," approved February nineteenth, one thousand nine hundred and thirteen, be and the same is hereby repealed.

2. This act shall take effect immediately.

Approved April 9, 1920.

CHAPTER 144.

An Act to repeal an act entitled "A further supplement to the act entitled 'An act for the punishment of crimes (Revision of 1898),' " approved February nineteenth, one thousand nine hundred and thirteen, and the amendments thereto approved.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Act concern-
ing discrimi-
nations re-
pealed.

1. An act entitled "A further supplement to the act entitled 'An act for the punishment of crimes (Revision of 1898),' " approved February nineteenth, one thousand nine hundred and thirteen, and the amendments thereto approved, be and the same is hereby repealed.

2. This act shall take effect immediately.

Approved April 9, 1920.

CHAPTER 145.

An Act to repeal an act entitled "An act to amend an act entitled 'A further supplement to the act entitled "An act for the punishment of crimes," approved June fourteenth, one thousand eight hundred and ninety-eight (Revision of 1898),' which supplement was approved June second, one thousand nine hundred and five," approved February nineteenth, one thousand nine hundred and thirteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. An act entitled "An act to amend an act entitled 'A further supplement to the act entitled "An act for the punishment of crimes," approved June fourteenth, one thousand eight hundred and ninety-eight (Revision of 1898),' which supplement was approved June second, one thousand nine hundred and five," approved February nineteenth, one thousand nine hundred and thirteen, be and the same is hereby repealed.

Act concern-
ing fraudu-
lent incorpo-
rations repealed.

2. This act shall take effect immediately.

Approved April 9, 1920.

CHAPTER 146.

An Act to repeal an act entitled "A further supplement to an act entitled 'An act concerning corporations (Revision of 1896),' approved April twenty-first, one thousand eight hundred and ninety-six," approved February nineteenth, one thousand nine hundred and thirteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Act concern-
ing issue of
stock for
property and
stock pur-
chased re-
pealed.

1. An act entitled "A further supplement to an act entitled 'An act concerning corporations (Revision of 1896),' approved April twenty-first, one thousand eight hundred and ninety-six," approved February nineteenth, one thousand nine hundred and thirteen, be and the same is hereby repealed.

2. This act shall take effect immediately.

Approved April 9, 1920.

CHAPTER 147.

An Act respecting the enrolling of proceedings by the Clerk in Chancery, regulating the amount to be charged and paid out therefor.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Rate for en-
rolling pro-
ceedings.

1. The Clerk in Chancery shall be entitled to charge for enrolling proceedings in his office, for each folio of one hundred words, six cents and no more, which sum so collected shall be paid into the State treasury in the

usual course as otherwise provided by law; *provided, however,* that two-thirds thereof shall be held by the State Treasurer separate and apart as an enrollment fund subject to the use of the clerk for the payment by him, at the rate of four cents per folio, such sum or so much thereof as may be necessary to accomplish the purpose, to such clerks as may be employed by him for enrollment purposes.

Proviso;
amount re-
served for en-
rollers.

2. Enrollment proceedings not yet completed at the time of the taking effect of this act shall be paid for at the rate specified herein irrespective of the rate charged therefor by the clerk out of any moneys at his disposal or from any fund heretofore used for such purposes, and all payments for such purpose, or heretofore made for work completed or unfinished, are hereby validated, and the State Treasurer authorized to pay the same on the warrant of the Comptroller.

Application
of act.

3. This act shall take effect immediately.

Approved April 9, 1920.

CHAPTER 148.

An Act to amend an act entitled "An act respecting the Court of Chancery (Revision of 1902)."

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section thirty-nine of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Section 39
amended.

39. When any cause shall be finally determined in the Court of Chancery, except where the suit, bill or proceeding shall be dismissed by consent, the clerk of the court shall enter or enroll together, in order, the pleadings and decree, and such other papers as the Chancellor may order, in such cause, in a book to be

Enrollment
of Chancery
proceedings.

kept for that purpose, which shall be signed by the Chancellor as of the day on which such decree was pronounced; but such decree shall not contain any recital of the said bill, answer or other pleadings; *provided*, that any party to the suit may at his own expense require the enrollment of reports and orders which are not by this section required to be enrolled.

Proviso.

Application
of act.

2. This act shall apply to all causes heretofore finally determined in the Court of Chancery and which have not been enrolled at the time this act goes into effect.

3. This act shall take effect immediately.

Approved April 9, 1920.

CHAPTER 149.

A Supplement to an act entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Municipality
may hold
water power
property out-
side State.

1. Whenever any municipality of this State shall have determined to acquire the property of any water power company for a public use, and such property is located partly within and partly without the boundaries of the State, it shall be lawful for such municipality to acquire and hold all the property of such company, including property having a situs in a foreign State, together with all appurtenances thereunto belonging, which is necessary to the beneficial use of the property located in this State.

2. This act shall take effect immediately.

Approved April 9, 1920.

CHAPTER 150.

An Act to amend an act entitled "An act concerning counties," approved March fourth, one thousand nine hundred and eighteen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section two hundred and five of the act to which this act is amendatory is hereby amended to read as follows:

Section 205 amended.

205. Every board of chosen freeholders shall elect, for the term of three years, some fit person to be county collector. He shall collect and receive from all persons, copartnerships and corporations, public and private, all moneys due the county. He shall be the custodian of all county funds (except where otherwise provided by statute), disbursing and paying out the same only on the order of the board of chosen freeholders. He shall render the said board monthly, and at such other times as such board shall require, a true and detailed account of all moneys and other property in his hands as such officer, showing also all receipts and disbursements made by him. Said county collector shall perform such other duties as may be assigned to him from time to time by said board of chosen freeholders. Said county collector shall maintain general books of account subject to the direction, as to detail, of the Commissioner of Municipal Accounts as provided in "An act creating a Department of Municipal Accounts and the office of Commissioner of Municipal Accounts, and defining his duties and powers," approved March twenty-seventh, one thousand nine hundred and seventeen, its supplements and amendments. The board of chosen freeholders of the county is hereby required to provide the means, financial and otherwise, to carry out this purpose.

County collector.

Duties.

Books of accounts.

Repealer.

2. All acts and parts of acts inconsistent herewith are hereby repealed, and this act shall take effect immediately.

Approved April 9, 1920.

CHAPTER 151.

A Supplement to an act entitled "An act defining power vessels, and providing for the registration of the same and the licensing of the masters thereof; providing for the regulation of power vessels and boats navigating the waters within the jurisdiction of this State above tidewater; fixing the amount of license and registration fees, and providing penalties for violation of its provisions," approved April fifteenth, one thousand nine hundred and nineteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Warrant and
arrest for
violations by
individuals.

1. A complaint having been made in writing and duly verified, that any person has violated any of the provisions of this act, any magistrate of the county, or recorder, or police magistrate of any municipality in which the offense is committed may, within thirty (30) days after the commission of said offense, issue either a summons or a warrant, directed to any constable, police officer or inspector appointed under the provisions of the act to which this is a supplement, for the appearance or arrest of the person so charged, and the complaint shall state what section or provision of the act has been violated by the defendant, and the time, place and nature of said violation, and upon the return of said summons or warrant, the said magistrate shall proceed in a summary way to hear and determine the guilt or innocence of such person, and upon conviction may impose on the person so convicted the penalty

Hearing.

by this act prescribed, together with the cost of prosecution for such offense.

2. Such magistrate upon receiving the complaint in writing, duly verified, of the violation of any provision of this act by any corporation is hereby authorized and required to issue a summons, directed to any constable, police officer or inspector appointed under the provisions of the act to which this is a supplement, requiring such corporation to be and appear before such magistrate on a day therein named to answer to said complaint, which said summons shall be served on the president, vice-president, secretary, superintendent or manager of such corporation, or the agent upon whom other process against it may be served, at least five (5) days before the time and appearance mentioned therein, and thereafter all proceedings shall be the same as against the individual.

Summons for appearance of a corporation.

3. Any hearing to be held pursuant to this act shall, on the request of the defendant, be adjourned for a period not exceeding thirty (30) days from the return date named in any summons, or from the return of any warrant, or from the date of any arrest without warrant, as the case may be, but in such case it shall be the duty of the magistrate to detain the defendant in safe custody, unless he shall make a cash deposit or enter into a bond with the State of New Jersey, with at least one sufficient surety (unless said defendant shall himself qualify and justify in real estate security situate in this State in twice the amount fixed by said magistrate for bond with a surety), to all in an amount not exceeding five hundred dollars (\$500), conditioned for his appearance on the day to which the hearing may be adjourned, and thence from day to day until the case is disposed of; and such bond, if forfeited, may be prosecuted by the board in any court of competent jurisdiction, and such cash deposit, if forfeited, shall be paid to said board by said magistrate with whom the said cash shall have been deposited, to be by said board disposed of as are other moneys coming into its hands under the provisions of this act: *provided, however,* that in lieu of said bond or cash deposit, the person un-

Adjourning hearing.

Security for appearance.

Prosecution on forfeited bond.

Proviso.

der arrest may leave with the magistrate the vessel owned or operated by the said person at the time of the commission of said offense.

Right of appeal.

Proviso.

4. The defendant in any proceeding instituted under this act may appeal from the judgment or sentence of the magistrate to the Court of Common Pleas of the county in which such proceedings shall have taken place; *provided*, said defendant shall, within ten (10) days after the date of said judgment, deliver to the magistrate a bond to the State of New Jersey, with at least one sufficient surety, or make a cash deposit with him of such amount as the magistrate shall direct, not exceeding the amount of five hundred dollars (\$500), unless said defendant can himself qualify and justify in real estate security in this State in twice said amount, conditioned to stand to and abide by such further order or judgment, as may thereafter be made against the said party.

Hearing on appeal.

5. Whenever an appeal shall be taken as aforesaid, it shall be the duty of the magistrate to send all papers and all money, if any, deposited according to the provisions of this act, and all money paid for costs of prosecution, together with a transcript of the proceedings in the case to the next Court of Common Pleas of the said county, which court shall, de novo, and in a summary way, try and determine all said appeals, and in case the judgment or sentence of the magistrate shall be reversed of such appeal, the said Common Pleas Court shall order the return of all money to be deposited as aforesaid, and all costs of prosecution paid by said defendant to said defendant.

Proceedings on Sunday valid.

6. Proceedings under this act may be instituted on any day of the week, and the institution of such proceedings on Sunday shall be no bar to the successful prosecution of the same, and any process served on Sunday shall be as valid as if served on any other day of the week.

Proceedings in name of State.

7. All proceedings for the violation of the provisions of this act shall be entitled and shall run in the name of the State of New Jersey, with the inspector, police officer, constable, or such other person as shall by com-

plaint institute the proceedings as prosecutor; and any magistrate may, at his discretion, refuse to issue a warrant on the complaint of any person other than an inspector appointed under this act until a sufficient bond to secure costs shall have been executed and delivered to the said magistrate.

8. Any constable, police officer, or inspector appointed under the provisions of the act to which this is a supplement, is hereby authorized to arrest without warrant, any person violating in the presence of such constable, police officer, or inspector, any of the provisions of this act, and to bring the defendant before any magistrate of the county, where such offense is committed. The person so offending, shall be detained in the office of the magistrate until the officer making such arrest shall make oath or affirmation, which he shall do forthwith declaring that the person under arrest has violated one or more of the provisions of the act, and specifying the provision, or provisions violated. Whereupon, such magistrate shall issue a warrant returnable forthwith, and the said magistrate shall proceed summarily to hear or postpone the case, as provided herein. And any such constable, police officer, or inspector upon satisfying himself that such offender is a resident of this State, may instead of arresting said offender as herein provided, serve upon him a summons in the name of any magistrate or court of competent jurisdiction, within the provisions of this act, directing such offender to appear and answer such charge, or charges, as may then and there be preferred against him; and for this purpose such magistrate, or the clerks of such courts respectively, shall provide the said officer or officers, with a form of summons which, when filled out, executed and issued by the said officer or officers, in such cases as herein provided, shall be good and effectual, according to the purpose and intent thereof.

Arrest without
warrant.

Issue of
warrant.

Service of
summons.

9. A summons or warrant issued by any magistrate in accordance with the provisions of this act, shall be valid throughout the State, and any officer who has power to serve the said summons, or to serve said warrant, and make arrest thereon, in the county where the same shall

Validity of
summons.

Arrest in county other than where offense committed.	have been issued, shall have like power to serve said summons and to serve said warrant and make arrest thereon in any of the several counties of this State. If any person shall be arrested for a violation committed in the county other than that in which the arrest shall take place, the person so arrested may demand to be taken before a magistrate of the county in which the arrest may have been made for the purpose of making a cash deposit, or of entering into a recognizance with sufficient surety; whereupon the officer serving the said warrant, shall take the person so apprehended before a magistrate of the county in which the arrest shall have been made, who shall thereupon fix a day for the matter to be heard before the magistrate issuing the said warrant, and shall take from the person apprehended, a cash deposit, or recognizance, to the State of New Jersey, with sufficient surety or sureties, for the appearance of the said person at the time and place designated, in accordance with the provisions of this act; the cash deposit or recognizance so taken shall be returned to the magistrate issuing the warrant to be retained and disposed of by him as by this act provided.
Day for hearing.	
Recognizance.	
Penalty.	10. Any person who shall be guilty of violating the provisions of the act to which this act is a supplement shall be subject to a fine not exceeding one hundred dollars (\$100); in default of the payment of such fine, there shall be imposed an imprisonment in the county jail for a period not exceeding ten (10) days; <i>provided</i> , that any offender who shall be convicted of a second offense of the same violation, may be fined in double the amount herein prescribed for the first offense, and may in default of the payment thereof, be punished by imprisonment in the county jail for a period not exceeding twenty (20) days.
Proviso.	11. This act shall take effect immediately. Approved April 9, 1920.

CHAPTER 152.

An Act creating a commission to mark the historical sites of Camden county from Colonial to the Revolutionary War period.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. The Governor is hereby authorized to appoint a commission consisting of three residents of the State of New Jersey residing in Camden county, who shall constitute and are hereby appointed as a commission by the name and style of "The Commission to Mark the Historical Sites of Camden County from Colonial to the Revolutionary War period" prior to being set off from old Gloucester county. The term of the commission shall be for five years, and shall receive no compensation for any services. In case of death or vacancy, the Governor shall fill the vacancy by other appointment. The commission shall consist of three members, and two shall at any meeting constitute a quorum. The Governor shall designate the president of said commission. The secretary shall be elected from the members.

Commission to mark historical sites in Camden county.

Term.

Vacancy.

President.
2. The commission shall have power to obtain consent from the owner or owners of ground to select a proper site to commemorate the historical events and to erect thereon a suitable granite shaft or boulder with such historical sketch thereon as will suitably commemorate the historical facts and proper dates as hereinafter described.

Power.
3. For this purpose the commission shall expend the following sums: For a monumental shaft or boulder at the mouth of Pensauken creek, the sum of five hundred dollars to mark the site of Old Fort Erinoneck, erected by Lord Ployden in one thousand six hundred and thirty-seven, and naming the State "New Albion."

Expenditures and location of markers.

To erect a like shaft or boulder at the mouth of Cooper river to commemorate the landing place of the Hessians enroute to the memorable battle of Red Bank and the route thereof, October, one thousand seven hundred and seventy-seven.

To erect a granite shaft near the Camden county court house to commemorate the battle on Market street between the British troops and the Continental troops and the West Jersey militia under command of Count Polaski in one thousand seven hundred and seventy-eight, to cost not more than two thousand dollars.

To erect a granite shaft or boulder near where the Kings highway from Camden crosses Newton creek enroute to Gloucester City where the battle of Gloucester occurred under command of General Marquis De Lafayette, October, one thousand seven hundred and seventy-seven, at an expense of not more than two thousand dollars.

U. S. standard.

All the markers shall contain a bronze tablet of United States Government standard with lettering of raised block style. The commission shall invite proposals from five reputable bidders for one or all of the markers, conducting business in New Jersey.

4. This act shall be a public act and take effect immediately.

Approved April 12, 1920.

CHAPTER 153.

299-C-153
Cf.-24-521

An Act to amend Chapter 84, of the laws of 1919, which chapter is entitled "An act to amend an act entitled 'A further supplement to an act entitled "An act relative to the Supreme and Circuit Courts," approved March twenty-third, one thousand nine hundred,' which supplement was approved April eleventh, one thousand nine hundred and ten," and which chapter was approved April tenth, one thousand nine hundred and nineteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section one of an act entitled "An act to amend an act entitled 'A further supplement to an act entitled "An act relative to the Supreme and Circuit Courts," approved March twenty-third, one thousand nine hundred,' which further supplement was approved April eleventh, one thousand nine hundred and ten," and which amendment was approved April tenth, one thousand nine hundred and nineteen, be and the same is hereby amended to read as follows:

Section 1
amended.

1. The several judges appointed by the Governor, by and with the advice and consent of the Senate, to hold, in the absence of a justice of the Supreme Court, the Circuit Courts in the respective counties, shall each receive an annual salary of twelve thousand dollars; said salary shall be paid in equal semi-monthly payments by the Treasurer of this State, on the warrant of the Comptroller, and shall be in full of all services to be rendered by said judges, respectively; said judges shall not engage in the practice of law in any of the courts of this State.

Salary of Circuit Court
judges.

2. This act shall take effect immediately.

Approved April 12, 1920.

300-Title
A-22-36

CHAPTER 154.

300-C-154
R-24-105

An Act to provide for the formation and regulation of cooperative agricultural, dairy or horticultural associations.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Definitions.

1. In this act, unless the context otherwise requires, "association" means an association formed under this act; "member" means a member of an association; "person" includes an individual, a corporation, a partnership or two or more persons having a joint or common interest; words used import the singular or the plural, as the case may demand.

Associations formed under this act.

300-2
A-22-36

2. Cooperative agricultural, dairy or horticultural associations, instituted for the purposes of mutual help, and not having capital stock and not conducted for profit, may be formed under the provisions of this act by any number of persons, not less than five, engaged in agriculture, dairying or horticulture.

As agent may perform certain services.

300-3
A-22-36

3. An association may, as agent for its members or any of them, perform for them services connected with the production, manufacture, preservation, drying, canning, storing, handling, utilization, marketing, or sale, of agricultural, dairy or horticultural products produced by them; and, for the agricultural, dairy or horticultural purposes of such members, may perform for them services connected with the purchase or hiring for or use by them of supplies, including live stock, machinery, and equipment, and the hiring of labor or any one or more of the kinds of service specified in this section.

Certificate to show:

4. The certificate of incorporation must be in writing, subscribed by five or more persons, three of whom must be citizens of this State, and shall set forth:

Name;

I. The name of the association, which shall include the words "cooperative" and "association."

II. The class of services to be performed by the association, which services shall be among one or more of those enumerated in section three of this act.

Class of
services;

III. The territory in which its operations are to be conducted.

Territory;

IV. The city, town, township, village, borough or other municipality within the State in which place its principal office is to be located.

Principal
office;

V. The term for which it is to exist.

Term;

VI. The names and post-office addresses of the subscribers.

Addresses of
subscribers;

VII. The number of its directors, not less than five, and the names and residences of those who are chosen for directors for the first year.

Directors;

VIII. The date of the commencement of its business or fiscal year.

Fiscal year;

IX. The certificate of incorporation may also contain any other provisions, not inconsistent with law, which the association may see fit to adopt, governing the regulation and conduct of its affairs.

Other provi-
sions.

5. The certificate of incorporation shall be proved or acknowledged as required for deeds of real estate, and recorded in a book to be kept for that purpose in the office of the clerk of the county where the principal office of such association in this State shall be established, and, after being so recorded, shall be filed in the office of the Secretary of State; said certificate, or a copy thereof duly certified by the Secretary of State, shall be evidence in all courts and places.

Proof and
record of cer-
tificate of in-
corporation.

6. Upon making the certificate of incorporation and causing the same to be recorded and filed as aforesaid, the persons so associating, their associates and successors, shall, from the date of such filing, be and constitute a body corporate in accordance with the provisions of said certificate, by the name set forth in said certificate, and subject to dissolution as in this act elsewhere provided.

Constituted
a body cor-
porate.

7. The members of such association may, by the affirmative vote of two-thirds of all of the members, at any regular meeting, or at any special meeting called for that purpose, on ten days' notice to the members,

May amend
certificate.

Proviso.	amend its certificate of incorporation; <i>provided</i> , that the certificate as so amended shall be such as might have been originally made and filed under this act. A certificate of the action of such meeting, signed and acknowledged by not less than three directors, shall be recorded and filed in the same places and manner in which original certificates of incorporation are required to be recorded and filed.
Amended certificate filed.	
Powers:	8. Each association so formed under the provisions of this act, and when so formed, by virtue of its existence as such, shall have the following powers:
Succession and period;	I. To have succession, by its corporate name, for the period limited in its certificate of incorporation, and, when no period is limited, perpetually.
Suits;	II. To sue and be sued in any court of law or equity.
Seal;	III. To make and use a common seal, and alter the same at pleasure.
Property rights;	IV. To hold, purchase and convey such real and personal estate as the purposes of the corporation shall require, and all other real estate which shall have been bona fide conveyed or mortgaged to the said corporation or association by way of security, or in satisfaction of debts, or purchased at sales upon judgment or decree obtained for such debts; the power to hold real and personal estate shall include the power to take the same by devise or bequest.
Directors and officers;	V. To elect a board of directors, which shall have power to appoint a president, vice-president, secretary, treasurer and other officers, agents and employees which may be deemed necessary; to prescribe their duties, to require bonds of them, and to dismiss them and any of them in accordance with the by-laws of the said association.
By-laws.	VI. To make by-laws, not inconsistent with the law, for the management of its property, the regulation of its affairs, and the conduct and management of the association.
Services;	VII. To perform for members the services prescribed in the articles of association.
Contracts:	VIII. To make contracts necessary in the conduct of its operation and the transaction of its affairs.

IX. To borrow money necessary to the conduct of its operation, and to issue notes, bonds and other evidences of indebtedness therefor, and to give security, in the form of mortgage or otherwise, for the payment thereof.

Borrow and
issue bonds;

X. To foster membership in the association by advertising or by educational or other lawful means.

Foster mem-
bership;

XI. To exercise such incidental powers as may be necessary in the conduct of its operations.

Incidental
powers;

XII. To wind up and dissolve itself, or be wound up and dissolved, in manner hereinafter mentioned.

Dissolution.

9. Within thirty days after incorporation a call, signed by not less than a majority of the directors, shall be issued for a meeting of the members, and at such meeting or at an adjourned meeting or meetings by-laws regulating the conduct and management of the association shall be adopted. Such by-laws shall not take effect until a copy thereof, certified by the president and secretary, shall have been filed in the office of the secretary of the State Board of Agriculture. Such by-laws shall, within the limitations of this act, prescribe:

Adoption of
by-laws.

Copy filed.

By-laws to
show:

I. The time, place and manner of calling or holding meetings.

Meetings;

II. The number and qualifications of members, the conditions under which membership shall be granted and terminated; rules governing the issuance, transfer and cancellation of membership certificates and the manner of ascertaining the interests of members in the assets, if any, of the association; rules governing the exercise of the privileges of members; *provided*, that there shall be a specified period of not less than ten days in each year when any member may, subject to the liabilities incurred by him as a member of such association, resign and withdraw from such association.

Membership;

Proviso.

III. The time and manner of the election and removal of the directors, their powers and duties, their number, not less than a majority, necessary to the exercise of their powers, and their compensation, if any.

Directors;

IV. The officers, their terms of office, the time and manner of their appointment and removal, their powers

Officers;

	and duties and the manner in which their compensation, if any, shall be determined.
Dues;	V. The manner of fixing and collecting fees, dues and other assessments or charges for services to its members.
Other provisions.	VI. Any other provisions proper and necessary to carry out the purposes for which the association was formed.
Eligibility to membership. 304-10 A-22-36	10. Any such association may admit as members, under terms and conditions prescribed in its by-laws, persons engaged in agriculture (dairying or horticulture.) Any person shall forfeit his membership upon proof being made to the association that he has ceased to be engaged in agriculture, (dairying or horticulture.) For the purposes of this article a member, other than an individual, shall be represented by an individual associate, officer or partner thereof, duly authorized. Such association may become a member of any other association formed under this act with such rights, powers and representation as may be prescribed in the by-laws and may cooperate with any other association, not conducted for profit, whether formed under this act or otherwise, for the purpose of promoting the objects for which the association organized under this act was incorporated.
Association membership.	
Certificate of membership.	11. Every such association shall issue a certificate of membership to each member. Such certificate of membership shall not be transferable, and no person who may acquire same by operation of law, or otherwise than as may be prescribed in this act and the certificate of incorporation and by-laws of the association, shall be entitled to become a member by virtue of such certificate.
Voting. Proviso—patronage vote.	12. Each member shall be entitled to a single vote, to be known as a membership vote; <i>provided, however</i> , it shall be lawful for an association to provide in its by-laws for a patronage vote, based upon the volume of business contributed by a member to the association, which patronage vote may be exercised as directed in the by-laws and with such force and effect as shall there be given. No vote by proxy shall be received; <i>provided, however</i> , that absent members may, under rules
No proxy. Proviso.	

prescribed in the by-laws, be permitted to vote on specific questions by ballots deposited with the secretary, or other proper officer of the association, by registered mail, and such ballots to be counted only in the meeting at the time at which such vote is taken.

13. Each member shall be responsible, as his original liability, for his proportionate share, which shall be that proportion that his voting power bears to the aggregate voting power of all the members, of all contracts, debts and engagements of the association existing at the time he becomes a member and created during his membership; but if any member's share of such contracts, debts and engagements shall prove to be uncollectable each remaining member shall be responsible as his additional liability for such unpaid share or part thereof to an amount equal to such remaining member's original liability or to such further amount as may be prescribed in the certificate of incorporation; such additional liability, however, to be in the same proportion that the said remaining member's voting power bears to the aggregate voting power of all the remaining members. No member shall be liable to the association for any contract, debt or engagement arising out of any specific transaction between the association and any member or members thereof in which he does not participate unless and until the association shall have exhausted every legal recourse and failed to enforce satisfaction from the member or members participating therein. In all cases any member who, voluntarily or otherwise, contributes to the payment of the debt or obligation of another member or other members shall have an action, several or joint as he may elect, against such defaulting member or members for reimbursement. Any association may, in its certificate of incorporation, limit the amount of indebtedness or obligation which may be incurred by or on behalf of the association, and no member shall be liable for any debt or obligation in excess of the terms of such limitations. Any association may, in its certificate of incorporation, limit the amount of indebtedness or obligation for which the individual members or directors shall individually, jointly or severally

Liability of
members.

Responsibility
for unpaid
share.

Legal re-
course.

Action against
defaulting
member.

May limit
indebtedness.

Proviso.

be liable; *provided, however*, such limitations shall not apply to debts due to laborers, servants and employees of said association.

Acting as
agent for non-
members.
306-14
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14. The association, as agent for a nonmember, may buy farm, (orchard and dairy) supplies for him and sell his agricultural (dairy or horticultural) products, and as a condition of its contract with such nonmember, may impose upon him any liability for the contracts, debts and engagements of the association which does not exceed the liability of a member, but in no case shall the association charge a nonmember for such services more than the actual cost thereof, including the pro rata part of all overhead expenses.

Cooperative
agreements.

15. Any such association may, upon resolution adopted by its board of directors, enter into all necessary and proper contracts and agreements, and make all necessary and proper stipulations, agreements, contracts and arrangements, with any other cooperative corporation, association, or associations formed under the provisions of this act or otherwise, for the cooperative and more economical carrying on of its business or of any part or parts thereof; or any two or more cooperative associations formed under the provisions of this act may upon resolutions adopted by their respective boards of directors for the purpose of more economically carrying on their respective businesses, by agreement between them unite in employing and using, or several such associations may separately employ and use, the same methods, means and agencies, which agencies may be another such association or associations, for carrying on and conducting their respective businesses. No contract or agreement authorized by this section shall be binding or effective until a copy thereof is filed with the secretary of the State Board of Agriculture, and, if the same relates to cooperative marketing, shall be sanctioned by the State Board of Agriculture.

Agreements
must be filed
to be binding.

Buying
and selling
through the
association.
306-16
A-22-37

16. The by-laws may require the members to sell all, or any part, of their specifically enumerated agricultural, dairy and horticultural products, and to buy all, or any part, of their specifically enumerated sup-

plies, exclusively through the association, but, in such case, shall specify a reasonable period in each year during which any member, by giving notice prescribed in the by-laws, may withdraw and be released from his obligation to employ the services of the association in respect to such products and supplies. The by-laws may fix, as liquidated damages, specific reasonable sums, in amounts fairly related to the actual damages ordinarily suffered in like circumstances, to be paid to the association to reimburse it for any damages which it or the members may sustain by the failure of any members to perform any obligation to the association under the certificate of incorporation, the by-laws, or any contract with the association, and such provision shall be valid and enforceable in the courts of this State.

Liquidated
damages.

17. The board of directors of every association shall consist of not less than five members, and, except as hereinafter provided, they shall be chosen annually by the members at the time and place provided in the by-laws, and shall hold office for one year; but by so providing in its certificate of incorporation every association organized under this act may classify its directors in respect to the time for which they shall severally hold office, the several classes to be elected for different terms; *provided*, that no class shall be elected for a shorter period than one year or for a longer period than three years and that the term of office of at least one class shall expire in each year. Directors shall hold office until their successors have been elected and qualified and until their successors shall enter upon the discharge of their duty. Vacancies shall be filled for the unexpired terms at any regular meeting or at any special meeting called for the purpose, in the same manner as provided for the original election of directors. The board of directors shall manage the affairs of the association, and shall perform such other duties as may be specifically imposed upon the board by this act.

Board of
directors.

Term.

Proviso.

Continuance.

Vacancies.

Duties.

18. Any member, director, or officer of the association may, for cause, at any regular meeting or at any special meeting called for the purpose, at which

Removal from
office.

Charges.	a majority of the members shall be present, be removed from office by vote of not less than two-thirds of the members present. Reasonable notice of the time, place, and object of any such meeting shall be given, in the manner prescribed in the by-laws, to the members and other directors or officers against whom charges are to be presented. Such directors, members, or officers shall, at the same time, be informed of such charges, and at such meeting shall have an opportunity to be heard in person or by counsel and by witnesses in regard thereto.
Officers.	19. The officers of every association shall include a president, vice president, secretary, and treasurer, who shall be appointed annually by the board of directors. The president and vice president shall be appointed from among the directors. The secretary and treasurer may be nonmembers. The office of secretary and treasurer may be combined, and one individual appointed thereto. Vacancies in said offices shall be filled for the unexpired term by the board of directors in the manner provided for the original appointment of officers. Such officers shall hold their offices until their successors are appointed and qualified and shall have entered upon the discharge of their duties. The board of directors shall require the treasurer and may require such other officers, agents, and employees, charged by the association with responsibility for the custody of funds or property, to give bond, with sufficient security for the faithful performance of their duties as such. The premium on such bonds to be paid by the association.
Vacancies.	
Officers bonded.	
Working fund.	20. An association may provide for the payment of expenses necessary in the performance of its services to its members, by the creation of a working fund or otherwise, through fees, dues, assessments, or charges for the services, to be fixed and collected in such manner as may be prescribed in the by-laws. Such dues, fees, assessments, or charges shall be limited to the amounts necessary to meet expenses already incurred, or reasonably estimated as essential to be incurred, by the asso-
Dues, etc.	

ciation in conducting its operations. Whenever any association shall find that it has accumulated funds in excess of those necessary to meet expenses already incurred and reasonably estimated as essential to be incurred by it in conducting its operations, it shall return such excess to, or deduct from future fees, dues, assessments, or charges of, the members who contributed to such excess in the proportion of their respective contribution.

If funds in excess.

21. Every association shall, annually, appoint an auditing committee of three persons, who shall not be directors, officers, agents or employees of the association but who may or may not be members of said association. At the close of each fiscal year a complete audit of the operations of the association shall be made, a written report of which shall include statements of services rendered by the association, the balance sheet, the receipts and disbursements, and the assets and liabilities, the members admitted and withdrawn, the total number of members, and other proper information, and shall be submitted to the members at the next regular meeting. Within three months after the expiration of the fiscal year for which made, the secretary of said association shall file a copy of the report of the audit with the secretary of the Board of Agriculture of the State of New Jersey. No person shall, without consent of the association, except in obedience to judicial process, make or permit any disclosure whereby any information contained in said report may be identified as having been furnished by said association.

Auditing operations.

Report filed.

22. Any association may, at any regular meeting or at any special meeting called for the purpose, due notice of the time, place and object of which regular or special meeting shall have been given as prescribed in the by-laws, by the affirmative action of two-thirds of all of the votes authorized by the by-laws to be cast at meetings of the association, discontinue its operations and settle its affairs. Whereupon it shall designate a committee of three members, who shall, on behalf of the association, and within a time fixed in their designation, or any extension thereof, liquidate its assets, pay its debts and

Dissolution.

Settlement.

- expenses, and divide any surplus among the members (in proportion to voting power) as they may be entitled thereto under the certificate of incorporation or by-laws. Upon final settlement by such committee, the association shall be deemed dissolved, and shall cease to exist under this act. The committee shall make a report of the proceedings under this section, which shall be signed by its members and duly acknowledged by them, which report shall be recorded in the office of the clerk of the county wherein the principal office of the association shall be located, and shall be filed with the Secretary of State, and a copy thereof shall be filed with the secretary of the Board of Agriculture of the State of New Jersey. The members of said association, so discontinuing its affairs and operations, may, in the designation of such committee, provide that the members of said committee shall receive a compensation for their services as may be provided in said designation. Said compensation to be fixed by a vote of not less than two-thirds of all the members.
- Report filed.
- Committee compensated.
- As to validity of act.
23. If any clause, sentence, paragraph or part of this act shall for any reason be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, or part thereof directly involved in the controversy in which such judgment shall have been rendered.
- Repealer.
24. All acts or parts of acts inconsistent herewith are hereby repealed.
25. This act shall take effect immediately.
- Approved April 12, 1920.

CHAPTER 155.

An Act to amend an act entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Article XX of the act to which this act is an amendment be and the same is hereby amended by adding thereto a new section to be known as section fifty-six, which section shall read as follows:

Section 56
added.

56. Whenever any municipality shall enter into a contract under any of the statutes of this State with the board of chosen freeholders of the county wherein such municipality is situate, for the permanent improvement and maintenance of any portion of any road within such municipality, by which said contract the said municipality undertakes, or agrees to pay any portion of the expense of said improvement, the said municipality is hereby authorized and empowered to enact an ordinance requiring and directing that the portion of the expense of said improvement which the said municipality has contracted to pay shall be assessed upon any lands or real estate that may have been benefited or increased in value by such improvement in the manner provided by the act to which this act is an amendment for the assessment of local improvements. Any assessment so levied shall become a lien upon the lot of land described in such assessment and shall be paid and collected in the manner provided by the act to which this act is an amendment for the payment and collection of assessments levied for local improvements.

Assessment
by municipality under
contract with
county for
road improve-
ments.

Assessment a
lien.

2. This act shall take effect immediately.

Approved April 12, 1920.

CHAPTER 156.

An Act to amend an act entitled "An act providing for the incorporation of medical milk commissions and the certification of milk produced under their supervision and regulating the sale of milk as certified milk," approved April twenty-first, one thousand nine hundred and nine.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Section 8
amended.

1. Section eight of the act of which this act is amendatory be and the same hereby is amended to read as follows:

Agreement
with dairy-
men.

8. Every such association shall have power to enter into agreement in writing with any dairyman or dairymen for the production of milk under the supervision of such association for the purposes enumerated in section one hereof and to prescribe in such agreement the conditions under which such milk shall be produced which conditions, however, shall not be inconsistent with the rules and regulations governing the production, distribution and sale of certified milk adopted or which may hereafter be adopted by the Department of Health of the State of New Jersey under authority contained in this act. In any contract entered into by any such commission with any dairyman or dairymen it may be provided that any such medical milk commission may designate any analysts, chemists, bacteriologists, veterinarians, medical inspectors or other persons who, in its judgment, may be necessary for the proper carrying out of the purposes of such commission for employment of such dairyman or dairymen and to prescribe and define their powers and duties, and that such persons so employed by such dairyman or dairymen may be discharged from employment whenever such medical milk

Standard
milk.

Terms of con-
tract.

commission may request such discharge or removal in writing.

2. Section ten of the act of which this act is amendatory be and the same hereby is amended to read as follows:

Section 10
amended.

10. The State Department of Health shall adopt rules and regulations which shall govern the production, distribution and sale of certified milk, and shall fix standards of purity and quality for such milk, and such regulations and standards, when adopted, shall become a part of the State Sanitary Code. The work and methods of any medical milk commission organized under this act and of the dairies on which milk is produced under contract with any such commission shall at all times be subject to investigation and scrutiny by the Department of Health of the State of New Jersey. The director of said State Department of Health shall be an ex-officio member of every milk commission organized under this act.

Standards
fixed.

Subject to
State Board
of Health.

3. Section eleven of the act of which this act is amendatory be and the same hereby is amended to read as follows:

Section 11
amended.

11. No person, firm or corporation shall sell or exchange, or offer or expose for sale or exchange as and for certified milk, any milk which is not produced in conformity with the rules, regulations and standards adopted by the State Department of Health under authority contained in this act, or which does not bear the certification of a medical milk commission incorporated pursuant to the provisions of this act or of a medical milk commission incorporated in some other State for the purposes specified in section one hereof; *provided, however,* that in the case of a medical milk commission incorporated in another State, before the milk produced under the supervision of such a commission may be sold in this State, such commission must have received a permit from the Department of Health of the State of New Jersey to certify to milk sold in this State, which permit shall be revocable at any time for cause. Any person, firm or corporation violating any of the provisions of this act shall be liable to a penalty

Milk not to be
sold as certi-
fied unless
produced ac-
cording to
standards.

Proviso.

Penalty.

Procedure
for recovery.

of not less than twenty-five nor more than one hundred dollars, to be sued for and recovered by and in the name of the director of health or by the local health officer, local board of health or other board or officer exercising the powers of a local board of health, of any local jurisdiction within which such violations may occur, in the same manner as penalties incurred for violation of an act entitled "An act to secure the purity of foods, beverages, confectionery, condiments, drugs and medicines, and to prevent deception in the distribution and sales thereof" (Revision of 1907, and approved May twentieth, one thousand nine hundred and seven, are sued for and recovered.

4. This act shall take effect immediately.

Approved April 12, 1920.

CHAPTER 157.

An Act to amend an act entitled "An act prohibiting any person or corporation from erecting, setting, operating or maintaining any fish pound net in any of the waters of the Atlantic ocean, Sandy Hook bay or Raritan bay, without first obtaining a license for such purpose from the Board of Fish and Game Commissioners of this State, and providing a penalty for the violation thereof," approved April eleventh, one thousand nine hundred and nineteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 3
amended.

1. Section three of the act of which this act is amendatory be amended to read as follows:

Licensee a
resident.

3. No license shall be issued under this act to any person who is not a bona fide resident of this State at the time of making such application, and any such license shall become void upon the removal of the person

holding the same from this State. No such license shall be issued to any corporation unless such corporation is a domestic corporation, all of the shares of stock of which are held by bona fide residents of this State, and if at any time any stock of any such corporation shall become the property of any nonresident of this State the license of such corporation shall immediately become void; *provided*, that if the holder of any stock of any such corporation being a resident of this State shall become a nonresident of this State or transfer any such stock to a nonresident of this State, the stock so becoming the property of such nonresident of this State shall be sold by said corporation at public sale to a resident of this State for the best price that can be so obtained, and out of the money arising therefrom said corporation may retain and pay all necessary incidental charges, rendering the overplus, if any, unto such nonresident of this State upon demand at the office of said corporation in this State. Such sale and notice thereof shall be in accordance with the provisions of an act entitled "An act concerning corporations," for the sale of stock for nonpayment of sums assessed due thereon, and upon such sale the license of such corporation shall not be invalidated. Any license issued under this act shall annually expire on the thirty-first day of December next succeeding its issue, and may be renewed by said board upon the payment of the same fee and upon the same terms as those upon which the original license was granted.

When corporation licensed.

Proviso.

Expiration of license.

2. This act shall take effect immediately.

Approved April 12, 1920.

CHAPTER 158.

An Act to amend an act entitled "An act to prohibit the distribution and sale and to regulate the use of foods, drugs and certain other mixtures and preparations, intended for use by man or animal, containing methyl or wood alcohol," approved April first, one thousand nine hundred and twelve.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Section 1
amended.

1. Section one of the act of which this act is amendatory be and the same is hereby amended to read as follows:

Sale or
possession
of wood
alcohol.

1. No person shall sell, or offer or expose for sale, or have in his possession with intent to distribute or sell, any food, drug, preparation or mixture of any kind whatsoever, intended for internal use, which contains methyl or wood alcohol; nor shall any person sell, or offer or expose for sale, or have in his possession with intent to distribute or sell, or use upon or apply to the body of another, any drug, hair tonic, bay rum or similar preparation, intended for external use, which contains methyl or wood alcohol.

2. This act shall take effect immediately.

Approved April 12, 1920.

317-C-159
Cf.-20-599

CHAPTER 159.

317-C-159
S-21-852

An Act for the payment of a bonus to each soldier, or a dependent or dependents thereof, who served in the military or naval forces of the United States during the war between the United States and the German Empire and its allies, and providing for the issuance of bonds and for the payment of interest and principal thereof.

WHEREAS, In recognition of the splendid services rendered by New Jersey soldiers in the great struggle waged victoriously in the war with the German Empire; and

Preamble.

WHEREAS, The State of New Jersey acclaims the patriotism and loyalty of her soldiers who so unselfishly served in the great cause to perpetuate American ideals; now, therefore,

Preamble.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Any soldier, as defined in this act, who served in the military or naval forces of the United States during the war between the United States and the German Empire and its allies, or, in the case of the death of a soldier, the dependent or dependents of such deceased soldier, shall be entitled to and shall receive a bonus for such service on the basis of ten dollars for each month or fraction thereof, from March twenty-fifth, nineteen hundred and seventeen, to date of discharge; *provided*, that no such soldier, or the dependent or dependents of such deceased soldier, shall be entitled to receive any amount in the aggregate, under this act, in excess of one hundred dollars; *provided, further*, that no payments shall be made to any soldier, or dependent or dependents of a deceased soldier, who entered the

Bonus for
soldiers and
sailors.

Proviso.

Proviso.

service of the United States subsequent to November eleventh, nineteen hundred and eighteen.

"Soldier"
defined.

2. The word "soldier" as used in this act shall be taken to mean and include any officer, soldier, sailor, marine, nurse, or any other person regularly enlisted or inducted, who was or is a part of the military or naval forces of the United States in the war with Germany and her allies, and who was a resident of the State of New Jersey at the time he was commissioned, enlisted, inducted, appointed or mustered into the military or naval service of the United States, and who has been or may be given an honorable or ordinary discharge or release from such service. For the purpose of this act the term "a dependent" or "dependents" shall be taken to mean and include any person or persons who was at the time such soldier entered the service, or during such time of service, dependent for the necessities of life in whole or in part upon such soldier.

Commission
on bonus.

3. For the purpose of carrying into effect the provisions of this act, there is hereby created a commission, to be known as "The Soldiers' Bonus Commission." Such commission shall consist of the Comptroller of the Treasury, the State Treasurer and the Adjutant-General of the State and one veteran of the war between the United States and the German Empire and its Allies, who shall be elected by the Comptroller of the Treasury, the State Treasurer and the Adjutant-General of the State. It shall be the duty of such commission to investigate all claims and applications filed with it under the provisions of this act, and if satisfied of the sufficiency of such claim or application, to approve the same and direct payment thereof from the funds hereinafter provided for. Payment shall be made by the Treasurer upon the warrant of the Comptroller of the Treasury in the same form and manner as are other claims against the State.

Duties.

Payments.

Rules and
regulations.

318-4
A-23-36

Blanks.

4. For the purpose of carrying into effect the provisions of this act the "Soldiers' Bonus Commission" is hereby authorized and empowered to make such rules and regulations hereunder as to them shall seem necessary. The commission shall cause to be prepared and

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A-25-63

distributed application blanks, and all applications for a bonus, under the provisions of this act, shall be made to the commission upon application blanks provided for that purpose. All such applications for a bonus shall be made within one year after this act becomes operative or within one year after discharge; *provided*, that the person is in service when this act becomes operative.

5. In order to provide funds for the payment of bonuses under this act, and the payment for clerical service, printing, postage and other incidentals necessary to carry the act into effect, the State House Commission shall issue bonds, to be known as "Soldiers' Bonus Bonds," not to exceed twelve million dollars. Said bonds shall be a direct obligation of the State, and the faith and credit of the State is hereby pledged to the payment of the interest on said bonds and their liquidation at maturity. They shall be signed in the name of the State by the Governor, the great seal of the State shall be affixed thereto, attested by the Secretary of State, and each bond shall be countersigned by the Comptroller of the Treasury and State Treasurer. They may be either registered or coupon bonds, as shall be determined by the State House Commission, and in case interest coupons are attached they shall contain lithographic facsimile signatures of the State Treasurer and the Comptroller of the Treasury. Said bonds may be converted from coupon to registered bonds at any time by the holder thereof. Said bonds issued under the provisions of this act shall be exempt from taxation for State and local purposes. Such bonds shall bear interest at a rate not to exceed five per centum per annum, payable semi-annually. They shall be issued in denominations of not more than fifty thousand dollars and not less than one hundred dollars, and shall be disposed of from time to time by the State House Commission as the money is required for the purpose of this act, upon the request of the "Soldiers' Bonus Commission." Said bonds shall run for a period of twenty years from the date of issue.

6. Whenever bonds are issued under the provisions of this act, they shall be offered for sale at not less than par value and shall be sold by the State House

Applications.

Proviso.

Bond issue.

Amount.

Details of
issue.Tax exemp-
tion.

Rate.

Denomina-
tions.

Time.

Sale of
bonds.

Commissioner as shall seem to them advisable, at public sale, after ten days' advertisement in at least six newspapers published in the State of New Jersey and in at least one financial paper published in New York city.

Use of proceeds.

7. The proceeds realized from the sale of bonds under the provisions of this act shall be paid into the State treasury and kept apart and in a separate fund which shall be known as the "Soldiers' Bonus Fund," and the moneys therein, from time to time, are hereby specifically appropriated for the purposes herein prescribed.

Sinking fund created.

8. For the purpose of paying the principal of the bonds issued under the provisions of this act, there is hereby created a Sinking Fund Commission, which shall consist of the Governor, the Comptroller of the Treasury and the State Treasurer, which commission shall have the care and management of a sinking fund which is hereby established, into which shall be paid all moneys raised in the manner hereinafter provided.

Duties of sinking fund.

The Sinking Fund Commission hereby created shall have custody and control of all sinking fund moneys, securities, papers and records appertaining thereto. The State Treasurer shall be treasurer of the commission and shall deposit all moneys received as hereinafter prescribed in such depository or depositories as he shall determine. His bond as State Treasurer shall cover such deposits. They shall invest, reinvest and keep invested all moneys coming into their hands in the securities or forms of investment authorized by this act, and in none other. They shall have power to sell or convert into cash such investments or property as may be necessary from time to time to provide funds from which to pay said bonds upon maturity, or to sell such securities or form of investment for the purpose of protecting the sinking fund from loss or for bettering the investment. It shall be the duty of the commission

Accounts.

to keep accurate and detailed books of accounts, covering all money coming into its custody, and the investment, return on investment, increase or loss thereof and the expenditure thereof; to make reports as and when required and to permit access to and inspection of accounts and records by any person duly authorized by the State or any interested citizen taxpayer.

9. Investment of sinking fund moneys shall be limited to the bonds of the government of the United States, or bonds of the State of New Jersey, or the bonds of any county, school district or municipality of this State, or the negotiable notes of any county, municipality or school district of this State; *provided*, that the date of maturity of investments for sinking fund account shall be such that, with subsequent accretions to the fund, there shall be moneys on hand to pay bonds as they shall fall due.

Character of investments.

Proviso.

10. Beginning with the tax levy for the year one thousand nine hundred and twenty-one and continuing each year thereafter until all the principal of the bonds and the interest thereon has been paid, there shall be levied a State tax, to be known as the "Soldiers' Bonus Bond Tax," in an amount sufficient to pay the interest on the outstanding bonds for said tax year and an amount, which, figured at the time of the issuance of the said bonds, would if thereafter annually contributed to such fund, with the fund and with the accumulations thereon, and the contributions thereto, computed at the rate of three and one-half per centum per annum, produce at the date of maturity an amount equal to the amount of the bonds, which shall hereafter be known as the "amortization requirement."

Tax levy.

Amortization requirement.

11. When the accumulation of the sinking fund for any year shall be more than three and one-half per centum, then the amount in excess of three and one-half per centum may be applied to reduce the sinking fund requirements for the succeeding year, and if the accumulations of the sinking fund for any year are less than three and one-half per centum, then an amount sufficient to make up the deficit in accumulations for that year shall be added to the sinking fund requirements for the succeeding year.

Any excess applied to sinking fund requirements.

12. The amount of such tax required to be raised by the several taxing districts of the State shall be certified by the Comptroller of the Treasury and apportioned by him among the several counties of the State, in proportion with their assessed valuation of real and personal property which is subject to taxation for municipal purposes within such county, as shown by

Notification to the various taxing authorities.

Apportion-
ment.

Tax included
in levy.

Collection
and return
to State
Treasurer.

Premiums.

Referendum.

the then last corrected assessed valuation. Such apportionment shall be made on the first day of December in the year preceding the year of levy, and shall be forwarded to the county collectors of the several counties and by them apportioned among the several taxing districts in their county in proportion to the assessed valuation of the several taxing districts as shown by the assessed valuation for the current tax year. Such tax shall be included and made a part of the levy in each taxing district in such county and shall be assessed, levied and collected as other taxes. It shall be the duty of the collector or other officer having the custody of the collected taxes in the several taxing districts of the State, on or before the fifteenth of December of each year, to pay to the county collector of the county in which such taxing district is located, such State tax required to be assessed in his taxing district, and the county collector shall pay the amount of such tax as has been assessed in the taxing districts of his county, to the State Treasurer on or before the twentieth day of December of such year, and such proportion of said taxes necessary to meet the amortization of said bonds, shall be placed in the sinking fund provided herein, and the balance of said taxes each year over and above the amount necessary for the amortization requirement shall be placed in the Treasury, and is hereby appropriated for the purpose of paying the annual interest on said bonds.

13. All premiums received at any time from the sale of bonds herein provided, shall be paid into the sinking fund and credited to the earnings for the year in which same is received.

14. For the purpose of complying with the provisions of paragraph four, section six of Article IV of the State Constitution, this act shall, at the general election held in the month of November, one thousand nine hundred and twenty, be submitted to the people and receive the sanction of a majority of all the votes cast for and against it at such election.

15. It shall be the duty of the Secretary of State to arrange, in accordance with the statutes of this State in such case made and provided, for the submission of this act to the vote of the people at said election, of which submission the same notice shall be given as is required by law to be given of said election, and the people of the State may at such election decide upon the acceptance or rejection of this act in the following manner:

Notice of
submission
given.

There shall be printed on each official ballot the following:

Wording on
ballot.

"If you favor the proposition written below mark an X in the square opposite the word 'Yes.'"

"If you are opposed thereto mark an X in the square opposite the word 'No.'"

	Yes.	Shall the act entitled "An act for the payment of a bonus to each soldier, or a dependent or dependents thereof, who served in the military or naval forces of the United States during the war between the United States and the German Empire and its allies, and providing for the issuance of bonds, and for the payment of interest and principal thereof," be adopted?
	No.	

Proposition
to be voted on.

16. The said ballots so cast for or against this act shall be counted and the result thereof returned by the election officers, and a canvass of such election had in the same manner as is now provided for by law in the case of the election of a Governor, and the acceptance or rejection of this act so determined shall be declared in the same manner as the result of an election for a Governor, and if there shall be a majority of all the votes cast for and against it at such election in favor of the acceptance of this act, then this act shall take effect forthwith.

Canvass and
determination
of voting.

17. This act shall take effect immediately.

Approved April 13, 1920.

CHAPTER 160.

324-C-160
Cf.-23-194

324-C-160
Cf.-23-194

324-C-160
S-24-227

An Act providing for the retirement of policemen and firemen of the police and fire departments in municipalities of this State, including all police officers having supervision or regulation of traffic upon county roads, and providing a pension for such retired policemen and firemen and members of the police and fire departments, and the widows, children and sole dependent parents of deceased members of said departments.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Retirement
of firemen
and police-
men by age
and service.

Half pay.
Widows.

Pension.

1. In all municipalities of this State any policeman or fireman, or members of the police or fire departments, including all police officers having supervision or regulation of traffic upon county roads, who shall have honorably served in such police or fire department for a period of twenty years, and attained the age of fifty, shall, upon his own application, be retired on half pay, and any member of any such police or fire department who shall have honorably served for a period of twenty years and attained the age of sixty-five years shall be retired on half pay, and the widow of every retired member of such police or fire department, who, while a member of such department having paid into the fund the full amount of his annual assessments or contributions and continued so to do after his retirement until his death, and who shall die from causes other than injuries received in the performance of duty, shall, so long as she remains unmarried, receive a pension equivalent to one-half of the pay of her deceased husband at the time of his retirement, not exceeding one thousand dollars for the use of herself and the children under sixteen years of age of her deceased husband, if

any; *provided, however*, that she was married to her said deceased husband before the date of his retirement and before he arrived at the age of fifty years; and in case such retired deceased member leave no widow, but children under the age of sixteen years, then such pension shall be paid to such of his children who have not attained the age of sixteen years in equal shares if there are three or more of them; if only two they shall be paid twenty dollars each monthly, and if only one, such child shall be paid twenty-five dollars monthly, until the age of sixteen years is reached; and in case there is no widow and no children under the age of sixteen years, then such pension shall be paid to the sole dependent parent of such deceased member. All such retirements to be made and pensions allowed by the pension commission hereinafter created.

Proviso.

In case of children.

2. Any member of such police or fire department who shall have received permanent disability in the performance of his duty, shall, upon certificate of the surgeon or physician of the police or fire department, or other physician designated for that purpose by the pension commission, be retired upon a pension equal to one-half of his salary at the time of his retirement; where, however, a person being a member or employee of the police or fire department shall desire to retire by reason of injury or disease, said person shall make application in writing to the pension commission for such retirement, whereupon the pension commission shall call to their assistance the aid of the surgeon or physician representing either the police or fire department, and the person making the application may likewise call to his aid a regularly licensed and practicing physician or surgeon. The president of the board of pension commissioners is authorized to administer oaths to said physicians or any other person called with respect to the matter before the commission shall determine, by resolution, whether said person is entitled to the benefits of this act. In case the two physicians called as hereinbefore provided fail to agree upon the physical condition of the applicant, then the pension commission may call a third disinterested, licensed and practicing physician and surgeon, and the determination of a majority of said three physicians,

Retirement by disability.

Pension

Application to retire.

Medical examination.

who being first duly sworn in the case, shall be reduced to writing and signed by them, and the pension commission shall consider the same in arriving at their decision.

Pension to dependents on loss of life.

Proviso; in case of children.

Proviso.

Proviso.

Sources from which pension fund is derived.

3. The widow or children or sole dependent parent of any member of the police or fire department, having paid into the fund the full amount of his annual assessment or contributions, who shall have lost his life in the performance of his duty, or who shall die from causes other than injuries received in the performance of duty, shall receive a pension equal to one half of the salary of such member at the time of his death, not exceeding one thousand dollars; *provided, however*, that in case of a widow and children such pension shall be paid to the widow for the use of herself and the children, if any, and in case of children and no widow, then such pension shall be paid to such of the children who have not attained the age of sixteen years, in equal shares, provided there are three or more children; if there are two children, they shall be paid twenty dollars each monthly; if one child, twenty-five dollars monthly; and in case there is no widow and no children under the age of sixteen years, then such pension shall be paid to the sole dependent parent of such deceased member; *and provided, further*, no widow shall be entitled to a pension who shall have married any such member after he shall have attained the age of fifty years; *and provided, further*, that if any widow entitled to a pension as aforesaid remarry, then such pension shall cease and shall not be paid to such widow or her children.

4. A fund shall be created in the following manner for the purpose of paying such pensions, to wit: There shall be deducted from every payment of salary to such member of the police and fire departments in such municipality two per centum of the amount thereof, providing such member entered such service on or before the age of thirty-five years; if any member enters service after the age of thirty-five years, then such percentage shall be increased to such an amount as shall be determined by the pension commission to correspond to the risk arising by the additional age of the member.

The municipality shall raise by taxation and pay into said fund yearly an amount equal to four per centum of the total salaries paid to the members of the police and fire departments. There shall also be added to such fund the following monies: All fines imposed upon any member of the police and fire departments; all monies given or donated to such fund; all monies deducted from the salary of any member of the police or fire department on account of absence, or loss of time, and one-half of all rewards paid for any purpose. In case there shall not be sufficient money in said pension fund created as aforesaid, the common council or other governing body shall include in any tax levy a sum sufficient to meet the requirements of said fund for the time being.

Municipal
contribution.

Other
sources.

Deficiency met
by taxation.

5. In all municipalities in which this act shall take effect there shall be established a pension commission of five members, consisting of the mayor or other chief executive of the municipality, the chief financial officer of the municipality, one policeman of the police department and one fireman of the fire department, which said policeman and fireman shall be nominated at a meeting or meetings held by the members of each department in November and elected by them at a meeting to be held about the middle of December of each year, at a date to be fixed by each body; the term of the members of said commission elected by the members of the police and fire departments shall be two years; the fifth member of said commission shall be a citizen who is not holding office under the municipality, and shall be selected by the other four members of the pension commission, and shall hold office for the term of one year; *provided, however*, that in municipalities in which there is not now in effect a fund for the retirement of pensioning of both policemen and firemen, but one or the other, there shall be established a pension commission of three members, consisting of the mayor or other chief executive of the municipality, a member of the department having a fund for the purposes named herein, who shall be nominated and elected in the same manner as provided in this section where

Pension com-
mission, how
composed.

Proviso.

- the pension commission shall consist of five members, and who shall hold office for the term of two years, and a third member who shall be a citizen, not holding office under the municipality and who shall be selected by the other two members of the pension commission, and shall hold office for the term of one year; *provided, further*, that for such police officers having supervision or regulation of traffic upon county roads, there shall be established a pension commission of three members consisting of the director of the board of chosen freeholders of the county, a member of such police force, who shall be nominated and elected in the same manner as provided in this section where the pension commission shall consist of five members, and who shall hold office for the term of two years, and a third member who shall be a citizen not holding office under the said board of freeholders, and shall be selected by the other two members of the pension commission, and shall hold office for the term of one year. In case of vacancy for any cause, the commission shall have power to fill such vacancy until the next election. The said commission shall hold its first and annual meeting on the first day of January in each year, and elect its president from its members, and also a secretary from any rank or outside of the organization, whose compensation the commission shall have power to fix.
6. The said pension commission shall have control and management of said fund and of the retirement of members of the said departments, and are hereby empowered to make all necessary rules and regulations regarding the same not inconsistent with this act. All moneys belonging to said pension fund shall be received and paid over to the treasurer of the municipality, whose official bond shall cover the same. No funds shall be paid out of said fund except upon the warrant of the commission, signed by its president and secretary.
7. Wherever there is established in any municipality a fund for the retiring and pensioning of members of the police or fire departments thereof, all boards or bodies having control of the same are hereby vacated, and all pension or retirement funds in their hands or under their control shall be turned over and come under
- Proviso.
- Vacancy.
- Meeting and organization.
- Management of fund, rules and regulations.
- Existing boards vacated. Fund placed under this act.

the control and regulation of this act. The municipal treasurer and the commission hereby created shall assume all obligations and control of such prior fund and shall pay all pensions or obligations under it to the persons entitled thereto under the act or acts under which it was created.

8. The State Firemen's Relief Fund and the State Firemen's Association and the laws by virtue of which they exist and operate shall not be affected by the provisions of this act. State associations not affected.

9. This act shall take effect immediately in every municipality in which a fund for the retirement or pensioning of policemen or firemen or either is now in effect, but shall not take effect in any other municipality until its adoption by the majority of the voters at any general election or special election called for such purpose. When act effective.

10. The adoption of the act shall be submitted to the voters of any municipality by the governing body, at any general election or special election held for such purpose, upon the presentation of a petition for its adoption signed by at least ten per centum of the legal voters, but which shall not be submitted to such an election until at least thirty days after the date of filing said petition. The question of the adoption of this act shall, through action of the governing body, be placed upon the ballot at any general election, or be submitted at a special election, in the manner required by law in such cases. If a majority of the legal voters voting at such election shall adopt this act, it shall take effect immediately, but the organization and establishment of the funds shall not take place until the first day of January following such election. Referendum.

11. In case for any reason any paragraph or any provision of this act shall be questioned in any court and shall be held to be unconstitutional or invalid, the same shall not be held to affect any other paragraph or provision of this act. Question on ballot.

12. All acts or parts of acts inconsistent herewith be and the same are hereby repealed. When organization takes place.

Approved April 15, 1920.

As to constitutionality of act.

Repealer.

CHAPTER 161.

An Act to amend an act entitled "An act providing for the creation of Juvenile Courts in counties of the first class, and defining the jurisdiction and powers thereof," approved April first, one thousand nine hundred and twelve.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Section 1
amended.

1. Section one of the act of which this act is amendatory be and the same is hereby amended to read as follows:

Juvenile
Court.

1. In all counties of the first class of this State, there shall be constituted a separate court, to be known as the "Juvenile Court of the County of (naming the county)." The judge of each of said courts shall be a counsellor-at-law of this State, and shall be appointed by the Governor, with the advice and consent of the Senate, and shall continue in office for five years from the date of such appointment, and until his successor shall have been duly appointed and qualified. Any vacancy in the office of judge of such court shall be filled for the unexpired term. The salaries of the judges of said courts shall be six thousand dollars per year, to be paid in equal semimonthly instalments.

Judge.

Salary.

2. This act shall take effect immediately.

Approved April 15, 1920.

CHAPTER 162.

An Act to amend an act entitled "An act establishing a State Athletic Commission and regulating the art of boxing and sparring matches or performances in the State of New Jersey," approved March fourth, one thousand nine hundred and eighteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. Section fourteen of the act to which this act is an amendment, be and the same hereby is amended to read as follows:

Section 14
amended.

No boxing or sparring match or exhibition or performance shall be of more than twelve rounds in length and the contestants shall wear during such contests, gloves weighing at least eight ounces each, and no decision shall be given in any such exhibition, match or performance.

Rounds per-
mitted.

Gloves.

2. This act shall take effect immediately.

Approved April 15, 1920.

CHAPTER 163.

An Act respecting police departments in cities of the first class in this State.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. Whenever, in any police department of any city of the first class in this State, any member of such department shall have been appointed or designated as detective under or by authority of a resolution of the

After five
years' service
as detective
not reduced.

governing body of such city, and by and with the consent of the State Civil Service Commission, and shall have performed the duties of such detective for a period of five years, he shall not hereafter be reduced in rank or restored to the performance of duties ordinarily performed by patrolmen in such department except upon charges and after hearing. Hereafter any such person shall hold the rank of detective in such department and be entitled to the emoluments thereof.

Repealer.

2. This act shall take effect immediately, and all acts or parts of acts inconsistent herewith are hereby repealed.

Approved April 15, 1920.

CHAPTER 164

A Supplement to an act entitled "An act regulating the employment, tenure and discharge of certain officers and employees of this State and of the various counties and municipalities thereof, and providing for a Civil Service Commission and defining its powers and duties," approved April tenth, one thousand nine hundred and eight.

Be IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Examination
and promo-
tion of police-
men serving
in army.

1. Any member of the police department in any city of the first class in this State who shall have served in the recent war between the United States of America and the Imperial German Government shall be entitled to be admitted to examination for promotion to any superior rank and upon successfully passing said examination shall be entitled to appointment in such superior rank, notwithstanding the fact that such person may not have held the position or rank held or occupied by him at the time of taking such examination for more than two years.

2. Any such member of such police department who, Previous examination considered. prior to the passage of this act, may have taken and passed such examination for promotion shall be entitled to and receive the benefit hereof.

3. This act shall take effect immediately.

Approved April 15, 1920.

CHAPTER 165.

An Act relating to the salaries of guards and keepers of jails, penitentiaries and workhouses of counties of the first class.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. The salaries of male guards and keepers of jails, Salaries of jail attendants. penitentiaries and workhouses of counties of the first class shall be as follows: Seventeen hundred and fifty dollars for the first year of their employment and service, eighteen hundred and fifty dollars for the second year, nineteen hundred and fifty dollars for the third year, twenty hundred and fifty dollars for the fourth year, twenty-one hundred and fifty dollars for the fifth year, and twenty-two hundred and fifty dollars for each year thereafter, payable semi-monthly. The time of service heretofore rendered by present incumbents shall be counted in their favor in the application of this act.

2. All acts or parts of acts inconsistent herewith are Repealer. hereby repealed.

3. This act shall take effect immediately.

Approved April 15, 1920.

CHAPTER 166.

334-C-166
A-23-37

334-C-166
A-23-37

An Act to authorize the governing body of any municipality, excluding counties, in this State, to transfer and convey certain lands to the board of education of any such municipality, excluding counties, in this State.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Transfer of
park land for
school pur-
poses.

1. Whenever the governing body of any municipality, excluding counties, in this State, shall determine that land heretofore acquired by it for public parks, streets, or other public purposes are no longer desirable or necessary for such purposes, and shall further determine that such land is desirable or necessary for the erection and maintenance of a public school building or buildings thereon, it shall be lawful for the governing body of any municipality, excluding counties, in this State, to convey and transfer such land to the board of education of any such municipality, excluding counties, in this State.

Consideration.

The consideration for such conveyance and transfer shall be for such an amount as shall be agreed upon by the majority of the members of the board of education desiring the land, and the majority of the governing body of the municipality making the conveyance and transfer. The land so conveyed and transferred shall be used by the board of education for the sole purpose of erecting and maintaining on it a public school building or buildings.

Repealer

2. All acts or parts of acts inconsistent herewith are hereby repealed to the extent of such inconsistencies.

3. This act shall take effect immediately.

Approved April 15, 1920.

CHAPTER 167.

A Supplement to an act entitled "An act making appropriations for the support of the State Government and for several public purposes for the fiscal year ending June thirtieth, one thousand nine hundred and twenty," approved April seventh, one thousand nine hundred and nineteen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. The following sum, or so much thereof as may be necessary because of the extraordinary conditions existing at the present time, be and hereby is appropriated out of the State Fund for immediate use for the purposes herein specified as an additional appropriation for supplying the deficiency in the like former appropriation for the fiscal year ending June thirtieth, one thousand nine hundred and twenty:

Additional
appropriation
for legislative
employees.

42.

LEGISLATURE.

Salaries:

Additional for compensation for officers and employees, pursuant to chapter 94, Laws 1920,	\$7,440.00
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Miscellaneous:

Indexing Journal and Minutes and other incidental and contingent expenses,	10,978.42
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\$18,418.42

2. This act shall take effect immediately.
Approved April 15, 1920.

CHAPTER 168.

An Act to supplement "An act concerning corporations" (Revision of 1896), approved April twenty-first, one thousand eight hundred and ninety-six.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Article XV
added.

336-1
A-21-833

1. The act to which this act is a supplement is hereby supplemented by the addition of the following article and sections, to be known as Article XV, and sections one hundred and twenty to one hundred and twenty-three, inclusive:

XV. SHARES OF STOCK WITHOUT STATED PAR VALUE.

Stock without
par value.

Voting
powers.

What state-
ment to show.

Limit to pre-
ferred shares.

120. Every corporation organized or hereafter to be organized under this act may provide for the issuance of one or more classes of stock without any nominal or par value of such number of shares, with such designations, preferences, if any, and voting powers or restrictions or qualifications thereof as shall be stated and expressed in the certificate of incorporation or in any certificate of amendment thereof. In any case in which the law requires to be stated in any certificate or paper the amount of capital authorized, issued, outstanding or with which the corporation will commence business, the par value of shares or the amount of the subscriptions of the incorporators thereof, there shall be stated in respect of such nominal or non-par shares the number of such shares authorized, issued, outstanding or with which the corporation will commence business, that such shares are without par value, or the number of such shares subscribed for by the incorporators, as the case may be.

The power to increase or decrease the stock as in the act to which this is a supplement is provided shall apply to all or any of the classes of stock, but at no

time shall the total number of the preferred shares with and without par value issued and outstanding exceed two-thirds of the entire number of shares of capital stock of all classes issued and outstanding. Any preferred stock without any nominal or par value may, if desired, be made subject to redemption at any time after three years from the issue thereof at a price not less than the sum such corporation shall receive for said stock upon the issuance thereof, and the corporation shall be bound to pay thereon dividends at such rates and on such conditions as shall be stated in the original or amended certificate of incorporation not exceeding eight per centum per annum on the amount such corporation shall receive for said stock upon the issuance thereof, payable quarterly, half-yearly or yearly, and such dividends may be made payable before any dividend shall be set apart or paid on the common stock or stocks, and such dividends may be made cumulative; *provided*, the corporation shall set apart or pay the said dividends to the holders of non-cumulative preferred stock or stocks before any dividend shall be paid on the common stock or stocks.

Redemption.

Dividends.

Proviso.

121. Such corporation may issue and may sell its authorized shares without nominal or par value, from time to time, for such consideration as may be prescribed in the certificate of incorporation or any amendment thereof, or as from time to time may be fixed by the board of directors with the consent of two-thirds of each class of the stockholders having voting powers, given at a meeting called for that purpose. Such meeting shall be held on such notice as the by-laws provide, and in the absence of such provision upon ten days' notice given personally or by mail. Any and all shares without nominal or par value issued as permitted by this act shall be deemed fully paid and non-assessable, and the holder of such shares shall not be liable to the corporation or its creditors in respect thereof.

Sale of shares.

Meeting to fix value.

122. Every share of stock without nominal or par value shall be equal to every other share of such work of the same class and shall rank, as respects any other class or classes of stock, according to the preferences

Equality of shares.

given each and every class of stock under the terms of this act. Every certificate for such shares without nominal or par value shall have plainly written or printed upon its face the number of such shares which it represents and shall state briefly the rights and preferences, if any, given to such shares, and no such certificate shall express any nominal or par value of such shares.

Privileges conferred deemed additional.

123. The privileges and powers conferred by this act shall be deemed to be in addition to any and all powers and authority conferred by any other law or laws, and not in restriction or limitation of any of the powers now permitted to corporations of this State, and except as herein otherwise expressly provided, all of the provisions of the act to which this act is a supplement and the acts amendatory thereof and supplemental thereto shall be applicable to any and all stock issued by virtue hereof.

As to validity of act.

2. If any part or parts of this act shall be held to be invalid or unconstitutional, the validity of the other parts hereof are not thereby to be affected or impaired.

Repealer.

3. All acts or parts of acts inconsistent with this act are hereby repealed.

4. This act shall take effect immediately.

Approved April 15, 1920.

CHAPTER 169.

An Act to amend an act entitled "A further supplement to an act entitled 'An act to provide for the imposition of State taxes upon certain corporations and for the collection thereof,' approved April eighteenth, one thousand eight hundred and eighty-four," which supplement was approved March twelfth, one thousand nine hundred and six.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. The first section of the act to which this act is an amendment is hereby amended to read as follows:

Section 1
amended.

1. All corporations incorporated under the laws of this State, other than those which are subject to the payment of a State franchise tax assessed upon the basis of gross receipts shall make annual return to the State Board of Taxes and Assessment on or before the first Tuesday of May in each year, and shall state therein the amount of the capital stock of such corporation issued and outstanding, on the first day of January preceding the making of said return, together with such other information as may be required by said board to carry out the provisions of this act, and shall pay an annual license fee or franchise tax of one-tenth of one per centum on all amounts of capital stock issued and outstanding up to and including the sum of three million dollars; on all sums of capital stock issued and outstanding in excess of three million dollars and not exceeding five million dollars, an annual license fee or franchise tax of one-twentieth of one per centum, and the further sum of fifty dollars per annum per one million dollars, or any part thereof, on all amounts of capital stock issued and outstanding in excess of five million dollars; and any shares of stock either fully paid or partially paid in cash or by property purchased

Franchise
tax on certain
corporations.

339-1
A-21-925

Rate and
classification.

Proviso;
in case of no
par value.

Proviso.

In case of
mining and
manufactur-
ing companies.

whether issued or otherwise shall be deemed to be shares of stock issued and outstanding until such shares or any substitute therefor shall have been retired and actually cancelled; *provided*, that any corporation issuing shares of stock without nominal or par value, shall pay an annual license fee or franchise tax upon all shares of stock issued and outstanding, up to and including twenty thousand shares, the sum of three cents per share; on all shares in excess of twenty thousand shares and not exceeding thirty thousand shares, the sum of two cents per share; on all shares in excess of thirty thousand shares and not exceeding forty thousand shares, the sum of one cent per share; on all shares in excess of forty thousand shares and not exceeding fifty thousand shares, the sum of five mills per share, and the further sum of two and one-half mills per share on all shares of such stock issued and outstanding in excess of fifty thousand shares; *and provided, further*, that this act shall not apply to railway, canal or banking corporations, or to savings banks, cemeteries or religious corporations, or purely charitable or purely educational associations not conducted for profit, or manufacturing or mining corporations at least fifty per centum of whose capital stock issued and outstanding is invested in mining or manufacturing carried on within this State, and which mining or manufacturing corporation shall have stated in the return to the State Board of Taxes and Assessment where the mining or manufacturing establishment of such corporation or corporations is or are located, the character of the ores mined or the goods manufactured, the total amount of its capital stock embarked in the business of mining or manufacturing and the amount of capital stock actually employed in New Jersey in carrying on such mining or manufacturing business. If any manufacturing or mining company carrying on business in this State shall have less than fifty per centum of its capital stock issued and outstanding, invested in business carried on within this State, such company shall pay the annual license fee or franchise tax herein provided for companies not carrying on business in this State, but shall be entitled,

in the computation of such tax, to a deduction from the amount of its capital stock issued and outstanding of the assessed value of its real and personal estate so used in manufacturing or mining. In the case of a corporation engaged in the business of manufacturing or mining in this State as aforesaid, which has all or a part of its shares issued without nominal or par value, the location of the investment of the capital represented by such shares without nominal or par value, shall be used in determining the applicability of this act or the deduction to be made as aforesaid.

Location of
investment.

2. All acts and parts of acts inconsistent with the provisions of this act be and the same are hereby repealed, and this act shall take effect immediately.

Repealer.

Approved April 15, 1920.

CHAPTER 170.

An Act to amend an act entitled "An act to amend an act entitled 'An act concerning corporations' (Revision of 1896), approved April twenty-first, one thousand eight hundred and ninety-six," which amendment was approved March twenty-first, one thousand nine hundred and sixteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section one hundred and fourteen of the act entitled "An act concerning corporations" (Revision of 1896), referred to in the title of this act is hereby amended to read as follows:

Section 114
amended.

114. On filing any certificate or other papers relative to corporations in the office of the Secretary of State, the following fees and taxes shall be paid to the Secretary of State for the use of the State: For cer-

Fees on
filing cer-
tificates rela-
tive to corpo-
rations.

tificate of incorporation, twenty cents for each thousand dollars of the total amount of the capital stock authorized, but in no case less than twenty-five dollars; increase of capital stock, twenty cents for each thousand dollars of the total increase authorized, but in no case less than twenty dollars; consolidation and merger of corporations, twenty cents for each thousand dollars of capital authorized beyond the total authorized capital of the corporations merged or consolidated, but in no case less than twenty dollars; extension or renewal of corporate existence of any corporation, twenty cents for each one thousand dollars of capital authorized at the time of the filing of said certificate of extension of corporate existence, [but in no case less than twenty-five dollars] ~~X~~ dissolution of corporation, change of name, change of nature of business, amended certificates of organization, decrease of capital stock, increase or decrease of par value or number of shares, twenty dollars; for filing list of officers and directors, one dollar; filing copy of charter and statement of foreign corporation and issuing certificate of authority to transact business, ten dollars; and for all certificates not hereby provided for, one dollar; *provided*, that in all cases where several amendments are contained in one certificate the fee payable to the Secretary of State shall be twenty dollars for each amendment; *and provided, further*, that where any certificate of incorporation or change thereof in any of the manners above specified shall involve the issuing of capital stock without nominal or par value, the fees to be paid in such case shall be one cent on each share of such stock, instead of at the rates above provided, in addition to any fees which may be paid for capital stock authorized having a par value, but in no case shall said fees be less than the minimum amounts herein prescribed.

*X provided, further, that
in case of stock without
par value, the fee for
issuing certificate of
authority to transact
business shall be one
cent on each share of
such stock, instead of
at the rates above
provided, in addition
to any fees which may
be paid for capital stock
authorized having a
par value, but in no
case shall said fees
be less than the
minimum amounts
herein prescribed.*
Proviso.

Proviso;
stock without
par value.

Repealer.

2. All acts and parts of acts inconsistent with this act are hereby repealed, and this act shall take effect immediately.

Approved April 15, 1920.

CHAPTER 171.

An Act to amend a supplement to an act entitled "An act concerning corporations" (Revision of 1896), approved April twenty-first, one thousand eight hundred and ninety-six, which supplement was approved April sixth, one thousand nine hundred and eight.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section twenty-seven of the act to which this is an amendment is hereby amended to read as follows:

27. Amendment and changes after organization.

Every corporation organized under this act may change the nature of its business, change its name, increase its capital stock, decrease its capital stock, change the location of its principal office in this State, extend its corporate existence, create one or more classes of preferred stock, change stock with par value of any class or classes into stock without par value, and make such other amendment, change or alteration as may be desired, in manner following: The board of directors shall pass a resolution declaring that such change or alteration is advisable and calling a meeting of the stockholders to take action thereon; the meeting shall be held upon such notice as the by-laws provide, and in the absence of such provision, upon ten days' notice, given personally or by mail; if two-thirds in interest of each class of the stockholders having voting powers shall vote in favor of such amendment, change or alteration, a certificate thereof shall be signed by the president and secretary under the corporate seal, acknowledged or proved as in the case of deeds of real estate, and such certificate, together with the written assent, in person or by proxy, of two-thirds in interest of each class of such stockholders, shall be filed in the office of the Secretary of State, and upon the filing of the same, the

Section 27
amended.

Corporations
may increase
or decrease
capital stock,
change par
value, amend
charter, etc.

343-27
A-21-744

Method of
changing.

Certificate
of change
filed.

Proviso.

certificate of incorporation shall be deemed to be amended accordingly; *provided*, that such certificate of amendment, change or alteration shall contain only such provision as it would be lawful and proper to insert in an original certificate of incorporation made at the time of making such amendment, and the certificate of the Secretary of State that such certificate and assent have been filed in his office shall be taken and accepted as evidence of such change or alteration in all courts and places.

2. This act shall take effect immediately.

Approved April 15, 1920.

CHAPTER 172.

An Act to annex a portion of the township of North Brunswick, in the county of Middlesex, to the borough of Milltown, in said county of Middlesex.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Boundaries
of portions
of township
of North
Brunswick
annexed to
borough of
Milltown.

1. All that portion of the township of North Brunswick, in the county of Middlesex, bounded and described as follows:

First Tract: Beginning at a point in the westerly side of road from Berdine's corner to Milltown where the brook crosses said line at the northerly boundary of Vanderbilt estate (now Vanderbilt manor); thence southerly along the westerly side of said road, its several courses thereof to the present northerly line of the borough of Milltown; thence westerly along said borough line to Sucker brook; thence northerly along the various courses of Sucker brook to its intersection with a brook which runs from the Sucker brook to the road from Berdine's corner to Milltown; thence easterly along said brook to the northwest corner of the Vanderbilt estate (now Vanderbilt manor); thence

still easterly along the northerly boundary of said estate to the point or place of beginning.

Second Tract: Beginning at a point on the southerly line of Elkins lane, where it intersects the easterly line of the property of C. W. Kuhlthau, which is at present the easterly boundary line of the borough of Milltown; thence easterly along the southerly line of Elkins lane to the westerly line of the right of way of the Raritan River Railroad; thence southerly along the westerly line of said right of way of the Raritan River Railroad to the present easterly boundary of the borough of Milltown; thence northerly along the present easterly boundary of the borough of Milltown to the point or place of beginning.

Be and the same is hereby annexed to The Borough of Milltown, in the said county of Middlesex, so that the same shall be hereinafter a part of and within the territorial limits of the said The Borough of Milltown.

2. This act shall take effect immediately; *provided*, Referendum. *however*, that this act shall not operate to annex the foregoing described territory to the said borough of Milltown, until it shall have been accepted by a vote of the majority of the legal voters of the said borough of Milltown, who may vote at a special election to be held Special election. within the said borough of Milltown, on the date set for the presidential primaries, which is April twenty-seventh, one thousand nine hundred and twenty, and between the hours of six o'clock A. M. and seven o'clock P. M. on the day fixed for said primaries, at the regular polling places, in the said borough of Milltown. Notice. The clerk of the said borough of Milltown, in the county of Middlesex, shall publish notice of the time and place of the holding of the said election to be given by advertisements, signed by himself and set up in at least five public places within the said borough of Milltown, and published in at least one newspaper circulating therein, at least ten days prior to such election; and Ballots. the said clerk shall provide for the electors voting at such election, ballots, to be printed or written, or partially printed, or partially written, upon which ballots shall be printed the proposition to be submitted to the voters, with instructions, in the following form:

Method of
voting.

If you favor the proposition printed below, make an X mark in the square to the left of and opposite the word "Yes"; if you are opposed thereto, make an X mark in the square to the left of and opposite the word "No".

	Yes.	Shall an act entitled "An act to annex a portion of the township of North Brunswick, in the county of Middlesex, to the borough of Milltown, in said county of Middlesex," be adopted?
	No.	

If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word "Yes", it shall be counted as a vote in favor of such proposition.

If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word "No", it shall be counted as a vote against such proposition; and in case no mark shall be made in the square to the left of and opposite the word "Yes" or "No," it shall not be counted as a vote for or against such proposition.

Delivery of
ballots.

Such ballots shall be delivered by said borough clerk at least one week prior to the date set for the special election to the clerks of the boards of registry and election of the first and second election districts of the borough of Milltown, in the county of Middlesex.

Election, how
conducted.

Such election shall be held at the time and place so appointed, and shall be conducted by the officers of the boards of registry and election of the first and second election districts of the borough of Milltown, in the county of Middlesex.

Registry.

3. The registry of voters used at the last general election in the said borough of Milltown shall be used at said special election, as provided for in section two of this act, and the said boards of registry and election shall meet one week next preceding the date fixed for said special election, at the place where same is to be held, from one o'clock to nine o'clock P. M., for the purpose of revising and marking the registry lists in the

manner provided under the general election laws of this State; such laws shall be revised so as to include all of the legal voters of the said borough of Milltown who may then reside within the said borough of Milltown at the time of the passage of this act.

4. The officers of said boards of registry and election, holding such election, shall within two days after such election make three returns, one to the borough council of the borough of Milltown, in the county of Middlesex; one to the township committee of the township of North Brunswick, in the county of Middlesex, and one to the clerk of the county of Middlesex, of the result of such election by statements in writing and under their hands; the return to the respective borough council and township committee may be filed with the respective clerks of the borough and township as aforesaid, and shall be entered by said clerks at length upon the minutes of the said borough council and the said township committee, and the return to the clerk of the county of Middlesex shall be filed by him in the office of the clerk of the county of Middlesex; and said clerk of the county of Middlesex shall send a certified copy of said return to the Secretary of State of the State of New Jersey, and upon the adoption of this act by a majority of the legal voters of the borough of Milltown voting at the special election called for that purpose, as aforesaid, and not otherwise, this act shall in all respects be operative.

Returns made
and filed.

Approved April 15, 1920.

CHAPTER 173.

An Act to amend "An act to establish a thorough and efficient system of free public schools, and to provide for the maintenance, support and management thereof," approved October nineteenth, one thousand nine hundred and three.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Section 247
further
amended.

1. Article XXVIII, section two hundred and forty-seven, of the act to which this act is an amendment, and as same was amended by chapter eighty, of the Laws of one thousand nine hundred and nineteen, be and the same is hereby amended to read as follows:

ARTICLE XXVIII.

TEACHERS' PENSION AND ANNUITY FUND.

DEFINITIONS.

Definitions
of sundry
terms.

247. (1) The following words and phrases used in this act shall have the following meanings unless a different meaning is plainly required by the context:

(2) "Retirement System," shall mean the "Teachers' Pension and Annuity Fund," created by section two hundred and forty-eight of this article.

(3) "Teachers' Retirement Fund" shall mean the Teachers' Retirement Fund of the State of New Jersey as created by chapter 32, P. L. 1896; chapter 178, P. L. 1899; chapter 96, P. L. 1900; chapter 36, P. L. 1902; chapter 1, Second Special Session P. L. 1903; chapter 95, P. L. 1905; chapter 314, P. L. 1906; chapter 139, P. L. 1907, and amendments thereto and supplements thereof.

(4) "Board of Trustees" shall mean the board provided for in section two hundred and fifty-five of this article.

(5) "Commissioner of Education" shall mean the Commissioner of Education of the State of New Jersey.

(6) "Employer" shall mean the State of New Jersey, or the school district, normal school district, board or other agency of and within the State by which the teacher is paid.

(7) "Teacher" shall mean any regular teacher, special teacher, helping teacher, teacher-clerk, principal, vice-principal, supervisor, supervising principal, director, superintendent, city superintendent, assistant city superintendent, county superintendent, State commissioner or assistant commissioner of education and other member of the teaching or professional staff of any class, public school, high school, normal school, model school, training school, vocational school, truant reformatory school, or parental school, and of any and all classes or schools within the State of New Jersey conducted under the order and superintendence, and wholly or partly at the expense of the State Board of Education, of a duly elected or appointed board of education, board of school directors, or board of trustees of the State or of any school district or normal school district thereof, and any such person under contract or engagement to perform one or more of these functions; *provided*, that no person shall be deemed a teacher within the meaning of this article who is a substitute teacher or is a teacher not regularly engaged in performing one or more of these functions as a full-time occupation outside of vacation periods. In all cases of doubt the board of trustees shall determine whether any person is a teacher as defined in this article; and in addition to the above-mentioned persons defined as teachers, there shall also come under the provisions of the act to which this act is an amendment, for pension and annuity purposes, and subject to the same provisions as applied to teachers any janitor, assistant janitor, janitress, engineer, fireman, or any janitorial employee of a Board of Education of any school district, or of any public school, high school, normal school, model school, training school, vocational school, truant reformatory school, parental school within the State.

Teacher
defined.

Proviso.

(8) "Present-entrant" shall mean any teacher who is a member of the retirement system under the provisions of class B, C, D and E under subsection (2) of section two hundred and forty-nine of this article.

(9) "New-entrant" shall mean any teacher who is a member of the retirement system, except a present-entrant.

(10) "Contributor" shall mean any person who has an account in the annuity savings fund.

(11) "Beneficiary" shall mean any person in receipt of a retirement allowance or other benefit as provided in this article.

(12) "School Service" shall mean any service as a teacher as defined by subsection (7) of this section.

(13) "School Year" shall mean the official school year of the school district or the institution in which a teacher is employed.

(14) "Regular Interest" shall mean interest at four per centum per annum, compounded annually.

(15) "Accumulated Deductions" shall mean the total of the amounts deducted from the salary of a contributor and credited to his individual account in the annuity savings fund, together with the interest thereon. Regular interest shall be computed and allowed on such total or part thereof when used for the purchase from the retirement system of a retirement annuity. Interest at the rate of three and one-half per centum per annum, compounded annually, shall be computed and paid on such total amounts or part thereof when withdrawn for any other purpose.

(16) "School Apportionment Fund" shall mean the moneys retained in the State Treasury to be apportioned to the several counties of the State by the Comptroller for school purposes, as defined in chapter 146, P. L. 1906, and chapter 65, P. L. 1909.

(17) "Average Salary" shall mean the average annual salary earnable by and as a teacher for the last five years preceding retirement.

(18) "Pension" shall mean annual payments for life derived from the pension fund or from the pension reserve fund as provided in this article. All pensions shall be paid in monthly installments.

(19) "Annuity" shall mean payments for life derived from contributions made by a contributor as provided in this article. All annuities shall be paid in monthly installments.

(20) "Retirement Allowance" shall mean the pension plus the annuity.

(21) "Pension Reserve" shall mean the present value computed on the basis of such mortality tables as shall be adopted by the board of trustees, with regular interest of the future payments to be made on account of any pension granted to a member.

(22) "Annuity Reserve" shall mean the present value computed on the basis of such mortality tables as shall be adopted by the board of trustees with regular interest of the future payments to be made on account of any annuity granted to a member.

2. This act shall take effect immediately.

Approved April 15, 1920.

CHAPTER 174.

An Act to amend an act entitled "An act to protect the owners of bottles, boxes, siphons, tins, kegs or other articles used in the sale of soda waters, mineral or aerated waters, porter, ale, beer, cider, ginger ale, milk, cream, small beer, lager beer, weiss beer, white beer or other beverages, or medicines, medical preparations, perfumery, oils, compounds or mixtures," approved April eighth, one thousand eight hundred and ninety-eight.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. Section five of the act to which this is an amendment is hereby amended to read as follows:

Section 5
amended.

5. Whenever any person shall complain, on oath or affirmation, to any criminal court or police justice in any city of the first class, or to any recorder or other

Making and
hearing com-
plaint.

police magistrate or justice of the peace, in any other city, or in any borough, town township or other municipality in this State, that any person or corporation has violated any of the provisions of this act, the court or magistrate to whom such complaint shall be presented shall issue process at the suit of the State, which process may be either a summons or a warrant against the person or corporation so charged, which process, when in the nature of a warrant, shall be returnable forthwith, and when in the nature of a summons shall be returnable in not less than two nor more than ten days, and shall be served at least one day before its return; such process shall state generally a violation of this act, and on the return thereof, or at any time to which the trial of the case shall be adjourned, the court or magistrate issuing the same shall proceed in a summary manner to hear testimony and to determine and give judgment in the case without the filing of any pleadings, and if the defendant or defendants shall be convicted, may impose the penalty or penalties by this act provided; it shall not be necessary to take or keep any record of the evidence or testimony taken on such trial; service of summons upon a person, other than a corporation, may be made either personally or by leaving a copy at his dwelling house or usual place of abode; service upon a corporation may be made by delivering a copy of the summons to any officer or employee of such corporation who made be found in this State.

Hearing.

Service of summons.

Section 6 amended.

Recovery of property unlawfully held or used.

2. Section six of the act to which this is an amendment is hereby amended to read as follows:

6. Whenever any person shall make oath before any criminal court or police justice in any city of the first class, or any recorder, police justice or justice of the peace in any other city, borough, town, township or other municipality in this State, that he has reason to believe and does believe that any of the bottles, boxes, siphons, tins, kegs or other articles, the property of any person or corporation who shall have complied with the provisions of section two of this act, are being unlawfully used or filled or trafficked in, or possessed by any person or corporation engaged in manufacturing or sell-

ing soda waters, mineral or aerated waters, porter, ale, beer, cider, ginger ale, milk, cream, small beer, lager beer, weiss beer, white beer or other beverages or medicines, medical preparations, perfumery, oils, compounds or mixtures, or that any junk dealer or dealers in second-hand articles, or any other person or corporation, has any such bottles, boxes, siphons, tins, kegs or other articles in his or its possession or secreted in any place, such court or magistrate shall issue a search-warrant to discover and obtain the same, and to bring before such court or magistrate the person or persons in whose possession such bottles, boxes, siphons, tins, kegs or other articles may be found, and if any such are found unlawfully in the possession of any such person or persons the court or magistrate who issued the process shall proceed to trial and judgment in the manner provided for in section five of this act, and, upon judgment, shall also award possession of the property so taken under such warrant. Junk dealers.

3. Section seven of the act to which this is an amendment is hereby amended to read as follows: Section 7 amended.

7. All fines and costs imposed and collected upon any conviction under this act in any city of the first class shall be paid into the treasury of such city and be disposed of as fines and costs in indictable cases are now disposed of, and all fines and costs imposed and collected in any other city or in any borough, town, township or other municipality in this State shall be disposed of as now provided by law. Disposition of fines.

4. This act shall take effect immediately.

Approved April 15, 1920.

CHAPTER 175.

An Act concerning the corporations of this State and the participation of their employees and those actively engaged in the conduct of their business in their stock, profits, welfare work or management.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Participation
of employees
in stock cor-
poration.

1. Any stock corporation formed under any law of this State may, upon such terms and conditions as may be determined in the manner hereinafter designated, provide and carry out a plan or plans for any or all of the following purposes:

Acquisition
of stock.

(a) The issue or the purchase and sale of its capital stock to any or all of its employees and those actively engaged in the conduct of its business or to trustees on their behalf, and the payment for such stock in installments or at one time with or without the right to vote thereon pending payment therefor in full, and for aiding any such employees and said other persons in paying for such stock by contributions, compensation for services, or otherwise.

Sharing
profits.

(b) The participation by all or any of its employees and such other persons in the profits of the corporate enterprise or of any branch or division thereof. Such share in such profits shall be regarded as a part of the corporation's legitimate expenses.

Insurance,
education,
relief, etc.

(c) The furnishing to its employees wholly or in part at the expense of such corporation of medical services, insurance against accident, sickness or death, pensions during old age, disability or unemployment, education, housing, social services, recreation or other similar aids for their relief or general welfare.

Choose di-
rectors.

(d) The nomination and election by its employees of one or more thereof as a member or members of its board of directors, such member or members to have

the same rights and authority and be subject to the same duties and responsibilities as the directors to be elected by the stockholders. Every such corporation may determine and provide the manner of making any such nominations and calling and conducting any such election, the time or times, the place or places where it shall be held, what number of years of service or other qualifications shall entitle its employees to one or more votes, whether said votes shall be cast personally or by proxy, what number of votes shall be required to elect, and such other restrictions and conditions as may be deemed expedient and proper; *provided, however*, that the voting at all such elections shall be by secret ballot, and that if less than a majority of employees entitled to vote participate in the election, such election shall be inoperative and void. Any vacancy occurring in any such office by reason of a failure to elect or otherwise, shall be filled in the manner provided for in the plan, and in the absence of such provisions such vacancy shall be filled from among the employees or stockholders by the board of directors.

Conduction
of elections.

Proviso.

2. Any of the privileges and powers hereinbefore granted may be exercised in the manner following:

Exercise of
powers and
privileges.

(a) By including appropriate clauses therefor in the original articles of incorporation or by-laws at the time of organizing the corporation.

Proper clauses
in charter.

(b) Where the corporation has been formed without the said charter or by-law provisions the board of directors shall first formulate such plan or plans and pass a resolution declaring that in its opinion the adoption thereof is advisable, and shall call a meeting of the stockholders to take action thereon. The stockholders' meeting shall be held upon such notice as the by-laws provide, and in the absence of such provision upon ten days' notice given personally or by mail. If two-thirds in interest of each class of stockholders present at said meeting and voting shall vote in favor of any such plan or any modification thereof, the said plan shall thereupon become operative.

Formulation
of plans.

Stockholders'
meeting.

(c) In case any corporation shall hereafter adopt a plan providing for the issue of new stock under sub-

Dissenting
stockholder.

division (a) of section one of this act, or any plan provided for in subdivision (d) of such section one, any stockholder holding stock issued by such corporation before the enactment of this law, not voting in favor of such plan, may, within thirty days after the adoption thereof, file with the secretary of the company a dissent in writing therefrom. The person so dissenting shall, within ten days after the filing of such dissent, and upon five days' notice to the corporation, apply by petition to the Circuit Court of the county in which the corporation has its principal office for the appointment of three disinterested appraisers to appraise the fair value of the stock held by such stockholder in said corporation and issued prior to the enactment of this law without regard to any depreciation or appreciation thereof in consequence of the adoption of such plan, whose award (or that of a majority of them) when confirmed by the said court, shall be final and conclusive on all parties, and said corporation shall pay to such stockholder the value of such stock as aforesaid. On receiving such payment, or on a tender thereof, or in case of any legal disability or absence from the State, on the payment of such award into said court, said stock shall be transferred to the said corporation, to be disposed of by the directors thereof or to be retained for the benefit of the remaining stockholders; and in case the said award is not paid within thirty days from the filing of said award and confirmation by said court and notice thereof to be given in the manner aforesaid unto such corporation, the amount of the award shall be a judgment against said corporation, and may be collected as other judgments in said court are by law collected. Such court may fill any vacancy in the board of appraisers occurring by refusal or neglect to serve or otherwise. The charges and expenses of the appraisers and appraisal as approved by the court shall be paid by the corporation; *provided, however*, that the corporation may at any time before the proceedings hereinbefore mentioned are instituted or completed elect to permit such dissenting stockholder to subscribe for his proportionate share of such new stock

Petition the court to appraise stock.

Award.

Transfer of stock.

Expenses.

Proviso.

issued under section one, subdivision a, in which event the said proceedings shall not be instituted, or, if instituted, shall be terminated upon the payment of the appraisal expenses as aforesaid by the corporation.

3. Any plan adopted as aforesaid may be recalled, abolished, revised, amended, altered or changed in the same manner as is herein provided for its adoption; subject, however, to the restoration by the corporation of any moneys contributed by employees or those actively engaged in the conduct of the corporate business, and for which no stock or other equivalent has been issued. Change of plans.

4. The privileges and powers conferred by this act shall be deemed to be in addition to and independent of any and all powers and authority conferred by any other law or laws, and not in restriction or limitation of any of the powers now permitted to corporations of this State. Powers deemed additional.

5. If any part or parts of this act shall be declared to be invalid or unconstitutional, the other parts shall not thereby be affected or impaired. Validity of act.

6. All acts and parts of acts inconsistent herewith are hereby repealed. Repealer.

7. This act shall take effect immediately.

Approved April 15, 1920.

CHAPTER 176.

An Act authorizing cities fronting upon navigable waters in this State to establish municipal docks, warehouses, ferries, terminals and shipping and industrial facilities, and to operate or lease the same in whole or in part, and authorizing such cities to acquire the lands and other property and to construct the buildings, wharves and other improvements and to provide the equipment necessary for such purpose, and to authorize such cities to raise money for all the purposes of this act without regard to debt limits heretofore established.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

City authorized to establish industrial terminal.

Acquire land, riparian rights, etc.

1. Any city fronting upon the navigable waters of this State is hereby authorized to establish docks, warehouses, ferries, terminals and shipping and industrial facilities in such city and upon adjoining lands under water, and to construct, establish, equip, maintain and operate or to lease to lessees for a term of years, in whole or in part, such docks, warehouses, ferries, terminals and shipping and industrial facilities, including piers, bulkheads, slips, basins, industrial buildings, equipment, railroads and other structures and improvements (all the foregoing together with the lands and lands under water upon which the same may be located, being hereinafter collectively referred to as an "industrial terminal"), and for that purpose to use any available lands owned by such city and to acquire such other lands and rights in lands, including lands now or formerly under water, as may be necessary for the purpose. Such city shall have power to acquire in fee simple all the lands, lands under water and all other property, easements, rights and appurtenances by pur-

chase, condemnation or grant, and to enter into such contract or contracts with the Board of Commerce and Navigation, or other board or department of this State and with other municipalities, persons and corporations for the use of any lands, lands under water or rights therein and for the erection, construction and equipment of such industrial terminal and the appurtenances thereof as may be necessary to carry out the purposes of this act.

2. The governing body of any city where such industrial terminal may be established shall have the power to operate and maintain such terminal or to lease for a term not exceeding fifty years the whole or any part thereof, or the lands, lands under water and rights therein, upon which such terminal is proposed to be established under an agreement or agreements for the construction, erection, and equipment thereof by the lessee or lessees upon such terms and conditions as may be determined by such governing body. Every such agreement shall provide that all interest upon bonds to be issued as hereinafter provided and the principal amount of all serial bonds as they severally mature during the term of any lease made as provided herein shall be paid by the lessee to the city at least fifteen days prior to the day on which said principal or interest may become due.

May operate
or lease.

Agreement.

3. Such city, through its governing body, is authorized to raise all moneys necessary for carrying out the provisions of this act by issuing and selling bonds of such city to be known as "Industrial Terminal Bonds" to the amount necessary for such purpose. Such bonds, which may be special city bonds as hereinafter provided, shall bear interest at a rate not exceeding six per centum per annum, and shall be sold at public sale for not less than par and accrued interest. Notice of such sale shall be published in a financial newspaper published in New York City and in two newspapers circulating in such municipality at least once in each week for a period of two weeks prior to the date of such sale. All such bonds shall be serial bonds maturing in installments each year during a period of years beginning not more

Bond issue.

Rate.

Time.

Details.	than ten years from the date of issue and ending not more than fifty years from such date of issue, no such installment to exceed by more than fifty per centum the amount of the smallest prior installment. Such bonds when issued shall be signed by the mayor or other chief executive of such city, be countersigned by the city comptroller or city treasurer, have affixed thereto the corporate seal of the city and be attested by the city clerk thereof. No bonds issued pursuant to the authority of this act shall be included in ascertaining the debt limit, if any, of any such city as established by law.
Validity.	All bonds issued by the city hereunder reciting that they are issued pursuant to this act shall in any action or proceeding involving their validity be conclusively deemed to be fully authorized by this act, and to have been issued, sold, executed and delivered in conformity herewith, and shall be incontestable for all purposes, anything herein or in any other statutes of this State to the contrary notwithstanding.
Bonds a lien.	If special city bonds are issued they shall be a first lien upon the industrial terminal, and no holder of any such special terminal city bond shall have any right of action or recourse against the city until the security afforded by the lien aforesaid shall have been availed of. Any other terms or conditions under which such special city bonds shall be issued and the manner of realizing upon the lien aforesaid shall be irrevocably determined by the governing body of the city before the issuance of such bonds.
Payment in case of default.	In case special city bonds shall be issued the city may at its option declare and agree that the entire issue shall become due and payable in case of default in the payment of the principal or interest of any such serial bonds continuing for a period to be fixed by the governing body of the city.
Temporary issues.	4. For the purpose of carrying out the provisions of this act, including preliminary investigating and engineering costs, for which it is herein authorized to issue bonds, including as well the payment of interest accruing during the period of construction of said terminal, the city may raise the necessary funds by borrowing money and issuing from time to time its temporary

notes or temporary bonds in such amounts and maturing at such times not to exceed three years after the date of issue as the governing body may determine, which notes or bonds shall bear interest at a rate not exceeding six per centum per annum and shall be sold at public sale in the manner hereinbefore provided for the sale of the permanent bonds, for not less than par and accrued interest. Such temporary bonds for the payment of interest shall not be issued after the expiration of five years from the date of the beginning of construction. Such temporary notes or bonds shall be authorized by resolution of the governing body of the city and shall be paid out of the principal of the bonds hereinbefore referred to. Such temporary notes or temporary bonds shall state, in general terms, the purpose for which they are issued and may from time to time be renewed and may be payable on demand, and may be subject to earlier call for payment. The determination of the governing body, as to the purposes for which any intended indebtedness was incurred, shall be conclusive for the purposes in this act. Said temporary notes or bonds shall be paid or funded by permanent bonds, as provided by section three, within three years of original issue.

5. It shall be the duty of the city to raise, by taxation, each year, such a sum as may be necessary to make good any deficiency which there may be from time to time in interest payment or payments on account of the principal required to be made in respect of any notes or bonds issued by the city for the purposes of this act. All income received by the city by way of rentals or otherwise for the industrial terminal or any part thereof shall be deemed a trust fund for the payment of interest and principal of such bonds until all arrearages in such payments shall have been made good.

6. It shall be lawful for the city to enter into an agreement with any railroad company or companies for the construction of a connecting railway from the industrial terminal and various parts thereof to any of the tracks of such railroad company or companies, and for that purpose the city or such railroad company or companies are authorized to acquire lands by purchase or condemnation and to construct such connecting rail-

way, subject, however, to the provisions of section seven of this act.

No condem-
nation.

7. No property whatever of any company organized for the purpose of constructing or operating a canal in this State, nor of any lessee of any such company, shall be taken under any proceedings in condemnation or in any other manner under the authority of this act.

Improvements.

8. Additions, extensions and improvements of the industrial terminal provided for by this act may be made by the governing body of the city from time to time, and the city may issue additional bonds to defray the expense thereof. All or any such additions, extensions and improvements may be constructed and leased in the manner hereinbefore specified; *provided, however*, that any lease of substantially the whole of the industrial terminal shall have the first right to lease such additions, extensions and improvements upon terms substantially as favorable as those offered to any other person or corporation.

Proviso.

Exemption
from assess-
ments and
taxes.

9. Every industrial terminal, and also all additions, extensions and improvements thereof, erected pursuant to the terms of this act, and every interest or estate therein, except personal property of any tenant or lessee shall, during the term of any lease thereof made as herein provided, be exempt from all taxes and assessments within this State.

When ordi-
nance effec-
tive.

10. Any ordinance authorizing any improvement or the incurring of any indebtedness under the provisions of this act excepting for preliminary expenses shall become operative ten days after the publication thereof unless within said ten days a protest or protests against making such improvements or the incurring of such indebtedness shall be filed in the office of the clerk of such city by electors of such city equal in number to at least fifteen per centum of the entire vote cast at the last preceding general election, who shall also be taxpayers, owning property located in such city amounting to fifteen per centum of the ratables of such city as the same appears on the last preceding assessment roll thereof, in which case such ordinance shall remain inoperative until a proposition for the ratification thereof shall be adopted at an election to be held for that purpose by

Protests.

Referendum.

a majority of the qualified voters of such city voting on such proposition.

At least ten days before any election held under the provisions of this act, notice shall be published in a newspaper published in such city, or, if no newspaper is published therein, then in a newspaper published in the county and circulated in such city.

Notice of election.

Any proposition submitted to the voters of any city under the provisions of this act shall be voted upon at the next general election held in the city at least thirty days after the filing of the protest or protests herein provided for, unless the governing body thereof shall call a special election therefor. Any such special election shall be conducted and canvassed by the same officers and in the same manner, as near as may be, as prescribed by the laws governing general elections. The proposition shall be stated on the ballots in substantially the following form:

When held.

Election, how conducted.

"Shall an ordinance of the (name of government body) of the of (name of city) entitled (title of ordinance and date of passage) be ratified?"	Yes.	
	No.	

Proposition stated on ballots.

The governing body of such city shall adopt a resolution declaring the result of such election, which resolution shall be published once in the manner provided above for the notice of election. No action, suit, or proceeding to contest the validity of such election shall be instituted after the expiration of twenty days from date of publication of the resolution declaring the result thereof.

Result declared.

11. If one or more clauses, provisions, or sections of this act shall be held unconstitutional by any court, such holding shall not affect nor impair the validity of any other clause, provision, or section of this act.

Validity of act.

12. This act shall take effect immediately, and shall be deemed additional and supplemental legislation on the subject matter hereof.

Deemed additional legislation.

Approved April 15, 1920.

CHAPTER 177.

An Act to repeal an act entitled "An act to repeal section twenty-two of an act entitled 'An act concerning judgements (Revision of 1877).'"

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Act repealing
section 22
repealed.

1. An act entitled "An act to repeal section twenty-two of an act entitled 'An act concerning judgements (Revision of 1877).'" approved April fifteenth, one thousand nine hundred and nineteen, be and the same is hereby repealed.

2. This act shall take effect immediately.

Approved April 15, 1920.

CHAPTER 178.

An Act to amend an act entitled "An act providing for the payment of a pension to the widow of any Governor of this State," approved March twenty-fifth, one thousand nine hundred and twelve.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Pension for
Governor's
widow.

1. If any Governor of this State heretofore or hereafter elected has died or shall die, leaving a widow surviving him, such widow shall, upon application to Treasurer of the State of New Jersey, be entitled to receive during the term of her natural life, so long as she remain unmarried, an annual pension of twenty-five hundred dollars, to be paid in equal monthly payments by

the Treasurer of this State, upon the warrant of the Comptroller of the Treasury.

2. Any such widow, entitled to a pension under this act, shall file a notice of application therefor with the Comptroller of the Treasury. Application.

3. This act shall take effect immediately.

Approved April 15, 1920.

CHAPTER 179.

A Supplement to an act entitled "An act for the punishment of crimes" (Revision of 1898), approved June fourteenth, one thousand eight hundred and ninety-eight.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. No religious test shall be required as a qualification for membership in any board of education or for any employee of any board of education, or for any position in any way connected with any school conducted wholly or partly with any State funds. Religious test not required.

2. No inquiry of the applicant shall be made by any member of the State Board of Education, or by any member of any board of education in any school district of the State, or by the Commissioner of Education, or any of his assistants, by any superintendent, principal, or any person in any way connected with the school system of the State, in regard to the religion of any person proposed for or seeking employment as a teacher or in any capacity in the public school system of the State, or in any school conducted wholly or partly with any State funds. Inquiry not to be made.

3. Any person who violates any provision of this act shall be guilty of a misdemeanor. Penalty.

4. This act shall take effect immediately.

Approved April 15, 1920.

CHAPTER 180.

A Supplement to an act entitled "An act concerning the welfare of children," approved April eighth, one thousand nine hundred and fifteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Consent neces-
sary to give
notice for
adopting child.

Liability to
comply.

Proviso.

1. Any parent, guardian or person having the custody or control of any minor child or children who desires to offer through the medium of the public press to surrender custody and control of such child or children to any person or persons whatsoever, for the purpose of indenture or adoption, shall, before making such public offer, notify the Commissioner of Charities and Corrections of this State of such intention and secure from him his consent and approval in writing; and any such parent, guardian or person who shall fail to comply with this requirement, shall be deemed guilty of "cruelty and neglect of children" and liable under the act to which this is a supplement, to the penalty therein specified; *provided, however*, that this supplement shall not apply to the New Jersey State Board of Children's Guardians, or any children's home or orphan asylum, or children's aid society incorporated under the laws of this State, and endorsed by the Commissioner of Charities of this State.

Approved April 15, 1920.

CHAPTER 181.

An Act to amend an act entitled "An act to amend an act entitled 'An act concerning juries (Revision),' approved March twenty-seventh, one thousand eight hundred and seventy-four," approved April ninth, one thousand nine hundred and ten.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section three of an act entitled "An act concerning juries (Revision)," approved March twenty-seventh, one thousand eight hundred and seventy-four, an amendment to which was approved April ninth, one thousand nine hundred and ten, be amended to read as follows:

Section 3
amended.

3. Every person summoned as a petit juror in the Supreme Court, the Circuit Courts, the Courts of Oyer and Terminer and General Jail Delivery, Common Pleas and of General Quarter Sessions of the Peace, shall receive the sum of three dollars for every day's attendance at such courts, to be paid at the expiration of each term of service, by the sheriff of the county in which the juror shall serve, or at such other time or times within said term as the board of chosen freeholders of the county shall direct.

Juror's per
diem.

2. This act shall take effect immediately.

Approved April 15, 1920.

368-C-182
A-21-865

CHAPTER 182.

An Act prohibiting false labels and misrepresentations in the sale of certain food products, and providing penalties for the violations thereof.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Improper use
of "kosher."

1. Any person or persons who, with intent to defraud, sells or exposes for sale any meat, meat preparations, or any fowl or preparations from fowl, and falsely represents the same to be "kosher" or as having been prepared under, and of a product or products sanctioned by the orthodox Hebrew religious requirements, or falsely represents any food products or the contents of any package or container to be so constituted and prepared by having or permitting to be inscribed thereon the word "Kosher" in any language, is guilty of a misdemeanor, punishable by a fine of not less than twenty-five dollars or more than five hundred dollars, or by imprisonment of not less than twenty days or not more than six months, at the discretion of the court.

Penalty.

2. This act shall take effect immediately.

Approved April 15, 1920.

CHAPTER 183.

An Act validating proceedings for the sale of bonds by school districts.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Bond issue
validated.

1. All proceedings heretofore taken and contracts made by the board of education of any school district in this State for the sale of bonds of such school dis-

strict are hereby ratified, validated, approved and confirmed, notwithstanding any omission on the part of the board of education to give notice of the sale of said bonds as required by law; *provided*, that in the discretion of any such board of education such bonds may be again advertised for sale pursuant to law. Proviso.

2. This act shall take effect immediately.

Approved April 15, 1920.

CHAPTER 184.

An Act to amend an act entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. Section four of article XVI of the above entitled act be amended so as to read as follows: Sec. 4, Art.
XVI amended.

4. No person shall be appointed an officer or member of the police force of any municipality who has been convicted of a crime involving moral turpitude, which would in the judgment of the appointing power be prejudicial to the morale of the force, or who is less than twenty-one or more than fifty-five years of age at the time of his appointment. Qualification
for policeman.

2. This act shall take effect immediately.

Approved April 15, 1920.

CHAPTER 185.

An Act to amend an act entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Sec. 4, Art.
XVII
amended.
Qualification
for fireman.

1. Section four of article XVII of the above entitled act be amended so as to read as follows:

4. No person shall be appointed an officer or member of the paid fire department of any municipality who has been convicted of a crime involving moral turpitude, which would in the judgment of the appointing power be prejudicial to the morale of the department, or who is less than twenty-one or more than fifty-five years of age at the time of his appointment.

2. This act shall take effect immediately.

Approved April 15, 1920.

CHAPTER 186.

A Supplement to an act entitled "An act regulating the employment, tenure and discharge of certain officers and employees of this State, and of the various counties and municipalities thereof, and providing for a Civil Service Commission, and defining its powers and duties," approved April tenth, one thousand nine hundred and eight.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Notices of
courses in
public service.

1. The commission shall have power to publish in any newspapers having a general circulation throughout this State, as it shall prescribe, notices containing the

names and locations of such educational institutions as shall provide and conduct classes or courses in subjects pertaining to public service. The expenses of such publication shall be paid from the annual appropriation to said commission, but the amount so expended shall not exceed five hundred dollars during any one year. Appropriation.

2. This act shall take effect immediately.

Approved April 15, 1920.

CHAPTER 187.

An Act for the relief of Matilda T. Marshall and Ella C. Purcell.

WHEREAS, Esther D. Power, of the county of Monmouth, in this State, died on the fifth day of January, one thousand nine hundred and eighteen, seized in fee of a small house and lot in the borough of Bradley Beach, in the county of Monmouth and State of New Jersey, and known and designated as lot number eight hundred and twenty-five, on the north side of Malbone (or Fifth) avenue, on the official map of said borough of Bradley Beach, which was conveyed to her by Daniel R. Wilkins and Eva Wilkins, his wife, by deed dated March twenty-fifth, nineteen hundred and seven, and recorded in the office of the county clerk of the said county of Monmouth, in book seven hundred and ninety-nine of deeds for said county, page twenty-seven, et cetera, of the value of four thousand dollars, and possessed of personal property of the value of two thousand five hundred dollars, and leaving no heirs capable of inheriting said land and no next of kin entitled to receive said personalty; and Preamble.

WHEREAS, Matilda T. Marshall and Ella C. Purcell are the half-sisters of Ann Fitzpatrick, now deceased, the cousin of Esther D. Power, and were always called Preamble.

and recognized and treated and regarded by the said Esther D. Power as her cousins and believed by her, the said Esther D. Power, to be her lawful cousins, and are the only relatives of the said Esther D. Power; and

Preamble.

WHEREAS, The said Matilda T. Marshall and Ella C. Purcell, for many years and before the death of the said Esther D. Power were devoted to the said Esther D. Power, entertained her at their homes and looked after her comfort and welfare, and are the natural persons to receive the estate of the said Esther D. Power;

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Grant and
release.

1. All the right, title, estate and interest of the State of New Jersey in and to the real estate hereinbefore mentioned and described in the preambles to this act, whereof the said Esther D. Power was seized in her lifetime and at her decease, be and the same is hereby remised, released, conveyed, granted and confirmed to the said Matilda T. Marshall and Ella C. Purcell, their heirs and assigns, to have and to hold the same as tenants in common of the same estate therein whereof the said Esther D. Power died seized; *provided*, that the recitals in the preambles to this act are true; *and provided, further*, that nothing in this act contained shall in any manner interfere with the lawful claims of any person or persons whatever to the said lands and premises and personal property, other than the right or interest of the State of New Jersey and the borough of Bradley Beach, excepting any lien the said borough of Bradley Beach may have on account of any unpaid taxes.

Proviso,
Proviso.

Payment.

2. Any representative of the personal estate of the said Esther D. Power, deceased, under letters from the surrogate of the said county of Monmouth, shall pay over to the said Matilda T. Marshall and Ella C. Purcell the whole surplusage of the goods, chattels and personal estate of the said decedent, and they are hereby empowered to receive and make acquittance of the same in the same manner, time, shares and proportions as if

the said Matilda T. Marshall and Ella C. Purcell were the lawful next of kin of said decedent.

3. This act shall take effect immediately.

Approved April 15, 1920.

CHAPTER 188.

An Act to amend an act entitled "A supplement to an act entitled 'An act relative to the Supreme and Circuit Courts (Revision of 1900),' " approved March twenty-eighth, one thousand nine hundred and seventeen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section four of the act of which this act is amendatory be and the same hereby is amended so as to read as follows:

Section 4
amended.

4. Each bar examiner shall receive a salary of fifteen hundred dollars per annum, payable monthly out of the treasury of this State.

Salary of bar
examiners.

The traveling expenses of the bar examiners and their incidental expenses, shall be regulated by said court, and shall not, together, exceed the sum of fifteen hundred dollars per annum, to be paid by the State Treasurer upon requisitions signed by the bar examiners and by the Chief Justice or any one of the associate justices of the Supreme Court.

Expenses.

2. This act shall take effect immediately.

Approved April 15, 1920.

374-C-189
S-22-194

CHAPTER 189.

An Act relating to the sale of land by cemetery companies.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Sale of land
not yet used
for burial
purposes.

1. In any case where a cemetery association, company or corporation of this State, organized either under a general or special law or laws, has heretofore acquired, or shall hereafter acquire a tract or tracts of land for burial purposes, it shall be lawful, before any burials shall have been made therein, and before any part thereof shall have been actually sold for burial purposes, for the board of directors, managers or trustees of such cemetery association, company or corporation, or the body having the management thereof, by whatever name such body may be known, to sell and convey such tract or tracts of land, or any part thereof, either at public or private sale, on such terms as such governing body may deem to be to the best interests of said cemetery association, company or corporation, and to cause its officers to execute and deliver good and sufficient deeds of the land or lands so sold free from all obligation to be used for burial or cemetery purposes, and free from all restrictions applicable to cemeteries; *provided, however*, that no such sale shall be lawful until and unless it shall be authorized by a resolution duly adopted at any regular or special meeting of such governing body held as hereinafter provided.

Proviso.

Notice of
meeting and
proposed sale.

2. Notice of the time and place of said meeting setting forth the general purpose thereof and containing a brief description of the lands proposed to be sold shall be mailed to each member of the said board of directors, managers or trustees at their last known place of residence at least ten days before the time of holding said meeting, and shall be published once a week for

two successive weeks prior to the time appointed for said meeting in one or more newspapers circulating in the county in which said land is located, which said meeting shall be held at the office of the said cemetery association, company or corporation not more than ten days after the last publication of said notice. Said notice may be dispensed with, provided a written waiver thereof is signed by all of the members of the board of directors, managers or trustees of the said cemetery association, company or corporation, duly acknowledged in like manner as a deed to be recorded.

Notice may
be dispensed
with.

3. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed. Repealer.

4. This act shall take effect immediately.

Approved April 15, 1920.

CHAPTER 190.

A Supplement to an act entitled "An act relating to the Court of Common Pleas (Revision of 1900)," approved March twenty-third, one thousand nine hundred.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. The annual salary of each of the judges of said court in counties of the first class shall be nine thousand dollars, to be paid in the manner now provided by law, which salary shall be in lieu of all fees and compensation whatsoever for the services of the said judges performed by virtue of their offices.

Judges'
salary.

375-1
A-24-127

2. All acts and parts of acts inconsistent with this act be and the same are hereby repealed. Repealer.

3. This act shall take effect immediately.

Approved April 15, 1920.

CHAPTER 191.

A Supplement to an act entitled "An act to establish public parks in certain counties in this State and to regulate the same," approved March fifth, one thousand eight hundred and ninety-five.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Sports, games,
etc., on any
day.

Rules and
regulations.

Proviso—
no fees.

Repealer.

1. In all counties in which the act to which this is a supplement is or may hereafter become operative, it shall be lawful to be present at, and to take part in, on any day of the week, sports, plays, games, recreations, concerts and amusements in the parks controlled by the boards of park commissioners of said counties or in such of them, or such parts or any of them as the boards of park commissioners having control of said parks may designate; and such boards of park commissioners shall have full power and authority to make all necessary rules and regulations controlling and governing said sports, plays, games, recreations, concerts and amusements, and prohibiting them in such parks or parts of parks in which said board of park commissioners may deem it unwise to permit said sports, plays, games, recreations, concerts and amusements; *provided, however,* that no fees shall be charged for attendance at any of said sports, plays, games, recreations, concerts and amusements.

2. All acts and parts of acts inconsistent herewith are hereby repealed, and this act shall take effect immediately.

Approved April 19, 1920.

CHAPTER 192.

A Supplement to an act entitled "An act concerning the investments of moneys and the retention of investments in certain cases," approved March twenty-third, eighteen hundred and ninety-nine.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. Any executor, administrator, guardian or trustee whose duty it may be to loan moneys entrusted to him in addition to the securities in which he may invest the same under the provisions of the act to which this is a supplement, may invest the same in shares or parts of bonds secured by mortgage which shall be a first lien upon improved real estate, provided the amount of such mortgage shall not, at the time of making such loan, exceed sixty per centum of the estimated worth of the real estate covered by such mortgage, at a rate of interest not less than three per centum nor greater than six per centum per annum; *provided*, that any share or part of such bond and mortgage so held shall not be subordinate to any other shares thereof and shall not be subject to any prior interest therein; *and provided, further*, that bonds and mortgages in parts of which any fiduciary may invest trust funds together with any guarantees of payment, insurance policies and other instruments and evidences of title relating thereto shall be held for the benefit of such fiduciary and of any other persons interested in such bonds and mortgages by a trust company, bank, or title guarantee corporation organized under the laws of this State, and that a certificate setting forth that such corporation holds such instruments for the benefit of such fiduciary and of any other persons who may be interested in such bond and mortgage among whom the corporation holding such instruments may be included, be executed by such corporation and delivered

Investment
in bond and
mortgage.

377-1
A-22-255

Proviso.

Proviso.

Certificate.

Records.

Guarantees
of invest-
ments.

to each person who becomes interested in such bond and mortgage. Every corporation issuing any such certificate shall keep a record in proper books of account of all certificates issued pursuant to the foregoing provisions. An executor, administrator, trustee or other person holding trust funds may require such bonds or guarantees of payment to accompany investments as may seem prudent, and all premiums paid on such guarantees may be charged to or paid out of income, providing that such charge or payment be not more than at the rate of one per centum per annum on the par value of such investment.

2. This act shall take effect immediately.

Approved April 19, 1920.

CHAPTER 193.

A Supplement to an act entitled "An act for the punishment of crimes (Revision of 1898)," approved June fourteenth, one thousand eight hundred and ninety-eight.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Refusing to
rent to fam-
ily with
children.

1. It shall be unlawful for any person or any agent or employee of such person, or any corporation or any agent, officer or employee of such corporation to refuse to rent or lease any house or apartment to any person because of the fact that the family of such person desiring to rent or lease such house or apartment includes children under fourteen years of age.

Birth not to
cancel lease.

2. It shall be unlawful to make any agreement, rental or lease of any house or apartment which shall provide that such agreement, rental or lease shall be rendered null and void upon the birth of any child.

3. Any person or agent of such person, or any agent, officer or employee of any corporation who shall violate any of the provisions of this act shall be guilty of a misdemeanor. Penalty for violation.

4. This act shall take effect immediately.

Approved April 19, 1920.

CHAPTER 194.

An Act to amend "An act to establish a thorough and efficient system of free public schools, and to provide for the maintenance, support and management thereof," approved October nineteenth, one thousand nine hundred and three.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. Section two hundred and forty-seven of the act to which this act is an amendment, and as same was amended by chapter 80, P. L. 1919, is hereby amended to read as follows: Section 247 amended.
379-1
A-21-698

247. (1) The following words and phrases used in this act shall have the following meanings unless a different meaning is plainly required by the context: Definitions of sundry terms.

(2) "Retirement System," shall mean the "Teachers' Pension and Annuity Fund," created by section two hundred and forty-eight of this article.

(3) "Teachers' Retirement Fund" shall mean the Teachers' Retirement Fund of the State of New Jersey as created by chapter 32, P. L. 1896; chapter 178, P. L. 1899; chapter 96, P. L. 1900; chapter 36, P. L. 1902; chapter 1, Second Special Session P. L. 1903; chapter 95, P. L. 1905; chapter 314, P. L. 1906; chapter 139, P. L. 1907, and amendments thereto and supplements thereof.

(4) "Board of Trustees" shall mean the board provided for in section two hundred and fifty-five of this article.

(5) "Commissioner of Education" shall mean the Commissioner of Education of the State of New Jersey.

(6) "Employer" shall mean the State of New Jersey, or the school district, normal school district, board or other agency of and within the State by which the teacher is paid.

Teacher defined.

(7) "Teacher" shall mean any regular teacher, special teacher, helping teacher, teacher-clerk, principal, vice-principal, supervisor, supervising principal, director, superintendent, city superintendent, assistant city superintendent, county superintendent, State commissioner or assistant commissioner of education and other member of the teaching or professional staff of any class, public school, high school, normal school, model school, training school, vocational school, truant reformatory school, or parental school, and of any and all classes or schools within the State of New Jersey conducted under the order and superintendence, and wholly or partly at the expense of the State Board of Education, of a duly elected or appointed board of education, board of school directors, or board of trustees of the State or of any school district or normal school district thereof, and any such person under contract or engagement to perform one or more of these functions; *provided*, that no person shall be deemed a teacher within the meaning of this article who is a substitute teacher or is a teacher not regularly engaged in performing one or more of these functions as a full-time occupation outside of vacation periods. In all cases of doubt the board of trustees shall determine whether any person is a teacher as defined in this article.

Proviso.

(8) "Present-entrant" shall mean any teacher who is a member of the retirement system under the provisions of class B, C, D and E under sub-section (2) of section two hundred and forty-nine of this article.

(9) "New-entrant" shall mean any teacher who is a member of the retirement system, except a present-entrant.

(10) "Contributor" shall mean any person who has an account in the annuity savings fund.

(11) "Beneficiary" shall mean any person in receipt of a retirement allowance or other benefit as provided in this article.

(12) "School Service" shall mean any service as a teacher as defined by sub-section (7) of this section.

(13) "School Year" shall mean the official school year of the school district or the institution in which a teacher is employed.

(14) "Regular Interest" shall mean interest at four per centum per annum, compounded annually.

(15) "Accumulated deductions" shall mean the total of the amounts deducted from the salary of a contributor and credited to his individual account in the annuity savings fund together with the interest thereon. Regular interest shall be computed and allowed on such total or part thereof when used for the purchase from the retirement system of a retirement annuity. Interest at the rate of three and one-half per centum per annum, compounded annually, shall be computed and paid on such total amounts or part thereof when withdrawn for any other purpose.

(16) "School Apportionment Fund" shall mean the moneys retained in the State Treasury to be apportioned to the several counties of the State by the Comptroller for school purposes, as defined in chapter 146, P. L. 1906, and chapter 65, P. L. 1909.

(17) "Average Salary" shall mean the average annual salary earnable by and as a teacher for the last five years preceding retirement.

(18) "Pension" shall mean annual payments for life derived from the pension fund or from the pension reserve fund as provided in this article. All pensions shall be paid in monthly installments.

(19) "Annuity" shall mean payments for life derived from contributions made by a contributor as provided in this article. All annuities shall be paid in monthly installments.

(20) "Retirement Allowance" shall mean the pension plus the annuity.

(21) "Pension Reserve" shall mean the present value computed on the basis of such mortality tables as shall be adopted by the board of trustees, with regular interest of the future payments to be made on account of any pension granted to a member.

(22) "Annuity Reserve" shall mean the present value computed on the basis of such mortality tables as shall be adopted by the board of trustees with regular interest of the future payments to be made on account of any annuity granted to a member.

(23) "Prior Service" shall mean service rendered as a teacher either within or without the State of New Jersey prior to September first, nineteen hundred and nineteen, and for purposes of credits, prior service outside the State of New Jersey shall be construed absolutely and not proportionally within the limits otherwise provided for in this act.

Section 250
amended.

2. Section two hundred and fifty of the act to which this act is an amendment, and as same was amended by chapter 80, P. L. 1919, is hereby amended to read as follows:

Service of
present-en-
trant.

250. (1) In addition to the application required in sub-section (3) of section two hundred and forty-nine of this article each present-entrant shall file a detailed statement under oath of all school-service and service in a similar capacity in other States rendered by him prior to the first day of September, nineteen hundred and nineteen, for which he claims credit, and of such other facts as the board of trustees may require for the proper operation of the retirement system.

Service of
new-entrant.

(2) Each new-entrant shall file a detailed statement of school-service and service in a similar capacity in other States rendered by him prior to so becoming a member for which he desires credit and on account of which he desires to contribute and of such other facts as the board of trustees may require for the proper operation of the system.

Years of
service fixed.

(3) The board of trustees shall fix and determine by appropriate rules and regulations how much service in any year is the equivalent of a year of service, but in computing such service, or in computing average com-

pensation, it shall credit no time during which a member was absent without pay for a period of more than a month's duration, nor shall more than one year of service be credited for all service in any calendar year.

(4) Subject to the above restrictions and to such other rules and regulations as the board of trustees shall adopt, said board shall verify as soon as practicable the statement of service submitted, and shall issue to the member a prior-service certificate certifying to the aggregate length of such prior service.

Statement
verified.

(5) In such prior-service certificate a present-entrant shall be credited with all prior service not exceeding ten years which he rendered as a teacher outside of the State of New Jersey, prior to September first, nineteen hundred and nineteen, and such outside prior service shall be credited to him in his prior-service certificate regardless of the length of his service in New Jersey, on September first, nineteen hundred and nineteen. And in addition to such prior service so credited, he shall also be credited with all service rendered by him as a teacher in New Jersey prior to September first, nineteen hundred and nineteen; *provided*, that the number of years of his service in New Jersey when added to the number of years of service rendered by him as teacher outside of New Jersey, and credited to him on his prior-service certificate, in the manner above mentioned, shall not exceed a total of thirty-five years of credit for prior service; *provided, further*, that any present-entrant, whose prior service was wholly within New Jersey shall have credited to him on his prior service certificate such prior service not to exceed thirty-five years.

Prior-service
credits of
present-en-
trant.

Proviso.

Proviso.

(6) In his prior-service certificate, a new-entrant shall be credited in full up to the nearest number of years and months, but not exceeding ten years, with all service rendered by him as a teacher in public schools in or outside of New Jersey prior to becoming a member, for which he desires credit and on account of which he desires to contribute.

Prior-service
of new-en-
trant.

(7) So long as membership continues, a prior-service certificate shall be final and conclusive for retirement purpose as to such service, unless thereafter modified

Prior-service
certificate
final.

Restoration
to member-
ship.

by the board of trustees upon the application made by the member within one year after the date of issuance or modification of a prior-service certificate or upon the discovery by the board of trustees of an error or fraud. When membership ceases, such certificate shall be void, but upon membership being resumed the prior-service certificate shall be restored for the same number of years of prior service as were previously credited less a deduction of one year for each year during which the teacher was not a member of the retirement system since the issuance of the initial prior-service certificate.

Total
service.

(8) At retirement the total service credited a member shall consist of the service rendered by him during his membership, and if he has a prior-service certificate which is in full force and effect, for all service certified on such certificate.

Act retro-
active.

3. This act shall take effect immediately, and shall be retroactive, and its provisions shall apply to all prior-service certificates issued under the act to which this act is an amendment.

Approved April 19, 1920.

CHAPTER 195.

An Act to amend an act entitled "An act to amend an act entitled 'An act respecting the fees of surrogates, registers of deeds and mortgages, county clerks and sheriffs in certain counties of this State, and providing salaries for such officers,'" approved March thirtieth, one thousand nine hundred and six, which amendment was approved April seventeenth, one thousand nine hundred and nineteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Section 4
amended.

1. Section four of the act to which this is an amendment be and the same is hereby amended to read as follows:

4. The said surrogates, register of deeds and mortgages (wherever such office now is or may hereafter be created), and county clerks shall receive in lieu of all other compensation annual salaries as follows:

In counties having a population exceeding three hundred thousand inhabitants, nine thousand dollars.

That sheriffs in said counties shall receive in lieu of all other compensation annual salaries as follows:

In counties having a population exceeding three hundred thousand inhabitants, ten thousand dollars.

The said surrogates, registers of deed and mortgages (wherever such office now is or may hereafter be created), county clerks and sheriffs shall receive in lieu of all other compensation annual salaries as follows:

In counties having a population between two hundred thousand and three hundred thousand, seven thousand dollars per annum;

In counties having between one hundred and twenty-five thousand and two hundred thousand inhabitants, six thousand five hundred dollars;

In counties having between eighty thousand and one hundred and twenty-five thousand, six thousand dollars;

In counties between sixty-five thousand and eighty thousand inhabitants, four thousand five hundred dollars;

In counties having between fifty thousand and sixty-five thousand inhabitants, four thousand dollars;

In counties having between forty thousand and fifty thousand inhabitants, three thousand dollars;

In counties having between thirty and forty thousand inhabitants, three thousand dollars;

In counties having less than thirty thousand inhabitants, two thousand eight hundred dollars;

To be paid by the proper disbursing officer in equal monthly payments. Such salaries shall be determined and paid upon a basis of population shown at the latest State or National census promulgated without regard to the date of election or appointment of such sheriffs, county clerks, registers of deeds and mortgages and surrogates; *provided*, that nothing contained in this act

Salaries of
certain county
officers.

385-4
A-21-880

385-4
A-24-51

Basis of
payment.

Proviso.

Assistants and
their compen-
sation.

shall be applied to affect a reduction in the salary of any such sheriff, county clerk, register of deeds and mortgages and surrogate during the term of office to which he has been or may be elected or appointed immediately preceding the promulgation of said State or National census. Said sheriffs, county clerks, registers of deeds and mortgages and surrogates in any county in this State shall select and employ the necessary deputies and assistants for said office respectively, who shall receive such compensations as shall be approved by the board of freeholders of the respective counties, such compensation to be paid semi-monthly by the proper disbursing officer of said counties on warrant approved by the sheriff, county clerk, register of deeds and mortgages and surrogates.

Repealer.

2. All acts and parts of acts inconsistent with this act be and the same are hereby repealed.

3. This act shall take effect immediately.

Approved April 19, 1920.

CHAPTER 196.

Supplement to an act entitled "An act prohibiting the liberation of any fox within this State," approved March eighth, one thousand nine hundred and twelve.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Possession
of fox.

1. It shall be unlawful for any person or corporation to have any live fox in possession in this State except by permission of the Board of Fish and Game Commissioner, under a penalty of one hundred dollars for each live fox so had in possession, said penalty to be recovered in accordance with the provisions of the act entitled "An act to provide a uniform procedure for the enforcement of all laws relating to fish, game and birds, and for the recovery of penalties for violations

Penalty.

thereof," approved March twenty-ninth, one thousand eight hundred and ninety-seven, and the amendments thereof and supplements thereto.

2. Section two of the act to which this act is a supplement be and the same hereby is repealed. Repealer.

3. This act shall take effect immediately.
Approved April 19, 1920.

CHAPTER 197.

A Supplement to an act entitled "An act to establish a thorough and efficient system of free public schools, and to provide for the maintenance, support and management thereof," approved October nineteenth, one thousand nine hundred and three.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. The board of education of any school district may establish and maintain a class or classes for the instruction of foreign-born residents of said district, over fourteen years of age, in the English language and in the form of government and the laws of this State and of the United States. The Commission of Education shall prescribe rules, with the approval of the State Board of Education, for the granting of certificates to teachers to teach foreign-born classes, and for the proper inspection of said classes. The course of study to be pursued by the pupils in each of said class or classes, and any changes therein, shall be submitted to and shall be approved by the Commissioner of Education. Instruction
of aliens.

Teachers'
certificates.

Course of
study.

2. The county superintendent of public schools shall, on the first day of April, in each year, apportion to the several school districts of said county the State school money and the interest of the surplus revenue, for the Apportion-
ment of funds.

Proviso—
sessions and
hours.

payment of teachers employed, as provided in the first section of this act, in the following manner: The sum of one hundred dollars for each teacher employed in such class or classes, for the full time such class or classes shall have been maintained; *provided*, that such class or classes shall be maintained for not less than one hundred hours in each year, in sessions of at least from one to two hours each, as the said district school board shall determine; likewise maintain at least three sessions each week, to be held in the evening, or at such hours throughout the day as prescribed by said district school board, so as not to interfere with the regular day sessions of the school. For the purpose of the apportionment of school moneys on attendance at a class or classes for foreign-born residents, as provided in this act, two hours' attendance shall be counted as one-half day's attendance.

Act effective.

3. This act shall take effect July first, one thousand nine hundred and twenty.

Approved April 19, 1920.

CHAPTER 198.

An Act to amend an act entitled "An act concerning townships (Revision of 1899)," approved March twenty-fourth, one thousand eight hundred and ninety-nine.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Section 12
amended.

1. Section twelve of the act of which this act is amendatory be and the same is hereby amended to read as follows:

Per diem for
township com-
mittee.

12. Each member of the township committee shall be allowed and paid five dollars for each day he shall be actually and necessarily employed in discharging the

duties enjoined on him, as such officer; *provided*, that the aggregate annual compensation of each committeeman shall not exceed two hundred and fifty dollars; *provided, however*, that this increase in compensation of the committeemen shall not become effective until the legal voters of such township shall have voted thereon at the next general election held in such township in accordance with the provisions of section three of article thirteen of an "Act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen. And the township clerk shall be allowed and paid four dollars per day or such annual compensation as the committee shall, by ordinance, determine for the services rendered in the performance of the duties required of him by law; all salaries or other compensation shall be paid out of the treasury of the township.

Proviso.

Proviso.

Compensation
of township
clerk.

Approved April 19, 1920.

CHAPTER 199.

A Supplement to an act entitled "An act to establish a thorough and efficient system of free public schools, and to provide for the maintenance, support and management thereof" (Revision of 1903).

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. Where any school district has heretofore, or shall hereafter, be created by reason of the formation of new municipalities, the county superintendent of the county in which the new district is created shall make a division of the assets and indebtedness of the original district from which the new district or districts was formed, excepting such property and indebtedness as set forth in section thirty-four of the act to which this is a supplement.

Division of
assets and
debts in
creation of
new district.

As to bonds.

2. Where bonds have been authorized, but not issued, and money of the original district or districts have been expended in the erection of any schoolhouse in any portion of the original district which is now a part of the new district, such bonds shall be treated as if they had been actually issued and the amount of any such bonds which would have been issued outstanding at the time the new district or districts shall be created, shall be a part of the indebtedness of such new district, and the amount thereof shall be owing to the old district in case the said original district had expended the money for which such bonds were to be issued.

Report.

3. The division of the assets and liabilities herein authorized, shall be made by report in writing, signed by the said county superintendent and the amount of money therein directed to be paid by such newly created municipality or municipalities shall be raised and paid by such new district or districts in the manner directed by said report.

Basis for
division.

4. The division of the assets and liabilities being provided for, shall be made in proportion as the total assessment of taxation of the original district shall bear to the total ratables of taxation to the newly created district or districts or school district or districts. Such assessment being the last assessment made in such original municipality or municipalities for the year next preceding the creation of such new school district or districts.

Approved April 19, 1920.

CHAPTER 200.

An Act providing for the appointment of weighmasters
and defining their powers and duties.

BE IT ENACTED by the Senate and General Assembly
of the State of New Jersey:

1. All firms, corporations, copartners or individuals engaged in the business of weighing for hire, who shall weigh or measure any commodity, produce or article, and issue therefor a weight certificate which shall be accepted as the accurate weight upon which the purchase or sale of such commodity, produce or article is based, shall be known as a public weighmaster, and all such weighmasters shall be appointed by the State Superintendent of Weights and Measures; *provided*, that any firm, corporation or individual not engaged in the business of weighing for hire, but to whom the services of a certified weigher are necessary for the proper conduct of any business in which they may be engaged, may, upon application to the State Superintendent of Weights and Measures, have one or more of their employees, or some other suitable person, designated by the said State Superintendent of Weights and Measures to act as weighmaster for such firm, corporation or individual. Each weighmaster shall, before entering upon his duties, make oath faithfully to execute his trust as a weighmaster. Said State Superintendent of Weights and Measures shall issue a certificate of such appointment or designation and shall keep a record of the same.
2. The rights and duties of all weighmasters shall be prescribed by said State Superintendent of Weights and Measures, and such weighmasters shall not receive compensation from the State for the duties so performed.
3. The State Superintendent of Weights and Measures shall also prescribe the form of weight certificate to be used by all public weighmasters in this State.

Public weigh-
master.

Appointment.

Proviso.

Oath.

Certificate of
appointment.

Duties.

Form of
certificate.

Such certificate shall state thereon the kind of commodity, produce or article, the number of units of the same, the date of the receipt of the commodity, produce or article, the owner, agent or consignee, the total weight of the commodity, produce or article, the vessel, railroad, team, truck or other means by which the commodity, produce or article was received, and any trade or other mark thereon, and such other information as may be necessary to distinguish or identify the commodity, produce or article from a like kind. No certificate other than the one herein prescribed shall be used by any public weighmaster in this State, and such certificate, when so made and properly signed, shall be prima facie evidence of such weights.

Seal.

4. It shall be the duty of every weighmaster in this State to provide himself with a seal, at his own expense, which seal shall have inscribed on the outer margin thereof his name and the words "New Jersey," with the words "Public Weigher" inscribed in center of said seal, which seal shall be impressed upon each and every weight certificate issued by such weighmaster, and said seal, when applied to weight certificates, shall be a recognized authority of accuracy.

Record kept.

5. All public weighmasters shall keep and preserve correct and accurate records of all public weighings as provided by this act, which records shall be open at all times for inspection by the State Superintendent of Weights and Measures or his assistants.

Correct weight.

6. All certificates of weights and measures, as provided by this act, shall contain the accurate and correct weight of any and all commodities weighed when issued by the public weighmaster.

Penalty for false certificate.

Any weighmaster who shall issue a certificate of weights and measures, giving a false weight or measure of any article or commodity weighed or measured by him or his representative to any person, firm or corporation, shall, upon being found guilty of such offence, pay a fine of not less than one hundred dollars nor more than five hundred dollars, and, in addition, shall forfeit his certificate as weighmaster, which cer-

tificate, when so forfeited, shall be turned over to the State Superintendent of Weights and Measures.

7. Any person, firm or corporation who shall request a weighmaster to weigh any product, commodity or article falsely or incorrectly, or who shall request a false or incorrect certificate of weight or measure, or any person issuing a certificate of weights and measures who is not a weighmaster as provided for in this act, shall, upon being found guilty, pay a fine of not less than one hundred dollars nor more than five hundred dollars.

Penalty for requesting false weighing.

8. When doubt or differences arise as to the correctness of the net or gross weight of any amount or part of any commodity, produce or article for which a certificate of weights and measures has been issued by a public weighmaster, the owner, agent or consignee may, upon complaint to the State Superintendent of Weights and Measures, or his assistants, have said amount or part of the amount of any commodity, produce or article reweighed by the State Superintendent of Weights and Measures or his assistants, or a public weighmaster designated by him, the services for which reweigh, when performed by the said State Superintendent of Weights and Measures or his assistants, shall be gratis.

Reweighing on complaint.

9. The term of appointment for weighmasters shall be for three years, and a fee of five dollars shall be paid by each person appointed or designated as weighmaster to the State Superintendent of Weights and Measures, which fee shall be turned over to the Treasurer of the State by the said State Superintendent of Weights and Measures; *provided*, that a similar fee as provided in this section shall be required for all renewals of appointments or designations as weighmasters, which fee shall also be turned into the treasury of the State by the State Superintendent of Weights and Measures.

Term.
Fee.

Proviso.

10. All acts and parts of acts inconsistent with the provisions of this act be and the same are hereby repealed, and this act shall take effect July first, one thousand nine hundred and twenty.

Repealer.
Act effective.

Approved April 19, 1920.

CHAPTER 201.

An Act empowering the Department of Poultry Husbandry of the State Agricultural Experiment Station to arrange for and to superintend poultry exhibitions and to award premiums at said exhibitions.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Poultry
exhibitions.

394-1
A-23-45

394-1
A-23-45

Premiums.

Time and
place.

Appropriation.

Proviso.

1. For the purpose of encouraging poultry raising in this State, the State Agricultural Experiment Station, through the Department of Poultry Husbandry, shall arrange for meetings of persons engaged in the business of poultry raising. Such meetings may be held at the same time and place at which are held meetings of poultry associations of this State. At such meetings the said department shall provide for instructions in poultry raising and shall also arrange for, organize, prepare and superintend exhibitions at which all recognized varieties of poultry shall be eligible to be shown. To promote the success of such exhibitions, it shall be lawful for said department, at any such meetings, at which no admission fee is charged, to award premiums to the exhibitors of poultry. The said department shall formulate all rules and regulations governing such exhibitions and the award of such premiums. The said department shall also arrange for the time and place of holding such exhibitions, but, if practicable, same shall be held in each of the counties of the State.

2. The sum of ten thousand dollars annually is hereby appropriated to the State Agricultural Experiment Station for the purposes of this act; *provided*, same shall not become available until and unless included in any annual appropriation bill.

3. This act shall take effect immediately.

Approved April 19, 1920.

CHAPTER 202.

An Act to amend an act entitled "A further supplement to an act entitled 'An act concerning Firemen's Relief Associations,' approved March twenty-fifth, one thousand eight hundred and eighty-five," approved May second, one thousand nine hundred and six.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section three of the act to which this act is an amendment is hereby amended to read as follows:

Section 3
amended.

3. Each and every firemen's relief association shall be and is hereby authorized to pay to such delegates and chief of the department as shall attend and represent it and to such delegate as shall attend and represent the local exempt firemen's association in the annual conventions of the New Jersey State Firemen's Association the actual expense incurred by such delegates or delegate for railroad fares and hotel bills, upon the same being duly presented and audited by the finance committee of the local firemen's relief association; *provided, however*, that nothing in this act contained shall authorize the payment of such expenses a second time to any delegate from a local exempt firemen's association who shall also represent a firemen's relief association, or to any delegate who shall so attend and represent any local exempt firemen's association which has procured the transfer of funds as authorized by law from the custody and control of a local firemen's relief association.

Expense at-
tending an-
nual conven-
tion paid.

Proviso.

2. All acts and parts of acts inconsistent herewith are hereby repealed and this act shall be a public act and shall take effect immediately.

Repealer.

Approved April 19, 1920.

CHAPTER 203.

An Act to amend and supplement an act entitled "An act to provide for and authorize the establishment of courts, to be known as 'The Recorder's Court for the Trial of Small Causes,' in certain townships and boroughs of this State," approved April fourteenth, one thousand nine hundred and thirteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 2
amended.

1. Section two of said act to which this act is amendatory and supplemental is hereby amended to read:

Matters
cognizable.

2. Every suit of a civil nature at law, where the matter in dispute does not exceed, exclusive of costs, the sum of two hundred dollars, shall be cognizable before such recorder, who shall constitute and be known as "The Recorder's Court for the Trial of Small Causes," to hear, try and determine the same, according to law, although the cause of action did not arise in said township or borough, which court shall be a court of record and vested for the purposes mentioned in this act with all such power as is usual in courts of record of this State; *provided*, this act shall not extend to any action of replevin, slander, trespass for assault, battery and imprisonment, nor to any action wherein the title to lands shall come in question; *provided, further*, except in attachment suits, the said court shall not have jurisdiction over any suit or proceeding of a civil nature where the defendant does not reside in the township or borough wherein said "The Recorder's Court for the Trial of Small Causes" is established.

Legal name.

Proviso.

Proviso.

Section 3
amended.

2. Section three of said act of which this act is amendatory and supplemental is hereby amended to read:

3. Such recorder shall have the same jurisdiction, Jurisdiction.
power and authority in criminal matters, cases of
bastardy, relief, removal and settlement of the poor,
breaches of the peace, vagrancy and disorderly conduct
as is by law conferred upon justices of the peace.

Said recorder, in addition to the powers now possess- Additional
ed by him, shall have power to try and determine all powers.
cases of assault, simple assault and battery, malicious
mischief, larceny or embezzlement where the price or
value of the article, property or thing taken is under
twenty dollars; obtaining money or property under false
pretenses, where the amount or value of the article,
property or thing alleged to have been obtained is under
twenty dollars; receiving stolen property, where the
value of the article, property or thing alleged to have
been received is under twenty dollars, and also other
criminal offenses, the penalty for which does not ex-
ceed a fine of two hundred dollars, or imprisonment for
a term not exceeding six months, where any of the
specified crimes are committed within the corporate
limits of the municipality in which such court is estab-
lished; *provided*, the person or persons charged with Proviso.
any such offense enumerated in this paragraph, shall,
in writing, waive indictment and trial by jury.

3. All acts and parts of acts inconsistent with this Repealer.
act be and the same are hereby repealed.

4. This act shall take effect immediately.

Approved April 19, 1920.

CHAPTER 204.

An Act to amend an act entitled "An act for the protection of certain kinds of birds, game and fish, to regulate their method of capture and provide open and close seasons for such capture and possession (Revision of 1903)," approved April fourteenth, one thousand nine hundred and three.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Section 2
amended.

1. Section two of the act to which this act is amendatory be and the same is hereby amended to read as follows:

Trapping or
shooting rab-
bits.

2. Nothing in this act shall be so construed as to prevent farmers and fruit growers from trapping rabbits or hare in box traps or shooting rabbits or hare during the entire year; *provided, however*, that such trapping or shooting shall be done on the property owned or leased for the raising of fruit, vegetables, trees, shrubbery, nursery stock, or other produce by the person so trapping or shooting; *and provided*, that the person so trapping or shooting shall first have made an affidavit before a justice of the peace or any official authorized to administer oaths, that rabbits have injured fruit, vegetables, trees, shrubbery, nursery stock or other produce on his or her premises, and shall have immediately sent the same to the president of the Fish and Game Commission, who, upon the receipt of the said affidavit, shall in his discretion issue to said person or

Proviso.

Proviso.

Permit issued.

his authorized representative a permit to so trap or shoot, and the person so trapping shall keep the rabbits alive, and notify the fish and game warden of the county, who shall liberate said rabbits in such parts of the State as may be directed by the Board of Fish and Game Commissioners, and the person so shooting shall report the number of rabbits killed to the game warden

Report.

of the county in which such rabbits were killed, within forty-eight hours after such killing; *provided, further,* Proviso. that no person or persons shall be permitted to barter or sell any rabbits so trapped or shot.

2. This act shall take effect immediately.

Approved April 19, 1920.

CHAPTER 205.

A Supplement to an act entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Any municipality may own or acquire by lease or purchase any now existing railroad or railroad system entirely within the municipality serving or connected with or adjacent to any wharf, pier, bulkhead, dock, slip, basin, or other similar structure owned by or leased to the municipality (whether or not leased or sub-leased by the municipality to others), together with all lands, property rights, easements and privileges connected with or appurtenant to such railroad or railroad system or used or adopted for use or which may be used in connection therewith, and together with tracks, rolling stock, equipment, tools, buildings, structures and all facilities and appliances necessary or convenient for transporting and shipping by the said railroad or railroad system, or for affording proper and convenient access to any such wharf, pier, bulkhead, dock, slip, basin or other similar structure; *provided, however,* such railroad or railroad system is now in active operation for the sole use of transporting freight between a railroad terminal and a water shipping terminal.

May acquire
railroad within
municipality.

Also, tracks,
equipment,
etc.

May lease
acquired rail-
road.

2. Any municipality may, for the purpose of revenue, lease or rent any such railroad or railroad system owned or leased by it, upon such terms and conditions, both as to rentals and compensations, and as to the operation of the same, as may be agreed upon.

Operation.

3. The municipality may itself operate any such railroad or railroad system owned or leased by it, and in that case it shall be lawful for the governing body thereof to make, ordain and establish all such ordinances, resolutions, rules and regulations as the said body shall deem necessary and proper for the operation of such railroad or railroad system, and for fixing and collecting all rates and charges for all service or services rendered thereby; *provided, however*, the said railroad or railroad system shall be used exclusively for the transportation of freight.

Proviso.

Officers,
agents, em-
ployees.

4. For the purpose of carrying out the power and authority conferred by this act it shall be lawful for the governing body of any municipality to elect or appoint any and all officers, agents, engineers and employees that may be necessary or desirable, and to define their powers and duties, and to provide for the removal thereof.

Powers con-
ferred deemed
additional.

5. Nothing herein shall be deemed to repeal or amend or in any way affect an act entitled "An act concerning public utilities; to create a board of public utility commissioners, and to prescribe its duties and powers," constituting chapter 195 of the Pamphlet Laws of 1911, as amended. This act shall be deemed to be additional and independent authority, and the powers herein conferred shall not be deemed restricted or limited by any other acts except the act hereinabove specifically mentioned.

6. This act shall take effect immediately.

Approved April 19, 1920.

CHAPTER 206.

A Supplement to an act entitled "An act to amend an act entitled 'A supplement to an act entitled "An act relating to, regulating and providing for the government of cities, towns, boroughs and other municipalities within this State," approved April twenty-fifth, one thousand nine hundred and eleven,'" which supplement was approved April seventh, one thousand nine hundred and fourteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Whenever the Federal or State census shall show that any such city which when voting to adopt the provisions of said act had a population of less than ten thousand has increased in population to ten thousand or more, then two additional commissioners shall be elected at an election to be held on the second Tuesday in May following the official announcement of such increase in population.

Additional
commissioners.

401-1
A-21-471

2. This act shall take effect immediately.

Approved April 19, 1920.

CHAPTER 207.

An Act to amend an act entitled "An act relating to courts having criminal jurisdiction and regulating proceedings in criminal cases" (Revision of 1898), approved June fourteenth, one thousand eight hundred and ninety-eight.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Section 55
amended.

1. Section fifty-five of an act entitled "An act relating to courts having criminal jurisdiction and regulating proceedings in criminal cases" (Revision of 1898), approved June fourteenth, one thousand eight hundred and ninety-eight, be and the same is hereby amended to read as follows:

Application
for new trial.

55. After conviction and sentence the court before which such conviction was had upon the application of the defendant for a new trial shall have power at any time within the period of six months from the date of the entry of such conviction, to open and vacate the same and grant a new trial and discharge of the defendant from custody upon bail, pending such new trial, and may also at any time within the period of six months from the date judgment is entered, upon application of the defendant, or on its own motion, open and vacate the judgment entered on any conviction and resentence the defendant, as right and justice may seem to require and discharge the defendant from custody upon bail, pending such resentence; *provided*, no writ of error has been issued to review such judgment.

Release on
bail.

Proviso.

Repealer.

2. All acts and parts of acts inconsistent with the provisions of this act be and the same are hereby repealed, and this act shall take effect immediately.

Approved April 19, 1920.

CHAPTER 208.

An Act to amend an act entitled "An act for the protection of deer," approved March twenty-seventh, one thousand nine hundred and twelve.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section one of the act to which this act is amendatory be and the same is hereby amended to read as follows:

Section 1
amended.

1. It shall be unlawful for any person to hunt for, pursue, shoot at, take, kill, wound or attempt to take, kill or wound, any wild deer in this State except from the sixteenth day of December to the twenty-fifth day of December, both dates inclusive, of each year, or to kill in any one year more than one deer. It shall be unlawful at all times hereafter for any person to hunt for, shoot at, take, kill or wound, or attempt to take, kill or wound, any doe or deer except a deer having horns visible above the hair; provided, that the owner or lessee of any land under cultivation, or the authorized agents of such owner or lessee, may kill deer at any time that said deer may be found upon said land under cultivation of any such owner or lessee. The carcass of any deer killed while trespassing as aforesaid shall become the property of the Fish and Game Commission, and may be removed and disposed of in such manner as the said commission shall direct. For the purpose of this act, land under cultivation shall be construed to mean pasture fields seeded with cultivated grass or land on which planted crops are growing. Any person violating any of the provisions of this section shall be liable to a penalty of one hundred dollars for each offense.

Season for
wild deer.

As to doe or
deer.

Proviso.

Disposition
of carcass.

Land under
cultivation
defined.

1a. Any person who shall kill a deer in this State at any time under any provision of this act who shall fail to report the same within forty-eight hours to the

Penalty for
failure to re-
port killing.

Board of Fish and Game Commissioners, at Trenton, or the fish and game warden of the county in which such deer was killed, shall be liable to a penalty of one hundred dollars.

2. This act shall take effect immediately.

Approved April 19, 1920.

CHAPTER 209.

An Act to amend an act entitled "An act to establish a uniform standard of weights and measures in this State, to establish a Department of Weights and Measures, and to provide penalties for the use of other than standard or legal weights and measures," approved April twenty-fourth, one thousand nine hundred and eleven.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Section 10
amended.

1. Section ten of the act of which this act is amendatory be and the same is hereby amended so that it shall read as follows:

Appointment
of State and
county super-
intendents.

10. The Governor, by and with the advice and consent of the Senate, shall appoint a State Superintendent for a term of five years. The governing bodies of the respective counties shall designate the county superintendent. The governing body of any municipality having a population of sixty thousand or over shall by ordinance provide for the office of municipal superintendent of weights and measures and shall designate the municipal superintendent. When such municipal body shall have adopted such ordinance, and shall have designated such superintendent the clerk of such municipality shall file with the State Superintendent a certified copy of such ordinance and such designation, which

Municipal
superintend-
ents.

shall be entered upon the records of the State Superintendent. The governing body of any municipality, other than municipalities above referred to, may by ordinance provide for the office of municipal superintendent of weights and measures and may designate the municipal superintendent. When such municipal body shall have adopted such ordinance the clerk of such municipality shall forthwith file with the State Superintendent a certified copy, and the person so designated shall forthwith be entered upon the records of the State Superintendent as the municipal superintendent of weights and measures. Any person now holding office as a county or municipal superintendent of weights and measures, and all persons appointed as in this act provided, shall hold their said offices under and by virtue of the provisions of an act entitled "A supplement to an act entitled 'An act to establish a uniform standard of weights and measures in this State, to establish a Department of Weights and Measures and to provide penalties for the use of other than standard or legal weights and measures,' approved April twenty-fourth, one thousand nine hundred and eleven," which said supplement was approved March twenty-first, one thousand nine hundred and twelve.

2. This act shall take effect immediately.

Approved April 19, 1920.

CHAPTER 210.

An Act to amend an act entitled "A supplement to an act entitled 'An act to establish a uniform standard of weights and measures in this State, to establish a Department of Weights and Measures, and to provide penalties for the use of other than standard or legal weights and measures,' approved April twenty-fourth, one thousand nine hundred and eleven," which said supplement was approved March twenty-first, one thousand nine hundred and twelve.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Section 1
amended.

1. Section one of the act of which this act is amendatory be and the same is hereby amended so as to read as follows:

Tenure of
superintend-
ents.

1. The county superintendents and municipal superintendents of weights and measures appointed by the governing body of the respective counties or the governing body of any municipality or other governing bodies, and the secretaries and assistant superintendents appointed by the respective governing bodies or by the respective county or municipal superintendents of weights and measures, upon resolution of said governing bodies, shall hold their office during good behavior, and shall not be removed, discharged or reduced in pay or position except for inefficiency, incapacity, conduct unbecoming an employee or other just cause, and until the said officials shall have been furnished with the written statements of the reasons for such removal, discharge or reduction, and shall have been given a reasonable time to make written answer thereto. Nor shall such removal, discharge or reduction be made until the charge or charges shall have been examined into and found true in fact by the governing board or

Removal after
charges and
hearing.

body of such county or municipality appointing the said superintendent or superintendents, secretaries or assistant superintendents at a hearing, upon reasonable notice to the person charged, at which time he may be represented by counsel and offer testimony of witnesses or any other evidence in his own behalf.

2. All acts and parts inconsistent with this act be and the same are hereby repealed, and this act shall take effect immediately. Repealer.

Approved April 19, 1920.

CHAPTER 211.

An Act requiring lighted lamps on certain vehicles in certain cases.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Every vehicle drawn by horse, horses, or other beasts shall carry during the period from thirty minutes after sunset and thirty minutes before sunrise, and whenever fog renders it impossible to see a long distance, at least one lighted lamp on the front of such vehicle, which said lamp shall show a white light and shall be of such a nature and so displayed that it may be seen from a point at least two hundred and fifty feet distant in the direction toward which the vehicle is proceeding; and if such front lamp is so arranged that it will show a red light visible for a distance of at least two hundred and fifty feet in the direction from which the vehicle is proceeding, then no red light attached to the rear of such vehicle will be necessary. *Provided, however,* that where such front light does not show a red light visible for a distance of at least two hundred and fifty feet in the direction from which the vehicle is proceeding, then there shall be attached to the rear of such vehicle one lighted lamp showing a red light

White light
on front of
vehicles drawn
by animals.

May show
red to rear.

Proviso—
rear lamp.

Penalty for
failure to
comply.

Magistrate's
fees.

Disposition
of penalties
received.

visible for a distance of at least two hundred and fifty feet in the direction from which the vehicle is proceeding. Any person or corporation violating the provisions of this act shall be subject to a fine in any amount not less than two dollars and fifty cents and not exceeding five dollars, recoverable before any justice of the peace, magistrate or recorder or other proper officer having jurisdiction thereof; or on failure to pay fine as above, shall be subject to imprisonment not to exceed three days in the county jail. Magistrates and officers in proceedings under this act shall be entitled to the fees provided by an act entitled "An act defining motor vehicles and providing for the registration of the same and the licensing of the drivers thereof, fixing rules regulating the use and speed of motor vehicles, fixing the amount of license and registration fees, prescribing and regulating process and the service thereof and proceedings for the violation of the provisions of this act and penalties for said violations," approved April twelfth, one thousand nine hundred and six.

Money received in accordance with the provisions of this act shall be accounted for and forwarded to the treasurer or collector of taxes of the municipality within which the proceedings are taken for the punishment of the violations of this act.

2. This act shall take effect immediately.

Approved April 19, 1920.

CHAPTER 212.

An Act to provide for the government of the police force in cities of this State, other than cities of the first class.

Clerks con-
sidered mem-
bers of police
force.

1. In all cities other than cities of the first class of this State the clerks of the bureau of detectives or detective department, having charge of the filing and

docketing of police records of said detective bureau or department, including identification clerks and the person having charge of the Bertillon system of said bureau or department, and clerks or secretaries to the chief of police, shall be appointed by the board, body or official having charge of the police department therein, and shall be members of the police force of such city.

2. All such clerks of the bureau of detectives or detective department, having charge of the filing and docketing of police records of said detective bureau or department, including identification clerks and the person having charge of the Bertillon system of said bureau or department, and clerks or secretaries to the chief of police, now in the employ of such city are hereby transferred to and made a part of the police force thereof without further appointment or action, in addition to the number of policemen limited by any law for such city.

Present clerks
transferred to
force.

3. The rate of pay of such clerks of the bureau of detectives or detective department, having charge of the filing and docketing of police records of said detective bureau or department, including identification clerks and the person having charge of the Bertillon system of said bureau or department, and clerks or secretaries to the chief of police, shall be fixed at the same rate as that paid other members of the police department of said cities, who have served a like period of time in any such police department, and said clerks of the bureau of detectives or detective department, having charge of the filing and docketing of police records of said detective bureau or department, including identification clerks and the person having charge of the Bertillon system of said bureau or department, and clerks or secretaries to the chief of police, in computing their time of service, shall be credited with the number of years they have already served in the capacity of clerks of the bureau of detectives or detective department, having charge of the filing and docketing of police records of said detective bureau or department, including identification clerks and the person having charge of the Bertillon system of said bureau or department, and clerks or secretaries to

Compensation.

Years of
service.

the chief of police, the same as if they had been heretofore employed as members of said police department.

Percentage
payable to
pension fund.

4. That said clerks of the bureau of detectives or detective department, having charge of the filing and docketing of police records of said detective bureau or department, including identification clerks and the person having charge of the Bertillon system of said bureau or department, and clerks or secretaries to the chief of police, shall be subject to the payment of the percentage of their salaries to the police pension fund, and shall be entitled to full benefit thereunder.

5. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 213.

An Act for the more efficient protection of every person suffering loss, damage, or injury, as a result of an accident occurring by the reason of the ownership, maintenance or use of an auto bus upon the public highway, and for the more efficient collection of judgments secured under "An act concerning auto busses, commonly called jitneys, and their operation in cities," approved March seventeenth, one thousand nine hundred and sixteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Deposit by
companies in-
suring jitneys
against acci-
dent.

1. Any insurance or other company or mutual society or association or person or persons which insures against loss from the liability imposed upon any auto bus, operator, or user for damages on account of bodily injury or death suffered by any person or persons, as a result of an accident according to the provisions of "An act concerning auto busses, commonly called jitneys, and

their operation in cities," approved March seventeenth, one thousand nine hundred and sixteen, shall before said company insures, deposit with the Commissioner of Banking and Insurance of this State, the sum of fifty thousand dollars, in stocks, bonds, or bonds and mortgages, approved by said commissioner; *provided*, Proviso. *however*, that the provisions of this act shall not apply to any company having on deposit with the insurance department of any State in the United States a sum of not less than two hundred and fifty thousand dollars (\$250,000) in such stocks, bonds or mortgages for the protection of all its policy holders. Said commissioner Proceeds. shall hold said stocks, bonds and mortgages, for the benefit and security of the persons injured, and shall pay out of the proceeds, or cash realized from the sale of said securities, any final judgment secured by any person or persons under the aforesaid act of March seventeenth, one thousand nine hundred and sixteen.

So long as said company shall continue solvent, and comply with all the requisites of the laws of this State, and pay the judgments of people injured, the commissioner is to permit said company to collect the interest or dividends on the securities so deposited, and from time to time, with his assent, to withdraw any of such securities, on depositing with said commissioner other like securities. Interest on deposits.

When execution and levy as aforesaid is made on these securities, the commissioner is to sell said securities at the best price he can obtain at public or private sale, and transfer the moneys realized to the officer making such levy to the extent of his judgment and costs. Sale on execution.

Approved April 20, 1920.

CHAPTER 214.

An Act fixing the fees of masters in Chancery, notaries public, Supreme Court commissioners, Supreme Court examiners and commissioners of deeds in certain matters.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Fees of certain public officers.

1. From and after the passage of this act, masters in Chancery, notaries public, Supreme Court commissioners, Supreme Court examiners and commissioners of deeds, shall receive for their services upon taking affidavits, depositions, or for the examination of witnesses, in any matter or proceeding in any of the courts of this State, or by any judge thereof, the following fees:

For administering each oath, twenty-five cents;

For examination of witnesses, thirty cents per folio;

For each copy of testimony, ten cents per folio;

For certifying each exhibit shown to witness, fifteen cents.

Taking acknowledgments.

2. That masters in Chancery, notaries public, and commissioners of deeds shall receive for their services, for taking acknowledgments and affidavits, the following fees:

For taking proof of a deed, one dollar;

For taking an acknowledgment of a deed, one dollar;

For taking an affidavit, twenty-five cents;

For taking acknowledgment of warrant to satisfy judgment, one dollar;

For taking an acknowledgment to a foreign deed, one dollar.

2. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 215.

An Act prescribing the official oaths of all public officers.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. In addition to any official oath that may be specially prescribed, every person hereafter elected or appointed to any public office in this State or in any county or municipality therein shall, before he enters upon the execution of his said office, take and subscribe the oath of allegiance set forth in paragraph I of the act entitled "An act prescribing certain oaths," and shall also take and subscribe the following oath, to wit:

Oath of
allegiance
prescribed.

"I do solemnly swear (or affirm, as the case may be) that I will support the Constitution of the United States and the Constitution of the State of New Jersey, and that I will faithfully, impartially and justly perform all the duties of the office of, according to the best of my abilities and understanding. So help me God."

Form of
oath.

2. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 216.

An Act to amend an act entitled "An act to provide for municipal plan and art commissions in the third class cities, fourth class cities, boroughs, towns, townships and incorporated villages of this State, and defining the powers of such commissions and limiting the powers of the local municipalities as to the matters properly acted upon by such commissions," approved April sixth, one thousand nine hundred and fifteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 3
amended.

1. Section three of the act to which this is an amendment is hereby amended to read as follows:

Petition for
election to
have plan and
art commis-
sion.

3. After January first, one thousand nine hundred and twenty-one, in every municipality mentioned in section one of this act, which shall not have constituted a municipal plan and art commission in the manner prescribed in section two of this act, legal voters residing therein in number equaling or exceeding twenty per centum of the votes cast in the last preceding election for municipal officers may, by petition addressed to the clerk of the county in which such municipality is located, call an election of the legal voters of such municipality to vote on the question as to whether such municipality shall have a municipal plan and art commission under the provisions of this act. Such petition, with the execution thereof proven by the oath of one or more witnesses, shall be filed with said county clerk. The election shall be held at the same time as the next succeeding election of members of the General Assembly of the State of New Jersey, following the filing of said petition and by the same election officers. The ballot shall read as follows:

When elec-
tion held.

Ballots.

	For the appointment of a Municipal Plan and Art Commission, to serve without pay.
	Against the appointment of a Municipal Plan and Art Commission, to serve without pay.

and shall be printed on and as a part of the regular official ballot. If a cross-mark shall be placed in the square opposite the words "For the appointment of a Municipal Plan and Art Commission, to serve without pay," the vote shall be recorded as in favor of the proposition. If a cross-mark shall be placed in the square opposite the words "Against the appointment of a Municipal Plan and Art Commission, to serve without pay," the vote shall be regarded as against the proposition. The result of such election shall be declared by a certificate or certificates signed by the election officers conducting such election and within three days after such election, such certificate or certificates shall be filed with said county clerk, and a duplicate of such certificate or certificates shall, within said three days, also be filed with the mayor, or other head of the governing body of the municipality. If the majority of the votes cast at any such election on the question of appointing a commission under the provisions of this act shall be in favor of the appointment of a municipal plan and art commission, such municipal plan and art commission shall be appointed by the mayor, or other head of the municipality, with the advice and consent of the council, or other similar body in such municipality, within sixty days after the date of such election.

Voting.

Result filed.

If decided
in affirmative,
commission
appointed.

2. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 217.

416-C-217
A-23-193

416-C-217
A-23-193

416-C-217
R-25-99
R-25-100

A Supplement to an act entitled "An act for the protection of certain kinds of birds, game and fish, to regulate their method of capture and provide open and closed seasons for such capture and possession (Revision of 1903)," approved April fourteenth, one thousand nine hundred and three.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Ring-necked
pheasant
protected.

Penalty.

1. It shall be unlawful for a period of five years for any person to capture, kill, injure or destroy any pheasant, commonly known as the ringed-neck pheasant, within the limits of Delran, Chester and Cinnaminson townships, in the county of Burlington, and the township of Pensauken, in Camden county, and also within the territory lying adjacent to the said townships and extending not more than one mile outward from the borders of the said townships, under a penalty of twenty dollars for each ring-neck pheasant captured, killed, injured or destroyed, to be recovered as provided in and by an act entitled "An act to provide a uniform procedure for the enforcement of all laws relating to fish, game and birds, and for the recovery of penalties for violations thereof," approved March twenty-ninth, one thousand eight hundred and ninety-seven, and the acts supplementary thereto and amendatory thereof.

2. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 218.

A Supplement to an act entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. There may be created in each municipality as defined in the act to which this act is a supplement the office of market commissioner. The market commissioner shall be appointed by the governing body of the municipality and shall hold his office for a term of one year. His salary shall be fixed by the governing body of the municipality.

Market commissioner.

Term.

2. It shall be the duty of the market commissioner to gather data, make investigations and obtain information as to prevailing prices of food stuffs and commodities and to daily publish in his municipality a fair price list, giving in detail what, in his opinion, as a result of his investigation, prices for food stuffs should be in such municipality from day to day.

Duties.

3. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 219.

An Act to amend an act entitled "An act concerning counties," approved March fourth, one thousand nine hundred and eighteen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Section 1320
amended.

Liability dur-
ing repairs.

Proviso.

Proviso.

Proviso.

Proviso.

1. Section one thousand three hundred and twenty of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

1320. Whenever it shall be necessary to repair or rebuild any bridge or viaduct in this State over any navigable river or water, the public authorities, corporation or person so repairing or rebuilding such bridge or viaduct shall not be liable for damages occasioned by obstructing or stopping navigation; *provided*, the said repairs or rebuilding, obstructing or stopping of navigation be done between the first day of November and the first day of January; *and provided, further*, that said repairs or rebuilding be prosecuted with all practical dispatch; *and provided, further*, that notice of such intended repairs or rebuilding be given at least three weeks prior to commencing the work, by publishing a notice thereof in some newspaper circulating in the county adjacent to such bridge or viaduct; *and provided, further*, that this section shall not apply to any navigable river or water where the depth of water of said river or water in the channel thereof where any bridge is now erected is not less than four feet and six inches at mean high tide.

2. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 220.

A Supplement to an act entitled "An act respecting the Orphans' Court, and relating to the powers and duties of the ordinary and the Orphans' Court and surrogates" (Revision of 1898), approved June fourteenth, one thousand eight hundred and ninety-eight.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. The judge of the Orphans' Court of any county in this State shall, upon the request of any attorney or counselor at law employed in any proceeding in said court, appoint a competent stenographer to exactly and truly take notes and record verbatim the evidence in any such proceeding, excepting, however, the argument of counsel, and, when requested, shall make and furnish true transcripts of such testimony to the judge and to each of the parties in said cause; such stenographer shall receive for such transcripts of testimony the same fees as are now paid to the stenographer of the Circuit Court in such county for transcripts of testimony.

Stenographer
in proceeding,
in Orphans'
Court.

2. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 221.

An Act to amend an act entitled "An act concerning Municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Article 13
amended.

1. Article thirteen of the act to which this act is an amendment is hereby amended by adding a section, to be known as section eight, to read as follows:

Grant leave
of absence.

8. The governing body of every municipality shall, in their discretion, have power and authority to grant temporary leave of absence, with pay, to any officer, employee, servant or agent of such municipality who receives a fixed annual compensation; *provided, however*, that said temporary leave of absence shall not be granted at any one time for a greater period than three months; *and also provided*, that where it is necessary for the municipality to employ a substitute in place of the officer, employee, servant or agent to whom said leave of absence has been granted, there shall be first deducted from the salary of such officer, employee, servant or agent the salary paid to said substitute. Wherever, in any municipality, leave of absence may have been heretofore granted to any officer or employee of such municipality for a greater period than three months, and such officer or employee has been paid his salary or wages, the payment thereof is hereby validated, notwithstanding the provisions of any other law of this State.

Proviso.

Proviso.

Former leaves
validated.

2. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 222.

An Act to amend an act entitled "An act to amend 'An act to establish a thorough and efficient system of free public schools, and to provide for the maintenance, support and management thereof,' approved October nineteenth, one thousand nine hundred and three," approved April tenth, one thousand nine hundred and nineteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section two hundred and fifty-one of Article XXVIII of the act to which this act is an amendment is hereby amended as follows:

Section 251
amended.

251. (1) A member who has attained the age of sixty-two (62) may retire upon his request or, upon the request of his employer, shall be retired from the service if a written statement duly attested is filed by him or by his employer with the board of trustees setting forth at what time subsequent to the execution and filing thereof he or his employer desires such retirement. The board of trustees shall retire said member at the time specified or at such other time within thirty days after the date so specified as the board of trustees may find advisable. Any present-entrant who is not covered by the tenure of office law who prior to the first day of November, one thousand nine hundred and nineteen, shall become a member of the retirement system, and who shall be credited in his prior-service certificate with thirty-five or more years of service, who shall lose his position before attaining the age of sixty-two (62) years, shall be retired on a total retirement allowance of one-half of his average salary. *Provided, however,* that any present-entrant, irrespective of his or her age, who so desires and who has had thirty-five years of service as a teacher to his

Retirement
at 62 years.

Proviso.

or her credit, the last twenty-five years of which service shall have been performed in this State, shall be retired from active service and shall receive all the benefits of this act as now provided for members over the age of sixty-two (62) years as if said member were over the age of sixty-two (62) years; excepting that such retirement allowance (other than the additional pension provided by paragraph (d) sub-section (3) of this section) shall not exceed one-seventieth the average of the salary of such member, for the last five years, for each year of service.

Retirement
at 70 years.

(2) After the first day of January of the year nineteen hundred and twenty-six, each and every member who has attained or shall attain the age of seventy (70) shall be retired by the board of trustees from the service forthwith, or at such time within a year thereafter as it shall deem advisable.

Allowance
to present-
entrant:

(3) Upon superannuation retirement a present-entrant shall receive a retirement allowance which shall consist of:

Annuity;

(a) An annuity which shall be the actuarial equivalent of his accumulated deductions at the time of his retirement.

Pension;

(b) A pension in addition to the annuity, of one one-hundred and fortieth ($1/140$ th) of his average salary multiplied by the number of years of service he has rendered since he became a member.

Further pen-
sion:

(c) A further pension of one-seventieth ($1/70$ th) of his average salary multiplied by the number of years of service certified on his prior-service certificate.

Additional
pension.

(d) And if such person shall have been a member of the Teachers' Retirement Fund prior to his becoming a member of the retirement system, a further additional pension which shall be the actuarial equivalent of the contributions without interest, which he paid to the Teachers' Retirement Fund prior to the first day of September, nineteen hundred and nineteen, which he has not otherwise received.

Allowance to
new-entrant:

(4) Upon superannuation retirement a new-entrant shall receive a retirement allowance which shall consist of:

(a) An annuity which shall be the actuarial equivalent of his accumulated deductions at the time of his retirement, and Annuity;

(b) A pension, in addition to the annuity, of one one-hundred and fortieth ($\frac{1}{140}$ th) of his average salary multiplied by the number of years of his total service. Pension;

(5) The total retirement allowance granted to a person with twenty or more years of service who has attained the age of sixty-two (62) shall in no case be less than four hundred dollars per annum. Minimum allowance.

Disability Retirement.

(6) Retirement for disability of a teacher who is a member shall be made by the board of trustees upon the application of his employer or upon his own application or that of a person acting in his behalf, on a disability allowance if he is under the age of sixty-two (62) years; *provided*, the board of trustees, after a medical examination of said member, made at the place of his residence within the State or other place mutually agreed upon, by a physician or physicians designated by said board, shall determine upon the basis of a report submitted by said physician or physicians that the said member is physically or mentally incapacitated for the performance of duty and that said member ought to be retired; *and further, provided*, that the said member has rendered ten years of service as a teacher in New Jersey, and if he is a new-entrant, has also been a member of the retirement system for ten years. Retirement for disability

Should the applicant for a disability retirement be dissatisfied with the decision of the board of trustees, appeal may be made to the State Board of Education and the decision of the latter shall be final and binding upon all parties. Proviso.

(7) On retirement for disability, a teacher who is a member shall receive a retirement allowance which shall consist of: Right of appeal.

(a) An annuity which shall be the actuarial equivalent of his accumulated deductions at the time of his retirement; Retirement allowance for disability:

(a) An annuity which shall be the actuarial equivalent of his accumulated deductions at the time of his retirement; Annuity:

Pension:

(b) A pension which together with his annuity provided under the paragraph immediately preceding shall be sufficient to produce a retirement allowance of one-seventieth of his average salary multiplied by the number of years of his total service, but not less than three hundred dollars per annum or thirty per centum of said average salary, with the exception that in no case shall the allowance exceed nine-tenths of the rate of retirement allowance to which he might have been entitled had retirement been deferred until the age of sixty-two (62).

Further pension.

(c) And if such person shall have been a member of the Teachers' Retirement Fund prior to his becoming a member of the retirement system, a further additional pension, which shall be the actuarial equivalent of the contributions without interest, which he paid to the Teachers' Retirement Fund prior to the first day of September, nineteen hundred and nineteen, which he has not otherwise received.

Medical examination of teacher retired for disability.

(8) Once each year during the first five years following the retirement of the teacher on a disability allowance and once in every three-year period thereafter, the board of trustees may, and upon his application shall, require any disability beneficiary who is under the age of sixty-two (62) years to undergo medical examination by a physician or physicians designated by the board of trustees, said examination to be made at the place of residence of said beneficiary or other place mutually agreed upon. Should such physician or physicians thereupon report and certify to the board of trustees that such disability beneficiary is not totally incapacitated either physically or mentally for the performance of duty and that such disability beneficiary is engaged or is able to engage in a gainful occupation and should the board of trustees concur in such report, then the amount of his retirement allowance shall be reduced to an amount which, when added to the amount then earned by him shall not exceed the amount of his average salary. Should his earning capacity be later changed, then the amount of his retirement allowance may be further altered; *provided*, that the new retirement allowance shall not exceed the amount

If found able to work.

Change of allowance.

Proviso.

of the retirement allowance originally granted or an amount which when added to the amount earned by the beneficiary, exceeds the amount of his average salary. Should a disability beneficiary who is under the age of sixty-two (62) years refuse to engage in a gainful occupation when qualified so to do and further refuses a position in the public schools offered to him, the board of trustees may reduce his retirement allowance to half of its former rate.

Refusal to work.

(9) Should any disability beneficiary, under the age of sixty-two (62) years, refuse to submit to a medical examination as provided under the subsection immediately preceding, his retirement allowance may be discontinued until his withdrawal of such refusal, and should such refusal continue for one year, all his rights in and to such retirement allowance may be forfeited.

Refusal to be examined.

(10) Should a disability beneficiary be restored to active service at a salary equal to that formerly received, his retirement allowance shall cease, and he shall again become a member of the retirement system, and his annuity reserve shall be transferred from the annuity reserve fund to the annuity savings fund, and credited to his individual account as a part of his accumulated deductions in the latter fund, and he shall contribute to the said fund thereafter in the same manner and at the same rate as he paid upon his disability. Upon his restoration to active service his pension reserve in the pension reserve fund shall be transferred to the pension accumulation fund. His prior-service certificate on the basis of which his service was computed at the time of his retirement shall be renewed and shall again be in full force and effect, and in addition upon his subsequent retirement he shall be credited with all his service as a member subsequent to the period covered by his prior-service certificate, anything to the contrary in this act notwithstanding. Withdrawal and Death Benefits.

Restoration service.

(11) A contributor who withdraws from service or ceases to be a teacher for any cause other than death or retirement shall be paid on demand the ac-

Paid accumulated deductions.

accumulated deductions standing to the credit of his individual account in the annuity savings fund.

Withholding
deductions.

(12) The board of trustees may, in its discretion, withhold for not more than one year after a member last rendered school service all or part of his accumulated deductions, if, before he last became a member, he withdrew from the annuity savings fund all or part of his accumulated deductions and failed to redeposit such withdrawn amount to the credit of his individual account in such fund.

Dying before
retirement.

(13) Should a contributor die before retirement, his accumulated deductions shall be paid to his estate or to such person having an insurable interest in his life as he shall have nominated by written designation duly executed and filed with the board of trustees.

Optional Benefits.

Exercise
option at
retirement:

(14) At the time of his retirement, any contributor may elect to receive his benefits in a retirement allowance payable throughout life, or he may on retirement elect to receive the actuarial equivalent at that time of his annuity, his pension or his retirement allowance in a lesser annuity, or a lesser pension, or a lesser retirement allowance, payable throughout life with the provision that:

Option 1:

Option 1. If he dies before he has received in payments the present value of his annuity, his pension or his retirement allowance as it was at the time of his retirement, the balance shall be paid to his legal representatives or to such person having an insurable interest in his life as he shall nominate by written designation duly acknowledged and filed with the board of trustees.

Option 2:

Option 2. Upon his death, his annuity, his pension or his retirement allowance shall be continued throughout the life of and paid to such person having an insurable interest in his life as he shall nominate by written designation duly acknowledged and filed with the board of trustees at the time of his retirement.

Option 3:

Option 3. Upon his death, one-half of his annuity, his pension or his retirement allowance shall be continued throughout the life of and paid to such person

having an insurable interest in his life as he shall nominate by written designation duly acknowledged and filed with the board of trustees at the time of his retirement.

Option 4. Some other benefit or benefits shall be paid either to the member or to such person or persons as he shall nominate, provided such other benefit or benefits, together with the lessor annuity or lesser pension or lesser retirement allowance, shall be certified by the actuary to be of equivalent actuarial value to his annuity, his pension or his retirement allowance and shall be approved by the board of trustees.

Benefits of Teachers Now Retired.

(15) All pensions payable prior to the month of September, nineteen hundred and nineteen, by the State under the provisions of chapter 268, P. L. 1914, shall, beginning with said month, be paid from the pension fund created by this article and all such pensions as are below four hundred dollars shall be increased to and be paid at the rate of four hundred dollars.

Payments
from pen-
sion fund.

(16) Should the Teachers' Retirement Fund by reason of insolvency or liquidation cease to pay in full the annuities granted and theretofore paid by said fund, there shall be paid out of the pension fund created by this article to persons who shall have been annuitants of said Teachers' Retirement Fund from a date prior to the first day of September, nineteen hundred and nineteen, such part or all of such annuities as the said Teachers' Retirement Fund shall have ceased to pay; *provided*, that neither all nor any part of the amount of any reduction in the annuity therefore payable by the said Teachers' Retirement Fund shall be paid out of the said pension fund, unless there is in effect a corresponding and proportionate reduction by the said Teachers' Retirement Fund in the annuity of, and payment thereof to, each and every person retired by the Retirement Fund; *provided, further*, that the board of trustees shall be the sole judge as to whether the amount of any allowance which would thereby become payable out of the pension fund corresponds to the amount of reduction by the Teachers' Retirement Fund in the al-

If retirement
fund fails.

Proviso.

Proviso.

lowance of the same person due to the insolvency or liquidation of said fund.

2. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 223.

An Act to provide for the marking and stamping of crates, baskets, and carriers in which fruits and vegetables to be sold or offered or exposed for sale are packed, and to provide a penalty for the violation thereof.

Preamble.

WHEREAS, Numerous frauds are practiced on the public in the packing of fruits and vegetables placed in crates, baskets and carriers for the purpose of sale, and

Preamble.

WHEREAS, It is deemed expedient to regulate the sale of fruits and vegetables so packed, with the end in view of suppressing said frauds; therefore,

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Name and address of packer on receptacles.

1. Any person who shall pack or cause to be packed fruits or vegetables in crates, covered baskets and carriers, for the purpose of selling, offering or exposing for sale said fruits or vegetables so packed, shall plainly and conspicuously mark or stamp in lettering not less than three-eighths of an inch in size, on the outside or top of the said crates, baskets or carriers his name and address.

Other marks removed.

2. Before so marking or stamping his name and address on any basket, crate or carrier, said packer shall remove all other names and addresses therefrom, excepting the name and address of the manufacturer of said basket, crate or carrier.

3. Any person violating any of the provisions of this act shall be liable to a penalty of fifty dollars for each offense, to be recovered in an action in debt, to be brought by the State Superintendent of Weights and Measures or by the county or the municipal superintendent of weights and measures of the county or the municipality in which such violation occurs, for the use of the State of New Jersey, and the penalty, when recovered, shall be paid to the State Superintendent of Weights and Measures and by him paid into the treasury of the State as other moneys are paid.

Penalty.

429-3
A-21-155

4. The word "person" as used in this act shall include corporations, co-partnerships and associations.

"Person" defined.

5. This act shall become effective on the first day of June, nineteen hundred and twenty.

Act in effect.

Approved April 20, 1920.

CHAPTER 224.

An Act to amend "An act for the assessment and collection of taxes" (Revision of 1918), approved March fourth, one thousand nine hundred and eighteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section six hundred and two of Article VI of the act of which this act is amendatory, be and the same is hereby amended to read as follows:

Section 602 amended.

602. Taxes, except the poll tax, shall be payable one-half of the amount thereof on the first day of April, which if not paid on or before the first day of June will become delinquent on that date, and the taxpayer or property assessed will be subject to the penalties hereinafter prescribed. The remaining half of said taxes shall be paid on or before the first day of December,

When taxes payable.

after which date, if unpaid, they shall become delinquent and the taxpayer or property subject to the same penalties.

Poll tax. The poll tax levied in accordance with section two hundred and one of this act shall be payable on the first day of April and if not paid on or before the first day of June, will be subject to all of the penalties hereinafter prescribed.

Section 613 added. 2. Article VII of the act of which this act is amendatory, be and the same is hereby amended by adding thereto a new section, to be known as section six hundred and thirteen, which new section shall read as follows:

Remissions. 613. All remissions granted by the county board of taxation shall be credited on the second half of the tax.

Repealer. 3. All acts and parts of acts inconsistent with the provisions of this act be and the same are hereby repealed.

4. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 225.

An Act to amend an act entitled "An act to establish the State Board of Taxes and Assessment and to consolidate therein the Board of Equalization of Taxes of New Jersey and the State Board of Assessors," approved April eighth, one thousand nine hundred and fifteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 4 amended. 1. Section four of the act to which this is an amendment is hereby amended to read as follows:

Membership. 4. The board hereby created shall consist of five members, who shall be citizens of the State, not more than three of whom shall belong to the same political party. One of the appointees shall be designated by the Governor as president of the board and shall so act during

President of board.

his term of office. They shall be appointed by the Governor, by and with the advice and consent of the Senate for the following terms, to commence on the first day of July, one thousand nine hundred and fifteen: One for one year, two for two years, two for three years. Annually thereafter members shall be appointed by the Governor, by and with the advice and consent of the Senate, for a term of three years. Vacancies shall be filled for unexpired terms. Each member appointed, shall, before entering upon the performance of his duties, file with the Secretary of State, an oath taken before a justice of the Supreme Court that he will faithfully discharge the duties of his office, and that he is not directly or indirectly interested in any railroad or canal company. Each of the members of the board shall receive an annual salary of four thousand dollars, except the president who shall receive five thousand dollars.

Appointment
and terms.

Vacancies.

Oath.

Salaries.

2. All acts and parts of acts inconsistent with the provisions of this act, be and the same are hereby repealed.

Repealer.

3. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 226.

An Act to validate school district bonds issued under certain circumstances.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. All bonds of school districts voted prior to March twenty-fourth, one thousand nine hundred and seventeen, and thereafter sold and delivered in substantial compliance with the provisions of the Constitution and the laws in force immediately prior to July first, one thousand nine hundred and seventeen, the proceeds of which at not less than par and accrued interest have

Bond issue
validated.

been received by the proper custodians, are hereby ratified, validated and confirmed, notwithstanding the provisions of chapter 111, Pamphlet Laws of one thousand nine hundred and seventeen, approved March twenty-fourth, one thousand nine hundred and seventeen, and in force July first, one thousand nine hundred and seventeen, were not complied with in the issuance and sale thereof.

2. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 227.

An Act to amend an act entitled "An act to secure the purity of foods, beverages, confectionery, condiments, drugs and medicines, and to prevent deception in the distribution and sales thereof" (Revision of 1907), approved May twentieth, one thousand nine hundred and seven.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Section 25
amended.

Samples fur-
nished in-
spectors.

If request not
granted, de-
mand made.

1. Section twenty-five of the act to which this act is an amendment is hereby amended to read as follows:

25. Every person who shall distribute or sell, or offer for distribution or sale, or have in his possession with intent to distribute or sell, any article of food or drug, shall, on the request therefor and the tender of the value thereof by any chief or other inspector appointed under the authority of this act, deliver to such chief or other inspector so much of any such article of food or drug as said chief or other inspector may request; if such request shall not be immediately granted, said chief or other inspector shall thereupon have the power to demand and take so much or any such article of food or drug as such chief or other inspector may think proper,

he, at the time of said demand and taking, tendering to the person in charge of such article of food or drug what he may deem to be the reasonable value thereof; said chief or other inspector shall, at the time of the delivery to him of such article of food or drug, or of his demanding and taking the same, divide the sample so delivered or demanded and taken in the presence of the person of whom the request or demand was made, or of a witness or witnesses, into two or more parts, and shall duly seal two or more of said parts each in a suitable can, vessel or package, and, at the time of taking such sample, shall tender, and, if accepted, shall deliver one part to the person of whom the request or demand was made, with a statement in writing, signed by said chief or other inspector, that such sample is taken for the purpose of examination; and in any prosecution of any person for the violation of any provision of this act no proof of any analysis thereof shall be given in evidence by the prosecutor unless a part of the sample shall have been sealed up and tendered, with such writing as aforesaid, to the person of whom the request or demand was made; *provided, however*, that in any prosecution for the sale of food or drug in violation of this act, proof of the analysis of the article so sold may be given in evidence on the part of the prosecutor, notwithstanding the fact that the purchase of such article may have been made by some person other than the chief or other inspector appointed under the authority of this act, if such article so sold in violation of this act shall immediately after such sale be delivered by the person so purchasing said article to the chief or any other inspector appointed under the authority of this act, and said chief or other inspector shall, upon such delivery to him, in the presence of the person from whom the request or demand was made, or of a witness or witnesses, which witness may be the person who made the said purchase, divide the said article into two or more parts, and shall duly seal two or more of said parts, each in a suitable can, vessel or package, and shall tender, and, if accepted, shall deliver to the person who sold the said article one part of such sample, with

Sample
divided.

Sample sealed.

Proviso.

Inspection
of milk.

May take
sample.

Proviso.

a statement, in writing, signed by said chief or other inspector, that such sample is taken for the purpose of examination; the chief and every other inspector appointed under the authority of this act, whenever he has reason to believe that any of the provisions of this act concerning the sale or distribution of milk or cream, or the offering or exposing of milk or cream for sale, or the having of milk or cream in possession for the purpose of sale, is being violated, shall have power to open any can, vessel or package containing such suspected milk or cream, whether the can, vessel or package be sealed or locked or not, and whether it be in transit or not; and if, upon inspection, he shall believe that such milk or cream is being distributed or sold, or had in possession with intent to distribute or sell, or offered or exposed for sale, contrary to any of the provisions of this act, he may, in the presence of one or more witnesses, take a sample thereof and seal it in a can, vessel or package, and send the sample thus enclosed and sealed for analysis to any chemist appointed under the authority of this act; *provided, however*, that when any such chief or other inspector shall seize or take for inspection any milk in transit from the dairy to the receiving station or creamery, he shall proceed to take the same to such receiving station or creamery and cause all of such milk so seized to be poured in one vessel and thoroughly mixed and take a composite sample of the same for such analysis; he may also, in any such case, condemn such milk or cream and pour it upon the ground. (a).

Approved April 20, 1920.

CHAPTER 228.

A Supplement to "An act respecting surrogates" (Revision), approved April fifteenth, one thousand eight hundred and forty-six.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. The surrogate of any county of this State may, in his discretion, from time to time select and appoint from among the employees in his office, some competent person to be known as special deputy surrogate, who shall bear the title and possess the powers herein created, during the pleasure of the surrogate of such county, for the time being, and who shall have power to take oaths and affirmations in as full a manner as the surrogate could; *provided, however*, that before such employee shall exercise such power he or she shall take and subscribe the following oath before one of the judges of the Court of Common Pleas of said county:

Deputy
surrogate.

Proviso.

"I,, being selected by the surrogate of the county of to take oaths and affirmations and designated special deputy surrogate, do solemnly swear (or affirm, as the case may be), that I will truthfully, faithfully and impartially exercise the power so conferred upon me, according to the best of my skill and understanding, so help me God."

Oath.

Which oath or affirmation shall, by the judge before whom the same is taken, be deliver or safely transmitted to the Secretary of State to be filed among the public papers of his office.

Oath filed.

2. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 229.

An Act to enable cities to regulate and limit the height and bulk of buildings, to regulate and determine the area of yards, courts and other open spaces, and to regulate and restrict the location of buildings for trades and industries.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Building
regulations.

City dis-
tricted.

Regulations.

Design of
regulations.

Considera-
tions.

1. The common council or governing commission of cities shall have power to regulate and limit the height and bulk of buildings hereafter erected and to regulate and determine the area of yards, courts and other open spaces. The common council or governing commission may divide the city into districts of such number, shape and area as it may deem best suited to carry out the purposes of this section. The regulations as to the height and bulk of buildings and the area of yards, courts and other open spaces shall be uniform for each class of buildings throughout each district. The regulations in one or more districts may differ from those in other districts. Such regulations shall be designed to secure safety from fire and other dangers and to promote the public health and welfare, including provision for adequate light, air and convenience of access. The common council or governing commission shall pay reasonable regard to the character of buildings erected in each district, the value of the land and the use to which it may be put to the end that such regulations may promote public health, safety and welfare and the most desirable use for which the land of each district may be adapted and may tend to conserve the value of the buildings and enhance the value of land throughout the city.

2. The common council or governing commission of cities shall also have the power to regulate and restrict the location of buildings designed for specified uses, as well as the location of trades and industries, and may divide the city into districts of such number, shape and area as it may deem best suited to carry out the purposes of this section. For each such district regulations may be imposed designating the uses for which buildings may not be erected or altered, and designating the trades and industries that shall be excluded or subjected to special regulations. Such regulations shall be designed to promote the public health, safety and general welfare. The common council or governing commission shall give reasonable consideration, among other things, to the character of the district, its peculiar suitability for particular uses, the conservation of property values, and the direction of building development in accord with a well-considered plan; *provided, however*, no such regulation or restriction shall become effective in any city until after a public hearing, notice of which has been published for not less than two weeks in one or more newspapers of general circulation printed and published in such city, and if there be no newspaper printed and published in such city then in one or more newspapers having a general circulation in such city.

Location of trades and industries.

Uses.

Suitability.

Proviso.

3. The common council or governing commission of cities accepting the provisions of this act shall appoint a commission to be known as "Commission on Building Districts and Restrictions," to consist of three members for a term of four years. The members of such commission on building districts and restrictions shall consist of three members, of whom one shall be appointed chairman. Such members shall be paid an annual salary of twenty-five hundred dollars per year, except that the chairman shall be paid three thousand dollars per year.

Commission.

Membership.

Salary.

4. The common council or governing commission may from time to time, after public notice and hearing, amend, supplement or change said regulations or districts. Such proposed amendment, supplement or change, however, must first be referred to the commission on building districts and restrictions for consideration and report before final action shall be taken thereon

May change regulations.

by said common council or governing commission. But in case a protest against a proposed amendment, supplement or change be presented, duly signed and acknowledged by the owners of twenty per centum or more of the frontage of the property proposed to be altered, or by the owners of twenty per centum of the frontage upon the street immediately in the rear thereof, or by the owners of twenty per centum of the frontage directly opposite the property proposed to be altered, such amendment shall not be passed except by a three-quarters vote of the common council or governing commission.

As to streets
and paving.

5. Such commission on building districts and restrictions shall investigate and examine into the opening, grading, widening, lighting and paving of streets and sidewalks and shall make recommendations to the governing body from time to time of any such improvements as in their opinion will advance the welfare of such city or the inhabitants thereof.

May waive
restrictions.

6. Such commission on building districts and restrictions and the governing body shall have power and authority in exceptional cases in their discretion to waive any of the regulations or restrictions theretofore adopted or imposed, but only after a public hearing and upon the unanimous vote of all the members thereof.

Secretary and
assistants.

7. Such commission on building districts and restrictions is authorized to employ a secretary and such clerical and other assistants as may be agreed upon by the members of such commission and such governing body is hereby authorized to appropriate and raise such sum or sums of money as may be necessary for the support of such commission as other appropriations are made and raised.

City plan
not affected.

8. This act shall not be construed so as to limit or abridge any right, power or authority conferred or vested in city plan commissions in cities of this State.

Local ordi-
nances to
govern.

9. Wherever the provisions of any ordinance or regulation adopted by the common council or governing commission under the provisions of this act impose requirements for lower height of buildings or a less percentage of lot that may be occupied, or require wider

or larger courts or deeper yards than are imposed or required by existing provision of law or ordinance, the provision of such local ordinance or regulation adopted under the provision of this act shall govern. Where, however, the provisions of the New Jersey tenement house law, the building code or other ordinance or regulation of any city impose requirements for lower height of building, or less percentage of lot that may be occupied, or require wider or larger courts or deeper yards than are required by any ordinance or regulation which may be adopted by the common council or governing commission under the provision of this act, the provision of said New Jersey tenement house law or said building code or other ordinance or regulation shall govern.

When building code to govern.

10. All acts and parts of acts inconsistent with the provisions of this act and more especially an act entitled "An act to enable cities of the first and second class to regulate and limit the height and bulk of buildings, to regulate and determine the area of yards, courts and other open spaces, and to regulate and restrict the location of trades and industries," approved February twenty-seventh, one thousand nine hundred and eighteen, are hereby declared inoperative in any city where the provisions of this act shall have been adopted as hereinafter provided; *provided, however*, that if any provision of this act shall be declared invalid, it shall not affect the remainder of this act, but the same shall continue in full force and effect.

Acts inoperative.

Proviso.

11. This act shall take effect immediately, but its provisions shall remain inoperative in any city of this State until adopted by a majority vote of the legal voters thereof at an election under the same conditions as provided in sections six and seven of an act entitled "An act relative to the division of the uniform fire-fighting force, of cities of the first class in this State, into two platoons," approved February eighteenth, one thousand nine hundred and sixteen.

Referendum.

Approved April 20, 1920.

CHAPTER 230.

A Supplement to an act entitled "An act relating to, regulating and providing for the government of cities, towns, townships, boroughs, villages and municipalities governed by boards of commissioners or improvement commissions in this State," approved April twenty-fifth, one thousand nine hundred and eleven, the title whereof was amended to read as above by act approved April second, one thousand nine hundred and twelve.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Identification
of candidates
having same
name.

1. Whenever after the passage of this act at any election held for the purpose of electing the commissioners provided for under the act to which this act is a supplement, persons bearing the same name shall be nominated for the office of commissioner, it shall be lawful for any or either of such persons to file with the municipal or city clerk a statement in writing containing not more than six words as a means of identification of such candidate. The statement or designation so filed with the city clerk shall be printed upon the official ballot to be used at such election.

2. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 231.

An Act to amend an act entitled "An act to establish a thorough and efficient system of free public schools, and to provide for the maintenance, support and management thereof," approved October nineteenth, one thousand nine hundred and three.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. Section seventy-nine of the act of which this act is amendatory, and as same was amended by chap. 1, P. L. 1919, be and the same is hereby amended to read as follows:

Section 79
amended.

79. An election of members of the board of education shall be held in each township, incorporated town or borough school district, on the second Tuesday in February in each year, at a schoolhouse or such other convenient public place within the district as may be selected by the board of education. In case the second Tuesday falls on a holiday, the election shall be held on the following Wednesday. In any school district where the enrollment of school pupils exceeds one thousand, the board of education of such school district, in its discretion, may select an additional schoolhouse or schoolhouses or such other additional convenient public place or public places within the district for such election or for any special meetings of the legal voters of the district. Not less than seven notices of such election, specifying the day, time and place or places thereof, shall be posted by the district clerk at least ten days before the date of such election; one of such notices shall be posted on each schoolhouse within the district and at such other public places therein as the board of education of such district shall direct. Any district clerk who shall fail to post notices calling said election as required by this section shall pay a fine of twenty

Election of
school trustees
in townships,
etc.

Where held.

Notices
posted.

Penalty for
failure to
post.

New Jersey State Library

dollars, to be recovered in a court for the trial of small causes by any resident of said school district. A plurality of the votes cast shall be sufficient to elect a member of a board of education.

Voting
districts.

Whenever the board of education in any school district shall, under and by the authority of this act, establish two or more voting places in said district, they shall also and at the same time establish the lines of voting districts in said school district and shall give public notice thereof in the same manner as is herein otherwise provided for notice to be given of school meetings and elections. No person shall vote at any such election elsewhere than at the place designated for voters of the voting district in which said person resides.

2. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 232.

An Act relating to aliens.

Preamble.

WHEREAS, Alien subjects of a state or power at war with the United States have purchased lands within this State in reliance upon the laws and proclamations of the United States, and in other cases lands in this State would have descended to such aliens.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Validity of
purchases by
aliens.

I. That all purchases of lands, tenements and hereditaments within this State made in good faith before or after the passing of this act by any alien, the subject of any state or power at war with the United States at the time of such purchase, shall be deemed and held as good and effectual to all intents and purposes as if said alien were an alien friend, provided such alien was

at the time of such purchase lawfully entitled under the acts and proclamations of the Government of the United States to transact business in this State.

2. Any such alien to whom any lands in this State may descend or may have descended, or would have descended, or would hereafter descend, if such alien were a natural born citizen of the United States, or to whom any land may have been, or may hereafter be devised, shall and may have and hold the same to him, her or them, and his, her or their heirs and assigns forever, as fully to all intents and purposes as any natural born citizen of the United States might, may or can do, provided such alien was at the time of such descent or devise lawfully entitled under the acts and proclamations of the Government of the United States to transact business in this State.

Holding land
received by
descent.

3. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 233.

An Act to amend an act entitled "An act to provide for the incorporation and regulation of Provident Loan Associations," approved March twenty-eighth, one thousand nine hundred and four.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. Section eight of the act to which this is an amendment is hereby amended so as to read as follows.

Section 8
amended.

8. Every such association shall have the general powers of a corporation formed under the "Act concerning corporations" (Revision of 1896), and shall be subject to all the duties, obligations and restrictions of such a corporation so far as applicable thereto, and shall have the following additional powers; it shall be entitled to act as pawnbroker, and shall be subject to

Powers,
duties, obli-
gations.

May act as
pawnbroker.

and entitled to all the benefits of all the provisions of the laws of this State concerning pawnbrokers, except it shall not be required to obtain a license and file bond; it may loan money to such persons as shall be deemed to be in need of pecuniary assistance, and may take as security for the payment of any such loan either a pledge or mortgage on personal property, together with other lawful securities; it shall be entitled to charge and receive on each loan made by it interest or discount at a rate not exceeding two per centum per month for a period of two months or less and not exceeding one and one-half per centum per month for any period after two months; but no such loan greater than three hundred dollars shall be made, nor shall any one person owe such association more than three hundred dollars of principal at any one time; no director of any such association shall receive any compensation for his services, either as a director or as an officer, no shall any director or stockholder be personally liable for any debt incurred by the association.

2. This act shall take effect immediately.

Approved April 20, 1920.

Loans and
security.

Charges.

Maximum
loan.

CHAPTER 234.

An Act to prevent fraud respecting securities offered for sale in this State.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Attorney-
General may
require state-
ment con-
cerning sale,
etc., of se-
curities.

1. If it shall appear to the Attorney-General of this State upon complaint made to him, that in the issuance, sale, promotion, negotiation or distribution of any stocks, bonds, notes or other securities, that any person, partnership or corporation is employing or about to employ any device, scheme, or artifice, to defraud, or to obtain money or property by means of any false or fraudulent pretense, representation or promise, and

he believes it to be in the interest of the public that an investigation should be made with a view to restrain and prevent the same, he may require such person, partnership or corporation to file with his department a statement in writing, under oath, as to all facts concerning the same, and for that purpose he may prescribe the necessary forms upon which such statements shall be made.

The Attorney-General, or his deputy, may require in addition thereto, such further data and information as he may deem relevant, and shall have power to make such special investigation as he may deem necessary; and for the purpose of this act, the said Attorney-General, or his duly authorized deputy or agent, shall have power to require by subpoena the attendance and testimony of witnesses, and the production of any books, accounts, records, papers, correspondence or other writings, which may relate to any matter which he, the said Attorney-General, is authorized by this act to consider or investigate.

Investigation.

Witnesses.

The Attorney-General, or his duly authorized deputy, may sign such subpoenas, administer oaths and affirmations, and examine witnesses and take and receive evidence relating in any way to any matter involving any such investigation.

Subpoenas,
oaths, etc.

2. In case of disobedience to any subpoena, so issued, or of the contumacy of any witness appearing before the Attorney-General, or his duly authorized deputy, the Attorney-General may invoke the aid of the Supreme Court of this State. The said court may thereupon issue an order requiring the person or persons so subpoenaed to obey the subpoena, or to give evidence touching upon or relating to the matter in question, or to produce at the time and place stated therein any books, papers, correspondence, or other writings or chattels as such order may direct.

Supreme
Court to enforce
obedience.

In the event of the failure or refusal of any person, partnership or corporation concerned in the issuance, sale, offer for sale, promotion, negotiation or distribution of any stocks, bonds, notes or other securities, to file any statement or to furnish any information, or to

Order issued.

produce any books, papers, or any other documents or writings, required by the Attorney-General, or his duly authorized deputy, to be filed, furnished or produced in connection with any investigation under this act, the Attorney-General may issue his order under section three hereof.

Service of
restraining
order.

3. The Attorney-General, upon evidence satisfactory to him, that in the issue, sale, promotion, negotiation or distribution of any stocks, bonds, notes or other securities, any person, partnership or corporation is employing or about to employ any device, scheme, or artifice to defraud, or to obtain money or property by means of any false or fraudulent pretense, representation or promise, may issue and cause to be served upon such person, partnership or corporation an order requiring the party or parties guilty thereof to cease and desist therefrom.

Preliminary
order.

If it shall appear to the Attorney-General that an irreparable public injury is imminent unless such an order is issued, before a full investigation can be made, he may, pending such investigation, issue a preliminary restraining order, but the same shall be accompanied with a demand for information as to the facts relied on in issuing the order, and such temporary order shall remain in force until such information is furnished and two days thereafter.

Orders, how
served.

Orders of the Attorney-General under this section may be served by anyone duly authorized by the Attorney-General, either (a) by delivering a copy thereof to the person to be served, or to a member of the partnership to be served, or to any officer, officers, director or directors of the corporation to be served; or (b) by leaving a copy thereof at the principal office or place of business of such person, partnership or corporation; (c) by registering and mailing a copy thereof to any such person, partnership or corporation at his, their or its principal domicile, place of abode, office or place of business. The verified return by the person so serving the order or orders, setting forth the manner of service, shall be proof of the same, and the return post-office receipt for said order or orders, reg-

Return of
service.

istered and mailed as aforesaid, shall be proof of the service thereof.

4. Any person, partnership or corporation affected by the order or orders of the Attorney-General, under this act, shall upon filing a bond to cover the actual costs of such proceeding, be entitled to a hearing de novo before the Supreme Court of this State, or a justice thereof. Said court or justice shall have power during the pendency of the proceedings before it or him to suspend or modify the order of the Attorney-General, and to enter a decree at the conclusion of such hearing to affirm, modify or set aside such order. The Attorney-General may also modify or set aside such order at any time before application is made for such hearing de novo.

Bond to
secure new
hearing.

Order may
be modified.

5. Whoever, having been served with any order of the Attorney-General under the provisions of this act, or having knowledge of the issuance of any said order, and while said order remains in effect, either as originally issued or modified, shall, for the purpose of executing or carrying on in any manner, any scheme or device against which said order has been made, or attempt in any way so to do, undertake or attempt to employ any agency or utilize any effort for the issuance, sale, negotiation or other disposition of any stocks, bonds, notes or other securities, or any interest therein or thereto, shall be guilty of a high misdemeanor.

Violation
of order a
high misde-
meanor.

6. If any part of this act shall be held to be unconstitutional for any reason, the remaining part shall not fail.

Validity of
act.

7. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 235.

A Supplement to an act entitled "An act for the punishment of crimes (Revision of 1898)," approved June fourteenth, one thousand eight hundred and ninety-eight.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Hostility to
government
a high mis-
demeanor.

1. Any person who shall print, write, multigraph, or in any manner whatever, make or produce, or by any means set out and make legible, in any language, any book, speech, article, circular or pamphlet, which in any way, in any part thereof, incites, counsels, promotes, advocates or encourages hostility to the Government of the United States or of the State of New Jersey; or any person who shall print, write, multigraph, or in any manner whatever make or produce, or by any means set out and make legible, in any language, any constitution, by-laws, rules or record of the proceedings of any organization, association, society, order, club or meeting of three or more persons, which in any way incites, counsels, promotes, advocates or encourages hostility to the Government of the United States or of the State of New Jersey; or any person who shall print, or in any way make or produce any picture, photograph, emblem, representation, sign or token which in any way incites, counsels, promotes, advocates, encourages, or symbolizes hostility to the Government of the United States or of the State of New Jersey, shall be guilty of a high misdemeanor.

Possession
of printed
matter hos-
tile to country
or State.

2. Any person who shall have in his possession, with intent to utter, sell, give away, circulate, distribute or exhibit to the view of another, or any person who shall utter, sell, give away, circulate, distribute or exhibit to the view of another, any book, speech, article, circular or pamphlet, made or produced in any manner, in any

language, or by any means set out and made legible, which in any way, in any part thereof, incites, counsels, advocates or encourages hostility to the Government of the United States or of the State of New Jersey; or any person who shall have in his possession, with intent to utter, sell, give away, circulate, distribute, or exhibit to the view of another, or any person who shall utter, sell, give away, circulate, distribute or exhibit to the view of another, any constitution, by-laws, rules or record of the proceedings of any organization, association, society, order, club or meeting of three or more persons, made or produced in any manner, or by any means set out and made legible, in any language, which in any way, in any part thereof, incites, counsels, promotes, advocates or encourages hostility to the Government of the United States or of the State of New Jersey; or any person who shall have in his possession, with intent to utter, sell, give away, circulate, distribute, or exhibit to the view of another, or any person who shall utter, sell, give away, circulate, distribute or exhibit to the view of another, and picture photograph, emblem, representation, sign or token, made or produced in any manner, which in any way incites, counsels, promotes, advocates, encourages or symbolizes hostility to the Government of the United States or of the State of New Jersey, shall be guilty of a high misdemeanor.

3. Any person who shall exhibit or display at any meeting of three or more persons, or at any parade, public or private, or in any public place, any flag, banner, emblem, picture, photograph, representation, sign or token, which in any way incites, counsels, promotes, advocates, encourages or symbolizes hostility to the Government of the United States or of the State of New Jersey, shall be guilty of a high misdemeanor.

Display of
hostile flag,
etc.

4. Any owner, lessee, manager, agent or other person, who shall knowingly let or hire out any building, structure, auditorium, hall or room, whether licensed or not, or any part thereof, to or for the use of any organization, association, society, order, club or meeting of three or more persons, the constitution, by-laws

Letting rooms
or buildings.

or rules of which organization, association, society, order, club or meeting, in any way, or in any part thereof, incites, counsels, promotes, advocates or encourages hostility to the government of the United States or of the State of New Jersey, shall be guilty of a high misdemeanor.

Hiring rooms,
buildings, etc.

5. Any person who shall hire any building, structure, auditorium, hall or room, whether licensed or not, or any part thereof, in the name of or for the use of any organization, association, society, order, club or meeting of three or more persons, the constitution, by-laws or rules of which organization, association, society, order, club or meeting in any way, or in any part thereof, incites, counsels, promotes, advocates or encourages hostility to the Government of the United States or of the State of New Jersey, shall be guilty of a high misdemeanor.

Allowing hos-
tile meetings,
etc.

6. Any owner, lessee, manager, or other person in control of any building, structure, auditorium, hall or room, whether licensed or not, or any part thereof, who shall, whether with or without a letting or a hiring for a consideration, knowingly suffer or permit any organization, association, society, order, club or meeting of three or more persons, the constitution, by-laws or rules of which organization, association, society, order, club or meeting, in any way, or in any part thereof, incites, counsels, promotes, advocates or encourages hostility to the Government of the United States or of the State of New Jersey, to occupy or to hold a meeting in said building, structure, auditorium, hall or room, or any part thereof, shall be guilty of a high misdemeanor.

7. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 236.

An Act to amend an act entitled "An act to regulate and limit the hours of employment of females in any manufactory, mercantile establishment, in any bakery, laundry or restaurant, in order to safeguard the health of such employees; to provide for its enforcement and a penalty for its violation," approved March twenty-eighth, one thousand nine hundred and twelve.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. Section four of the act to which this is an amendment is hereby amended to read as follows:

Section 4
amended.

4. Whoever employs any female or permits any female to be employed in violation of any of the provisions of this act, or fails to carry into effect the requirements as to posting, pursuant to section three, and keeping the record designated in and by said section three of this act, shall be punished for the first offense by a fine of not more than fifty dollars, and for a second offense by a fine of not more than two hundred dollars.

Penalty for
violations in
employing
females.

2. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 237.

A Supplement to an act entitled "An Act to enable the owners of swamp or meadow ground to drain the same and to repeal a law heretofore made for that purpose," passed November twenty-fourth, one thousand seven hundred and ninety-two.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Duties of
surveyors
of highways
conferred on
township
committee.

Proviso.

1. The powers conferred upon, and the duties to be performed by, the surveyors of the highways, by virtue of the act to which this is a supplement, and the various amendments thereof and supplements thereto, are hereby conferred upon and shall be performed by an equal number of the members of the township committee of the township in which the land doth lie; *provided, however*, that in case there should not be sufficient members of the township committee of the township in which the land doth lie, who are disinterested in the premises, the aforesaid powers are hereby conferred upon and may be performed by a sufficient number of the members of the township committee of any adjacent township in said county.

2. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 238.

An Act validating the sale of certain lands, hereditaments or real estate made under any decree, judgment or order of any court of this State, or any execution or other process issued thereon.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. No sale of any lands, tenements, hereditaments or real estate heretofore made by virtue of any decree, order or judgment of any court of this State, or any execution or other process issued thereon, shall be invalidated by reason of any omission to properly advertise such sale or any adjournment thereof in the manner or for the length of time then required by law, or by reason of any other irregularity or default in such advertisement or by reason of the omission of any matters which might then by law be required to be inserted in the advertisement of such sale, but the purchaser or purchasers of such land, tenements, hereditaments or real estate having paid the price therefor and having received his, her, its or their deed therefor and his, her, its or their heirs, successors or assigns shall be deemed to have as good and complete a title thereto as if such sale or adjournment had been in all particulars duly advertised or as if there had been duly inserted any matters required by law to be inserted in any such advertisement thereof.

Validating
sales of land
improperly
advertised.

2. This act shall take effect immediately.

Approved April 20, 1920.

454-C-239
A-21-713

CHAPTER 239.

An Act to amend an act entitled "A supplement to an act to amend an act entitled 'A further supplement to the act entitled "An act to regulate fees," approved April fifteenth, one thousand eight hundred and forty-six, which supplement was approved April twenty-fourth, one thousand eight hundred and eighty-eight,' " and which amendment was approved March twentieth, one thousand nine hundred and sixteen, and which supplement was approved February eighteenth, one thousand nine hundred and eighteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Act amended.

I. Said act be and the same is hereby amended to read as follows:

Salaries of
court attend-
ants or con-
stables.

1. In each county of this State having a population exceeding one hundred and seventy-five thousand inhabitants and under three hundred and fifty thousand inhabitants, the court attendants or constables engaged in attending the Circuit Court, Court of Oyer and Terminer, Court of Common Pleas and General Quarter Sessions of the Peace, shall receive and be paid in lieu of all fees, mileage or other allowances heretofore allowed, an annual salary of twelve hundred dollars per annum for the first year of service; thirteen hundred dollars for the second year of service; fourteen hundred dollars per annum for the third year of service; fifteen hundred dollars per annum for the fourth year of service, and for each succeeding year of service, and such compensation shall be paid monthly by the collector of such counties; *provided*, that this act shall not be construed as reducing the annual compensation of any

Proviso.

constable or constables or court attendants now engaged in any court affected by the terms of this act.

2. In all cases where any court attendant or constable has already been serving, the time served shall be considered in fixing the salary to be paid to each court attendant or constable respectively. Previous service considered.

3. All acts and parts of acts inconsistent herewith are hereby repealed. Repealer.

4. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 240.

455-C-240
S-22-310

Supplement to an act entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. The governing body of each and every municipality in this State shall have power by ordinance to regulate and restrict the location thereafter of trades and industries and the subsequent location of buildings designed for a specified use in any designated area, and may divide the municipality into districts of such number, shape and area as it may deem best suited to carry out the purposes of this act. For each such district regulations may be improved designating the trades and industries that shall be excluded or subjected to special regulations and designating the uses for which buildings may not be erected or altered. Such regulations shall be designed to promote the public health, safety and general welfare. The governing body or other body having control of the streets shall give reasonable consideration, among other things, to the character of the district, its peculiar suitability for particular uses, the conservation of property values, and the direction of

Location of trades and industries.

455-1
S-21-132

Districts.
455-1
A-22-277
Designation.

Regulations.

Considerations.

building development in accord with a well considered plan; *provided, however*, no such ordinance shall become effective in any municipality until after a public hearing, notice of which has been published for not less than two weeks in one or more newspapers of general circulation printed and published in such municipality, and if there be no newspaper printed and published in such municipality, then in one or more newspapers having a general circulation in such municipality.

Penalty
prescribed.
456-2
A-22-278

2. Said governing body or other body having control of the streets shall have power to prescribe the penalty for any violation of this act. Such penalty to be the same as that provided in the act to which this act is a supplement.

3. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 241.

An Act to amend an act entitled "Supplement to an act entitled 'An act concerning District Courts (Revision of 1898), approved March (June) fourteenth, one thousand eight hundred and ninety-eight,' " which supplement was approved April fifteenth, one thousand nine hundred and eleven.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Deputy clerk.

Duties.

1. The clerk of any District Court established in any city of this State having a population of over one hundred thousand may appoint a deputy clerk, to be approved by the judge of the said court; the clerk shall be responsible for the acts of his deputy, who shall be sworn to the faithful performance of the duties of the office; such deputy clerk shall sign the name of the clerk to and issue any writ or other instrument out of said court during the illness, absence or disability of the clerk, and any writ or other instrument so signed shall

be as valid in law as if signed and issued personally by such clerk; the salary of such deputy shall not be less than sixteen hundred dollars nor more than two thousand dollars per annum, and shall be paid by such city in monthly installments from date of appointment; *provided, however*, that no such appointment shall be made until the judge of said District Court shall have certified in writing to the governing body of such city that the business of said court requires the appointment of a deputy clerk.

Salary.

Proviso.

2. The clerk of any District Court established in any city of this State having a population of over one hundred thousand may appoint an assistant clerk, to assist the clerk in the duties to be performed by him; the assistant clerk shall be subject to the direction and control of the clerk of said court, who shall be responsible for his acts; such assistant clerk shall sign the name of the clerk to and issue any writ or other instrument out of said court during the illness, absence or disability of the clerk, and any writ or other instrument so signed shall be as valid in law as if signed and issued personally by such clerk; the salary of such assistant clerk shall not be less than sixteen hundred dollars nor more than two thousand dollars per annum, and shall be paid by such city in monthly installments from date of appointment; *provided, however*, that no such appointment shall be made until the judge of said District Court shall have certified in writing to the governing body of such city that the business of said court requires the appointment of an assistant clerk.

Assistant clerk.

Duties.

Salary.

Proviso.

3. The terms of office of any present incumbent of any of the foregoing offices shall not be terminated or affected by this act, but the same shall be and continue as if this act had not been passed, except that the salary above provided for attach to said office and thereafter be paid to such officer, provided such officer shall file with the clerk of said city a written assent to the receipt of such salary.

Tenure.

4. All acts or parts of acts inconsistent with this act are hereby repealed.

Repealer.

5. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 242.

An Act to enable boards of chosen freeholders to advertise the escape of prisoners from county penal institutions, and to reward persons for their detection and apprehension.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Advertising
reward for
escaped
prisoners.

1. It shall be lawful for the boards of chosen freeholders of the several counties of this State to publicly advertise the escape of any prisoner or prisoners from any penal institution in their respective counties, and to offer a reward not exceeding one hundred and fifty dollars for the detection and apprehension of each of such escaped prisoners, the expense of such advertising to be paid out of such funds of the county as may be applicable thereto, as well as such reward, which reward is to be payable only after the recapture and return of such prisoner to the institution from which such escape was made.

2. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 243.

A Supplement to an act entitled "An act concerning the government of certain cities in this State, and constituting a municipal board of fire and police commissioners therein, and defining the powers and duties of such board, and vesting in such board certain powers of management and appointment now vested in other departments or offices in such cities, and providing for the maintenance of such board," approved April twelfth, one thousand nine hundred and seven.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. In all cities in this State wherein there is established a board of fire and police commissioners, according to the provisions of the act to which this act is a supplement, the mayor of said city shall call and preside at the meeting for the organization of such board, and should the members of said board fail to agree among themselves in determining who shall be president of said board, such mayor shall be entitled to vote for the election of such president.

Mayor to
preside at
organization.

2. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 244.

A Supplement to an act entitled "An act concerning the government of certain cities in this State and constituting a board of finance therein and defining the powers and duties of such boards and vesting in such boards certain powers of management and appointment," approved April twelfth, one thousand nine hundred and seven.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Mayor to
preside at
organization.

1. In all cities in this State wherein there is established a board of finance, according to the provisions of the act to which this act is a supplement, the mayor of said city shall call and preside at the meeting for the organization of such board, and should the members of said board fail to agree among themselves in determining who shall be president of said board, such mayor shall be entitled to vote for the election of such president.

2. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 245.

A Supplement to an act entitled "An act concerning the government of certain cities in this State, and constituting a municipal board of public works and other officers therein, and defining the powers and duties of such boards and relating to the municipal affairs and departments of such cities placed under the control and management of such board, and providing for the maintenance of said board," approved April thirteenth, one thousand nine hundred and seven.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. In all cities in this State wherein there is established a board of public works, according to the provisions of the act to which this act is a supplement, the mayor of said city shall call and preside at the meeting of the organization of such board, and should the members of said board fail to agree among themselves in determining who shall be president of said board, such mayor shall be entitled to vote for the election of such president.

Mayor to
preside at
organization.

2. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 246.

A Further Supplement to an act entitled "An act to incorporate trustees of religious societies," approved April ninth, one thousand eight hundred and seventy-five.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Powers of
religious
societies to
hold property.

1. Every religious society or congregation incorporated by virtue of any law of this State shall, without limit, in the name of the said incorporation, have power and be able and capable to acquire, purchase, receive, have and hold any lands, tenements, leases, legacies, devises, donations, moneys, goods and chattels of all kinds, church edifices, schoolhouses, college buildings, parsonages, sisters' houses, hospitals, orphan asylums, and all other kinds of religious, ecclesiastical, educational and charitable institutions, and the lands whereon the same are or may be erected, and cemeteries or burying places, and any lands, tenements and hereditaments suitable for any or all of said purposes; and the same or any part thereof to lease, sell, grant, assign, demise, alien and dispose of; to sue and be sued, plead and be impleaded in any court of law or equity; to make and use a common seal, and the same to alter and renew at their pleasure; to have perpetual succession as such corporation; to make by-laws and rules not inconsistent with the laws of this State, or of the United States, for the regulation and management of their affairs, properties and institutions; to appoint such officers, agents and employees as they may require for the properties, institutions and business of the corporation; to borrow money from time to time for the purposes of the corporation, and to give bonds and mortgages therefor on any part or parts of its property, and to have the management, direction and control of all the civil and

Suits.

Seal.

Succession.

Agents.

Borrow
money.

temporal affairs of such congregation, church, or parish; to exercise any corporate powers necessary and proper to the carrying out of the above-enumerated powers, and to the carrying out of the purposes of such corporation and its institutions.

2. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 247.

An Act to amend an act entitled "An act relating to and regulating the sale and purchase of motor vehicles, requiring presence of manufacturer's number on same, requiring issuance of bill of sale and assignment of same and providing penalties therefor," approved April fifteenth, one thousand nine hundred and nineteen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section five of the act of which this act is an amendment be and the same hereby is amended to read as follows:

Section 5
amended.

5. In all other sales or purchases of motor vehicles the original bill of sale shall be assigned by the seller to the purchaser by an assignment witnessed by two persons and acknowledged by the seller before any person authorized, at the time of taking such acknowledgment, by the laws of this State to take the proofs and acknowledgments of deeds or conveyances of lands, tenements and hereditaments. All such assignments shall at all times be kept and attached to the original manufacturer's bill of sale; *provided, however*, that in the event the said motor vehicle was purchased from the manufacturer or his agent, prior to the going into effect of this act, then, instead of assigning the original bill

In subsequent
sales, assign-
ment of bill
of sale.

463-5
A-24-417

Assignments
kept.

Proviso.

of sale and attaching said assignment to said original bill, the sellor shall execute a new bill of sale, witnessed by two persons, and acknowledged by the seller before any person authorized, at the time of taking such acknowledgment, by the laws of this State, to take the proofs and acknowledgments of deeds or conveyances of lands, tenements and hereditaments.

Approved April 20, 1920.

CHAPTER 248.

An Act to amend an act entitled "An act to regulate the practice of nursing in the State of New Jersey, to register nurses with the privilege of using the abbreviation 'R. N.,' and to punish persons violating the provisions thereof," approved April first, one thousand nine hundred and twelve.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 5
amended.

1. Section five of the act to which this is amendatory, be and the same hereby is amended to read as follows:

Notice of
meetings.

5. Notice of all meetings of the board for examination of applicants shall be given to the public press and to at least one journal devoted to the interests of the nursing profession and by mail to every applicant, and to every training school in New Jersey at least thirty (30) days prior to the meetings. Any person who shall by affidavit or otherwise show to the satisfaction of the board that he or she is at least twenty-one (21) years of age, of good moral character, having a grammar school certificate and one year of an approved high school or their equivalent to be determined by the State Department of Public Instruction, and is a graduate in good standing of a training school for nurses which gives a course of not less than two (2) years in a public or private general hospital having capacity and beds

Requirements
of applicants.

for daily treatment of twenty-five (25) patients where medical, surgical and obstetrical cases and children are treated or its equivalent as determined by the board of examiners, shall be eligible for such examination upon the payment of a fee of ten dollars (\$10.00), references from one practicing physician or surgeon and one registered nurse, and photograph of applicant to be deposited upon the filing of the application for examination at least fifteen (15) days prior to the date of examination. Said examination shall include such subjects as elementary anatomy, physiology, bacteriology, materia medica, dietetics, hygiene, medical, surgical and obstetrical nursing, children's diseases and contagion. If such applicant shall pass such examination with a general average of seventy per centum (70%) and at least sixty per centum (60%) in each subject, the board shall issue a certificate of registration to said applicant; *provided*, the said board may by unanimous vote withhold such certificate for one of the following reasons: dishonesty, gross incompetency, a habit rendering a nurse unsafe to be entrusted with or unfit for the care of the sick, previous conduct derogatory to the morals or standing of nursing. Applicants who fail to pass any examination may be re-examined at any subsequent examination without payment of an additional fee. Any person to whom a certificate of registration shall be issued shall, within sixty (60) days thereafter and upon the payment of a fee of fifty (50) cents, cause the same to be recorded with the county clerk of the county in which such person resided at the time of application. Such person shall be prepared whenever requested to exhibit such certificates of registration or a certified copy thereof. Any person who has received such certificate and caused the same to be recorded as aforesaid shall be entitled to append the letters "R. N." to his or her name until such time as said certificate may be revoked for cause, as hereinafter provided.

2. This act shall take effect immediately.

Approved April 20, 1920.

Examination
fee.

Subjects of
examination.

Averages.

Proviso.

Re-examina-
tions.

Certificate
recorded with
county clerk.

Degree.

CHAPTER 249.

An Act to amend an act entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 10
added to
Art. VI.

1. Article VI of the act to which this act is an amendment be and the same is hereby amended by adding thereto a new section, to be known as section ten, and which section shall read as follows:

Annexation
of certain
unoccupied
land.

10. Whenever any municipality has acquired, or shall hereafter acquire, any lands situate in another municipality for public use, consisting of one or more tracts which together comprise one plot of land bounded in part by the division line between such municipalities, and no legal voters reside thereon, such land may be annexed to and become part of the municipality holding title thereto, if desired by such municipality and consented to by the municipality in which such lands have their situs. Such annexation shall be effected by the passage of an ordinance by the governing body of the municipality in which such lands are situate, upon the petition of the governing body of the municipality owning the same.

Ordinance
to effect
change.

Sections of
act appli-
cable.

2. The provisions of sections two, three, four, five, six, seven and nine of said article VI, of which this act is amendatory, shall be observed in effecting the annexation of land under this act, and such annexation shall be subject thereto, insofar as such provisions are applicable.

3. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 250.

An Act to amend an act entitled "An act concerning counties," approved March fourth, one thousand nine hundred and eighteen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section one thousand and four of the act to which this act is an amendment be and the same is hereby amended so as to read as follows:

Section 1004 amended.

1004. The director of the board of chosen freeholders may appoint three members of such board of chosen freeholders as commissioners, to be known as the insurance fund commissioners, who shall hold office without compensation for a term of two years and until their successors are appointed and qualified. Such commissioners shall, on the day fixed for the organization meeting of the board of chosen freeholders, organize for the ensuing year by the election from their membership of a chairman and a secretary, who shall serve in such offices for such year. Such commissioners shall have power to employ the necessary clerical assistants to transact the business of said commissioners, who shall be paid by the board of chosen freeholders in the same manner as other county employees are paid; the amount of the compensation to be fixed by said commissioners subject to the approval of the board of chosen freeholders. All vacancies occurring in said insurance fund commissioners, occasioned by death, resignation or expiration of term as member of the board of freeholders, shall be filled for the unexpired term by the director of the board of chosen freeholders. It shall be the duty of such commissioners to invest such fund, and all additions and accretions thereto, subject to the qualification above set forth, in such manner as they shall deem best suited for such purpose, and who shall have the power

Insurance fund commissioners.

Organization.

Clerical help.

Vacancies.

Investments.

Ready money. to adopt rules and regulations to govern themselves in the investment and control of such fund. They shall at all times keep on hand such sum of money as they may deem sufficient, or have the same invested in such securities as can be immediately sold for cash, for the purpose of paying any loss by fire or otherwise which may occur to any of the buildings or property so insured; *provided, however,* that whenever the said insurance fund commissioners shall deem it advisable so to do, they may place insurance upon county property with insurance companies authorized to do business in this State, and the premiums for such insurance shall be paid by said insurance fund commissioners.

Proviso.

Approved April 20, 1920.

CHAPTER 251.

An Act to amend an act entitled "An act to amend an act entitled 'A supplement to an act entitled "An act to establish a thorough and efficient system of free public schools, and to provide for the maintenance, support and management thereof," approved October nineteenth, one thousand nine hundred and three,' approved April ninth, one thousand nine hundred and thirteen," which amendment was approved March sixteenth, one thousand nine hundred and sixteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 25
amended.

1. Section twenty-five of the act to which this is an amendment be and the same is hereby amended so as to read as follows:

Appropriation
for vocational
education.

25. The total amount expended under the provisions of this act shall not exceed in any one year the sum of eighty thousand dollars, and the amount appropri-

ated annually by the Legislature for this purpose; *pro-* Proviso.
vided, however, that nothing contained in this act shall
 be deemed to limit any expenditure by any county for
 the purpose of acquiring land or erecting buildings or
 both, for use under the provisions of this act, where
 such expenditure is to be made from the proceeds of
 the sale of county bonds.

2. All acts and parts of acts inconsistent herewith be Repealer.
 and the same are hereby repealed and this act shall take
 effect immediately.

Approved April 20, 1920.

CHAPTER 252.

An Act to further amend an act entitled "An act to
 authorize and regulate the issuance of bonds and
 other obligations and the incurring of indebtedness,
 by county, city, borough, village, town, township, or
 any municipality governed by an improvement com-
 mission," approved March twenty-second, one thou-
 sand nine hundred and sixteen.

BE IT ENACTED *by the Senate and General Assembly
 of the State of New Jersey:*

1. Section six of the act of which this act is amend- Section 6
 amended.
 atory be and is hereby amended so as to read as follows:

6. (1) All bonds issued under this act shall be sold at Sale of bonds.
 not less than par, and unless the authorized amount
 thereof is ten thousand dollars or less, they shall be sold
 upon sealed proposals or at public auction after ten days'
 notice of such sale published once as required by section
 eleven, and also once in a financial paper published in
 New York City or Philadelphia, Pennsylvania.

Such notice shall state the terms of sale of such bonds Notice of sale.
 and shall require all bidders to deposit a certified check
 for two per centum of the amount of bonds bid for,

drawn upon an incorporated bank or trust company, to secure the municipality against any loss resulting from the failure of the bidder to comply with the terms of his bid. In the case of a public sale or auction the governing body may delegate its power to award or to reject bids to a committee or to a financial officer. If no bids are received for any bonds advertised to be sold at public sale herein, they may, within thirty days thereafter, be sold at private sale, but such sales shall be made or confirmed by resolution of the governing body adopted by a two-thirds vote of all the members thereof. Any such municipality may, by a two-thirds vote of the governing body thereof, sell to the sinking fund commission or to the insurance fund commissioners of such municipality any issue of such bonds at private sale at not less than par.

Private sale.

Sale to sinking fund.

Amount of issue.

Sale in installments.

What notice of sale to state.

(2) No more bonds of any issue shall in any event be sold than will produce a sum equal to the authorized amount thereof and an additional sum of less than one thousand dollars. Such bonds may be sold at one time or in installments, each of which, with the previous installments, shall mature within the terms of section three. If sold in one installment, or upon the sale of the last installment, the notice of sale shall state the sum required to be obtained at such sale, not exceeding, with the proceeds of any previous installments, the amount of bonds authorized, and that bonds will be sold in an amount not exceeding such sum, and the maturities of such bonds and the rate of interest thereon. It shall also state that unless all bids are rejected said bonds will be sold to the bidder or bidders complying with the terms of sale and offering to pay not less than such sum, and to take therefor the least amount of bonds, commencing with the first maturity and stated in a multiple of one thousand dollars, and that where two or more bidders offer to take the same amount of such bonds, then to the bidder or bidders offering to pay therefor the highest additional price.

Approved April 20, 1920.

CHAPTER 253.

An Act to amend an act entitled "An act to authorize boards of chosen freeholders of counties of this State to acquire lands and erect and maintain hospitals for contagious diseases, and to provide for their control and management," approved April eighth, one thousand nine hundred and three.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. Section three of the act to which this is an amendment be and the same is hereby amended so as to read as follows:

Section 3
amended.

3. When such hospital has been built, and is ready for occupancy, the director of the board of chosen freeholders of the county in which it is located, shall, with the consent and approval of said board, appoint a board of managers of said hospital, which board shall consist of six members, residents of the said county, three of whom shall be selected from the members of the several boards of health in said county, except in municipalities governed under commission form of government and in which there are no such boards of health, such selections may be made from the several heads of the departments charged with the administration of matters of public health in such municipalities, and three shall be physicians; not more than three members of any such board shall belong to the same political party; two of the persons first appointed as herein provided shall be appointed to serve for three years, two shall be appointed to serve for two years, and two shall be appointed to serve for one year, from the date of their appointments; and thereafter the members of said board of managers shall serve for the term of three years; the members of said board of managers shall serve without compensation; any vacancy in said board arising from

Managers—
appointment.

Number.

Term.

Vacancy.

Duties.	any cause, except expiration of term of office, shall be filled in the manner herein provided for original appointments, for the unexpired term only; said board of managers shall have the control and government of such hospital and the care and custody of such hospital building or buildings; it may appoint and remove at pleasure a superintendent or warden thereof, and such other officers or employees as it may deem necessary, and fix their compensation; it may adopt and establish suitable by-laws with respect to the terms of admission, support and discharge of patients, and such rules and regulations as it shall deem necessary for the proper conduct and government of said hospital.
Superintendent and employees.	
Regulations.	
Repealer.	2. All acts and parts of acts inconsistent herewith be and the same are hereby repealed, and this act shall take effect immediately.
	Approved April 20, 1920.

CHAPTER 254.

An Act to amend an act entitled "An act regulating the receipt and disbursements of State moneys in certain cases," approved October thirty-first, nineteen hundred and seven.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Section 1
amended.

1. Section one of the act to which this act is an amendment is hereby amended to read as follows:

All payments
from treasury
on warrants
from Comptroller.

1. No money shall hereafter be drawn from the treasury of this State to pay the salaries and expenses of employees of this State, or to defray the expenses of any department, institution, commission, board, committee or official of this State, or for or on account of any contract for building or for repairs or supplies.

except upon bills presented to the Comptroller of the treasury of this State, approved as follows:

(a) In the case of a department, by the head of a department, or by some person designated by him;

Approval of
bills—
Departments;

(b) In the case of an institution, by a majority of the board of managers or trustees of such institution, or by such person, as shall be designated for that purpose by said board of managers or trustees;

Institutions;

(c) In the case of a board, commission or committee, by the president or chairman of such board, commission or committee or by such person as may be designated by any such board, commission or committee;

Boards;

(d) In the case of an official not subordinate to the head of a department, by such official personally.

Official.

2. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 255.

An Act to amend an act entitled "An act to tax the transfer of property, of resident and nonresident decedents, by devise, bequest, descent, distribution, by statute, gift, deed, grant, bargain and sale, in certain cases," approved April twentieth, nineteen hundred and nine.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section nine of the act to which this act is an amendment is hereby amended so that the same shall read as follows:

Section 9
amended.

9. Any sum of money retained by any executor, administrator or trustee, or paid into his hands for any tax due under this act, shall be paid by him, within thirty days thereafter, to the Treasurer of this State, and the person so paying shall be entitled to receive a receipt

Payment to
State within
30 days.

signed by the Treasurer of this State and countersigned by the Comptroller thereof, for such payment, which receipt shall be a proper voucher in the settlement of the account of any such executor, administrator or trustee; such person so paying, in addition to the foregoing receipt, shall, if the tax paid be in part or in whole upon real property, be entitled to receive an additional receipt, signed by the Treasurer of this State and countersigned by the Comptroller thereof, in which shall be designated upon what real property, if any, said tax has been paid, and by whom paid, and whether or not it is in full of said tax on said real property, and said receipt may be recorded in the clerk's office of the county in which said real property is situated, in a book properly indexed, which shall be kept by said clerk for such purpose and labeled "collateral inheritance tax," for which recording and indexing the said clerk shall receive a fee of two dollars.

Receipt.

Collateral
tax book in
county clerk's
office.

Repealer.

2. All acts and parts of acts inconsistent herewith are hereby repealed, and this act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 256.

An Act to amend an act entitled "An act respecting the Orphans' Court and relating to the powers and duties of the Ordinary and the Orphans' Court and Surrogates (Revision, one thousand eight hundred and ninety-eight)," approved June fourteenth, one thousand eight hundred and ninety-eight.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Section 15
amended.

1. Section fifteen of the act to which this act is an amendment is hereby amended to read as follows:

15. No will shall be admitted to probate before the ordinary or surrogate until after ten days from the death of the testator; *provided, however*, that the petition for the probate of any will may be filed, and the depositions of the witnesses thereto, and the qualification of the executor, executors, or administrator with the will annexed may be taken at any time subsequent to the death of the testator and before the will be admitted to probate.

Probate after ten days.

Proviso—petition and depositions.

No will shall be admitted to probate by the ordinary until proof be made that no caveat against the proving of such will has been filed in the office of the surrogate of the county where the testator lived at the time of his death, or that notice has been given to all persons concerned of the application to the ordinary for such probate.

Requirements before probate.

2. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 257.

A Supplement to an act entitled "An act respecting the Orphans' Court and relating to the powers and duties of the ordinary and the Orphans' Court and surrogates" (Revision of 1898), approved June fourteenth, one thousand eight hundred and ninety-eight.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. It shall be lawful for any executor, administrator, or trustee, at any time, to apply by petition to the Orphans' Court of the county wherein letters were granted to him, for its advice and direction in regard to any matter or thing in connection with the administration of his trust; and thereupon the said court shall, upon such notice to all persons in interest as it may by order

Seeking advice of court.

Order.

direct, examine into the matter and hear the parties interested, who may appear, and make such order or decree in the premises as it shall deem advantageous to the persons in interest, and upon such proceedings, the said court may authorize the said executor, administrator, or trustee, to continue for such period or periods of time and under such conditions as the said court may from time to time prescribe, any business in which the estate of the decedent of such executor, administrator, or trustee, or any part thereof, may be invested.

2. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 258.

An Act to amend an act entitled "An act respecting the Orphans' Court and relating to the powers and duties of the ordinary and the Orphans' Court and surrogates (Revision, one thousand eight hundred and ninety-eight)," approved June fourteenth, one thousand eight hundred and ninety-eight.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Section 85
amended.

1. Section eighty-five of the act to which this act is an amendment is hereby amended to read as follows:

Sale reported.

85. The executor or executors, administrator or administrators, and the survivor or survivors of them, who may be ordered to sell any lands, hereditaments or real estate of any testator or intestate, shall, after making such sale, report the same to the Orphans' Court of the county in which the land lies, and if the said court shall approve of such sale, it shall confirm the same as valid and effectual in law, and shall by rule of court direct said administrator or administrators, executor or executors, and the survivor or survivors of them,

If approved
confirmed by
court.

to execute good and sufficient conveyance in the law, to the purchaser or purchasers, for the tract or tracts of land or real estate so sold; *provided, however,* the court shall require the said executor or administrator before executing such conveyance to enter into a bond with two or more sufficient sureties to the ordinary of the State and his successors, in a penalty double the amount of the value of the lands, tenements, hereditaments or real estate ordered to be sold, with condition in form and manner following, to wit:

Proviso.

The condition of this obligation is such that if the above-bounden A. B., executor of the last will and testament of C. D., deceased (or administrator of all and singular the goods, chattels and credits of C. D., deceased, as the case may be), shall well and truly administer the moneys arising from the sales of any lands, tenements or real estate of the said C. D., directed by the order of the Orphans' Court of the county of M. to be sold according to law; and further do make or cause to be made, a just and true account of his administration, within twelve months from the date of the above obligation, and the surplus of money which shall be found remaining upon the account of such sale or sales (the same being first examined and allowed by the Orphans' Court of the county, or other competent authority), shall distribute and pay unto such person or persons respectively, as is, are, or shall be by law entitled to receive the same, then the above obligation to be void and of none effect, otherwise to be and remain in full force and virtue. No further bond shall be required by the Orphans' Court of any other county in which land is situate.

Form of bond.

2. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 259.

An Act to amend an act entitled "An act concerning District Courts," approved June fourteenth, one thousand eight hundred and ninety-eight.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Section 110
amended.

1. Section one hundred and ten of "An act concerning District Courts," approved June fourteenth, one thousand eight hundred and ninety-eight, be and the same is hereby amended so as to read as follows:

Service of
notice or
summons.

110. Where, for any reason, service of any of the notices required by the one hundred and seventh section of this act, or a summons issued under the one hundred and eighth section of this act, cannot be served as provided in said sections then the said notices or summons may be served upon any person actually occupying the said premises, either personally or by leaving same with a member of his or their family above the age of fourteen years, or if there is no person actually occupying said premises, it shall be lawful service of such notice or such summons, if the said officer or other person shall post or affix a copy of the same upon the door or other conspicuous part of such premises.

2. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 260.

An Act to amend an act entitled "An act concerning District Courts," approved June fourteenth, one thousand eight hundred and ninety-eight.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section one hundred and seven of "An act concerning District Courts," approved June fourteenth, one thousand eight hundred and ninety-eight, be and the same is hereby amended so as to read as follows:

Section 107 amended.

107. Any tenant or lessee at will or sufferance, or for part of a year, or for one or more years, of any houses, lands, or tenements, and the assignees, under-tenants or legal representatives of such tenant or lessees, may be removed from such premises by any District Court of any city or judicial districts within the limits of the county within which such premises are situated in the manner hereinafter prescribed, in the following cases:

Removal of tenants.

1. Where any such person shall hold over and continue in possession of the demised premises, or any part thereof, after the expiration of his or her term, and after demand made and notice in writing given for delivering the possession thereof by the landlord, or his agent for that purpose, which notice shall be served either personally upon the tenant or such person in possession by giving him a copy thereof or by leaving a copy thereof at his usual place of abode with some member of his family above the age of fourteen years.

Continuance after expiration of term or notice to vacate.

2. Where such person shall hold over after any default in payment of the rent, pursuant to the agreement under which said premises are held.

Defaulting in rent.

3. Where such person shall be so disorderly as to destroy the peace and quiet of the other tenants living in said house or the neighborhood, or shall wilfully destroy, damage or injure the premises, or shall constantly violate the landlord's rules and regulations governing

Disorderly or a nuisance.

Proviso.

said premises, provided the said tenant has accepted in writing said rules or such rules are made a part of the lease; or shall commit any breach or violation of any of the covenants or agreements in the nature thereof contained in the lease for the premises where a right of re-entry is reserved in the lease for a violation of such covenants or agreements in the nature thereof; and shall hold over and continue in possession of the demised premises, or any part thereof, after the landlord or his agent for that purpose has caused a written notice of the termination of said tenancy to be served upon said tenant, and a demand that said tenant remove from said premises so occupied by him within three days from the service of said notice, which said notice shall specify the cause of the termination of the tenancy, and shall be served either personally upon the tenant or such person in possession by giving him a copy thereof, or by leaving a copy thereof at his usual place of abode with some member of his family above the age of fourteen years.

2. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 261.

A Supplement to an act entitled "An act for the punishment of crimes (Revision of 1898)," approved June fourteenth, one thousand eight hundred and ninety-eight.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Having stolen
property.

1. Any person who having, at any place without this State, stolen the property of another, or received such property knowing it to have been stolen, brings the same into this State, shall be guilty of a misdemeanor.

2. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 262.

An Act validating and confirming ordinances of boroughs heretofore published in accordance and in compliance with the provisions of an act entitled "An act to amend an act entitled 'An act concerning municipalities,' approved March twenty-seventh, one thousand nine hundred and seventeen," which amendatory act was approved March first, nineteen hundred and eighteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. All ordinances of boroughs heretofore published in accordance and in compliance with the provisions of an act entitled "An act to amend an act entitled 'An act concerning municipalities,' approved March twenty-seventh, one thousand nine hundred and seventeen," which amendatory act was approved March first, nineteen hundred and eighteen, are hereby validated and confirmed, notwithstanding the provisions of any other act concerning the publication of ordinances in boroughs before the same shall take effect. Validating
publication of
ordinances.

2. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed, and this act shall take effect immediately. Repealer.

Approved April 20, 1920.

CHAPTER 263.

An Act to incorporate the Fourth Judicial District of
the county of Bergen.

482-C-263
A-24-484

Territorial
limits of
fourth judi-
cial district of
Bergen
county.

BE IT ENACTED *by the Senate and General Assembly
of the State of New Jersey:*

1. All that part of the county of Bergen, in the State
of New Jersey, more particularly described as follows:

Beginning at the intersection of the division line between the counties of Bergen and Passaic with the division line between the States of New Jersey and New York, and running from thence (1) southerly, easterly and southerly along the said division line between the county of Bergen and the county of Passaic until it intersects the southerly boundary of the borough of Glen Rock; thence easterly along the southerly boundary of the borough of Glen Rock to the intersection of the Hohokus brook and the Saddle river; thence northerly along the Saddle river to the center line of Linwood avenue; thence easterly along the same to the easterly line of the township and village of Ridgewood; thence northerly, along the easterly boundaries of the village of Ridgewood, borough of Hohokus, borough of Saddle River and the borough of Upper Saddle River to the aforesaid division line between the States of New Jersey and New York; thence westerly along the same to the point or place of beginning.

Comprising the municipalities of the township of Hohokus, township of Franklin, township of Ridgewood (village of Ridgewood), borough of Oakland, borough of Ramsey, borough of Allendale, borough of Waldwick, borough of Hohokus, borough of Glen Rock, borough of Midland Park, borough of Saddle River and the borough of Upper Saddle River, be and the same is hereby established and incorporated to be the Fourth Judicial District of the county of Bergen

by the provisions of an act entitled "An act concerning District Courts" (Revision, 1898), approved June fourteenth, one thousand eight hundred and ninety-eight, the various amendments and supplements thereto, as far as the same may be applicable, shall apply to the district hereby established.

District Court
act applicable.

2. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 264.

A Supplement to an act entitled "An act relating to the Court of Common Pleas (Revision of 1900)," approved March twenty-third, one thousand nine hundred.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Whenever the population of any second class county in this State, as ascertained by any State or Federal census, is more than one hundred and sixty thousand inhabitants the annual salary of the judge of said court shall be seven thousand five hundred dollars, to be paid in the manner now provided by law, which salary shall be in lieu of all fees and compensation whatsoever for the services of the said judge performed by virtue of his office.

Salary of
Common Pleas
judge in cer-
tain counties.

2. All acts and parts of acts inconsistent with this act be and the same are hereby repealed.

Repealer.

3. This act shall take effect immediately.

Approved April 20, 1920.

484-C-265
R-21-434

CHAPTER 265.

Supplement to an act entitled "An act to make the Proceedings of the Department of New Jersey of the Grand Army of the Republic a part of the military archives of the State, and to provide for the printing of the same," approved March twenty-third, one thousand nine hundred and ten.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Roster of
G. A. R.
issued by
Adjutant-
General.

1. In addition to the powers and duties conferred upon the Adjutant-General of this State by chapter 37, P. L. 1910, it shall be his duty to cause to be printed not less than two hundred copies of the annual roster of the officers and posts of the Department of New Jersey, Grand Army of the Republic, in the form heretofore embodied in said roster, which shall be considered a part of the military archives of this State; a copy thereof shall be sent under his direction to each Grand Army post in this State, twenty-five copies retained in his office, and the remainder of said edition delivered to the assistant adjutant-general of the Department of New Jersey, Grand Army of the Republic.

Other pro-
ceedings
printed, etc.

2. All general, special or circular orders, copies of which are required to be embraced in the certified copy of the proceedings of the annual encampment, provided for in the act to which this act is a supplement, shall be printed and mailed, and stationery and postage required therefor, and in the transactions of such official business of the Department of New Jersey, Grand Army of the Republic, when approved by the department commander and the council of administration, shall be considered as a part of the official duties of the Adjutant-General of this State, and the expense thereof shall be paid from the annual appropriation made for the Adjutant-General's department.

Considered
part of official
duty.

3. The assistant adjutant-general and the assistant quartermaster-general, Department of New Jersey, Grand Army of the Republic, shall be considered as rendering clerical services to the Adjutant-General of this State, and their combined salaries for such services (not exceeding one hundred dollars per annum), shall be paid semiannually from the appropriation made for clerical services in the Adjutant-General's department of this State.

Clerical assistants.

Salaries.

4. All acts and parts of acts inconsistent herewith are hereby repealed. This act shall take effect immediately.

Repealer.

Approved April 20, 1920.

CHAPTER 266.

A Supplement to an act entitled "An act making appropriations for the support of the State government and for several public purposes for the fiscal year ending June thirtieth, one thousand nine hundred and twenty," approved April seventeenth, one thousand nine hundred and nineteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. The sum of three thousand dollars be and the same hereby is appropriated out of the State funds, not otherwise appropriated, for the purpose of elevating farm buildings and foundations thereof and performing of work incidental thereto at the Manual Training and Industrial School for Colored Youth, situated at Bordentown, New Jersey.

Appropriation for Bordentown school.

2. The sum of three thousand dollars appropriated as aforesaid is to be expended under the direction of the State Board of Education.

How expended.

3. This act shall take effect immediately

Approved April 20, 1920.

CHAPTER 267.

A Supplement to an act entitled "An act for the settlement and relief of the poor" (Revision of 1911), approved April twenty-first, one thousand nine hundred and eleven.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Responsi-
bility for
support.

1. No municipality of this State shall become chargeable with the support of any person by reason of birth therein in any case where the mother came into such municipality from another State for the purpose of accouchement only.

Repealer.

2. All acts and parts of acts inconsistent with the provisions of this act be and the same are hereby repealed and this act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 268.

An Act to amend an act entitled "An act concerning savings banks," approved May second, one thousand nine hundred and six.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 33
amended.

1. Section thirty-three of the act of which this is an amendment be and the same hereby is further amended to read as follows:

Legal in-
vestments:

33. No savings bank shall invest the moneys deposited with the same in any manner except as follows, to wit:

I. In stocks or bonds or interest-bearing notes or obligations of the United States, or those for which the faith of the United States is distinctly pledged to provide for the payment of the principal and interest thereof;

U. S. securities;

II. In the interest-bearing bonds of this State, or in any bonds authorized by the laws of this State, to be issued by any commission appointed by the Supreme Court of this State by virtue of any law of this State;

State bonds;

III. In the bonds of any State in the Union that has not, within ten years previous to making such investment by any such bank, defaulted in the payment of any part of either principal or interest in any debt authorized by any law of such State to be contracted;

Bonds of other States;

IV. In the bonds of any county, township, municipality or school district of this State issued pursuant to the authority of any law of this State; *provided*, such county, township, municipality or school district shall not, within the five years next preceding, have defaulted in the payment of any part of either principal or interest of any legal debt or obligation thereof; *and provided, further*, the total indebtedness of any borough or village does not exceed ten per centum of its assessed valuation, and such school district bonds are by law charged upon all the property of the inhabitants of such district; or in any interest-bearing obligation issued by the county in which such bank is situated, or by any city, town, township, borough or village in such county;

Municipal bonds;

Proviso.

Proviso.

V. In the bonds of any city or county of any other State of the Union issued pursuant to the authority of any law of any such State; *provided*, no such city or county has, within ten years previous to making such investment, defaulted in the payment of any part of either principal or interest of any debt authorized by law of such State to be contracted; *and provided, further*, the total indebtedness of any such city or county is limited by law to ten per centum of its assessed valuation;

City or county bonds of other States;

Proviso.

Proviso.

VI. In mortgage bonds issued, guaranteed or assumed by any railroad company, which has paid dividends of not less than four per centum per annum regularly on

Railroad bonds;

Terminal companies;	its entire capital stock for a period of not less than five years next previous to the purchase of such bonds, and secured by a first lien upon not less than three-fourths of the rail mileage included in said mortgage; or in any consolidated mortgage bonds issued, guaranteed or assumed by any such company, secured by mortgage providing for the retirement of all prior lien mortgages on the property covered by such consolidated mortgage; or in any mortgage bonds secured by liens prior to any such consolidated mortgage; or in the bonds of any railway terminal or dock company of this State, secured by first mortgage on terminal or dock property fronting on the Hudson river and having an assessed value for the purpose of taxation in excess of the amount of the entire issue of bonds, and used and occupied as a dock or terminal by any railroad company now operating in this State.
Bond and mortgage;	VII. In bonds secured by mortgages, which shall be a first lien on real estate situate in this State, and worth at least double the amount loaned thereon, but not to exceed eighty per centum of the whole deposits, shall be so loaned or invested; but in case the loan is on unimproved or unproductive real estate, the amount loaned thereon shall not be more than thirty per centum of its actual value; and no investment in any bond and mortgage shall be made by any savings banks, except upon the report of a committee of at least three of the managers, and two members of which committee shall certify in writing to the value of the premises mortgaged, or to be mortgaged, according to their best judgment; such report shall be filed and preserved among the records of the bank;
Committee to certify value.	
Real estate;	VIII. In real estate strictly in accordance with the following provisions:
Bank building;	(a) A plot whereon is erected, or may be erected, a building or buildings requisite for the convenient transaction of its business, and from portions of which not required for its own use, a revenue may be derived; the costs of such building or buildings and lot shall in no case exceed fifty per centum of the net surplus of such bank, except with the written approval of the Commis-

sioner of Banking and Insurance; *provided*, the limitations as to the cost of such lot and building contained in this subdivision shall not apply to or affect any such investment heretofore made by a savings bank organized under a special charter;

Proviso.

(b) Such as shall have been purchased or acquired by it at sales upon the foreclosure of mortgages owned by such corporation, or upon judgments or decrees obtained or rendered for debts due to it, or in settlements effected to secure such debts, or in satisfaction of such mortgages; and all such real estate shall be sold by such bank within five years after the same shall have been so purchased, unless, upon application by such corporation to the Commissioner of Banking and Insurance, he shall extend the time within which such sale shall be made.

Property acquired by foreclosure.

Sale within five years.

The provisions of this section shall apply to all funds of any savings bank, including its reserve fund, and all investments of money and sales and transfers of securities may be made in the manner provided and made lawful in this act, notwithstanding any provision in any special charter contained limiting the number of trustees or managers who shall act in the investment of moneys and the sale or transfer of stocks or securities.

Provision applies to all funds.

2. Nothing herein contained shall repeal or affect the provisions of an act entitled "An act authorizing savings banks, banking institutions, trust companies and insurance companies, organized under the laws of this State, and any person acting as executor, administrator, guardian or trustee, to invest in the bonds issued by any Federal Land bank organized pursuant to an act of Congress entitled 'An act to provide capital for agricultural development, to create standard forms of investment based upon farm mortgage, to equalize rates of interest upon farm loans, to furnish a market for United States bonds, to create government depositories and financial agents for the United States, and for other purposes,' approved July seventeenth, one thousand nine hundred and sixteen," approved March fifteenth, one thousand nine hundred and seventeen.

Chapter 36, Laws of 1917, not affected.

3. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 269.

A Supplement to an act entitled "An act concerning counties," approved March fourth, nineteen hundred and eighteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Preservation
of historical
buildings and
data.

1. Any county may acquire, by gift or purchase, any land or real estate or any interest therein, together with any and all buildings thereon within the limits of any such county for historical purposes or for the purpose of preserving therein or thereon historical data and objects of historical interest.

Lease of
property.

2. Any land, building or buildings thus acquired may be leased by the board of chosen freeholders of such county to any incorporated historical society of such county for such term of years as the board of chosen freeholders of such county may determine, and the respective boards of chosen freeholders of the several counties in this State are hereby authorized to lease such lands and buildings to any such incorporated historical society upon such terms and for such rental as said board may, by resolution, determine; said rental may be, if such board determines, only a nominal amount, and may not be the amount of the actual rental value of such building.

3. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 270.

An Act to enable seminaries or schools of theology to grant and confer the degree of bachelor of sacred theology, the degree of master of sacred theology, and the degree of doctor of sacred theology.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Any and every seminary or school of theology in the State, whether heretofore or hereafter incorporated, shall in addition to all existing or other rights, powers and privileges, have power by virtue of this act, upon the precedent recommendation or with the concurrent approval of the faculty of instruction, to grant and confer upon any student of such seminary or school of theology, after satisfactory examination held on completion of the studies required for the degree, the degree of bachelor of sacred theology, the degree of master of sacred theology, or the degree of doctor of sacred theology, as may be appropriate in each case, together with all such honors, rights and privileges as are usually incident to such degrees when granted and conferred by the universities or the schools of theology in the United States of America.

Right to confer degrees in theology.

2. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 271.

An Act to amend an act entitled "An act concerning trust companies (Revision of 1899)," approved March twenty-fourth, one thousand eight hundred and ninety-nine.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 4
amended.

Constituted
a body
corporate.

Proviso.

1. Section four of the act to which this act is an amendment is hereby amended so as to read as follows:

4. Upon making the certificate of incorporation and causing the same to be recorded and filed as aforesaid, the subscribers to the said certificate, their successors and assigns shall, from the date of such filing, be and constitute a body corporate by the names set forth in the certificate, subject to the provisions of this act, and subject to dissolution as in this act or otherwise by law provided; *provided, however,* that if any such corporation shall fail to obtain the certificate of authority as hereinafter provided from the Commissioner of Banking and Insurance within one year from the date of his approval of the said certificate of incorporation, such trust company shall ipso facto be dissolved, and its certificate of incorporation shall be null and void.

2. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 272.

An Act to amend an act entitled "An act for the punishment of crimes (Revision, 1898)," approved June fourteenth, one thousand eight hundred and ninety-eight.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section twelve of an act to which this act is amendatory, be and the same is hereby amended to read as follows:

Section 12
amended.

12. Any person who, being imprisoned for any crime, or in the custody and control of the sheriff, having been indicted for or convicted of any offense, or sentenced to imprisonment on such conviction, or committed or detained in such jail on any criminal charge, or held awaiting extradition shall break prison and escape, or escape from the custody and control of the sheriff, or shall break prison, although no escape be actually made, shall be guilty of a misdemeanor.

Escaping
sheriff or
breaking
prison a
misdemeanor.

2. Section thirteen of an act to which this act is amendatory, be and the same is hereby amended to read as follows:

Section 13
amended.

13. Any person who shall, by any means whatsoever, aid or assist any prisoner in jail, or in the custody and control of the sheriff, indicted for or convicted of any offense, or sentenced to imprisonment on such conviction, or committed or detained in such jail on any criminal charge, or held awaiting extradition, to make or attempt to make his escape from any jail, or from the custody and control of the sheriff, although no escape be actually made; or any person who shall convey or cause to be conveyed into any jail or other place of confinement any mask, visor or other disguise, or any instrument or arms intended to facilitate the escape of such prisoner, or the same deliver or cause to be de-

Assisting
prisoners to
escape a
misdemeanor.

livered to any prisoner, or to any other person for the use of any prisoner although no escape or attempt to escape be actually made, shall be deemed to have delivered such mask, visor or other disguise, instrument or arms, with intent to aid or assist such prisoner to escape; or any person who shall aid or assist any prisoner to attempt to make his escape from any jail or prison, or from the custody of any constable, officer or other person who shall have the lawful charge of such prisoner in order to conduct or carry him to jail by virtue of a warrant of commitment for any crime expressed in such warrant, or by virtue of any order, sentence or judgment of imprisonment on conviction of any crime, shall be guilty of a misdemeanor.

Approved April 20, 1920.

CHAPTER 273.

An Act to amend an act entitled "An act concerning District Courts (Revision of 1898)," approved June fourteenth, eighteen hundred and ninety-eight.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Section 214
amended.

I. Section two hundred and fourteen of the act to which this is a supplement be amended to read as follows:

Fees pay-
able in Dis-
trict Court.

214. Clerks' fees—In all actions which may be brought by virtue of this act the following, and no other, fees shall be paid to the clerks of said court:

Copy of proceedings entered in any docket, or of any proceedings or any order or other paper, filed in any cause, or transcript of same, per folio,	\$0.15
Drawing, signing and sealing return to certiorari,	1.00

Entering suit without process,	1.50
Execution, or any order in nature of execution, on a judgment, or execution against the body,	1.35
Execution against the body, each additional de- fendant,75
Copy of execution, or other order, in nature of execution,35
Granting appeal and approving bond,	1.00
Listing every cause (except tenancy suits) for trial, hearing same and entering judgment, ..	1.50
Entering judgment in actions in tenancy,	1.00
Issuing commission to take deposition,50
Mileage of constable in serving any summons, execution or warrant against body, after the first mile, the distance to be computed by count- ing the number of miles in and out by the most direct route from the court where process is issued; for every mile,04
Order for warrant, rule to show cause, for dis- covery, or reference, or other order,	1.00
Recording return of commission,	1.50
Recognizance filed or taken,35
Scire facias, one defendant,	2.10
Scire facias, each additional defendant,40
Summons, one defendant,	2.10
Summons, each additional defendant,40
In replevin, one defendant,	3.00
In replevin, each additional defendant,40
Transcript of judgment,50
Venire facias, jury of six men,	4.00
Venire facias, jury of twelve men,	11.75
Warrant to arrest, one defendant,	2.35
Warrant to arrest, each additional defendant, ..	.75
Warrant for possession,	1.60
Writ of attachment, one defendant,	3.35

2. All acts and parts of acts inconsistent with this Repealer.
act are hereby repealed, and this act shall take effect
immediately.

Approved April 20, 1920.

CHAPTER 274.

An Act to amend an act entitled "An act to enable cities of the first and second class to regulate and limit the height and bulk of buildings and to regulate and determine the area of yards, courts and other open spaces, and to regulate and restrict the location of trades and industries," approved February twenty-seventh, one thousand nine hundred and eighteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 1
amended.

1. Section one of the act of which this is amendatory be and the same is hereby amended to read as follows:

Building
regulations.

1. The common council or governing commission of cities of the first and second class, and the board of public works, in all cities in this State, now or hereafter having within their territorial limits a population of not less than one hundred and ten thousand nor more than two hundred thousand inhabitants, according to the United States or State census, shall have power to regulate and limit the height and bulk of buildings hereafter erected and to regulate and determine the area of yards, courts and other open spaces. The said common council, governing commissions or board of public works may divide the city into districts of such number, shape and area as it may deem best suited to carry out the purposes of this section. The regulations as to the height and bulk of buildings and the area of yards, courts and other open spaces shall be uniform for each class of buildings throughout each district. The regulations in one or more districts may differ from those in other districts. Such regulations shall be designed to secure safety from fire and other dangers and to promote the public health and welfare, including provision

City dis-
tricted.

Uniform
regulations.

Design of
act.

for adequate light, air and convenience of access. The said common council, governing commission or board of public works shall pay reasonable regard to the character of buildings erected in each district, the value of the land and the use to which it may be put to the end that such regulations may promote public health, safety and welfare and the most desirable use for which the land of each district may be adapted and may tend to conserve the value of the buildings and enhance the value of land through the city.

Considerations.

2. Section two of the act of which this is amendatory be and the same is hereby amended to read as follows:

Section 2 amended.

2. The said common council, governing commission or board of public works (of cities of the first and second class) shall also have the power to regulate and restrict the location of buildings designed for specified uses, as well as the location of trades and industries, and may divide the city into districts of such number, shape and area as it may deem best suited to carry out the purposes of this section. For each such district regulations may be imposed, designating the uses for which buildings may not be erected or altered, and designating the trades and industries that shall be excluded or subjected to special regulations. Such regulations shall be designed to promote the public health, safety and general welfare. The said common council, governing commission or board of public works shall give reasonable consideration, among other things, to the character of the district, its peculiar suitability for particular uses, the conservation of property values, and the direction of building development in accord with a well considered plan.

Location of certain buildings.

Uses designated.

Considerations.

3. Section three of the act of which this is amendatory be and the same is hereby amended to read as follows:

Section 3 amended.

3. The said common council, governing commission or board of public works of cities (of the first and second class) accepting the provisions of this act shall appoint a commission, to be known as "Commission on Building Districts and Restrictions," to consist of the chief engineer of the board or body having control of the streets and highways, the superintendent of build-

Commission appointed.

How composed.

Recommend boundaries.	ings, the officer of said city in charge of the inspection of combustibles and fire risks, the president or other officer of said city in charge of the board or body which assesses and revises taxes, four members of the city plan commission, if such commission exists, and three additional members at large. In any city of this State which has not appointed a city plan commission, the common council, governing commission or board of public works shall then appoint seven members at large instead of three. Such commissions shall serve without pay and shall recommend the boundaries of districts and appropriate regulations and restrictions to be enforced therein. Such commission shall make a tentative report and hold hearings thereon at such times and places and upon such notice as said commission shall determine before submitting its final report to the common council, governing commission or board of public works. Said common council, governing commission or board of public works shall not determine the boundaries of any district nor impose any regulation or restriction until after the final report of a commission so appointed. After such final report said common council, governing commission or board of public works shall afford persons interested an opportunity to be heard at a time and place to be specified in a notice of hearing, to be published for five days in two newspapers of said city.
Report.	
Boundaries fixed.	
Section 4 amended.	4. Section four of the act of which this is amendatory be and the same is hereby amended to read as follows:
Changes in regulations and districts.	4. The common council, governing commission or board of public works may, from time to time, after public notice and hearing, amend, supplement or change said regulations or districts. Such proposed amendment, supplement or change, however, must first be referred to the commission on building districts and restrictions for consideration report before final action shall be taken thereon by said common council, governing commission or board of public works. But in case a protest against a proposed amendment, supplement or change be presented, duly signed and acknowledged by
In case of protest.	

the owners of twenty per centum or more of the frontage of the property proposed to be altered, or by the owners of twenty per centum of the frontage upon the street immediately in the rear thereof, or by the owners of twenty per centum of the frontage directly opposite the property proposed to be altered, such amendment shall not be passed except by a three-quarters vote of the common council, governing commission or board of public works.

5. Section eight of the act of which this amendatory be and the same is hereby amended to read as follows: Section 8 amended.

8. Wherever the provisions of any ordinance or regulation adopted by the common council, governing commission or board of public works under the provisions of this act impose requirements for lower height of buildings or a less percentage of lot that may be occupied, or require wider or larger courts or deeper yards than are imposed or required by existing provision of law or ordinance, the provision of such local ordinance or regulation adopted under the provision of this act shall govern. When local ordinances govern. Where, however, the provisions of the New Jersey Tenement House Law, the building code or other ordinance or regulation of any city of the first or second class impose requirements for lower height of building, or less percentage of lot that may be occupied, or require wider or larger courts or deeper yards than are required by any ordinance or regulation which may be adopted by the common council, governing commission or board of public works under the provision of this act, the provision of said New Jersey Tenement House Law or said building code or other ordinance or regulation shall govern. When tenement house laws, etc., govern.

6. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 275.

An Act to prohibit the catching of eels during certain months of the year in the seaside waters of the townships of Dennis and Upper in the county of Cape May.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Taking eels
in certain
waters.

1. It shall be unlawful to catch eels in the seaside creeks, bays and thoroughfares, including Tuckahoe river and its tributaries, in the townships of Dennis and Upper, in the county of Cape May with any fyke, pot, net or seine from the first day of August to the first day of December of each year.

Penalty for
violation.

2. Any person who shall violate the provisions of this act shall be subject to a fine of fifty dollars for the first offense and one hundred dollars for each subsequent offense, to be recovered in accordance with the provisions of the act entitled "An act to provide a uniform procedure for the enforcement of all laws relating to fish, game and birds, and for the recovery of penalties for violations thereof," approved March twenty-ninth, eighteen hundred and ninety-seven, and the amendments thereof and supplements thereto.

Repealer.

3. All acts or parts of acts inconsistent herewith be and the same hereby are repealed and this act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 276.

An Act to amend an act entitled "An act concerning idiots and lunatics" (Revision), approved March twenty-seventh, eighteen hundred and seventy-four.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. Section three of the above-mentioned act be, and the same is, hereby amended so as to read as follows: Section 3
amended.
3. That the said ordinary or Orphans' Court at the time and place mentioned in said order, or at such other time and place as they may then appoint, shall hear and examine the allegations and proofs of the party making such application, and of other persons interested, if any shall apply to be heard; and if the court, upon examination, shall be of opinion that letters of guardianship for the said idiot or lunatic ought to be issued, then the said court shall appoint such person or persons, as they may approve, guardian or guardians of the said idiot or lunatic. Hearing and
appointment
of guardian.
2. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 277.

An Act to enable any board of trade incorporated by any special act of the Legislature of this State to acquire and hold estate, real and personal, without limitation as to amount.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Right to hold property.

1. Any board of trade incorporated by any special act of the Legislature of this State may acquire and hold estate, real and personal, without limitation as to amount.

2. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 278.

An Act to repeal an act entitled "An act to require physicians to report certain human ailments and diseases to the State Board of Health and providing penalties for its violation," approved April first, one thousand nine hundred and twelve.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Act repealed.

1. The act entitled "An act to require physicians to report certain human ailments and diseases to the State Board of Health and providing penalties for its violation," approved April first, one thousand nine hundred and twelve, be and the same is hereby repealed.

Act effective.

2. This act shall take effect July first, one thousand nine hundred and twenty.

Approved April 20, 1920.

CHAPTER 279.

An Act to further amend an act entitled "An act concerning trust companies" (Revision of 1899).

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section twelve of the act to which this is an amendment as amended by the act entitled "An act to amend an act entitled 'An act concerning trust companies' (Revision of 1899)" approved April fifteenth, one thousand nine hundred and nineteen, be and the same is hereby amended so as to read as follows:

Section 12
amended.

12. The affairs of every trust company shall be managed by a board of not less than five directors, who shall be elected annually by the stockholders at their annual meeting as hereinafter provided. A majority of the board of directors shall constitute a quorum for the transaction of business; *provided*, that when the number of directors shall exceed nine they may designate by resolution nine members, any five of whom shall constitute a quorum. The annual meeting of the stockholders shall be held at the principal place of business of the trust company on the second Tuesday of January in each year, at an hour to be fixed by the by-laws. Notice of such annual meeting shall be published at least ten days before the date of the meeting in a newspaper published in the place where the principal place of business of the trust company is located; or if there is no newspaper published at such place, then in one published at the place nearest thereto in the same county. At all meetings of stockholders for the election of directors each share shall entitle the owner to one vote for each director, and a stockholder may vote at any meeting of the corporation by proxy in writing signed by him. Every director must own and hold in his own name not less than five unpledged shares of the capital stock of such trust company. Any vacancy in

Management.

Quorum.

Proviso.

Annual
meeting.

Voting.

Vacancy.

- the board of directors shall be filled by the remaining members of the board, and the directors so appointed shall hold office until the next election. In case of an increase in the board of directors between the annual elections by the stockholders, the newly created directorships shall not be construed as vacancies to be filled by the board. The directors shall annually choose a president and at least one vice-president from their own number and shall appoint a secretary, a treasurer, and other officers, agents, and employees, who shall be chosen in such manner and hold office for such terms as the by-laws may prescribe; they may also elect or appoint one or more vice-presidents who need not be directors but every such vice-president shall own and hold in his own name the same number of unpledged shares of capital stock as directors are by law required to hold. Each director of every trust company, when elected, shall take an oath that he will, so far as the duty devolves on him, diligently and honestly administer the affairs of such trust company, and will not knowingly violate, or knowingly permit to be violated, any of the provisions of this act, and that he is the owner in good faith, and in his own right, of the number of shares of stock required by this section, subscribed by him or standing in his name on the books of the trust company, and that the same is not hypothecated, or in any way pledged, as security for any loan or debt. Such oath, subscribed by the director making it, and certified by the officer before whom it is taken, shall be immediately transmitted to the Commissioner of Banking and Insurance and shall be filed and preserved in his office.
2. All acts and parts of acts inconsistent herewith be and the same are hereby repealed.
3. This act shall take effect immediately.
- Approved April 20, 1920.
- Officers.
- Oath.
- Oath filed.
- Repealer.

CHAPTER 280.

An Act to change the name or title of the corporation, originally known as "The Trustees of the Baptist Church and Congregation at Plainfield" to the name and title The First Baptist Church at Plainfield, New Jersey, and to fix and confirm said name or title of said corporation as The First Baptist Church at Plainfield, New Jersey.

WHEREAS, The religious society commonly known as the First Baptist Church at Plainfield, has, under this designation and other earlier designations, been for more than a hundred years in occupation of certain property (set aside and designated for such use more than a hundred years ago at the west corner of Front and Grove streets in Plainfield, New Jersey); and

Preamble.

WHEREAS, Certain inadvertencies, informalities and irregularities have been permitted in the legal proceedings incident to designation, appellation and title in this behalf; and

Preamble.

WHEREAS, The original name of the corporation, duly adopted and recorded on January 11, 1819, filed at the county seat of what was then Essex county, New Jersey, and which included the township of Plainfield, was "The Trustees of the Baptist Church and Congregation at Plainfield"; and

Preamble.

WHEREAS, In the year 1843, as is shown by the parish or church records of said religious society, or church, a resolution was adopted at a parish, or church, meeting of said society, providing and declaring that the name of the church be changed to "The Baptist Church and Congregation at Plainfield"; but no valid recognition of this action, and of such change in name to "The Baptist Church and Congregation at Plainfield" was ever adopted by the Legislature of the State of New Jersey, and no other action than said resolu-

Preamble.

tion was taken to validate this name, or appellation, or designation or title; and

Preamble.

WHEREAS, On February twenty-fifth, one thousand eight hundred and sixty-seven, the New Jersey Legislature enacted an act "That the name of the Baptist Church and Congregation at Plainfield be changed to The First Baptist Church at Plainfield"—said act being in terms as follows:

"An Act to change the name of 'The Baptist Church and Congregation at Plainfield' to 'The First Baptist Church at Plainfield.' "

1. BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*, That the name of "The Baptist Church and Congregation at Plainfield" be changed to the "First Baptist Church at Plainfield."

2. *And be it enacted*, That this act shall take effect immediately.

Approved February 25, 1867.

Preamble.

AND WHEREAS, The effectiveness and adequacy and validity of this said legislative enactment of February twenty-fifth one thousand eight hundred and sixty-seven, are now in doubt; and

Preamble.

WHEREAS, It is the declared wish of said religious society, or body, or church and of the members composing the same unanimously expressed by resolution at a duly called parish meeting held February fourth, one thousand nine hundred and twenty, to be incorporated in and by the name and title by which for many years they have been widely and generally known, namely, the First Baptist Church at Plainfield, New Jersey; now, therefore,

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Change of
corporate
name.

1. The name, or appellation and title, of the hereinbefore described corporation, originally so incorporated in one thousand eight hundred and nineteen as "The Trustees of the Baptist Church and Congregation at Plainfield" is changed to and fixed and confirmed at

The First Baptist Church at Plainfield, New Jersey, and that said corporation is entitled to bear, and shall bear, said incorporate name "The First Baptist Church at Plainfield, New Jersey, and shall have all the corporate rights thereto attached.

2. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 281.

A Further Supplement to an act entitled "An act respecting conveyances (Revision)," approved June fourteenth, one thousand eight hundred and ninety-eight.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. All affidavits, acknowledgments and proofs of deeds, mortgages and other writings, and the certificates thereof, heretofore taken or made before or by any commissioner of deeds in and for this State, or before or by any foreign commissioner of deeds for this State, or before or by any notary public of this State, who had been duly appointed but had failed to properly qualify, or whose term of office had expired or whose commission was void at the time of taking such affidavit, acknowledgment or proof, and the record of such affidavits, deeds, mortgages and other writings are hereby confirmed and made valid and legal and effectual to the extent that the same would have been valid, legal and effectual if the commissioner or notary public taking such affidavit, acknowledgment or proof had qualified, or if the term of office of the said commissioner or notary public had not expired, nor the office been vacated, nor the commission become void as aforesaid.

Validating
acts and rec-
ords of notar-
ies, commis-
sioners of
deeds, etc.

2. This act shall take effect immediately.

Approved April 20, 1920.

CHAPTER 282.

An Act to permit the retirement on pension, from public office or position, of the recorders in municipalities in this State, after twenty-five years' continuous service in public office or position and after having attained the age of sixty years, and defining the manner of payment of the said pension.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Retirement
of recorder.

1. Whenever any recorder in any municipality in this State has or shall have been for twenty-five years continuously in public office or position in such municipality, and has or shall have attained the age of sixty years, it shall be lawful for the body, board or officer having power to appoint his successor in case of vacancy to allow his retirement from service upon his own request.

Pension.

2. In case of such retirement, the person so retired shall be entitled, for and during his natural life, to receive, by way of pension, such sum as said body or board may, by resolution, determine, not less, however, than six hundred dollars per year, the same to be paid in the same manner and in the same installments in which the salary of the retiring recorder has heretofore been payable.

Providing for
payment.

3. Provision for all pensions arising under this act shall be made in the appropriation of tax levy for the department of the public service from which such person shall be retired, and no pension shall cease or become invalid by reason of the abolition of the department or office in which he served, or any change in its title.

4. This act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 283.

A Supplement to an act entitled "An act creating a department to be known as the Board of Commerce and Navigation, and vesting therein all the powers and duties now devolved by law, upon the Board of Riparian Commissioners, the Department of Inland Waterways, the Inspectors of power vessels, and the New Jersey Harbor Commission," approved April eighth, one thousand nine hundred and fifteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Whenever the State Highway Commission or the board of chosen freeholders of any county shall, in the planning or construction of any road or highway, deem it necessary to cross or pass over any land now or formerly under the tidewaters of this State, by means of a bridge, to secure the continuity of such road or highway, the Board of Commerce and Navigation of this State, upon application thereto by the said State Highway Commission or the said board of chosen freeholders, as the case may be, shall grant so much of the lands now or formerly under the tidewaters of this State as shall be necessary for the construction and maintenance of any such bridge. Such grant, for the purposes aforesaid, shall be made without payment of rental or other charge, and upon such lands ceasing to be used for the purpose so granted shall revert and vest in the said Board of Commerce and Navigation, or its successor.

Land granted
for continu-
ance of road.

2. This act shall take effect immediately.

Passed April 21, 1920.

CHAPTER 284.

An Act permitting the holding in perpetuity of trust funds where the income is to be used for the care of cemetery or burial lots and the erections therein.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Trust fund
for care of
cemetery lot.

1. It shall be lawful for any person, by his last will and testament or otherwise, to create a trust fund to be held in perpetuity or for a lesser time where the income of which is to be used for the care or embellishment of any cemetery lot or grave lot, the graves therein, the tombstones or monuments thereon, or of any mausoleum.

Funds
mingled.

2. Where a trustee holds more than one trust fund created for any of the above enumerated purposes, such trust funds may be commingled and the income from the whole trust fund apportioned among the several trusts in the proportion they respectively bear to the whole of the fund so commingled.

Trustee's
fee.

3. Any such trustee shall be entitled to deduct and retain as and for his commissions for collecting and disbursing such income five per centum thereon.

Approved April 21, 1920.

CHAPTER 285.

A Supplement to an act entitled "An act relating to the issuance, sale and delivery of stock and securities by corporations of this State which have acquired, or may hereafter acquire authority, permission or a franchise from the State, or any municipality thereof, to use or occupy any street, highway, road, lane or public place within this State," approved August fourteenth, one thousand nine hundred and six.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. The act to which this is a supplement shall not be construed as being applicable, and shall not be applicable, to the issuance, sale or delivery of bonds by any railroad company heretofore formed or hereafter to be formed by merger or consolidation of the stock, property and franchises of any railroad company of this State with those of any railroad company of any other State under article VIII of the act entitled "An act concerning railroads (Revision of 1903)," approved April fourteenth, one thousand nine hundred and three, or any amendment thereof or supplement thereto.

Act, how
construed.

2. Nothing in this act shall be held to relieve any such railroad company from obtaining any authority, which now or hereafter may be required by any other act, from the Board of Public Utility Commissioners, or from such board as may succeed to its powers and duties, for any such proposed issuance, sale or delivery of bonds.

Authorization
by Utility
Commission.

3. This act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 286.

An Act to authorize the Quartermaster General of the State of New Jersey to convey a tract of land to the city of Trenton, owned by the State and situate in the city of Trenton.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Conveyance
of property
of State to
city of Tren-
ton.

Description
of tract.

1. The Quartermaster General of the State of New Jersey is hereby authorized and empowered to convey, by good and sufficient deed, in the name of the State of New Jersey, and for such consideration as shall be agreed upon between such Quartermaster General, the State House Commission and the board of commissioners of the city of Trenton all that certain lot, tract and parcel of land situate, lying and being in the city of Trenton, county of Mercer and State of New Jersey, and more particularly described as follows, to wit: Beginning at a point in the southerly line of lands of the city of Trenton, better known as the city hall lot, distant one hundred and twenty-one feet westerly measured along the said southerly line of lands of the city of Trenton from the southeasterly corner of said city hall lot and runs thence (1) westerly along lands of the said city of Trenton fifty-four feet and six inches to a point; thence (2) southerly still along lands of the city of Trenton fifty-one feet to a point; thence (3) easterly and along lands remaining to the State of New Jersey known as the armory lot fifty-four feet and six inches to a point; thence (4) northerly and parallel with the second course fifty-one feet to the place of beginning.

Proceeds.

2. The proceeds derived from the sale of said land shall be paid into the State Treasury.

3. This act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 287.

An Act to repeal an act entitled "An act respecting the Orphans' Court and relating to the powers and duties of the Ordinary and the Orphans' Court and surrogates (Revision, one thousand eight hundred and ninety-eight)," approved June fourteenth, one thousand eight hundred and ninety-eight.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section ninety-one of the act mentioned in the title of this act is hereby repealed. Section 91 repealed.

2. This act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 288.

An Act to amend an act entitled "An act to establish a Department of Shell Fisheries and to vest therein all the powers and duties now devolved, by law, upon the State Bureau of Shell Fisheries, the State Oyster Commission, the Oyster Commission for the District of Ocean County, the Oyster Superintendent for the District of Ocean County, the Oyster Commission for the District of Atlantic County, the Oyster Superintendent for the District of Atlantic County, and the Oyster and Clam Commissioner of the District of Shark River in the county of Monmouth."

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section four of the act of which this act is amendatory be and the same is hereby amended to read as follows: Section 4 amended.

Director.	4. The board shall select a person who shall be known as the "Director of Shell Fisheries," who shall be a resident of this State and a practical oysterman. In case the board cannot agree because of a tie vote therein upon the selection of a director, the Governor shall be requested to sit with said board for the purpose of casting the deciding vote. Said Director of Shell Fisheries shall receive a salary of not more than three thousand dollars per annum, to be paid out of the treasury of this State as the salaries of other employees are now, or may hereafter, be paid. He shall devote his entire time to the duties of his office, and shall serve for a term of three years, and until his successor has been appointed and qualified.
Salary.	
Duties.	
	2. This act shall take effect immediately.
	Approved April 21, 1920.

CHAPTER 289.

An Act to provide a uniform procedure for the enforcement of all laws relating to the taking of oysters and clams and the protection of the oyster and clam grounds of this State and for the recovery of penalties for the violation thereof.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Enforcement of laws.	1. All laws, general and special, for the protection of oysters and clams, or in any manner prohibiting or regulating the taking or possession of the same, shall hereafter be enforced, and all penalties for violations thereof shall hereafter be recovered in accordance with the provisions of this act.
Jurisdiction.	2. Justices of the peace, and police magistrates shall have jurisdiction to try and punish any person or persons, corporation or corporations, accused of violating any of the laws specified in the first section of this act,

or any of the provisions thereof, and every penalty prescribed for such violation may be enforced and recovered before any justice of the peace, or police magistrate, either in the county where the offense is committed or where the offender is first apprehended or where he may reside, and nothing contained in any law heretofore passed shall be construed to prohibit justices of the peace residing within the limits of any city where a District Court is or may be established from exercising jurisdiction under this act.

3. Such justice of the peace, or police magistrate, upon receiving complaint, in writing, duly verified, of the violation of any law specified in the first section of this act, or of any of the provisions thereof, is hereby authorized and required to issue a warrant, directed to any constable, police officer, director of shell fisheries, member of the Board of Shell Fisheries, captain of guard boat, guard or their assistants, commanding him to cause the person or persons so complained of to be arrested and brought before such justice, or police magistrate, and shall thereupon, in a summary way, hear and determine the guilt or innocence of such person or persons, and, upon conviction, shall impose upon the person or persons so convicted the penalty or penalties prescribed, together with the costs of prosecution for such offense; and if any person or persons shall fail to pay the penalty or penalties so imposed, together with the costs of the prosecution, the said justice, or police magistrate shall commit him or them to the common jail of the county where such conviction is had, for a period not exceeding ninety days, or until said penalty and costs are paid.

Warrant
issued.
515-3
A-22-232

Hearing.

Jailed for
non-payment
of fine.

4. For the violation of any laws specified in the first section of this act, or of any of the provisions thereof, done within the view of any constable, police officer, the director of shell fisheries, member of the Board of Shell Fisheries, captain of guard boat, guard, or their assistants, such officer is hereby authorized, without warrant, to arrest the offender or offenders and carry him or them before a justice of the peace, or police magistrate of the county wherein such arrest is made,

Violations in
presence of
officer.
515-4
A-22-232

and the justice, or police magistrate before whom such offender or offenders shall be taken is hereby authorized and required to hear and determine in a summary way the guilt or innocence of such person or persons, after receiving from said officer a complaint, in writing, duly verified, setting forth the nature of the offense for which the said person or persons was or were arrested.

Recovery of costs.

5. In any action commenced under the provisions of this act the prevailing party shall recover costs against the other, and the same fees and costs shall be allowed therein as in trials before justices of the peace holding court for the trial of small causes.

Adjourning hearings.

6. Any hearing to be held pursuant to this act may, for good cause shown, be adjourned for a period not exceeding thirty days from the return of any warrant, or the time of appearance mentioned in any summons, or from the date of any arrest without warrant, as the case may be, but in such case it shall be the duty of the justice, or police magistrate to detain the defendant or defendants in safe custody unless he or they shall enter into bond to the person making the complaint, with at least one surety, in double the amount of the penalty to be recovered, conditioned for his or their appearance on the date to which the hearing shall be adjourned, and thence from day to day until the case is disposed of, and then to abide by the judgment of the justice, or police magistrate; *provided*, no appeal therefrom be taken, and such bond, if forfeited, may be prosecuted by the person to whom it is given in any court of competent jurisdiction.

Proviso.

Disposition of fines.

7. All moneys recovered pursuant to the provisions of this act shall be paid in each case to the person making the complaint, who shall pay the same to the treasurer of the State for the use of the State.

Appeals.

8. Any party to any proceeding instituted under this act may appeal from the judgment or sentence of the justice, or police magistrate, to the Court of Common Pleas of the county in which the said proceedings shall take place; *provided*, that the party appealing shall, within ten days after the date of the said judgment, serve a written notice of appeal upon the opposite party.

Proviso.

pay the costs of such proceedings and deliver to the justice, or police magistrate a bond to the opposite party in double the amount of the judgment appealed from with at least one sufficient surety, conditioned to prosecute the said appeal and to stand to and abide by such further order or judgment as may hereafter be made against said party.

9. Whenever an appeal shall be taken as aforesaid, it shall be the duty of the justice of the peace, or police magistrate to send all papers, together with a transcript of the proceedings in the case, to the next term of the Court of Common Pleas of the said county, which court shall hear and determine such appeal in the same way and manner as said case was heard and determined by such justice of the peace, or police magistrate.

Papers and
transcript
sent up.

10. The director of shell fisheries, members of the Board of Shell Fisheries, captains of guard boats, guards or their assistants shall have the same power and be entitled to the same fees for the service of process in cases instituted under this act, as constables have and are entitled to receive in the court for the trial of small causes.

Fees of
director, etc.
517-10
A-22-233

11. No person shall be excused from giving evidence in any action or proceedings taken or had under this act, on the ground that such evidence might tend to convict such witness, or render him liable to prosecution under this act, but such evidence shall not be received against such witness in any such prosecution.

Liability of
witnesses.

12. Proceedings under this act may be instituted on any day of the week, and the institution of such proceedings on Sunday shall be no bar to the successful prosecution of the same, and any process served on Sunday shall be as valid and effectual as if served on any other day of the week.

Proceedings
instituted at
any time.

13. All proceedings for the recovery of penalties pursuant to the provisions of this act shall be entitled and shall run in the name of the State of New Jersey, with the director of shell fisheries, a member of the Board of Shell Fisheries, captain of guard boat, guard or their assistants or a police officer or a constable, and

Title of
proceedings.
517-13
A-22-233

no proceedings shall be instituted by any person except the director of shell fisheries, a member of the Board of Shell Fisheries, captain of a guard boat, guard or their assistants or a police officer or a constable of this State.

Second conviction.

14. In all cases where a person shall be convicted a second time, double the penalty prescribed shall be imposed upon such second conviction, and it is hereby made the duty of every person making the complaint pursuant to the provisions of this act, who has reason to believe that the accused has been previously convicted, to lay such information before the justice of the peace, or police magistrate, and produce proof of the same as shall be admissible.

Application.

15. The provisions of this act shall not apply to any offense which is made a misdemeanor by any law of this State.

Repealer.

16. All acts and parts of acts inconsistent with the provisions of this act be and the same are hereby repealed; *provided*, that such repealer shall not be taken or construed to interfere with any prosecutions now pending or which may hereafter be begun for the violation heretofore of any such laws, and this act shall take effect immediately.

Proviso.

Approved April 21, 1920.

CHAPTER 290.

A Supplement to an act entitled "An act relating to the propagation, planting, preservation and gathering of clams and oysters in the tidal waters of this State, and enlarging and defining the powers and duties of the Board of Shell Fisheries," approved March twenty-fourth, one thousand nine hundred and seventeen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. It shall be unlawful for any boat or vessel propelled wholly or in part by steam, naphtha, gasoline, electricity or any other mechanical power to engage in the catching or taking of oysters or clams from any of the natural beds, under the tidal waters of this State, without first detaching and removing the propeller or wheel from the driving shaft of said boat or vessel; *provided, however,* that this section shall apply only to the waters of Delaware bay, and any person operating such boat or vessel in violation of this act shall be guilty of a misdemeanor.

Removal of
propeller
while taking
oysters or
clams.

Proviso.

2. All acts and parts of acts inconsistent herewith are hereby repealed, and this act shall take effect immediately.

Repealer.

Approved April 21, 1920.

CHAPTER 291.

An Act to amend an act entitled "An act relating to the propagation, planting, preservation and gathering of clams and oysters in the tidal waters of this State, and enlarging and defining the powers and duties of the Board of Shell Fisheries," approved March twenty-fourth, one thousand nine hundred and seventeen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 6
amended.

1. Section six of the act of which this is an amendment be and the same is hereby amended to read as follows:

Licensed to
take oysters
and clams.

6. No person shall catch or take oysters or clams by means of tongs, rakes or forks from any of the natural oyster or clam grounds in the waters of this State, without first obtaining a license from the Board of Shell Fisheries and paying therefor a license fee to be fixed by said Board of Shell Fisheries, from time to time, at a sum not less than two dollars and fifty cents or more than ten dollars; each license so granted shall be for the term of one year from the first day of January of the year of issue, and shall be under the hand and seal of a chief of one of the departments or divisions of said Board of Shell Fisheries; each license so granted shall be numbered and shall state the name and residence of the persons to whom the same is granted, and a record thereof shall be kept by said chiefs of departments and divisions, respectively. Each person so licensed shall, at all times while engaged in operating under such license, display in plain view upon the port bow of his boat the number of such license in figures at least four inches in height, and shall have such license on his person and shall exhibit the same for inspection to any member of said Board of Shell Fisheries or any

Fee.

Conditions
of license.

License num-
ber displayed.

officer or employee thereof, or other person requesting to see the same; *provided*, that this section shall not apply to the sea-board waters of Atlantic, Cape May and Ocean counties for the catching of clams on grounds set apart for this purpose. Any person violating the provisions of this section shall, on conviction thereof before a justice of the peace, or police magistrate, be subject to a fine of one hundred dollars, and in default of the payment of such fine and costs, shall be liable to imprisonment in the county jail for a period not exceeding ninety days, or until said penalty and costs are paid.

Proviso.

Penalty.

2. Section eleven of the act of which this is an amendment be and the same is hereby amended to read as follows:

Section 11 amended.

11. Any person or persons who shall hereafter go upon, take or remove any oysters, clams or other material, dredge upon, throw, cast or drag an oyster dredge or use oyster tongs, rakes, forks or any other instrument or appliance used for catching oysters or clams, or shall tread for clams, upon any of the leased lands of the State lying under the tidal waters of the Atlantic seaboard or tributaries thereof, above Cape May Point of the State of New Jersey other than land or ground for which such person then holds a lease from the Board of Shell Fisheries or under the employ of such lessee, shall on conviction thereof before a justice of the peace, or police magistrate, be subject to a fine of one hundred dollars, and in default of the payment of such fine and costs shall be liable to imprisonment in the county jail for a period not exceeding ninety days, or until said penalty and costs are paid.

Certain unlawful acts.

Penalty.

3. All acts and parts of acts inconsistent herewith are hereby repealed, and this act shall take effect immediately.

Repealer.

Approved April 21, 1920.

CHAPTER 292.

An Act to provide for the appointment and payment of compensation of interpreters in the county courts in the counties of this State.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Compensation
fixed by
court.

1. The compensation of court interpreters interpreting in the German, Polish, Italian, Hungarian, Slavish or Russian languages shall be fixed by the county judge where there is only one judge presiding in said county, and by all of the judges where there is more than one judge presiding, and shall be as follows:

Salary
graded.

In counties having a population exceeding three hundred thousand, a salary of not more than twenty-five hundred dollars per year; in counties having a population between two hundred thousand and three hundred thousand, not more than eighteen hundred dollars per year; in counties bordering upon the Atlantic ocean having a population of more than eighty thousand, not more than twelve hundred dollars per year.

Appointment.

2. Said interpreters shall be appointed by the county judge or judges in case there be more than one, and they shall severally attend in person such court and the sessions of the Grand Jury and at chambers whenever requested so to do and perform any duty required by them connected with the business of the said courts and the office of the prosecutor of the pleas, the sheriffs and the clerks of said courts in the interpretation of the particular language or languages for which they are appointed.

Duties.

Payment.

3. Said salaries shall be paid by the collector of each county semi-monthly out of the funds of the said county.

No fees.

Whenever the salary is fixed as hereinbefore set forth, such salary shall be in lieu of all other fees or compensation whatsoever.

4. All acts and parts of acts inconsistent herewith be Repealer.
and the same are hereby repealed.
5. This act shall take effect immediately.
- Approved April 21, 1920.

CHAPTER 293.

An Act to restrict the sale at retail of distilled spirits and wines for medicinal purposes to bona fide prescriptions and to define the prescribing and dispensing of these as in performance of professional duty and not in violation of prohibition enactments.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. On and after the passage of this act, it shall not be lawful for any druggist, except a pharmacist registered as such in accordance with the law of this State and engaged at the time in the actual practice of pharmacy, to sell at retail distilled spirits and wines and the sale shall be made only on a bona fide prescription written by a licensed practitioner of medicine engaged at the time in the practice of his medical profession. Distilled spirits and wines may be prescribed by such medical practitioner when in good faith he believes that the use of alcoholic liquors as a medicine is indicated and only after a personal physical examination of the patient or after consultation with another practitioner who has made a personal physical examination of the patient, and the prescription shall be written in duplicate, the prescriber retaining one copy, and there shall be written thereon the name and address of the patient for whom prescribed, and the name and address of the prescriber, and the prescription shall not be filled more than once, and there shall not be prescribed for the same patient for internal administration more than one pint of dis-

Sale of
wines and
spirits by
druggists.

Prescribing
liquor.

Prescription
not refilled.

Quantity.

Prescription
kept two
years.

tilled spirits within any period of ten days, and the liquor prescribed can be consumed only by the patient named in the prescription, and the pharmacist filling the prescription shall preserve it for at least two years on a separate file kept for prescriptions for distilled spirits and wines, and all such files and records shall be open at all time to the inspection of any authorized officer of the law.

Acts con-
nected here-
with legal.

2. The prescribing and dispensing of alcoholic liquors on bona fide prescriptions in accordance with the provisions of this act shall be deemed and is hereby defined as in performance of the professional duty of the medical practitioner and the pharmacist, and the pharmacist shall not by reason of such professional duty be classified as a dealer in alcoholic beverages nor shall he be subject to the license fees that are exacted of dealers in alcoholic beverages, nor shall the dispensing of alcoholic liquors in the discharge of his professional service be construed as violating the provisions of the enactments of this State or of any political subdivision thereof enacted for the purpose of restricting and controlling the sale and use of alcoholic liquors as beverages and commonly spoken of as local option and prohibition laws; *provided*, that nothing in this act shall be construed as preventing the sale and use of alcohol when properly medicated and sold in accordance with the regulations of the Bureau of Internal Revenue of the Treasury Department of the United States nor with the manufacture, sale and use of denatured alcohol, nor with manufacture, sale and use of wines for sacramental and like religious rites in accordance with the Federal statutes.

Proviso.

Penalty for
violations.

3. Any person violating any of the provisions of section one of this act shall be guilty of a misdemeanor and upon conviction shall be subject to a fine of not more than one hundred dollars, and any medical practitioner or any pharmacist who is convicted more than once of violating the provisions thereof may have his license to practice in this State revoked.

Approved April 21, 1920.

CHAPTER 294.

An Act to amend section ten of an act entitled "An act concerning trust companies" (Revision of 1897), approved March twenty-fourth, one thousand eight hundred and ninety-nine.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. Section ten of the act of which this act is an amendment is hereby amended to read as follows: Section 10 amended.

10. Every trust company heretofore organized by special charter or under any law of this State or hereafter organized under this act may, subject to the written approval of the Commissioner of Banking and Insurance, extend its corporate existence, change its name, increase or decrease its capital stock, make such other and further amendment, change or alteration as may be desired, or amend its charter or certificate of incorporation in manner following: The board of directors shall pass a resolution declaring that such amendment, change or alteration is advisable, and calling a meeting of the stockholders to take action thereon; the meeting shall be held upon such notice as the by-laws provide, and, in the absence of such provision, upon ten days' notice in writing, given personally or by mail; if two-thirds in interest of the stockholders shall vote in favor of such amendment, change or alteration, a certificate thereof shall be signed by the president and secretary, under the corporate seal, acknowledged or proved as in the case of deeds of real estate, and such certificate, together with the written assent, in person or by proxy, of two-thirds in interest of such stockholders, shall be filed in the Department of Banking and Insurance, and, upon the filing of the same, the charter or certificate of incorporation shall be and be deemed to be amended accordingly; *provided*, that the certificate to be made Change name, stock, existence, etc.

Manner of change.

Proviso.

Certificate
as evidence.

and filed in pursuance of this section shall contain only such provision as it would be lawful and proper to insert in an original certificate of incorporation, made at the time of making such amendment, change or alteration; no change shall be made in the charter or certificate of incorporation of such trust company whereby the rights, remedies or security of existing creditors shall be in any manner impaired; said certificate, or a copy thereof, duly certified by the Commissioner of Banking and Insurance, shall be evidence in all courts and places.

Approved April 21, 1920.

CHAPTER 295.

526-C-295
Cf -24-242

An Act concerning and regulating the acquisition and taking of lands by the State of New Jersey, or any agency thereof; providing a procedure therefor, and the manner of making compensation for lands so taken.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Definitions.

526-1
A-21-477

1. Definitions. Unless the contrary is indicated by the text hereof, the following words when used in this act shall be construed as follows:

Agency:

Agency shall be taken to mean and include any State commission, official, board or body of the State.

Lands:

Lands shall be taken to mean and include lands and interest therein of every kind and character, whether legal or equitable.

Compensation:

Compensation shall be taken to mean and include awards, damages, interests and claims allowed in satisfaction of interests taken.

Map:

Map shall include drawings, engineer's notations and written descriptions, either noted upon or attached to such map, showing the location of the lands mentioned therein and the interests of the parties in interest in such lands.

2. Whenever any agency of this State shall have been or may hereafter be authorized by law to acquire or condemn lands for any public purpose or for the construction upon, in or under such lands or any public work, then such lands may be acquired in the following manner:

Manner of
acquiring
lands.

3. Such agency shall, by resolution, designate the lands to be acquired by filing in the office of the clerk of the Court of Common Pleas of the county where such lands are situated, or, if in more than one county, then in such counties to the extent the lands are situated therein, and likewise in the office of the clerk of the Supreme Court of New Jersey a map showing the lands to be acquired. Such map shall also contain such written descriptions noted thereon or attached thereto as shall designate the nature of the interest in such lands so to be acquired, whether in fee or by easement or other interest therein, and shall likewise contain the name of the owner of record and of any person having any interest of record in said lands in each of the parcels of lands shown upon said map. Such map shall show all or part of the lands to be acquired by said commission for the whole or partial completion of any purpose it may have in acquiring said lands.

Resolution
and map filed.

What map
to show.

4. Within ninety (90) days after the filing of such map there shall be served upon all of the parties in interest in any one parcel of lands a notice in the following form:

Notice to
parties in-
terested.

In the Supreme Court of the State of New Jersey.

The State of New Jersey to.....

You are hereby notified that there has been filed in the clerk's office of the county of..... a map and description of certain lands and premises in which you claim to have an interest, which lands have been acquired by such agency on behalf of the State of New Jersey, pursuant to authority conferred upon said agency by law, and you are hereby required within

twenty (20) days after service of this notice to file in the office of the clerk of the Supreme Court at Trenton and answer hereto, setting out in full the nature of your claim or interest in the said lands, and likewise the amount of damages claimed or sustained by you by reason of the taking of said lands.

The lands in which you are said to claim an interest are described in said map as follows: (Insert description.)

Witness,, Chief Justice of the Supreme Court of New Jersey, at Trenton, this day of, 192

Attested:

.

Clerk of the Supreme Court.

Testing
notice.

Service of
notice.

Sheriff's fees.

Notice pub-
lished.

Said notice shall be tested as summonses are tested in actions at law in the Supreme Court. Such notices shall be served by the sheriff of the county in which such lands are situated, or by the sheriff of any county wherein any party in interest may reside. Such service may be made either by personally serving a copy thereof upon the person addressed therein or by leaving a copy thereof at his usual place of business with some person or agent in charge thereof, or by leaving a copy thereof at his residence with some member of his family above the age of fourteen (14) years. In case the sheriff may be unable to make such service as aforesaid, then by setting up upon the lands so to be acquired or condemned a copy of such notice and by publishing a copy thereof at least four times within a space of twenty (20) days in a newspaper printed or circulated in the county where such lands are situated, and by mailing a copy of such notice to the last known address of such party in interest, if the same can be ascertained. The sheriff for service under this act shall be entitled to receive the same fees as are now provided by law for the service of summons or publication of legal notices, as the case may be. The sheriff shall also cause to be published in a newspaper printed or circulated in the county where such lands are situated a notice in substantially the following form:

CONDEMNATION OF LANDS.

To all persons having an interest in lands situated (insert short description either by street and number or other description that will identify the lands to be taken), take notice that the (name of agency) has filed a map in the clerk's office of county, and proposes to acquire for public use the above described lands, and if you claim any interest therein you are required to file within twenty (20) days of the date hereof an answer setting out in full the nature of your claim or interest in the said lands, and likewise the amount of damages claimed or sustained by you by reason of the taking of said lands.

Dated Signed
Sheriff.

5. The sheriff shall thereupon file in the office of the clerk of the Supreme Court said notice with the manner of service endorsed thereon, and a copy of the published notice above described, with the manner of publication thereof. The service or publication of such notice in the manner above provided for the purposes of this act shall be deemed to be notice to all persons having an interest in such lands.

Notice filed
by sheriff.

Twenty (20) days after such service and publication shall have been made as aforesaid, all persons having an interest in such lands shall, pursuant to such notice, file an answer with the clerk of the Supreme Court as required in said notice, setting out in full the nature of their claim or interest in the said lands, and likewise the amount of damages claimed or sustained by them by reason of the taking of said lands. Persons other than those of record claiming an interest in such lands may be made parties to the proceedings in the Supreme Court by the service of such notice and publication as provided herein, and any person claiming an interest not made a party may, upon petition, be made a party to the proceedings at any time before the hearing and determination by the justice.

Answer by
interested
parties filed.

6. The agency shall, within twenty (20) days after the time for filing such answers shall have expired, or upon their failure so to do, upon motion of any

Day fixed
for hearing
claims.

party so answering, apply either to the Chief Justice of the Supreme Court or to the justice holding the circuit in which such lands or any part thereof are situated, for leave to bring on before him upon a day to be fixed by such justice a hearing upon the claims so filed. The justice shall proceed to hear and determine the validity of any such claim, and shall settle the interests of all the parties claiming an interest in any parcel of land, the amount of damages to be paid therefor, and the amounts to be apportioned among the claimants thereof, according to their interests in such lands.

Commission
to assess
damages.

7. In order to advise the said justice, he may appoint three commissioners to view said lands and to advise him what damages, if any, should be assessed for the taking of such lands. The commissioners shall proceed under such directions and rules as shall from time to time be fixed by the said justice to view the lands, to hear such evidence as they may desire, and to fix such sum, if any, that in their judgment will represent the fair value of the lands so taken. The said justice may review such findings and shall not be bound thereby, but may alter or reject such findings as will, in his judgment, fairly protect the interests of the parties and of the State, and such review may be made either with or without further hearing.

Review of
findings.

Determina-
tion.

After the said justice shall have heard and determined the validity of such claims and settled the interests of all the parties therein and the amount of compensation, if any, to be paid therefor, and to whom such compensation shall be paid, he shall forthwith file such determination in the office of the clerk of the Supreme Court and such determination shall thereafter have the same force and effect as a judgment entered in the Supreme Court and shall foreclose the interest of all and every party claiming or having an interest in such lands. If any person having an interest in such lands cannot be found or shall be a minor or under other disability to act in his own behalf, then the compensation due to such person shall be paid to the clerk of the Supreme Court and held by him until further order of said court.

If owner
unknown.

In all proceedings before such justice, he shall have the ultimate determination of all facts in such proceedings, but an appeal may be taken by writ of error to the Court of Errors and Appeals, upon any question of law involved in the proceedings.

Appeal may
be taken.

8. Immediately after the filing of the map as provided herein, the agency filing the same shall have the exclusive right to possession of the lands therein designated and may forthwith and without other process enter into and take possession of such lands, it being the intent of this act that no proceedings for compensation or otherwise involved in the taking of such lands shall delay the taking of said lands and their use by the said commission for the purpose or purposes for which said agency may have been authorized by law to acquire or condemn such lands.

Right of
entry.

9. Upon taking actual possession of such lands, the said commission shall pay out of funds available therefor a sum equal to the assessed valuation of said lands, which sum shall be deposited with the clerk of the Supreme Court, which sum shall be paid out by the said clerk as directed by the judgment to be entered in the said Supreme Court as provided herein. Should said sum be insufficient to pay in full said judgment, then the said agency shall cause within twenty (20) days thereafter a sum sufficient to pay the balance of such judgment to be paid to the clerk out of the funds appropriated to said agency. If any surplus should be left in the hands of the clerk after such judgment shall have been filed, then such surplus shall be repaid to the agency. In case only a part or an interest in a given parcel of land is taken and the assessed valuation thereof cannot be readily ascertained, then the commission shall pay to the clerk as provided herein a sum which, in their judgment, shall be sufficient to compensate for the lands or interest so to be acquired or condemned.

Payment.

10. Whenever any State of the United States or any county or municipality of any other State of the United States or of this State shall by law be entitled or required to pay or contribute to any part of the judgment as provided herein, then such State, county or municipi-

Paying part
of judgment.

pality may pay either to the agency or directly to the clerk of the Supreme Court, its share or contribution to such judgment, and said moneys shall be paid out as provided herein, but the title to all lands or interests in lands taken as provided herein shall be and remain in the State of New Jersey.

May acquire
land by
agreement.

Proviso.

11. Nothing contained in this act shall prohibit any such agency from acquiring such lands by agreement with the owners thereof, or the owners of any interest therein, and said agreement may be made at any time either before or after the commencement of the proceedings provided herein up to and until the time of the entry of the judgment as provided herein; *and provided, further*, that nothing herein contained shall in anywise be construed to limit the provisions of an act entitled "An act authorizing the acquisition and maintaining by the State of New Jersey, in conjunction with the State of Pennsylvania, of toll bridges across the Delaware river, and providing for free travel across the same," approved April first, one thousand nine hundred and twelve, or any act or acts amendatory thereof or supplemental thereto.

Intention
and construc-
tion of act.

12. It is the intention of this act to facilitate the taking of lands as herein defined by any agency so authorized to acquire lands for the use of the State or in carrying out the works, objects and duties of such agency and to prevent delay and obstruction in the performance of such work. To that end this act shall be liberally construed, and the proceedings herein shall not be set aside or invalidated by reason of any informality therein, unless substantial injustice might result therefrom, and should any section of this act be declared unconstitutional or invalid by any court of competent jurisdiction, the remaining sections of this act shall not thereby be invalidated.

13. This act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 296.

An Act to amend an act entitled "An act to amend an act entitled 'An act for the assessment and collection of taxes' (Revision of nineteen hundred and eighteen), approved March fourth, nineteen hundred and eighteen," which amendment was approved April seventh, nineteen hundred and nineteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section two hundred and three of the act of which this act is amendatory be and the same is hereby amended so that it shall read as follows:

Section 203
amended.

203. The following property shall be exempt from taxation under this act, namely:

Tax exemp-
tions:

(1) (a) The bonds and other securities of the United States (other than circulating notes of national banking associations and United States legal tender notes and other notes and certificates of the United States, payable on demand and circulating or intended to circulate as currency, and gold, silver or other coin);

U. S. securi-
ties;

533-203
A-21-892

533-203
A-22-678

(b) All bonds, securities, improvement certificates and other evidences of indebtedness, heretofore or hereafter issued by this State or by any county thereof, or by any taxing district or school district of this State;

State, county,
etc.;

(c) The personal property owned by citizens or corporations of this State, situate and being out of the State upon which taxes shall have been actually assessed and paid within twelve months next before October first, being the day prescribed by law for commencing the assessment.

Personal
property out-
side State;

(2) The property of the United States and of the State of New Jersey; property of the respective counties, school districts and taxing districts, when located therein and used for public purposes, or for the preservation or exhibit of historical data, records or property.

Public prop-
erty;

but this exemption shall not include real property bought in for debts or on foreclosure of mortgages given to secure loans out of public funds or out of money in court, which property shall be taxed unless devoted to public uses.

Property used
for military
purposes;

(3) Any real estate or personal property owned and used for military purposes by any organization under the jurisdiction of this State, or of the United States, on condition that all income derived from said property above the expense of its maintenance and repair, shall be used exclusively for such military purposes.

Schools,
colleges,
churches, li-
braries, etc.;

(4) All buildings actually used for colleges, schools, academies or seminaries; all buildings actually used for historical societies, associations or exhibitions, when owned by the State, county or any political subdivision thereof; all buildings actually and exclusively used for public libraries, religious worship, or asylums or schools for feeble minded or idiotic persons and children; all buildings used exclusively by any association or corporation formed for the purpose and actually engage in the work of preventing cruelty to animals; all buildings actually and exclusively used in the work of associations and corporations organized exclusively for the moral and mental improvement of men, women or children, or for religious, charitable or hospital purposes, or for one or more of such purposes; the building actually occupied as a parsonage by the officiating clergyman of any religious corporation of this State, to an amount not exceeding five thousand dollars; the land whereon any of the buildings hereinbefore mentioned are erected, and which may be necessary for the fair enjoyment thereof, and which is devoted to the purposes above mentioned and to no other purpose, and does not exceed five acres in extent; the furniture and personal property in said buildings if used in and devoted to the purposes above mentioned; *provided, however*, in the case of all of the foregoing, that said buildings, or the lands on which they stand, or the associations, corporations, or institutions using and occupying the same as aforesaid, are not conducted for profit, except that the exemption of the buildings and

Proviso.

lands, used for charitable, benevolent or religious purposes shall extend to cases where the charitable, benevolent or religious work therein carried on is supported partly by fees and charges received from or on behalf of beneficiaries using or occupying the said building; *provided*, the building is wholly controlled by and entire income therefrom is used for said charitable, benevolent or religious purposes; *provided, further*, that the foregoing exemptions shall apply only where the association, corporation or institution claiming the exemption owns the property in question and is incorporated or organized under the laws of this State and authorized to carry out the purposes on account of which such exemption is claimed; the funds of all charitable and benevolent institutions and associations collected and held exclusively for the sick and disabled members thereof, or for the widows of deceased members, or for the education, support or maintenance of the children of deceased members, and all endowments and funds held and administered exclusively for charitable, benevolent, religious or hospital purposes within this State.

Proviso.

Proviso.

Funds of
charitable
societies;

(5) The shares of stock of any corporation of this State which by contract with the State is expressly exempted from taxation, and the shares of stock of any corporation of this State the capital or property whereof is made taxable to and against said corporation.

Stock of
corporations;

(6) Graveyards not exceeding ten acres of ground, and cemeteries and buildings for cemetery use erected thereon.

Burial
grounds;

(7) The real and personal property of any exempt firemen's association, firemen's relief association and volunteer fire company incorporated under the laws of this State, and which is used exclusively for the purposes of such corporations.

Fire com-
panies;

(8) All offices and franchises, and all property used for railroad and canal purposes, the taxation of which is provided for by any other law of this State.

Railroads
and canals;

(9) All persons enrolled as active members of the fire department or of any organized volunteer fire department of any taxing district or fire district under the

Firemen,
soldiers, etc.,
exempt;

\$500 exemp-
tion;

Where ex-
empt.

Evidence of
right of
exemption.

control of any township committee, common council or other authorized public body; all exempt firemen of any taxing district; all honorably discharged soldiers and sailors who have served in the army or navy of the United States during any war or rebellion and their widows during widowhood; and all members of the National Guard during their term of service, and all persons engaged in any branch of the military or naval service either of this State or of the United States during the period of the present war, shall be exempt on proper claim made therefor from poll taxes and from State, county and municipal taxation upon real and personal property, or both, to a valuation not exceeding in the aggregate five hundred dollars, which may be assessed against their property in the case of active and exempt firemen in the municipality or township under the supervision of which they may be doing public fire duty, or in the service of which they became exempt; in the case of soldiers and sailors, in the municipality or township wherein they reside; no taxpayer shall be allowed more than one exemption under this section; the right to claim exemption shall extend to cases where it has accrued before and exists on the date when taxes are due and payable; sufficient evidence to the assessor or collector of taxes of the right to the exemptions in this section authorized shall be as follows: In the case of active and exempt firemen, the certificate of the proper public official in charge of the records showing that the claimant is such fireman, which shall be furnished without charge, and in the case of honorably discharged soldiers and sailors, or their widows an honorable discharge, which shall be the last discharge, or the certificate of the Adjutant-General of this State, and in the case of commissioned officers of the National Guard the certificate of the Adjutant-General of this State, and in the case of other members of the National Guard and persons engaged in any branch of the military or naval service either of this State or of the United States, other than commissioned officers, the certificate under oath of the commander of their company, battery or band: in the case of com-

missioned officers in the military or naval service of the United States, a certificate signed by the commanding officer of such commissioned officers. Such certificates, where two or more claimants are entitled in the same taxing district, may be in the form of a list, certified and verified by oath and filed with the assessor or collector at or before the time when taxes are payable. All exemptions from taxation recited in this subdivision nine for soldiers, sailors, veterans and their widows, during widowhood, shall also be allowed immediately by such assessor or collector of taxes upon the filing with such assessor or collector of a duly verified claim in writing, on behalf of such soldier, sailor, veteran or widow, by any society incorporated under the laws of this State, to assist all soldiers, sailors, veterans and their widows, during widowhood, to obtain such exemptions from taxations and other privileges, provided by statute or otherwise, without cost or expense to any such soldier, sailor, veteran or widow, the records of which society are located in the State of New Jersey and are open to the free use of all such soldiers, sailors, veterans and widows, and to the State of New Jersey. No charge shall be made for any affidavit, certificate or other service rendered under this subdivision nine; every record of or relating to the soldiers, sailors and veterans of the present or former wars in which this country has been engaged, in the possession or custody of any officer or any employee of this State or of any municipality of this State, shall be considered to be public records and shall be free and open, at all times, for the purpose of obtaining information to aid in the preparation of the claims for exemption from taxation referred to in this act; all such officers shall give the required certificates for the purposes herein named without charge therefor. The city council, board of commissioners, township committee or other governing body of each municipality of this State may return all taxes collected, which taxes would have been exempt had proper claims, in writing, been made therefor, by or on behalf of such soldiers, sailors, veterans or widows, of the present or any former war in which this country has been engaged.

Certificates.

Allowance of exemptions.

No charge for affidavits, certificates, etc.

Return of taxes collected.

- Mortgages; (10) Mortgages or debts secured by mortgages on any property which is by the provisions of this act exempt from taxation.
- Property used by crippled soldiers; (11) Any personal property or real estate not exceeding two hundred and fifty acres in extent, owned and actually and exclusively used by any corporation organized under the laws of New Jersey to provide instruction in agricultural pursuits for soldiers and sailors of the United States who have been permanently crippled while in active service in time of war; *provided*, that all income derived from said property and the products thereof in excess of the expense of its maintenance and operation, shall be used exclusively for the benefit of such crippled soldiers and sailors.
- Proviso. (12) Household furniture and effects to a value not exceeding one hundred dollars in amount, when located and used in the residence of the owner thereof.
- Household goods; (13) Shares of the capital stock of banks, banking associations and trust companies the taxation of which is provided for by any other law or laws of this State.
- Bank stock; (14) The turnpike road of any turnpike company used by the public without the payment of tolls.
- Turnpikes; (15) The metal contents of ores and unrefined metals owned by non-residents of New Jersey and stopped in transit through the State for the purpose of refining.
- Metals property of non-residents.

2. This act shall take effect immediately.
Approved April 21, 1920.

CHAPTER 297.

An Act to authorize the Department of Shell Fisheries of the State to sell and dispose of personal property owned by the State which is or has been subject to the use of said State department.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. The Department of Shell Fisheries of the State of New Jersey, upon the consent of the State House Commission, is hereby authorized to sell and dispose of for cash, by public sale, upon thirty days' notice in one or more public newspapers, one of which is published in this State, any or all of the goods, chattels, boats or automobiles, or personal property which has been held and used by the said department, for its use in State service, and which is thought by said department should, in the interests of the State, be disposed of or sold. In the acceptance of bids for such property in answer to advertisements therefor, any or all bids may be rejected, or one bid only, if there are no more, may be considered and accepted as the highest bid, and bids may be made by offers of exchange of old property for new, if desired. Sale of unused property.
2. Such sale shall not be valid and effectual until approved by the said State House Commission. The proceeds of all such sales shall be paid into the State treasury but to the credit of the account or appropriation of said department. Approval of sale.
3. Any agreement of sale heretofore made pursuant to any advertisement and bids made within one year prior to the taking effect of this act of such property, when approved by the State House Commission, is hereby validated and confirmed. Agreement of sale validated.
4. This act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 298.

An Act to amend an act entitled "An act regulating the employment, tenure and discharge of certain officers and employees of this State, and of the various counties and municipalities, and providing for a Civil Service Commission and defining its powers and duties," approved April tenth, one thousand nine hundred and eight.

540-1
A-25-447

Section 12
amended.

Classes of
classified
service.

Credits
for service
in army or
navy.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. From and after the passage and approval of this act section twelve of the act referred to in the title of this act is hereby amended to read as follows:

12. The officers, positions and employments in the classified service of the State, and of the municipalities thereof that may adopt the provisions of this act, shall be arranged by the Civil Service Commission in four classes, to be designated as the exempt class, the competitive class, the noncompetitive class and the labor class, which classification may be changed from time to time as the commission may deem proper.

Whenever any person shall be an applicant in a competitive examination for entrance into the public service held under and by virtue of the rules of the Civil Service Commission, and such person shall be an honorable discharged soldier, sailor or marine of the United States, having been in the military or naval service of the United States in any war in which this country has been engaged, said person shall receive, in addition to all other credits, service credits of not less than two and one-half points and not more than ten points, depending on the value of the military or naval training in fitting the applicant for the position in question as shall be determined by the Civil Service Commission, for fifteen or more months of such military or naval

service shall in all cases receive proportionate credit for their length of service; *provided, further*, that any of the persons, hereinbefore referred to who were engaged in military or naval service of the United States and who were wounded or injured in line of duty, shall receive the full credit of ten points regardless of the length of service.

Proviso.

2. From and after the passage and approval of this act section twenty-one of the act referred to in the title of this act is hereby amended to read as follows:

Section 21 amended.

21. The head of the department, office or institution in which a position classified under this act is to be filled shall notify said commission of that fact, stating the title or name of the position to be filled, duties to be performed and compensation to be paid, and said commission shall certify to the appointing officer the names and addresses of three candidates standing highest upon the register for the class or grade in which the said position belongs, and the head of such department, office or institution shall select one of the three so certified: *provided, however*, that if one of the three so certified shall be an honorably discharged soldier, sailor or marine of the United States who was in the military or naval service of the United States in any war in which this country has been engaged, then the said head of such department, office or institution shall select such honorably discharged soldier, sailor or marine; and after a candidate has been certified three times by the commission, and shall not be accepted by a head of a department, office or institution, his name shall not again be certified to the said head of department, office or institution except at the request of such head of department, office or institution. In making such certification sex shall be disregarded, except when some statute, the rules of the commission or the appointing power shall specify; *provided*, that nothing in this act shall apply to promotion.

Selection from eligible list of three candidates.

Proviso.

Soldier or sailor selected.

Sex disregarded.

Proviso.

Approved April 21, 1920.

CHAPTER 299.

An Act to incorporate the borough of Point Pleasant
in the county of Ocean.

BE IT ENACTED *by the Senate and General Assembly
of the State of New Jersey:*

Corporate
name.

1. The inhabitants of that portion of the township of Brick, in the county of Ocean, contained within the limits hereinafter set forth, are hereby constituted and declared to be a body politic and corporate in fact and in law by the name of the Borough of Point Pleasant, and shall be governed by the general laws of this State relating to boroughs.

Boundaries
of borough of
Point Pleasant.

2. The territorial limits of said borough shall be as follows:

All that territory situate in the township of Brick, county of Ocean and State of New Jersey, beginning at the northeast corner of the borough of Point Pleasant Beach, thence (1) running westerly along the northerly line of Brick township, being the line between Ocean and Monmouth counties, to the bridge across the Manasquan river, known as Osborn's bridge; thence (2) southerly in a direct line to the bridge known as Burnt bridge; thence (3) easterly along the North Beaver Dam creek, and the head of Barnegat bay to the westerly line of the borough of Bay Head; thence (4) northerly along the westerly line of the borough of Bay Head and the westerly line of the borough of Point Pleasant Beach to the place of beginning.

Be and the same is hereby set off from the township of Brick and which portion so set off from the township of Brick shall hereafter be called and known as the borough of Point Pleasant, in said county.

Referendum.

3. This act shall not become operative until its provisions shall be submitted to the voters of the above described territory, at a special election to be held within the said territory, and at said election adopted by a

majority of the legal voters residing within the said territory on the day of said special election. Said special election shall be held within the said territory within thirty days from the passage of this act, and between the hours of six o'clock A. M. and seven o'clock P. M. of the day fixed for such election, and at a place within said territory, which place and day are to be fixed by the clerk of the township of Brick in the county of Ocean. The clerk of the township of Brick shall cause public notice of the time and place of the holding of the said election to be given by advertisement signed by himself and set up in at least five public places within said described territory, and published in at least one newspaper circulating therein, at least ten days prior to such election, and the said clerk shall provide for the electors voting at such election, ballots, to be printed or written, or partially written and partially printed, upon which ballots shall be printed the proposition to be submitted to the voters, with instructions, in the following form:

If you favor the proposition printed below, make an X mark in the square to the left of and opposite the word "Yes"; if you are opposed thereto, make an X mark in the square to the left of and opposite the word "No".

	Yes.	Shall an act entitled "An act to incorporate the borough of Point Pleasant, in the county of Ocean," be adopted?
	No.	

If the voter make an X mark in black ink or black pencil in the square to the left of and opposite the word "Yes", it shall be counted as a vote in favor of such proposition.

If the voter makes an X mark in black ink or black pencil in the square to the left of and opposite the word "No", it shall be counted as a vote against such proposition; and in case no mark shall be made in the square to the left of and opposite the word "Yes" or "No", it

Special
election.Notice of
election.

Ballots.

Question
submitted.

Voting.

shall not be counted as a vote for or against such proposition.

Election,
how con-
ducted.

Such election shall be held at the time and place so appointed and shall be conducted by the officers of the election district of said township of Brick wherein that portion of the foregoing described territory of the township of Brick is located, but no special form of ballot and no envelope need be used by any voter at said election. The officers holding such election shall, within two days after such election, make a return to the township committee of the township of Brick, of the result of such election by statements in writing and under their hands, and the same shall be entered at length upon the minutes of the said township committee, and upon its adoption by a majority of said electors as aforesaid, and not otherwise, this act shall in all respects be operative.

Register.

4. The register of voters within said described territory to be used in the conduct of such special election shall be prepared and made up by the board of registry and election of the said township of Brick which conducted the general election next preceding the holding of such election in said township in the election district of said township of Brick wherein that portion of the foregoing described territory of the township of Brick is located, and for that purpose the said board shall meet at such place within said described territory and at such time as shall be designated by the clerk of the township of Brick at least one week preceding said special election. Notice of the time and place so designated for such meeting shall be given by the clerk of the township of Brick by posting notices thereof in at least five of the most public places in said described territory, at least five days prior to said meeting. Said meeting of the board of registry and election for the making up of said new register of voters shall begin at one o'clock in the afternoon and continue until nine o'clock in the evening of the day fixed for that purpose, and said board shall insert in said new register the names of all persons who are legal voters within said territory at the time of the passage of this act, and who shall appear in person before them and establish to the

Meeting of
board of
registration.

satisfaction of the majority of said board that they are entitled to vote at said special election by reason of being inhabitants and citizens residing in said territory at the time of the passage hereof, or who shall be sworn by the written affidavit of a voter residing in said territory to be entitled so to vote. A separate affidavit shall be required for each person so registered, which shall contain the address of the affiant and shall be signed by him, and on the following day one copy of said register shall be mailed to the chairman of the county board of election in Ocean county, to be filed by said board, and one copy shall be retained for the use of said township board of election at such special election.

Registering
by affidavit.

5. Immediately after the statement of the result of such election shall be made to the township committee of said township of Brick, another copy of said statement, certified by the clerk of the township of Brick, shall be filed by him in the office of the county clerk of the county of Ocean.

Result of
election.

6. Within ten days after a copy of the statement of said election has been filed with the county clerk of the county of Ocean, and in case it is shown by said statement that this act has been adopted by the voters of said territory as aforesaid, the said county clerk shall call another special election, to be held within said territory, within thirty days from the date of the filing of the said statement in his office, for the purpose of electing a mayor, six councilmen and an assessor, a collector and one justice of the peace, to hold office until the first day of January following said special election, which election shall be held between the hours of six o'clock A. M. and seven o'clock P. M., on a day and place within said territory, to be fixed by said county clerk; and of the time and place and purpose of said special election said county clerk shall give public notice by advertisements, signed by himself, and set up in at least five public places within said territory, and published in at least one newspaper circulating therein, at least five days prior to such election. Said county clerk shall provide for the electors voting at such election, ballots, to be printed or written, or partly printed and partly written, on which shall appear the names of all candi-

Special elec-
tion to elect
municipal
officers.

Ballots.

Petition making nominations. dates for said offices who shall have been nominated by petition of at least five voters residing within said territory and appearing on the said election register used at the special election held for the adoption of this act. Petitions making nominations for any of said offices shall be filed with the said county clerk within twenty days from the date of the filing with said county clerk of the statement showing the adoption of this act and at least three days prior to said election. Such election shall be held at the time and place so appointed by said county clerk, and shall be conducted by the said officers of the said election district of the said township of Brick, but no special form of ballot and no envelope need be used by any voter at said election. The register of voters to be used at said election shall be the same as that used at the special election provided for in sections three and four hereof. The officers holding said election shall make return thereof to the county clerk of the county of Ocean of the result of such election, and the officers elected at said election, on the filing of said return, shall be and become the officers of the said borough, and shall continue in office until the first day of January following said special election, and until other officers have been elected by the voters of said borough, and shall have qualified as required by law.

Register.

Returns.

Term of office.

7. This act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 300.

A Supplement to an act entitled "An act concerning trust companies" (Revision 1899).

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Surrender of charter on engaging in banking business.

1. When two-thirds in interest of the stockholders of any trust company, incorporated or organized by authority of this State, shall give their consent, in writing, to become an association for carrying on the busi-

ness of banking under the laws of the United States, and the directors of said trust company shall file in the Department of Banking and Insurance a certificate under their hands that such consent has been so given, and that said directors intend to act in pursuance thereof, said trust company shall be deemed and taken to have surrendered its charter; *provided, nevertheless,* Proviso. that every such trust company shall be continued a body corporate for the term of three years after the time of such surrender, for the purpose of prosecuting and defending suits by or against it, and closing its concerns, but not for any other business or purposes whatsoever; the board of directors for the time being of said new or national bank shall act as and be deemed and taken to be the directors of such corporation while closing its concern during said last-named period; *provided, further,* Continuance of directors. that all trust powers, duties, designations and appointments made or contained by or in any deed, will, instrument, order or decree, executed or made before the filing of such certificate, shall vest in, devolve upon and inure to the benefit of said new or national bank. Proviso.

2. Any dissenting stockholder of said company may at any time within three months after the filing of the certificate provided for in section one of this act apply to any of the justices of the Supreme Court for the appointment of three commissioners of appraisal, upon ten days previous notice to such trust company. Unless said trust company shall within said ten days make application as hereinbelow provided for the appointment of commissioners of appraisal, said justice shall appoint three commissioners to appraise the value of the stock of the dissenting stockholder making such application. Dissent may be filed. If the trust company shall within said ten days apply to such justice for the appointment of commissioners of appraisal as below provided, in its application showing that there are other dissenting stockholders, then the appointment of commissioners of appraisal shall be adjourned in order that said trust company may give the notice hereinbelow provided for, and such notice having been given, the court shall appoint one set of commissioners of appraisal to appraise the stock of all dissenting stockholders. Commission to appraise stock. The trust company may apply to any

Notice of
appraisement.

Report.

Notice of
hearing.

Demands
and notices
in writing.

justice of the Supreme Court at any time after the expiration of two months from the filing of the certificate provided for in section one of this act for the appointment of commissioners of appraisal to appraise the stock of all dissenting stockholders. It shall give ten days' notice of application to such stockholders. Such notice having been given, such justice shall appoint three commissioners of appraisal to appraise the stock of all dissenting stockholders. Commissioners of appraisal appointed as provided in this section, having first taken oath to perform the duties of their office honestly and fairly according to their best skill and understanding, shall proceed to appraise the value of the stock of such dissenting stockholder or stockholders as of the day of the filing of the certificate provided for in section one of this act. The determination of any two of said commissioners shall control. Whenever said commissioners or any two of them shall have filed in the Supreme Court their report in writing, fixing the value of the stock of the said company as aforesaid, such report shall be conclusive as between the trust company and any dissenting stockholder who shall have made application as in this section provided and any dissenting stockholders who shall have been given notice as herein provided of application by the trust company for the appointment of commissioners of appraisal, and such trust company shall be indebted as by contract to such stockholder or stockholders, to each for the value of his stock as so appraised. The commissioners shall give at least five days' notice of each of their hearings, except hearings held pursuant to adjournment, to the trust company and to each dissenting stockholder party to the proceeding.

3. Any demand on or notice to the trust company provided for in this act shall be in writing and either served at the principal office of said trust company or mailed, addressed to said company at said office. Every other notice provided for in this act shall be in writing and may be delivered either personally to the party to be notified or mailed to him at his last-known post-office address.

4. This act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 301.

An Act to repeal an act entitled "An act to repeal section two of an act entitled 'A further supplement to an act entitled "An act to define the duties and fix the salary of the Attorney-General," ' " approved February twenty-fourth, one thousand eight hundred and fifty-four, which further supplement was approved April twentieth, one thousand nine hundred and eleven.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section one of an act entitled "An act to repeal section two of an act entitled 'A further supplement to an act entitled "An act to define the duties and fix the salary of the Attorney-General," ' " approved February twenty-fourth, one thousand eight hundred and fifty-four, which further supplement was approved April twentieth, one thousand nine hundred and eleven, be and the same is hereby repealed. Section 1
repealed.

2. This act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 302.

An Act to incorporate the borough of West Wildwood, in the county of Cape May.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. The inhabitants of that portion of the township of Middle, in the county of Cape May, contained within the limits hereinafter set forth, are hereby constituted Incorporation.

Corporate
name.

Boundaries
of borough
of West Wild-
wood.

and declared to be a body politic and corporate in fact and in law by the name of the Borough of West Wildwood, and shall be governed by the general laws of this State relating to boroughs.

2. The territorial limits of said borough shall be as follows:

Commencing at a point in the southerly side of Grassy Sound channel, where the same is intersected by the southwesterly line of the borough of North Wildwood, in the county of Cape May; thence (1) following and binding on said line of the borough of North Wildwood, according to the several courses and distances thereof, southwardly, southeastwardly, and westwardly, to the point at Twenty-sixth street where said line joins the boundary line of the city of Wildwood; thence (2) following and binding on said boundary line of the city of Wildwood, according to the several courses and distances thereof, in a generally westwardly direction, to a point therein, formed by the intersection thereof by the line dividing the land of the Wildwood Extension Realty Company from the land of the Wildwood Beach Improvement Company; thence (3) following and binding on said dividing line, in a generally northwardly direction, to the point where said line of the Wildwood Extension Realty Company strikes the southerly side of Main Thoroughfare; thence (4) following and binding on the southerly line of Main Thoroughfare and the southerly line of Grassy Sound channel, according to the several windings thereof, in a generally eastwardly direction, to the point and place of beginning.

3. This act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 303.

A Further Supplement to an act entitled "An act making appropriations for the support of the State government and for several public purposes for the fiscal year ending June thirtieth, one thousand nine hundred and twenty," approved April seventeenth, one thousand nine hundred and nineteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. The sum of eleven thousand five hundred dollars be and the same hereby is appropriated for the purpose of carrying into effect the provisions of an act entitled "An act to amend an act entitled 'An act to amend an act entitled "An act to establish a thorough and efficient system of free public schools, and to provide for the maintenance, support and management thereof," approved October nineteenth, one thousand nine hundred and three,' approved April seventeenth, one thousand nine hundred and fourteen," provided the same becomes a law at the present session of the Legislature.

Appropriation for county school superintendents.

2. This act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 304.

An Act entitled "An act to prevent the garnishment, attaching, liening or otherwise interfering with the wages or salaries due to persons who served in the army or navy of the United States of America during the war between the United States of America and the German Empire, and providing penalty for withholding such moneys."

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Illegal to
garnishee
soldiers'
wages for
debts in-
curred be-
fore war.

1. No order shall hereafter be issued upon any judgment obtained against any soldier or sailor who was in the service of the United States of America during the war between the United States of America and Germany, for any debts contracted by him prior to the beginning of the war, and if there are any judgments hereafter recovered against any soldier or sailor, for debts contracted prior to said war, it shall be illegal to garnishee, attach, lien or in any way interfere with the collection by him of any salary, compensation, wages or moneys due him for work, labor or services.

Orders, writs,
etc., void.

2. Any order, writ, process, proceedings of garnishment, attachment, lien or any action preventing payment of any moneys due to any person who served in the United States Army or Navy during the war between the United States of America and Germany, now or hereafter due as wages or salary, or payment for services, made or entered in any court of this State shall be void and for nothing holden.

Right to
receive
moneys due.

3. If at the time of the passage of this act there is outstanding any order, writ, process or proceedings whereby any soldier or sailor who served in the Army or Navy of the United States during the war between the United States and Germany, shall be estopped from collecting any moneys due him for wages or salary or for work or services, the said order, writ, process, proceedings, order of garnishment, attachment or otherwise, shall be void and of no effect, and the said soldier

or sailor shall have the right to receive said sum or sums of money due him or to become due to him for work, services, or as wages or salaries.

4. If any person, firm or corporation, refuses or neglects to pay any sum of money now or hereafter due as wages or salary, or for services, to any person who has served in the army or navy during the war aforesaid, because of any order of garnishment or any order in discovery founded on any judgment for a debt contracted prior to the war aforesaid, such person, firm or corporation shall be guilty of a misdemeanor.

Penalty for refusing to comply.

5. This act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 305.

An Act validating title to lands, tenements and hereditaments purchased by certain persons during the war with Germany or her allies.

WHEREAS, Various persons having declared their intention to become citizens of the United States in due form of law, but who have not received their final certificate of naturalization, have during the period of the recent war with Germany and the allied countries of Germany purchased lands, tenements and hereditaments in this State; and,

Preamble.

WHEREAS, Some question has been raised as to whether such persons were aliens and subjects of a State or power which at the time of such purchase was at war with the United States within the meaning of the act entitled "An act to authorize aliens to purchase and hold real estate in this State," Compiled Statutes of New Jersey, page 39, section 1; therefore,

Preamble.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. That the title to all lands, tenements and hereditaments in this State purchased by any person, during

Title to lands valid.

the period of the war with Germany or her allies, who had, before such purchase, declared in due form of law his or her intention to become a citizen of the United States of America, is hereby declared to be valid and of the same force and effect as if such person were a citizen of the United States of America at the time of such purchase.

2. This act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 306.

An Act to amend an act entitled "An act to establish a State Highway System, and to provide for the improvement, betterment, reconstruction, resurfacing, maintenance, repair and regulation of the use thereof," approved March thirteenth, one thousand nine hundred and seventeen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 9
amended.

1. Section nine of an act entitled "An act to establish a State Highway System, and to provide for the improvement, betterment, reconstruction, resurfacing, maintenance, repair and regulation of the use thereof," approved March thirteenth, one thousand nine hundred and seventeen, as said section was amended by an act approved March twenty-sixth, one thousand nine hundred and nineteen, be and the same is hereby amended so that the same shall read as follows:

State roads
in certain
townships.

9. No State highway shall extend into any municipality, other than township, of a population exceeding sixteen thousand in number, as determined by the most recent census. With such municipality, the streets or roads of which will form proper connections of State

Connecting
roads.

highways, the State Highway Commission shall enter into contract for work which shall place such streets or roads in a condition which will be in keeping with the nature of the State highways approaching and leaving such municipality; *provided, however*, that all bridges and approaches thereto, containing a draw and not less than six hundred feet in length, forming a part of any of the routes as described in section one of the act to which this act is an amendment, and extending over any navigable waterway, or any part thereof, which forms the dividing line or part thereof between two municipalities in this State, which bridge, bridges and approaches shall have been in existence for at least ten years previous to the passage of this act, shall upon the State Highway Commission heretofore or hereafter taking over according to section three of the act to which this act is an amendment, the whole or any part of the route or routes of which said bridge, bridges and approaches form a connecting or continuing part to said State Highway Systems; said bridge, bridges and approaches or any part thereof shall be and become a part of said State Highway System and the State Highway Department shall thereupon immediately take over the improvement, betterment, reconstruction, resurfacing, maintenance, repair and regulation of the uses thereof.

Proviso.
Bridges and
approaches
part of high
way.

2. This act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 307.

An act to amend an act entitled "An act to amend an act entitled 'A supplement to an act entitled "An act to provide for the assistant prosecutors in the several counties of this State," approved April third, one thousand nine hundred and two,' which supplement was approved April sixth, one thousand nine hundred and eight," and which amendment of said act was approved February sixth, one thousand nine hundred and eighteen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Section 2
amended.

Assistant
prosecutors
and salary.

1. Section two of the act to which this act is an amendment is hereby amended so as to read as follows:

2. One of said assistants shall be designated as first assistant prosecutor, and shall receive an annual salary of seven thousand dollars; the other assistants shall be designated as assistant prosecutors, one of whom shall receive an annual salary of six thousand dollars and the other an annual salary of five thousand dollars, which salaries shall be paid semimonthly by the county collector.

Repealer.

2. All acts and parts of acts inconsistent with this act be and the same are hereby repealed, and this act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 308.

An Act to amend an act entitled "An act to amend an act entitled 'An act concerning the government of certain cities in this State, and constituting a board of finance therein, and defining the powers and duties of such boards, and vesting in such boards certain powers of management and appointment,' approved April twelfth, one thousand nine hundred and seven," approved April twelfth, one thousand nine hundred and ten.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section one of the above entitled act be amended so as to read as follows: Section 1 amended.

1. In all cities in this State now or hereafter having a population of not less than one hundred and twenty-five thousand, nor more than two hundred thousand inhabitants, there shall be established a board of finance, which shall be invested with the powers and duties hereinafter set forth. In all cities now having such population the mayor thereof shall appoint within one month after this act shall take effect four suitable persons, residents of the city, to be known as the board of finance of such city, not more than two of whom shall be members of the same political party; two of whom shall be appointed to serve until the first day of January next following such appointment, and two of whom shall be appointed to serve until the first day of January secondly following such appointment. Board of finance. On the first day of January next following such appointments, Appointments. and on each succeeding first day of January thereafter, the said mayor shall appoint two suitable persons, residents of such city, for the term of two years to take the place of those members whose terms

	shall expire; not more than two of same board shall at any time be members of the same political party.
Salary.	The members of said board shall receive an annual salary of five hundred dollars, to be paid monthly in the same manner as provided by law for other cities.
Vacancy.	Any vacancy in such board of finance shall be forthwith reported by the clerk thereof to said mayor, who shall, within thirty days thereafter, appoint a person to fill such vacancy for the unexpired term only.
Duties.	Each of the members of said board shall devote such time and attention to the faithful performance of the duties of his office as the affairs under the government, control and management of such board may require.
Official title.	The members of such board so appointed as aforesaid shall constitute and be called "The Board of Finance of the City of....." (name of the city in and for which they are appointed).
Oath.	Each member of such board shall, within ten days after his appointment, qualify by taking and subscribing before some person authorized to administer oaths an oath or affirmation faithfully to discharge the duties of his office to the best of his skill and understanding and also give bond to such city in the sum of ten thousand dollars, to be approved as to form thereof by the city counsel of such city and as to the sufficiency thereof by the mayor of such city, for the faithful discharge of his official duties, which bond shall be filed in the office of the clerk of such city.
Bond.	

2. This act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 309.

An Act to amend an act entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. Section three of article XIV of the act to which this act is amendatory is hereby amended to read as follows: Section 3, Article XIV amended.

3. All moneys received from any source by or on behalf of any municipality, or by any board or department thereof, except school moneys, shall be paid to the treasurer or other officer charged with the custody of the general funds of the municipality, who shall deposit all such receipts within forty-eight hours after the receipt thereof to the credit of the municipality in any bank or trust company of the State, or any national bank doing business in the State. Moneys received paid to treasurer. Deposited.

2. Section four of article XIV of the act to which this act is amendatory is hereby amended to read as follows: Section 4, Article XIV, amended.

4. In all cases where the governing body has not designated the officer or officers to issue, countersign and audit, and the manner of issuing all warrants for the disbursement of money, the same shall be drawn on the treasurer or general custodian of the funds of the municipality, and signed by the mayor or other chief executive officer of the municipality, and by the clerk or comptroller or auditor thereof. The warrants so drawn on the treasurer or other custodian and so signed shall be valid as payment-vouchers to be issued to the payee when countersigned by the said treasurer or general custodian so that it shall not be necessary for the said treasurer or general custodian to issue a check-voucher separate and distinct from said warrant, and this provision shall be construed to be mandatory. The comptroller, or, in municipalities where there is no such Disbursement of moneys. Bookkeeping.

official, the treasurer, or other officer charged with the custody of the general funds of the municipality, shall maintain general books of account subject to the direction, as to detail of the Commissioner of Municipal Accounts as provided in "An act creating a Department of Municipal Accounts and the office of Commissioner of Municipal Accounts, and defining his duties and powers," approved March twenty-seventh, one thousand nine hundred and seventeen, its supplements and amendments. The governing body of the municipality is hereby required to provide the means, financial and otherwise, to carry out this purpose.

Sections 9 and
10 added to
Article XIV.

3. The act to which this act is amendatory and supplementary is hereby supplemented as follows:

ARTICLE XIV.

GENERAL REGULATIONS.

Delivery of
funds, records,
etc., on expira-
tion of office.

9. Whenever any official ceases to hold office in any municipality he shall forthwith deliver on the day of the expiration of his term of office to the municipal clerk, or other person who may be designated by the governing body of said municipality to receive same, all moneys, papers, books, memoranda, accounts or any data of any nature whatever pertaining to his office. On failure or refusal to carry out the provisions of this section within five days after the expiration of said term he shall, on notice in writing of such delinquency from the mayor, be subject to a penalty of fifty dollars for each day of refusal or neglect to comply therewith. Said penalty shall be collected by the mayor of the municipality or the governing body thereof in an action of debt.

Penalty.

Business
conducted in
municipal
building.

10. In any case where a municipality maintains a municipal building or maintains rooms or space for the purpose of municipal government either owned by such municipality, leased by it or occupied by any other permission or authority, all books, records, papers, data and accounts of whatever nature having to do with the government and the conduct of the municipal business shall be kept in the custody of the governing body in

such place. There shall be provided and used in such building or place a substantial safe or vault for the keeping of books of account and other valuable documents. Said safe or vault shall be such as to afford reasonable security against fire and ordinary theft; *provided, however*, the governing body may designate some other place or places in which such books, records, papers and other data shall be kept, which place or places shall comply with the above provision regarding security against fire and theft.

Vaults.

Proviso.

4. All acts and parts of acts inconsistent herewith are hereby repealed, and this act shall take effect immediately.

Repealer.

Approved April 21, 1920.

CHAPTER 310.

An Act to amend an act entitled "An act for the assessment and collection of taxes," revision of nineteen hundred and eighteen, approved March fourth, nineteen hundred and eighteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

1. Section three hundred and one of the act to which this act is amendatory be and the same is hereby amended so that it shall read as follows:

Section 301 amended.

301. The tax on all tangible personal property in this State and on all taxable personal property of non-residents of this State shall be assessed in and for the taxing district where such property is found. The tax on other personal property shall be assessed on each inhabitant in the taxing district where he resides on the first day of October in each year. Personal property in the possession or under the control of any person as trustee, guardian, executor or administrator, shall be assessed in his name as such, separate from his indi-

Assessment of personal property.

Where assessed.

Assessment of estates.

Assessment
of goods in
business.

vidual assessment, or in the name of any one of several joint trustees, guardians, executors or administrators, if the one of them having actual control or possession cannot be ascertained by the assessor; but the personal property belonging to the estate of any decedent shall be assessed in the taxing district wherein the decedent resided at the time of his death, except such part of the tangible property thereof as may be actually located in some other taxing district in this State and assessed therein. Personal property consisting of stocks in trade and materials used in manufacture in this State, which shall include raw materials, fuel, goods in process of manufacture and completed products, shall be estimated at the average of such personalty located in the taxing district during the year preceding the date as of which the assessment is made, or the average for such portion of the year that such property may be in the possession of the person assessed.

2. This act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 311.

An Act to appropriate money for the erection of a permanent memorial, commemorative of Camp Merritt of the United States Army, to be erected at the intersection of Knickerbocker road and Madison avenue in the county of Bergen.

Preamble.

WHEREAS, During the late war with Germany the Government of the United States established a large and important camp in the county of Bergen and State of New Jersey designated as Camp Merritt, which was the largest camp of its kind in the United States, and was used as a camp of embarkation and debarkation for over a million men of the army of the United States, and which is now to be dismantled by the Government; and

WHEREAS, In order to establish a permanent memorial of the camp and the supreme sacrifice of many of the men who passed through it, it is thought proper to erect a monument on the site of said camp at the intersection of Knickerbocker road and Madison avenue in the county of Bergen, which intersection is the center of a circle three hundred feet in diameter; and

Preamble.

WHEREAS, It was suggested that the title to said plot be lodged in the county of Bergen, in trust, to maintain, preserve and protect said memorial in perpetuity; and

Preamble.

WHEREAS, The board of chosen freeholders, the governing body of said county, in recognition of the distinguished honor which the establishment of the camp conferred upon the county and the propriety of a suitable memorial to perpetuate the historic associations connected with the camp, by resolution has accepted the position of custodian of said memorial when erected, and has agreed to take title thereto in the name of the county, in trust, and forever protect, maintain and keep in good repair and condition the said monument and plot to the end that it may be a public and lasting memorial of the events and history connected with the camp, and of the distinguished part taken in the Great War by the State of New Jersey; and

Preamble.

WHEREAS, the said county has agreed, by resolution, to build said monument and memorial of such funds as may be contributed or appropriated for the purpose; therefore

Preamble.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. The sum of fifty thousand dollars be and the same is hereby appropriated, when included in any annual or supplemental appropriation bill, for the purpose of aiding in the erection of a memorial commemorative of said camp and to be erected at the intersection of Knickerbocker road and Madison avenue, which intersection is the center of a circle three hundred feet in diameter, about to be constructed by the county of Bergen, with aid and assistance of an association designated as the

Appropriation
for memorial
at Camp
Merritt.

Payment.

Camp Merritt Memorial Association composed of officers of the United States Army, and committees of the Bergen County Historical Society and the board of chosen freeholders of the county of Bergen.

2. The Comptroller of the State shall draw his warrant in payment of all bills on account of the construction and erection of said monument which have been approved by the board of chosen freeholders of the county of Bergen and the Governor of the State, and the Treasurer of the State shall pay the warrants so drawn to the extent of the amount appropriated by the Legislature.

3. This act shall be deemed a public act and take effect immediately.

Approved April 21, 1920.

CHAPTER 312.

A Supplement to an act entitled "An act respecting the Orphans' Court and relating to the powers and duties of the Ordinary and the Orphans' Court and surrogates" (Revision, 1893), approved June fourteenth, one thousand eight hundred and ninety-eight.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Legal fees
for attorney
acting as
accountant.

1. On the settlement of the accounts of executors, administrators, guardians or testamentary trustees, if the accountant shall be a duly licensed attorney or counsellor-at-law of this State, and while so licensed shall have performed legal services in connection with his official duty, the court to which said account is presented for settlement and allowance shall, in addition to the commissions now provided by law, allow to such accountant a just and reasonable counsel fee and if more than one accountant shall have performed such

legal services, the court shall apportion said fee among them according to the services rendered by them respectively.

2. This act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 313.

An Act to amend an act entitled "An act to permit State boards, commissions, departments and officials to destroy certain ancient papers filed in the custody of any such department or State agency," approved April seventeenth, one thousand nine hundred and nineteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section one of the act to which this act is an amendment be and the same is hereby amended to read as follows:

Section 1
amended.

1. It shall be lawful for any State department, State official or State agency having charge of State offices wherein, or in the vaults subject to the use of such State department, State official or State agency, is deposited ancient papers, for more than twenty years at any time, in the nature of ordinary disbursement or receipt vouchers, or financial statements from various municipalities, reports by railroad and canal companies, foreign or domestic, on capital stock issued, or their expenses and receipts, including operating expenses and maintenance of way, also ordinary correspondence and other miscellaneous papers of like nature, reports or statements rendered by insurance and banking corporations, associations or individuals, building and loan associations, provident loan associations, money transmitters, small loan brokers, firemen's relief associations and in-

Removal and
destruction
of certain
papers after
twenty years.

insurance agents, reports of examinations of such corporations, associations or individuals, tax returns of insurance companies and agents, policy valuation lists of life insurance companies, applications for licenses, and such other reports and papers as are otherwise printed and kept of record for the information of the State, its departments or the public, may, by and under the direction of the head of such department, remove the same from such places of deposit and destroy them, and use the space thus gained in such offices or vaults for later reports of like nature or other papers.

2. This act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 314.

An Act to amend an act entitled "An act to provide for the regulation and incorporation of insurance companies and to regulate the transaction of insurance business in this State," approved April third, one thousand nine hundred and two.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Section 81
amended.

Licensed
brokers.

566-81
Cf.-24-54

1. Section eighty-one of the act to which this act is an amendment is hereby amended to read as follows:

81. The Commissioner of Banking and Insurance may, upon application in such form as he may prescribe, license any suitable person as a broker to negotiate contracts of fire insurance or reinsurance or place risks or effect fire insurance or reinsurance for others than himself for a compensation, with any qualified domestic insurance company or its agents, or with the authorized agent in this State of any insurance company of another State or foreign country duly admitted to do business in this State; and may, upon similar application, license any suitable person as a broker to negotiate contracts

of insurance or reinsurance other than fire, or place risks or effect insurance or reinsurance other than fire for others than himself for a compensation, with any qualified domestic insurance company or its agent, or with the authorized agent in this State of any insurance company of another State or foreign company duly admitted to do business in this State; for each of such licenses a fee of ten dollars shall be paid, authorizing the licensee thus to act until the thirty-first day of December then next, and on payment of a similar fee the license may be renewed from year to year. The Commissioner of Banking and Insurance may revoke any such license at any time for cause shown after hearing given to the licensee.

License fee.

Revocation.

2. This act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 315.

An Act to amend an act entitled "An act to provide for the erection and equipment of armories in counties of the second class in this State, and making appropriations therefor," approved April twenty-seventh, one thousand nine hundred and eleven.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section six of the act to which this is amendatory is hereby amended so as to read as follows:

Section 6 amended.

6. For the payment of any expenditures herein authorized the Comptroller of the Treasury shall draw his warrants on the State treasury, and the State Treasurer shall pay the same from time to time as the said commission shall certify to the Comptroller to be necessary, and to such persons as they may designate for the purpose aforesaid. No such appropriation or part thereof shall be available until the same shall have been included in the annual or the supplemental appropriation bill.

Payments.

Repealer.

2. All acts and parts of acts inconsistent herewith are hereby repealed, and this act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 316.

An Act to amend an act entitled "A supplement to an act entitled 'An act relating to the Court of Common Pleas (Revision of 1900),' approved March twenty-third, one thousand nine hundred," which supplement was approved April fifteenth, one thousand nine hundred and nineteen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Section 1
amended.

1. Section one of the act of which this act is amendatory be and the same is hereby amended so that it shall read as follows:

Salary of
judges of
Court of
Common
Pleas.

1. The annual salary of judges of said court, in counties having between one hundred thousand and two hundred and fifty thousand inhabitants, shall be seven thousand five hundred dollars; in counties having between seventy-four thousand and one hundred thousand inhabitants shall be five thousand dollars; in counties having between fifty thousand and seventy-four thousand inhabitants, four thousand five hundred dollars; in counties having between thirty-five thousand and fifty thousand inhabitants, three thousand five hundred dollars; in counties having between twenty-five thousand and thirty-five thousand inhabitants, three thousand dollars; in counties having less than twenty-five thousand inhabitants, two thousand seven hundred dollars. Such salaries shall be paid by the collector or treasurer of the respective counties in equal monthly payments, and shall be in lieu of all fees and compensation whatsoever for the service of said judges in the Courts of

Payable
monthly.

Common Pleas, Orphans' Court, Courts of Oyer and Terminer, Quarter Session and all other services required to be performed by said judges by virtue of their offices. Such salaries shall be determined and paid upon the basis of population shown by the latest State or national census promulgated, without regard to the date of appointment of such judge.

Basis of
salaries.

2. This act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 317.

A Supplement to an act entitled "An act to authorize the counties of this State to construct, improve and complete the whole or any part of any State highway within any such county now or hereafter laid out by the State Highway Commission, and to issue and sell bonds or other obligations of the county to provide fund for such purposes," approved March fourth, one thousand nine hundred and eighteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Whenever a road laid out as a State highway shall have been taken over by the State Highway Commission but not paved, the board of chosen freeholders of the county in which such road is located may, by resolution, request the permission of the State Highway Commission to pave said road, and if the State Highway Commission concurs in such resolution the county may provide for the work and pay for the same in accordance with the act to which this act is a supplement and in the same manner as is outlined for the improvement by counties of sections of the State highways that have not been taken over by the State Highway Commission. Counties proceeding under this act shall

Paving State
roads by
counties.

Reimburse-
ment.

finance such improvements in the manner outlined in the act to which this act is a supplement. The State Highway Commission may, by resolution, designate a year in which said county shall be reimbursed for such work.

2. This act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 318.

An Act appropriating from the State Fund a sum of money to be expended by and under the direction of the Board of Commerce and Navigation for the construction in whole or in part of such works and structures including seawalls, bulkheads and jetties and other approved devices necessary and proper to protect the riparian lands and taxable property of this State in municipalities within any county bordering on the Atlantic ocean, from destruction by encroachments of the Atlantic ocean and other destruction agencies of the sea.

Preamble.

WHEREAS, The coast and seashore of New Jersey in many cases and in many locations has been or is likely to be encroached upon by the Atlantic ocean, thereby causing a great destruction of the riparian lands and to taxable property of great value from which, and from riparian leases, annually, by taxation for State purposes large sums may be and are derived by the State; and

Preamble.

WHEREAS, Such encroachments by the ocean can, in the judgment of the Legislature, be checked and prevented by the construction and maintenance of seawalls, bulkheads and jetties along said ocean and by other approved devices; therefore

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

I. There is hereby appropriated and directed to be paid out of the treasury of the State of New Jersey a sum or sums not to exceed in the aggregate two hundred and fifty thousand dollars, which when included partly or wholly in any appropriation act shall be used and expended under the direction of the Board of Commerce and Navigation of the State of New Jersey, for the construction of such works, seawalls, bulkheads and jetties and other devices necessary and proper to protect the riparian lands of this State or property for which this State receives a revenue by taxation or for rents for riparian leases, bordering upon any municipality located in any county of this State which borders upon the Atlantic ocean, from the encroachment of the Atlantic ocean, which sum of money or so much thereof as may be necessary is to immediately become available and payable. The plans for all such works or work built in whole or in part shall be approved by the Board of Commerce and Navigation of the State of New Jersey and the selection and designation of the section or sections of the sea coast to be protected shall also be determined by said board, and said board is hereby empowered to make such rules and regulations respecting the doing of such work and the inspection and approval thereof as it may deem necessary; said board is hereby authorized to assume the construction of any part of or the whole of any work or works approved by it and provided the cost thereof does not exceed the amount set aside for any such work or works; *provided, however*, that no greater amount or portion of the sum of money hereby appropriated shall be available and paid out for the purposes of such work or works in any single municipality than is appropriated by such municipality in which or upon the borders of which, such work or works are to be constructed, and is available for expenditure therefor; *and provided, further, however*, that no amount greater than fifty thousand dollars shall be available for the purposes of such

Appropriation.

Purpose of expenditure.

Plans.

Construction.

Proviso.

Proviso.

protective work or works within or upon the borders of any single municipality.

2. This act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 319.

An Act to amend an act entitled "An act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Section 1.
Article XI,
amended.

1. Section one of Article XI of the act to which this act is an amendment be and the same is hereby amended to read as follows:

Expenditures
over \$500 by
contract.

1. No municipality shall enter into any contract for the doing of any work or for the furnishing of any materials, supplies or labor, the hiring of teams or vehicles, where the sum to be expended exceeds the sum of five hundred dollars, unless the governing body shall first publicly advertise for bids therefor, and shall award the said contract for the doing of said work or the furnishing of such materials, supplies or labor to the lowest responsible bidder; *provided*, this section shall not prevent any municipality having any work done by its own employees; *and provided, further*, that nothing herein contained shall apply to repairs when the safety or protection of public property or the public convenience require, and provided also when the exigency of the public service will not admit of such advertisement, said work or the furnishing of materials, supplies or labor, the hiring of teams or vehicles may be done forthwith; *provided*, the board shall, by resolution, passed by the affirmative vote of four-fifths of the members of said board or body having charge thereof, declare said exigency or emergency to exist and set-

Proviso.

Proviso.

Proviso.

ting forth the nature thereof and stating the approximate amount to be so expended, then in such case the necessity for advertising and receiving proposals provided for in this section shall not apply.

2. Section eleven of Article XVIII of the act to which this act is an amendment be and the same is hereby amended to read as follows:

Section 11,
Article XVIII,
amended.

11. No land or any right or interest therein shall be sold by any municipality except at public sale and to the highest bidder, after public advertisement given in a newspaper circulating in the municipality, at least once a week for two weeks prior to such sale; *provided*, that the requirement herein for public sale to the highest bidder shall not apply to any sale of land or any right or interest therein by any municipality to the United States of America, the State of New Jersey, or any political subdivision of said State, and that any deed or deeds heretofore given by any municipality for the sale of any land or any right or interest therein, without public sale to the highest bidder, to the United States of America, the State of New Jersey, or any political subdivision of said State, shall be valid and effectual.

Land and
rights sold
to highest
bidder.

573-11
A-24-251
Proviso.

3. Section nineteen of Article XXXVII of the act to which this act is an amendment be and the same is hereby amended to read as follows:

Section 19,
Art. XXXVII,
amended.

19. Wherever duties are imposed by law upon any officer or employee of a municipality, and no person is now by law authorized to perform such duties when such officer or employee is temporarily absent, disabled or disqualified, it shall be lawful for the officer or board having the authority to fill any vacancy in any such office to designate some person to act in lieu and place of any such officer or employee during his temporary absence, disability or disqualification: in case the officer or employee so temporarily absent, disabled or disqualified is one who was elected by the voters of the municipality, in municipalities governed by a board of commissioners, the person to act in his place and stead shall be designated by the board of commissioners, and in all other municipalities by the mayor or other chief

Temporary
appointment
to perform
duties.

- executive officer of the municipality. The acts of any person so designated shall in all cases be legal and binding as if done and performed by the officer or employee for whom such designated person is acting.
4. All acts and parts of acts inconsistent with the provisions of this act be and the same are hereby repealed.
5. This act shall take effect immediately.
- Approved April 21, 1920.

CHAPTER 320.

An Act to amend an act entitled "An act relating to the Court of Common Pleas (Revision of 1900)," approved March twenty-third, one thousand nine hundred.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Section 13
amended.

1. Section thirteen of an act entitled "An act relating to the Court of Common Pleas (Revision of 1900)," approved March twenty-third, one thousand nine hundred, is hereby amended to read as follows:

Court stenog-
rapher.

13. The judge of the Court of Common Pleas of any county of this State may appoint for the court presided over by him in said county a competent stenographer, whose duty it shall be to attend in person, or by proxy, the sessions of said court when requested by said judge so to do, and exactly and truly take notes and record verbatim all the evidence and proceedings under said judge, except the arguments of counsel, and when requested so to do, make and furnish true reports or transcripts thereof to said judge and to each party in the cause; in case no such appointment is made in any county, the said judge of the Court of Common Pleas, upon request of any attorney or counselor-at-law employed

Duties.

Temporary
stenographer.

in any suit begun in any court presided over by said judge, may designate a competent stenographer to take such notes of such trial in the particular case in which such request is made.

2. This act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 321.

An Act to authorize cities to regulate, construct, repair, alter and relay curbs and sidewalks, and to provide for the payment of the cost thereof.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. The board or body having control and regulation of the streets, avenues and highways in any city in this State is hereby authorized and empowered to pass ordinances for the regulation, construction, repair, alteration and relaying of curbs and sidewalks in accordance with the established grades, and to fix and determine the method in which curbs and sidewalks in such city shall be constructed, repaired, altered, relaid and maintained, and to provide for the payment of the cost of same; *provided, however*, that before the final passage of such ordinances the same shall be duly published and public hearing given as now provided by law. Sidewalk improvements in cities.
2. Any such city may prescribe by general ordinance in what case curbs and sidewalks shall be constructed, repaired, altered, relaid or maintained at the expense of the abutting land owners; wherever in any city it shall hereafter become the duty of any owner of abutting lands under said ordinance or ordinances of the city to construct, repair, alter or relay any curb or sidewalk, or section thereof, the authorities of such city having charge of street affairs may, by resolution, cause a notice in writing to be served upon the owners Proviso.
Ordinance.
Proceed by resolution.

Owner not known.	or occupant of said lands, requiring the necessary specified work to said curb or sidewalk to be done by the said owner or occupant within a period of not less than thirty days from the date of service of such notice; whenever any lands are unoccupied and the owner cannot be found within the city, the same may be mailed, postage prepaid, to his or her post-office address, if the same can be ascertained; in case such owner is a non-resident of the city or his or her post-office address cannot be ascertained, then the notice may be inserted for four weeks, once a week in some newspaper of such city; in case the owner or occupant of such lands shall not comply with the requirements of such notice, it shall be lawful for the street department of the city, upon filing due proof of the service or publication of the aforesaid notice in the appropriate department of the city, to cause the required work to be done, and paid for out of the moneys of the city available for that purpose; the cost of such work shall be certified by the department or person having charge thereof to the department or person having charge of the collection of assessments in such city; upon filing the said certificate, the amount of the cost of such work shall be and become a lien upon the said abutting lands in front of which such work was done to the same extent that assessments for local improvements are liens in such city under its charter or the general law, and shall be collected in the manner provided by law for the collection of such other assessments, and shall bear interest at the same rate; in addition thereto the city may have an action to recover the said amount against the owner of said lands, in any court having competent jurisdiction thereof; a certified copy of the aforesaid certificate shall in such action be prima facie evidence of the existence of a debt due from the said owner to the city.
Notice given.	
Payment for work.	
Cost a lien.	
Recovery of amount.	
Account credited.	3. All moneys recovered or paid to the city under the provisions of the last preceding section shall be credited to the account out of which the cost of such work was paid.

4. The powers conferred by this act shall be deemed to be in addition to and independent of any and all powers and authority conferred by any other law or laws and not subject to any limitation contained in any such law or laws.

Powers herein
given addi-
tional.

5. This act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 322.

A Supplement to an act entitled "An act respecting the Orphans' Court, and relating to the powers and duties of the ordinary and the Orphans' Court and surrogates (Revision, one thousand eight hundred and ninety-eight)."

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. The lands, tenements, hereditaments and real estate of any person who shall die seized thereof or entitled to the same, as well as any share or shares, or part or parts of a share of property of undivided rights or warrant to locate lands in this State, shall not be liable for the payment of his or her debts beyond one year after his or her decease, unless such decedent by his or her last will and testament, shall specifically state or provide therein, in express language, that any such debt or debts shall be and remain a lien thereon for a longer term than one year after his or her decease; and any statement in any last will and testament directing the payment of the just debts of any such decedent shall not hereafter be construed as making any such debt a charge or lien upon any such lands, tenements, hereditaments or real estate beyond the period of one year from the date of the death of such decedent, unless such last will and testament shall otherwise specifically state, in express language, that any such debt

Property not
liable for
debt after
one year.

Construction
of will.

- or debts is to be and remain a lien or charge thereon beyond said period of one year; *provided, however*, that the heirs and devisees of any such decedent shall be and remain liable for any such debts to the same extent as heretofore under the act entitled "An act for the relief of creditors against heirs and devisees," Revision of New Jersey, Compiled Statutes, Vol. 2, page 2739; and *provided, further*, that this act shall not affect in any way the right of inchoate right of dower or the right of curtesy.
2. This act shall take effect immediately.
- Approved April 21, 1920.

CHAPTER 323.

An Act to amend an act entitled "An act relating to courts having criminal jurisdiction and regulating proceedings in criminal cases" (Revision of 1898), approved June fourteenth, one thousand eight hundred and ninety-eight, and all amendments and supplements thereto.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Section 158
amended.

1. Section one hundred and fifty-eight of the act to which this is an amendment is hereby amended to read as follows:

County de-
tectives.

158. The prosecutor of the pleas in the several counties which now have or hereafter may have a population of more than seventy thousand and not more than three hundred thousand inhabitants may appoint suitable persons, not exceeding three in any county, to act as special officers for the detection, arrest, indictment and conviction of offenders against the law. Such persons so appointed shall possess all the powers and rights and be subject to all the obligations of constables and police officers in any county of this State, and before

Duties and
powers.

such person shall enter upon his duties as said officer, his appointment shall be approved by the judge of the Court of Quarter Sessions of said county, and each person so appointed shall receive, in counties having a population of not less than seventy thousand and not more than two hundred thousand, an annual salary of not less than eighteen hundred dollars and not more than twenty-six hundred dollars, and each person so appointed in counties having a population of not less than two hundred thousand and not over three hundred thousand shall receive an annual salary of not less than twenty-two hundred dollars and not more than twenty-six hundred dollars; which sum shall be fixed by the judge and prosecutor, to be paid by the county collector in equal monthly installments out of the funds of the county; *provided*, that the maximum annual salary of the officer designated as chief of county detectives in the aforesaid counties shall be three thousand dollars, which sum shall be fixed by the judge and prosecutor, to be paid by the county collector in equal monthly installments out of the funds of the county.

Salary.

Proviso.

2. The special officer or officers named in the next preceding section shall not be eligible to receive any increase in salary over the minimum salary as stated in the next preceding section until he or they shall have served five continuous years as a special officer or officers in the prosecutor's office. No increase in salary, fixed by the judge or prosecutor shall exceed more than one hundred dollars per year for each year of service over five years, and all increases shall cease when the respective maximum sums named in the preceding section are reached; *provided, however*, that any special officer who is now or has been employed in the prosecutor's office as special officer for a period exceeding five years, the judge and prosecutor may fix an increase in salary for any sum equal to one hundred dollars per year for each year of service now served over five years, which total salary shall not exceed the respective maximum sums named in the next preceding section; *provided, further*, if any person shall have served in a regularly organized city police department, or as a justice of the peace, or as a constable, or as a law en-

Term of service.

Increase.

Proviso.

Proviso.

forcing officer in the service of any municipality of this State, prior to his appointment as special officer in the prosecutor's office, that then and in such case the judge and prosecutor in fixing the salary of such officer, may take into consideration the time of service of said officer as an officer in such previous service the same as if such officer had been continuously in the service of said prosecutor's office.

Repealer.

3. All acts and parts of acts inconsistent with this act be and the same are hereby repealed.

4. This act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 324.

An Act to further amend an act entitled "An act to provide for assistant prosecutors in the several counties of this State," approved April third, one thousand nine hundred and two.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Section 3
amended.

1. Section three of the act to which this is a further amendment is hereby amended so as to read as follows:

Salary of
assistant
prosecutors.

3. In counties which now have or hereafter may have a population of more than eighty thousand and not more than ninety-five thousand inhabitants, the assistant prosecutor shall receive an annual salary of one thousand five hundred dollars; in counties which now have or hereafter may have a population of more than one hundred thousand and not more than one hundred and thirty-five thousand inhabitants, the assistant prosecutor shall receive an annual salary of two thousand five hundred dollars; in counties which now have or hereafter may have a population of more than one hundred and thirty-five thousand inhabitants and not more than one hundred and seventy-five thousand in-

habitants, the assistant prosecutor shall receive an annual salary of three thousand dollars; in counties which now have or hereafter may have a population of more than one hundred and seventy-five thousand and not more than two hundred thousand inhabitants, the assistant prosecutor shall receive an annual salary of four thousand dollars; and in counties which now have or hereafter may have a population of more than two hundred thousand inhabitants, the assistant prosecutor shall receive an annual salary of five thousand dollars; *provided, that nothing in this act shall* Proviso. apply to counties where there are two judges of the Court of Common Pleas and to counties bordering on the Atlantic ocean.

2. All acts and parts of acts inconsistent herewith Repealer. are hereby repealed, and this act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 325.

An Act to amend an act entitled "An act for the punishment of crimes (Revision of 1898)," approved June fourteenth, one thousand eight hundred and ninety-eight, approved April twelfth, one thousand nine hundred and nineteen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section forty-eight of the act of which this act is amendatory be and the same is hereby amended to read as follows: Section 48 amended.

48. Any person who shall commit fornication shall be guilty of a misdemeanor, and punished by fine not exceeding fifty dollars, or imprisonment not exceeding six months, or both. Penalty for fornication.

Approved April 21, 1920.

CHAPTER 326.

An Act to amend an act entitled "An act concerning counties," approved March fourth, one thousand nine hundred and eighteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Section 1312
amended.

1. Section thirteen hundred and twelve of the act to which this act is amendatory, be and the same is hereby amended to read as follows:

Uses and
regulations
as to bridges
and viaducts

1312. The boards of chosen freeholders in the several counties shall make rules and regulations for the protection and use of the viaducts and bridges in their county, under their care and control, and may place any viaduct or bridge in the special care or charge of such suitable person or persons as they may appoint for that purpose. Where there is now or shall hereafter be a viaduct or bridge (one or more) connecting two or more counties, or any joint committee having charge thereof, shall make rules and regulations for the protection and use thereof, and may place the same in the special care or charge of such suitable person or persons as they may appoint for that purpose. Any person or persons so appointed shall have the same powers as the policeman in the first class cities in respect to such viaduct or bridge or roads or approaches to any such viaduct or bridge, for the enforcement of all laws, rules and regulations. Any person violating any rule or regulation made for the protection and use of any viaduct or bridge shall be liable to a penalty of ten dollars, with costs, which may be sued for and recovered by said county or counties in any court of competent jurisdiction, and said penalty shall be paid to the collector or collectors of the county or counties suing therefor.

Bridge
tenders.

Police powers.

Penalty.

2. This act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 327.

An Act permitting the acquiring of portions of State property at the New Jersey State Village for Epileptics at Skillman by the board of chosen freeholders of the county of Somerset, for the purpose of altering the alignment or course of the Somerset county road, and permitting the vacation and acceptance of the portion of the road abandoned.

WHEREAS, The board of chosen freeholders of the county of Somerset, on the thirteenth day of January, nineteen hundred and twenty, resolved to change the alignment of the county road on State property used by the New Jersey State Village at Skillman thereof, and in doing so resolved to take from the village property at Skillman a sufficient tract of land for the purpose; and

Preamble.

WHEREAS, It is desired by said freeholders to vacate the portion of said road to be eliminated from use by such alteration; now, therefore,

Preamble.

BE IT RESOLVED by the Senate and General Assembly of the State of New Jersey:

1. The board of managers of the New Jersey State Village for Epileptics at Skillman are authorized to execute, in their discretion, in the name of the State of New Jersey, to the board of chosen freeholders of the county of Somerset, a grant of such portion of said State property of the New Jersey State Village for Epileptics at Skillman, as may be necessary to straighten the curve in the county road, leading from Plainsville to Blawenburg crossing over the State property in said village, as set forth in the preamble to this act and for such purpose only.

Certain property of Epileptic Village deeded to Somerset county.

2. Such deed of conveyance shall not be delivered until said board of chosen freeholders shall have in all things complied with the provisions of section eleven

Delivery of deed.

hundred and twenty-seven of "An act concerning counties," approved March fourth, one thousand nine hundred and eighteen, to effectuate the vacation of that portion of the site of the present county road to be abandoned by reason of the alteration.

Action of
freeholders
validated.

3. The resolution of the board of freeholders of the thirteenth day of January, nineteen hundred and twenty, providing for the alteration of the road herein consented to is validated and confirmed.

4. This act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 328.

An Act to amend an act entitled "An Act concerning municipalities," approved March twenty-seventh, one thousand nine hundred and seventeen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Section 4,
Article XX,
amended.

1. Section four of Article XX, of the act to which this act is an amendment, be and the same is hereby amended to read as follows:

House con-
nections be-
fore paving.

4. Whenever any municipality shall have determined to pave, repave or otherwise improve any street, road, avenue, alley or other public highway, or any portion thereof, it shall be lawful for the governing body of such municipality, by a separate ordinance, or in the ordinance providing for such improvement, to order and direct that in all streets, roads, avenues, alleys or other public highways, or any portion thereof, where sewer, gas or water mains or conduits for wires are located, that in order to make private connection therewith, it will thereafter be necessary to excavate and tear up the proposed improved portion of said street,

road, avenue, alley or other public highway, or any portion thereof, the owner of any and all lands on the line of said proposed improvement to make necessary connections with the sewer, gas or water main, or conduit for wires, in said street, road, avenue, alley or other public highway, or any portion thereof, or the board or body in charge of said work may make or cause said connections to be made and pay the expenses and costs thereof, which expenses and costs shall be assessed upon any lands benefited, for all lands not already connected with said sewer, gas, water mains or conduits for wires, before the work upon such improvement shall be begun, and to prescribe the time, which shall not be less than thirty days after the passage of said ordinance, within which the said connection shall be made, and it shall thereupon be the duty of all owners of any land or lands on the line of said improvement, within the period prescribed in said ordinance, to make said connections.

Costs assessed
on property.

Time for
making con-
nections.

It shall also be lawful for said ordinance to provide the width of the lot or lots for which connection shall be made, according to the character of the locality, and, when so fixed, all connections shall be made in conformity with said ordinance.

Width of
lots.

In case the owner or owners of any lands for which said connections shall be ordered to be made shall not comply with the order or direction contained in said ordinance within the time therein specified, the board or body in charge of said work shall make or cause said connections to be made and pay the expenses and costs thereof, which expenses and costs shall be assessed upon any lands benefited.

If owner fail
to comply,
connections
made by
authorities.

2. All acts or parts of acts inconsistent with the provisions of this act be and the same are hereby repealed and this act shall take effect immediately.

Repealer.

Approved April 21, 1920.

CHAPTER 329.

A Supplement to an act entitled "An act concerning the collection of arrears of taxes in cities of this State," approved March ninth, one thousand eight hundred and ninety-three.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Salary of
deputy collec-
tors.

1. Deputy collectors appointed in cities of this State for the collection of arrears of personal taxes shall hereafter be paid an annual salary, to be fixed and determined by the governing body of the city, from time to time, by resolution, and paid as other salaries are paid, and, in lieu and stead of fees and commissions. All fees and commissions provided by any law of this State to be added to and collected with the tax in arrears, shall be collected as heretofore, and paid into the city treasury.

Assistants
to deputies.
586-2
A-21-231

2. Where, in any city, there are now assistants to deputy collectors, acting as such for at least one year next preceding the passage of this act, with the knowledge and consent of the receiver of taxes or director of revenue and finance of such city, such assistants shall, from the passage of this act, be deputy collectors of such city, in all respects as if regularly appointed under this act, receive like salaries, and have like duties and powers, and shall be within the classified service of the civil service, and classified therein as deputy collectors regularly appointed are classified.

3. This act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 330.

An Act to authorize cities to lease and let the right to erect a building over and above the surface of lands owned by the city and not built upon, together with the use and occupancy of such building, and to increase the use of such lands and the revenue therefrom.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. It shall be lawful for the common council, board of commissioners, or governing body of any city owning lands therein not built upon, and to increase the use of such lands and the revenue to the city therefrom, to let out and lease the right to erect a building over and above the surface of such land, together with the use and occupancy of such building when erected, and so much and such parts of the surface of such lands as shall be reasonably necessary for the support of such building and the proper passageways, runways, stairways and means of access to the floors of the building, and such other purposes as may be necessary for the construction and use of such building. The building shall be supported upon concrete piers and shall be so constructed as to leave the surface of the land open and accessible upon all sides at such a height above the surface as not to interfere with any municipal use to which the surface of said land may be devoted at the time the same is leased, and so as to form a covering over and protection to such surface.

Building
above land
owned by
city.

Supports.

Accessibility.

2. The said common council, board of commissioners, or governing body shall have the power, in its discretion, to fix and determine the annual rental, the terms, conditions and duration of the lease and to define and limit the use of the building and the terms and conditions upon which renewals may be given, and the

Rental.

Municipal
operation.

Plans and
specifications.

rentals thereunder fixed and determined, and may reserve the right, upon expiration of the term of the original lease, to terminate the same and take over the building erected, upon payment and compensation by the city, in the lease expressed. Full and detailed plans and specifications of the building to be erected, showing the use thereof, and the amount of surface of the land to be occupied by the necessary piers, passageways, stairways, runways and means of access to the floors of the proposed building, shall be submitted to and approved by the common council, board of commissioners, or governing body before any lease shall be given or executed. Any action necessary to be taken by the common council, board of commissioners, or governing body of the city under this act may be by resolution.

3. This act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 331.

An Act to enable cities fronting on navigable waters of this State, which have acquired, or may hereafter acquire, marsh lands and other lands, riparian lands and lands under water within any such city, and which have commenced the reclamation and improvement of any such marsh lands and other lands acquired for such purpose, after securing the necessary permission from the Federal authorities having charge of any district port and the Board of Commerce and Navigation, to proceed with the construction and improvement of channels or harbor improvements, and to complete the further reclamation and development of any such marsh lands and other lands, and to make assessments upon lands specially benefitted by such improvements.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Whenever the board or body having charge of public docks, or if there be no such board or body, then the board or body having charge of public streets of any city fronting on navigable waters of this State, which city has acquired or may hereafter acquire marsh lands and other lands, riparian lands and lands under water within its corporate limits, under any act of the Legislature of this State, for the purpose of constructing and establishing public docks, shipping and transportation facilities, shall, by resolution, determine that it is for the advantage of the city to complete the reclamation and improvement of such lands by the construction of channels or other harbor improvements, it shall be lawful for any such city to complete the reclamation, filling in and improvement of such lands or any part thereof, and otherwise to improve the same, and to acquire additional lands and likewise to improve the same, and after securing the approval of the Board of Commerce and Navigation of the State and the permission of the Federal authorities in charge of the district port in which any of such improvements are proposed to be made, to improve and dredge channels and to construct and improve the harbor approaches to such lands. It shall be lawful for any such city to enter into arrangements with the Federal Government for reimbursement to such city of all or a portion of the cost of dredging channels or improving harbor approaches in waters under the jurisdiction of said Federal Government.

Completion
of reclamation
of marsh land.

Improvements.

Dredging.

Agreement
with Federal
government.
2. If there be lands under water, or salt marsh or meadow lands within any such municipality, which, in the judgment of said board or body, public necessity or interest demands shall be reclaimed or filled, or if, in its judgment, public necessity or interest demands the construction of channels or harbor improvements, which, or either of which, would specially benefit said lands or lands adjacent to said channels or harbor improvements, and if, in its judgment, it is advisable to arrange for such work to be done, the said board or

Proceed by
resolution.

Intention.	body shall pass a resolution of its intention to reclaim or fill said lands, or to construct such channels or harbor improvements, and cause a map to be prepared showing the lands within such municipality which can feasibly be improved or benefited by any such proposed
Notice given.	work. Such notice of intention shall be duly advertised in at least one newspaper published in any such municipality for at least once a week for two weeks, and said resolution shall fix a time and a place not earlier than two weeks after the publication of the first advertisement for a hearing on said proposed action, and prior to said hearing such municipal board or body shall prepare a tentative assessment showing the probable amount of the assessments to be made against the property benefited, which proposed tentative assessment shall be presented at such hearing and shall be open to inspection, and any person desiring to be heard in regard thereto shall be given a hearing. After said hearing, if such municipal board or body shall decide to carry out the proposed improvements, it shall pass a resolution declaring such determination and proceed to make such improvements. In the execution of any such improvements, when authorized, it shall be lawful for any such city to cause the material resulting from dredging operations, et cetera, to be used to fill and improve the lands as shown on the map as hereinbefore provided, and it shall be lawful to enter upon, use and occupy such lands for the purpose of filling, bulkheading and improving the same.
Prospective assessment.	
Declaration.	
Filling.	
Assessment after completion.	3. Upon the completion of any such improvement, the board or body having charge of docks in said municipality, or the board or body having charge of streets in any such municipality, where there is no board or body having charge of docks, is hereby authorized to make an assessment upon so much of the lands within the said municipality as in the judgment of said municipal board or body are specially benefited by reason of such improvements in a total amount not exceeding the cost of the work done by such municipality. If any portion of the amount so assessed shall be reimbursed to any such municipality by the Federal government after the assessment has been made, then a
Rebating.	

rebate shall be made on each assessment levied in proportion to the amount received; *provided*, that the amount received by any such municipality from the Federal government shall be in excess of the amount fixed in such assessment to be borne by the city at large. Before any assessments so made for benefits are confirmed by any municipal board or body it shall be the duty of said board or body to advertise in the manner now required by law for hearings in matters of assessments for local improvements and such advertisement shall designate a time and place at which any person interested may be heard in regard to such proposed assessments. After such hearing said municipal board or body shall, by resolution, confirm such assessment after making such modification as it shall deem proper, and any such assessment when so confirmed shall become due and payable as is now provided by law in any such municipality for assessments for street pavements and all such assessments when filed with the proper municipal officer shall become liens on the property against which such assessments are levied, in the same manner in which taxes become liens on property.

Proviso.

Hearing on assessment.

Confirmation.

4. In the event that any portion of the lands included within lands benefited or improved by any work done in connection with the dredging of channels, et cetera, shall be riparian lands or lands under water, for which the riparian grant has not theretofore been made by the State, the municipal board or body which is authorized to make assessments for improvements in accordance with this act shall be and is hereby authorized to include in any such assessment a prospective assessment against such riparian lands, and a copy of such prospective assessment shall be filed with the Board of Commerce and Navigation and the same shall be a part of the records of said board. Upon the sale or grant by the State of the riparian rights to any such lands for which a prospective assessment has been filed with said board, the amount of such prospective assessment, together with interest at the rate of five per centum per annum from the time of the confirmation

As to riparian lands.

Amount included in assessment.

- of the assessment for said improvement shall be included by the Board of Commerce and Navigation in the purchase price fixed for such lands and made a part of the payment for the grant, and the amount of such assessment with interest as aforesaid, when paid, shall be turned over by such Board of Commerce and Navigation to the municipality making the assessment. Such a prospective assessment shall also be made and included in the general assessment for and against any such riparian lands or lands under water for which an annual rental or fee is being charged or collected by the Board of Commerce and Navigation under any agreement by which the fee of any such riparian lands is passed, and when such fee does so pass by grant from the State such prospective assessment shall become immediately due and payable, together with interest thereon at the rate of five per centum per annum from the time of the confirmation of the assessment for such improvement and said assessment shall become a lien upon such lands until paid and shall be collectible as other liens for public improvements are now collectible in any such municipality.
- When prospective assessment due.
- Bond issue. 5. Any such city is hereby authorized to issue its bonds, temporary bonds, or other form of obligation, in the form now provided by law for temporary loans in the anticipation of assessments and to bonds, otherwise, if necessary, for the payment of the cost and expenses incurred or to be incurred under the authority of this act in the manner now provided by law.
- Validity of act. 6. If, for any reason, any section, clause or provision of this act shall be questioned in any court, and shall be held to be unconstitutional or invalid, no other section, clause or provision of this act shall be affected thereby.
- Repealer. 7. All acts or parts of acts inconsistent herewith are hereby repealed, and this act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 332.

An Amendment to an act entitled "An act to amend an act entitled 'An act concerning local boards of health and employees thereof in cities of this State, and for the relief of such employees,' approved April second, one thousand nine hundred and thirteen," which amendment was approved March first, one thousand nine hundred and eighteen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

I. Section four of an act entitled "An amendment of an act entitled 'An act to amend an act entitled "An act concerning local boards of health and employees thereof in cities of this State, and for the relief of such employees," approved April second, one thousand nine hundred and thirteen,' " which amendment was approved March first, one thousand nine hundred and eighteen, be and the same is hereby amended so as to read as follows:

Section 4
amended.

4. Section eight of the act to which this act is amendatory is hereby amended to read as follows:

Section 8
amended.

8. All pensions created under this act shall be exempt from execution, attachment or any other legal process whatever. Such pension fund shall be created and sustained as follows, viz.:

Pensions
exempted.
Sources of
fund:

I. There shall be deducted from every payment of salary to such employees two per centum of the amount thereof, providing such employee entered such services on or before the age of thirty-five years; if after such age then such percentage shall be increased to such an amount as shall be determined by the board of trustees to correspond to the risk arising by the additional age of such employees.

Deductions
from salary;

II. The city shall raise by taxation and pay into said

City's share;

fund yearly an amount equal to four per centum of the total salaries paid to such employees.

Fines, etc.;

III. All fines, if any, imposed on any employee, all fines and penalties collected for the violation of any statute relating to the public health, or ordinance of the board of health; all moneys deducted from the salary of any such employee on account of absence or loss of time.

Donations.

IV. All moneys given or donated to such fund by any person or corporation in any manner or form whatsoever.

Deficiency.

In case there shall not be sufficient money in said pension fund created as aforesaid, the common council or other governing body shall include in any tax levy a sum sufficient to meet the requirements of said fund for the time being.

Assessments
on employees.

The board of trustees of any such corporation may assess and collect from each and every employee of such board or department the said two per centum of his annual salary, to be paid monthly to the treasurer of the corporation, and such assessment and collection shall be in manner and form as may be provided in the by-laws of the corporation, and whenever any employee shall die or be discharged, having served for a less term than twenty years, all payments made by such employee to said pension fund shall be forfeited and be added to and become a part thereof. The board of trustees are hereby empowered, in its judgment, to make it a condition of membership that each member shall sign an order on the city treasurer, or other disbursing officer, directing the retention of the amount of the assessment levied hereunder, to be paid over directly to the association by retention from his salary or wages, and the city treasurer or other disbursing officer is hereby directed to make such retention and payments; *provided, however*, that such retention and payment shall only become operative in the event of the same being authorized by the by-laws of said corporation.

Retention of
amount
authorized.

Proviso.

Section 6
amended.

2. Section six of the act to which this is amendatory is hereby amended to read as follows:

6. Section eleven of the act to which this act is amendatory is hereby amended to read as follows: Section 11 amended.
11. All persons now employed, or hereafter employed, by any such board or department of health shall be permitted to take the immediate advantage hereof. Membership.
3. Section seven of the act to which this is amendatory is hereby amended to read as follows: Section 7 amended.
7. Section fourteen of the act to which this act is amendatory is hereby amended to read as follows: Section 14 amended.
14. Any employee of such board or department of health hereinbefore mentioned may avail himself of the benefits of such pension fund by making application in writing for membership therein and paying in said fund the monthly assessments levied by the board of trustees. Application for membership.
4. This act shall take effect immediately.
- Approved April 21, 1920.

CHAPTER 333.

An Amendment to an act to amend an act entitled "An act to establish a uniform standard of weights and measures in this State, to establish a Department of Weights and Measures, and to provide penalties for the use of other than standard or legal weights and measures," approved April twenty-fourth, one thousand nine hundred and eleven.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section thirteen of the act entitled "An act to establish a uniform standard of weights and measures in this State, to establish a Department of Weights and Measures, and to provide penalties for the use of other than standard or legal weights and measures," approved April twenty-fourth, one thousand nine hundred and eleven, and amended February thirteenth, one thou- Section 13 amended.

sand nine hundred and eighteen, is hereby amended so that the said section shall read as follows:

Salaries of
superintend-
ents.

13. The salary of the State Superintendent of Weights and Measures shall be forty-five hundred dollars per annum. The salaries of the assistant State superintendents shall be fixed by the State Superintendent of Weights and Measures in accordance with the schedules provided by the State Civil Service Commission. The salary of the county and assistant county and municipal and assistant municipal superintendents shall be fixed by the governing body of such county or municipality, as the case may be; such salary shall be paid in the manner and at the time now or hereafter provided by law, but the salary of no county or assistant county or municipal or assistant municipal superintendents, now in office, shall be decreased or diminished during his incumbency of such office or position.

2. This act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 334.

596-C-334
Cf.-20-598

An Act to create a State Industrial Safety Museum under the jurisdiction of the Department of Labor.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

State Industrial Safety Museum Established.

Industrial
safety
museum
established.

1. The Department of Labor may establish in the building known as 571 Jersey avenue, Jersey City, now under lease by the said Department of Labor, or at any other location it may deem advisable, a State Industrial Safety Museum in which may be installed such exhibits as said Department of Labor shall approve to further the standardization of safety and economic stability in manufactories.

Scope of the Information Furnished by the Museum.

2. Said museum shall furnish information by means of said exhibits, which may include practical equipment appliances and devices, photographs, blue prints, engineering data, reports, statistics and lectures on the production and personnel standards now successfully operative in this country and abroad, covering the problems of

Nature of
exhibits.

- Factory construction and plant layout;
- Fire prevention and protection;
- Elevator installation and protection;
- Electrical equipment;
- Elimination of boiler room hazards;
- Natural and artificial lighting methods;
- Machine safeguarding and accident reduction;
- Natural and mechanical ventilation;
- Fan removal of dusts, fumes and excessive humidity;

Shop hygiene:

- The installation of betterment provisions, including toilet, wash, dressing and lunch room facilities;

- First aid and hospital equipment;

- Industrial training in vestibule schools and shops;

- The development of technical and shop library service;

The reduction of the labor turnover by means of approved employment methods, shop relations, Americanization activities and insurance benefits;

The stabilizing of working forces through improved transportation and housing facilities; and such other safety and industrial problems as the said Department of Labor shall from time to time determine.

The Administration of the Museum.

3. The Commissioner of Labor shall appoint and be an ex officio member of an administrative committee consisting of the director of the museum as chairman and at least one representative each of a chamber of Commerce, a compensation insurance company, an accident insurance company, a life insurance company, a fire insurance company, a representative of labor and such additional representatives of the manufacturers and safety and conservation organizations of the State

Committee on
museum.

as may be deemed expedient for insuring the greatest usefulness of said museum, all of whom excepting the director shall serve without salary, who shall conduct said museum within the jurisdiction of said Department of Labor.

4. This act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 335.

An Act to appropriate twenty-five thousand dollars to maintain within the jurisdiction of the Department of Labor the State Industrial Safety Museum.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Appropriation
for industrial
safety
museum.

1. To maintain the State Industrial Safety Museum within the jurisdiction of the Department of Labor; to furnish information; to further the standardization of safety and economic stability in manufactories; meet the salaries of the supervising engineering and stenographic staff, the care, upkeep and operation of exhibits and offices, the rent of the building and the incidental repairs necessitated by the activities of said museum, there is hereby appropriated the sum of twenty-five thousand dollars, such moneys to be available whenever they are included in any annual appropriation bill.

Approved April 21, 1920.

CHAPTER 336.

An Act to appropriate and to provide for the payment of a portion of the State tax levied and assessed upon railroad and canal property in this State to the sinking fund established under the provisions of an act entitled "An act for the payment of a bonus to each soldier, or a dependent or dependents thereof, who served in the military or naval forces of the United States during the war between the United States and the German Empire and its allies, and providing ways and means therefor," approved April thirteenth, one thousand nine hundred and twenty, to be used for the purposes of said act.

WHEREAS, The tax now levied and assessed upon railroad and canal property under and by virtue of the provisions of an act entitled "An act to revise and amend 'An act for the taxation of railroad and canal property,' approved April tenth, one thousand eight hundred and eighty-four," which revising and amending act was approved March twenty-seventh, one thousand eight hundred and eighty-eight, will be increased by reason of the act entitled "An act for the payment of a bonus to each soldier, or a dependent or dependents thereof, who served in the military or naval forces of the United States during the war between the United States and the German Empire and its allies, and providing ways and means therefor," approved April thirteenth, one thousand nine hundred and twenty, and it is the legislative intent to effect such increase of taxation upon railroad and canal property and to appropriate and apply such increase to the fund created under the provisions of "An act for the payment of a bonus to each soldier, or a dependent or dependents thereof, who served in the military or naval forces of the United States during the war between the United

Preamble.

States and the German Empire and its allies, and providing ways and means therefor," approved April thirteenth, one thousand nine hundred and twenty.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Increase of
tax on rail-
roads and
canals credited
to fund for
bonus for
soldiers.

1. The increase in the tax levied and assessed upon and collected from railroad and canal property under and by virtue of the provisions of "An act to revise and amend 'An act for the taxation of railroad and canal property,' approved April tenth, one thousand eight hundred and eighty-four," which revising and amending act was approved March twenty-seventh, one thousand eight hundred and eighty-eight, and of the supplements and amendments thereto, by reason of the tax provided for by the act entitled "An act for the payment of a bonus to each soldier, or a dependent or dependents thereof, who served in the military or naval forces of the United States during the war between the United States and the German Empire and its allies, and providing ways and means therefor," approved April thirteenth, one thousand nine hundred and twenty, shall be and the same hereby is appropriated to the fund created under the provisions of said act, and shall be credited to the fund when and as received into the State treasury.

2. This act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 337.

A Supplement to an act entitled "An act making appropriations for the support of the State government and for several public purposes for the fiscal year ending June thirtieth, one thousand nine hundred and twenty," which act was approved April seventeenth, one thousand nine hundred and nineteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. The following sum, or so much thereof as may be necessary, because of the extraordinary conditions existing at the present time, be and hereby is appropriated out of the State Fund for immediate use for the purpose herein specified, as an additional appropriation for supplying the deficiency in the like former appropriation for the fiscal year ending June thirtieth, one thousand nine hundred and twenty.

Appropriation
to meet
deficiency.

REVOLVING AND SUPPLEMENTAL FUND.

STATE EMERGENCY FUND.

For the Governor, the State Treasurer and the Comptroller of the Treasury, ex officio, constituting the State House Commission, to meet any condition of emergency for immediate use and until legislation appropriate therefor shall be enacted the additional sum to that already appropriated for the current year ending June thirtieth, one thousand nine hundred and twenty, the sum of one hundred thousand dollars; *provided, however,* that all disbursements therefrom shall be made only on the written authority of each and all the officials recited herein.

Additional
appropriation.

Proviso.

2. This act shall take effect immediately.

Approved April 21, 1920.

602-C-338
R-23-461

602-C-338
R-23-461

CHAPTER 338.

An Act to amend an act entitled "An act to amend an act entitled 'An act concerning District Courts (Revision of 1898),' approved June fourteenth, one thousand eight hundred ninety-eight," approved April first, one thousand nine hundred eight.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Section 31
amended.

Jurisdiction
of justices
of the peace.

Proviso.

Repealer.

1. Section thirty-one of the act to which this is an amendment is hereby amended to read as follows:

31. No justice of the peace or small cause court shall have jurisdiction over any cause or proceedings cognizable before a District Court, where the defendant or defendants reside within any city or judicial district where a District Court is established, nor shall any justice of the peace, resident within the limits of any city or judicial district where a District Court is or may be established, exercise any civil jurisdiction whatever: *provided, however,* that in judicial districts that are or may be created in counties of this State bordering on the Delaware river the justice of the peace, or small cause court, shall have the same jurisdiction in civil matters as heretofore, and as if there were no such judicial district in said counties.

2. All acts and parts of acts inconsistent herewith are hereby repealed, and this act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 339.

A Supplement to an act entitled "An act to amend an act entitled 'An act to establish a thorough and efficient system of free public schools, and to provide for the maintenance, support and management thereof,' approved October nineteenth, one thousand nine hundred and three," which amendatory act was approved May seventh, one thousand nine hundred and seven, amended by chapter 106, P. L. 1915, approved March thirtieth, chapter 180, P. L. 1918, approved March fourth, and chapter 81, P. L. 1919, approved April tenth.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. The board of trustees of the Teachers' Retirement Fund created by chapter 139 of the Laws of 1907, entitled "An act to amend an act entitled 'An act to amend an act entitled "An act to establish a thorough and efficient system of free public schools, and to provide for the maintenance, support and management thereof," approved October nineteenth, one thousand nine hundred and three," which amendatory act was approved May seventh, one thousand nine hundred and seven, and all acts supplementary to and amendatory thereof is hereby authorized and directed on or before January first, one thousand nine hundred and twenty-one, to assign, transfer and deliver its books, records, cash, securities, assets and property of every description to the board of trustees of the Teachers' Pension and Annuity Fund created by chapter 80 of the Laws of 1919, and the board of trustees of the Teachers' Pension and Annuity Fund created by chapter 80, Laws of 1919, is hereby authorized and directed to receive and administer the books, records, cash, securities and other assets of the board of trustees of the Teachers' Retirement Fund.

Transfer
of funds
and records.

Sale of
securities.

2. The board of trustees of the Teachers' Retirement Fund is hereby empowered in the meantime to sell securities belonging to the permanent principal of said fund when it shall be necessary to do so to provide money for the payment of annuities.

Sale of
transferred
securities.

3. The board of trustees of the Teachers' Pension and Annuity Fund is hereby empowered to sell or dispose of securities received from the board of trustees of the Teachers' Retirement Fund according to their judgment, and apply proceeds of same to the payment of annuities, as provided by section 251, paragraph 16, chapter 80, Laws of 1919.

Legal action
for effecting
transfers.

4. The board of trustees of the Teachers' Retirement Fund and the board of trustees of the Teachers' Pension and Annuity Fund are hereby empowered jointly to take such lawful action as may in their judgment be necessary to transfer the business and assets of the board of trustees of the Teachers' Retirement Fund to the board of trustees of the Teachers' Pension and Annuity Fund on or prior to January first, one thousand nine hundred and twenty-one, and close the business of the first-mentioned board.

Board
terminated.

5. The assignment, transfer and delivery herein provided for shall terminate the existence of the board of trustees of the Teachers' Retirement Fund.

Repealer.

6. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed, and this act shall take effect immediately.

Approved April 21, 1920.

CHAPTER 340.

An Act to amend an act entitled "An act concerning District Courts" (Revision of 1898), approved June fourteenth, one thousand eight hundred and ninety-eight.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section one hundred and seventeen of the act to which this is an amendment is hereby amended to read as follows:

117. (1) In any letting where no term is agreed upon or where the term of letting is from month to month and the rent is payable monthly, so long as the tenant pays the rent as agreed, it shall be unlawful for the landlord to dispossess the tenant (before the first day of April succeeding the commencement of such letting) without giving the tenant three months' notice, in writing, to quit; *provided, however,* that this provision shall not apply to farm letting; *and provided, further,* that in case any such tenant shall be so disorderly as to disturb the peace and quiet of any other tenants living in the premises, or in the neighborhood, or shall wilfully destroy, damage or injure the premises, or shall constantly violate the landlord's rules and regulations governing said premises, and a copy of which rules and regulations said landlord has caused to be conspicuously placed on such premises; in any such case the landlord may cause a written notice of the termination of said tenancy to be served on said tenant, and a demand that said tenant remove from the premises so occupied by him within three days from the service of such notice, and in case said tenant shall not so remove, it shall be lawful for said landlord or his agent, after the expiration of said three days, to make and file with the clerk of any district court an affidavit setting forth either or any of the causes for the removal above set forth, and of the service of such notice, and thereupon it shall be lawful for such court to issue a summons in

Section 117 amended.

Giving notice to quit.

Proviso.

Proviso—

disorderly tenants.

Notice.

Summons
in ejectment.

ejectment, such as provided by this act for the summary removal of tenants holding over after the expiration of his or her term, and on proof before said court on the return of said summons of any one of the causes for removal aforesaid, it shall be lawful for said court to give judgment for said landlord and issue a warrant for such removal and take such other proceedings as is herein provided for the summary removal of tenants.

Continuance
of letting
after October.

(2) If any letting is allowed to be continued with the consent of the landlord until after the first day of October in any year, it shall be unlawful for the landlord, so long as the tenant pays the rent as agreed, to terminate the tenancy before the first of April next succeeding; *provided, however*, that this provision shall not apply to farm letting.

Proviso.

Continuance
of letting
after lease
expires.

(3) In any letting where the agreement is in writing and the tenant holds over after the termination of the lease, with the consent of the landlord, it shall be unlawful for the landlord to dispossess the tenant without giving said tenant three months' notice, in writing, to quit; *provided, however*, that this provision shall not apply to farm letting.

Proviso.

Repealer.

2. All acts and parts of acts inconsistent with the provisions of this act be and the same are hereby repealed.

3. This act shall take effect immediately.

Approved April 26, 1920.

CHAPTER 341.

A Supplement to an act entitled "An act for for the assessment and collection of taxes" (Revision of 1918), approved March fourth, one thousand nine hundred and eighteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey*:

Burial vaults
exempt from
taxation.

1. All mausoleums, vaults, crypts or structures, now or hereafter erected, intended to hold or contain the bodies of the dead, and solely devoted to or held for such purposes, shall be exempt from taxation.

2. All acts and parts of acts, general and special, inconsistent with this act be and the same are hereby repealed, and this act shall take effect immediately. Repealer.

Approved April 26, 1920.

CHAPTER 342.

An Act to further amend an act entitled "An act to amend an act entitled 'A supplement to an act entitled "An act to establish a thorough and efficient system of free public schools and to provide for the maintenance, support and management thereof," approved October nineteenth, one thousand nine hundred and three,' approved April ninth, one thousand nine hundred and thirteen," which amendatory act was approved March fifteenth, one thousand nine hundred and seventeen.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section one of the act of which this act is amendatory be and the same is hereby amended so that the same shall read as follows:

Section 1
amended.

1. The board of education of any school district may subject to reasonable regulations to be adopted by said board, or upon notification by the Commissioner of Education, permit the use of any schoolhouse and rooms therein, and the grounds and other property of the district when not in use for school purposes, for any of the following purposes:

Use of school
property for
various pur-
poses:

(a) By persons assembling therein for the purpose of giving and receiving instruction in any branch of education, learning or the arts, including the science of agriculture, horticulture and floriculture;

Educational;

(b) For public library purposes or as stations of public libraries;

Library;

(c) For holding such social, civic and recreational meetings and entertainments and for such other purposes as may be approved by the board of education;

Social;

Entertain-
ments:

(d) For such meetings, entertainments and occasions where admission fees are charged as may be approved by the board of education;

Elections.

(e) For polling places, for holding elections and for the registration of voters and for holding political meetings;

Action may
be appealed.

2. Any action taken by a board of education under the provisions of this act shall be subject to appeal to the Commissioner of Education, as provided in section ten of the act to which this act is a supplement.

3. This act shall take effect immediately.

Approved April 26, 1920.

CHAPTER 343.

An Act to amend an act entitled "An act respecting the Orphans' Court, and relating to the powers and duties of the ordinary and the Orphans' Court and surrogates (Revision of 1898)," approved June fourteenth, one thousand eight hundred and ninety-eight.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Section 80
amended.

1. Section eighty of the act to which this is an amendment be and the same is hereby amended to read as follows:

In case of
neglect to file
account in one
year, or to
obtain decree
of distribu-
tion, creditor
may petition
for relief.

80. In case any executor or administrator shall neglect to make a final settlement of his account within one year after letters testamentary of administration granted, or if any administrator shall not within three months after the final settlement of his account apply for a decree of distribution thereon, any creditor, whose debt or demand shall be barred by such decree of the Orphans' Court or surrogate may present a petition to the Orphans' Court, alleging such facts and praying relief; and the said court shall investigate the circumstances of the case, and the condition of the estate, and if made to appear that such delay was unreasonable and without sufficient cause, the said court may, by decree, give such creditor relief against any assets that may be in the hands of the executor or administrator, in the

If delay un-
reasonable,
court may
give relief.

nature of the relief he would be entitled to in case a final account of such executor or administrator had been passed, and a refunding bond taken for any legacy or distributive share, and may make such order touching the proof of the claim of such creditor (if disputed), and the costs of such proceedings as may be equitable, and the said court may, in its discretion, order and decree that such costs be paid by the executor or administrator out of his own estate.

Order of
proof.

2. This act shall take effect immediately.

Approved April 26, 1920.

CHAPTER 344.

A Supplement to the act entitled "An act concerning counties," approved March fourth, one thousand nine hundred and eighteen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Every board of chosen freeholders shall have power to submit, at any general election, the question whether or not it shall appropriate funds toward the construction of any statue, monument or other memorial in the county. Upon the adoption of a resolution for the submission of such question at such election it shall be the duty of the clerk of the board of chosen freeholders to certify the same to the clerk of the county. Thereupon the clerk shall, in the manner provided by law, place the same upon the ballots used at the next general election in such county in substantially the following form: "Shall the board of chosen freeholders of the county of (specifying the name of the county) appropriate \$. (insert the sum) toward the construction of (naming the proposed object)?" "Yes." "No." If a majority of the legal voters voting at such election

Referendum
as to monu-
ment or
memorial.

Question on
ballot.

Proviso.

in such county on such question shall vote "Yes," then the board of chosen freeholders may proceed to accept the same and make the appropriation therein proposed, and thereafter maintain the same; *provided, however,* nothing herein contained shall be construed to limit or restrict any power or authority that any board of chosen freeholders now has, but is intended to supplement, amplify and enlarge the same.

2. This act shall take effect immediately.

Approved April 26, 1920.

CHAPTER 345.

A Supplement to an act entitled "An act to tax intestates' estates, gifts, legacies, devises and collateral inheritance in certain cases," approved May fifteenth, one thousand eight hundred and ninety-four.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Effect of lien
in subse-
quent assess-
ment.

1. Where a collateral inheritance tax has been heretofore assessed or shall hereafter be assessed and paid, and where thereafter a further or additional collateral inheritance tax shall have been or shall be assessed against the same estate by reason of the taxation of a beneficial interest theretofore held to be exempt, the lien of such further or additional tax shall not apply to or affect any real property conveyed after the assessment and payment of the tax first mentioned and before any proceeding had been taken for the assessment of the aforesaid further or additional tax. The Comptroller of the Treasury, upon being satisfied by proper proofs as to the facts hereinbefore recited, shall issue a certificate in writing relieving and discharging any real property transferred under the conditions prescribed in the first paragraph hereof from the lien of the further

Certificate
of lien ex-
emption.

or additional tax assessed as aforesaid, and such certificate may be recorded in the office of the clerk of the county wherein said real property is located.

2. This act shall take effect immediately.

Approved April 26, 1920.

CHAPTER 346.

An Act to amend an act entitled "An act concerning District Courts (Revision of 1898)," approved June fourteenth, one thousand eight hundred and ninety-eight.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Section four of the act to which this is an amendment is hereby amended to read as follows:

Section 4
amended.

4. The judge of each of such courts shall be appointed by the Governor, with the advice and consent of the Senate, and shall continue in office for five years from the date of such appointment, and until his successor shall have been duly appointed and qualified. If, at the conclusion of his said term of five years, the said judge shall decline or fail to continue to perform his duties until his successor shall have been duly appointed and qualified, then another judge of a District Court may, upon being so requested by the Governor, discharge the duties of conducting said court until the appointment and qualification of a new judge for said court, and said judge so conducting said court at the request of the Governor shall receive for his services from the municipality or other body charged with the payment of the salaries of the officers of said court the same compensation fixed for the judge of said court, said compensation to be for the time said judge shall conduct said court, and paid upon a certificate of the clerk of said court filed with the disbursing officer of

Appointment and
term of
judges.

Compensation of judge
acting temporarily.

Payment.

the municipality or other governing body charged with the payment of the salaries of the officers of said court, and said compensation shall be paid upon said certificate of said clerk in the case of any judge of a District Court who may have been heretofore holding any such District Court for the whole time said judge shall have held said court and shall continue to hold said court at the request of the Governor.

2. This act shall take effect immediately.

Approved April 26, 1920.

CHAPTER 347.

An Act to annex to the borough of Midland Park, in the county of Bergen, a part of the township of Franklin, in the county of Bergen.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Boundaries
of part of
township of
Franklin
annexed to
borough of
Midland
Park.

1. All that part of the township of Franklin, in the county of Bergen, lying within the following described boundary, to wit:

Beginning at a point in the center line of the New York, Susquehanna and Western Railroad, which point is the end of the sixth course of description of the borough of Midland Park as incorporated in or about the year 1894, and shown on the survey for that purpose, made by L. S. Menger, engineer and surveyor, and on file in the clerk's office of the county of Bergen, and running thence (1) northwesterly along the seventh course of said description, as shown on said map, for the distance of fifty feet to a point where said course is intersected by the northwesterly line of College Park; thence (2) southwesterly along the line of College Park one hundred and twenty feet to an angle in the same; thence (3) northwesterly along the northerly line of College Park for the distance of sixteen hundred and

thirty feet, more or less, to the line of lands of John Branford; thence (4) northwesterly along lands of said Branford and lands now or formerly of John Harrington, being also the southwesterly line of lands of the Hillview Land Company, fourteen hundred and fifty feet, more or less, to the southerly line of lot No. 177, as shown on the map of the Hillview Land Company on file in the clerk's office of the county of Bergen; thence (5) northeasterly on the dividing line between lots Nos. 177 and 179, 176 and 178, 116 and 114 and 113 and 115 on said map for the distance of seven hundred and eighty-three and two-tenths feet, more or less, to the rear line of lots fronting on Oak Avenue as shown on said map of Hillview Land Company; and thence (6) along said rear line to a post at the intersection of the eighth and ninth courses as described in the first mentioned description of the borough of Midland Park; and thence (7) in a southerly and southwesterly direction along the line of the borough of Midland Park, as incorporated, to the place of beginning, is hereby set off from the township of Franklin in the county of Bergen and annexed to and made a part of the borough of Midland Park in the county of Bergen.

2. This act shall take effect immediately.

Passed April 28, 1920.

CHAPTER 348.

A Supplement to an act entitled "An act for the assessment and collection of taxes," approved April eighth, one thousand nine hundred and three.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. The secretary appointed by the several county boards of taxation shall hold office during good be- Tenure of secretary to county board of taxation.

havior, efficiency and residence in the county where employed, and no such person shall be removed from any such office for political reasons or for any other cause than incapacity, misconduct, nonresidence or disobedience of just rules or regulations established or which may be established by any such county board of taxation.

Removal for
cause.

Charges preferred.

Examination
of charges.

2. No such officer of any county board of taxation of this State shall be removed from office therein except for just cause, as provided in the first section of this act, and then only after a written charge or charges of the cause or causes of complaint shall have been preferred against any such officer, signed by the person or persons making such charge or charges, and filed with the president of such county board of taxation, and after any such charge or charges have been publicly examined into by such county board of taxation, upon such reasonable notice to the person charged and in such manner of examination as the rules and regulations of such county board of taxation may prescribe, it being the intent of this act to give every such officer against whom a charge or charges for any cause may be preferred under this act a fair trial upon said charges and every reasonable opportunity to make his or her defense thereto, if any, he or she has or chooses to make.

Proviso.

Provided, however, that nothing in this act shall be construed as modifying the provisions of an act entitled "An act respecting the employment of honorably discharged sailors and soldiers and marines in the public service of the State of New Jersey, relative to removals," approved March thirty-first, one thousand eight hundred and ninety-seven, as amended April eleventh, one thousand nine hundred and nineteen, and every appointment made by any county board of taxation in said State shall be made subject to the provisions of the last-mentioned act.

Repealer.

3. All acts or parts of acts inconsistent herewith are hereby repealed to the extent of such inconsistency, and this act shall take effect immediately.

Passed April 30, 1920.

CHAPTER 349.

615-C-349
S-23-326

An Act to regulate elections (Revision 1920).

615-C-349
S-23-326*BE IT ENACTED by the Senate and General Assembly
of the State of New Jersey:*615-C-349
S-25-267
S-25-493

PART ONE, ANY ELECTION.

ARTICLE I.

LANGUAGE AND APPLICATION OF THE ACT.

LANGUAGE OF ACT.

Definition of Terms.

1. For the purpose of this act the following words and terms shall be deemed and taken to have the meanings herein given to them:

Definitions.
615-1
A-21-516

(a) Election—The procedure whereby the electors of this State or any political subdivision thereof elect persons to fill public office or pass on public questions.

(b) General Election—The annual election at which members of the General Assembly are voted for.

(c) Primary Election—The procedure whereby the members of a political party in this State or any political subdivision thereof nominate candidates to be voted for at elections, or elect persons to fill party offices, or delegates and alternates to national conventions.

(d) Special Election—An election which is not provided for by law to be held at stated intervals.

(e) Any Election—The term "any election" as used in this act shall include all primary, general and special elections.

(f) Municipality—Any city, town, borough, village or township.

(g) Public Office—Any office in the government of this State or any of its political subdivisions now or hereafter filled at elections by the electors of such State or political subdivision.

(h) Public Question—Any question, proposition or referendum now or hereafter required by the legislative or governing body of this State or any of its political subdivisions to be submitted by referendum procedure to the voters of such State or political subdivision for decision at elections.

(i) Political Party—A political party within the meaning of this act shall be a party which, at the election for members of the General Assembly next preceding the holding of any primary election held pursuant to this act, polled for members of the General Assembly at least ten per centum of the total vote cast in the State.

(j) Party Office—Any delegate or alternate to the national convention of a political party or any member of the State, county or municipal committees of said political party.

APPLICATION OF ACT.

Applicable to Commission Governed Municipalities.

Applicable to commission governed municipalities.

2. The provisions of this act shall apply to elections held in municipalities of this State under the provisions of chapter 221, Public Laws of 1911, approved April twenty-fifth, one thousand nine hundred and eleven; and the amendments and supplements thereto only insofar as such provisions are not inconsistent with the provisions of the aforesaid chapter 221, Public Laws of 1911, and the acts amendatory thereof and supplemental thereto.

Applicable to Elections Authorized by Charters of Certain Municipalities.

Applicable to charter elections.

3. The provisions of this act shall apply to elections authorized by charter to be held in certain municipalities of this State only insofar as such provisions are not inconsistent with the provisions of the acts authorizing such elections and the acts amendatory thereof and supplemental thereto.

Referendum Procedure.

Applies to referendum procedure.

4. Except as in this act otherwise provided the provisions for the election of public and party offices

shall also apply to the determination of public questions under the referendum procedure so far as may be.

ARTICLE II.

ELECTIONS.

Types Authorized.

1. Hereafter no elections shall be held under the provisions of this act in this State or in any of the political subdivisions thereof except the general election and special elections; and no primary elections shall be held under the provisions of this act except the primary for the general election, primaries for special elections, and primary elections for delegates and alternates to national conventions of political parties.

Elections
authorized.

617-Art II-1
A-25-29

Time for Holding General and Special Elections.

2. The general election shall be held on the Tuesday next after the first Monday in November in each year. Special elections shall be held on the days hereinafter provided for the purpose in this act or in any other act of this State relative thereto.

Election
days.

Time for Holding Primary Elections.

3. The primary election for the general election shall be held on the fourth Tuesday of September in each year. Primaries for special elections shall be held not earlier than thirty nor later than twenty days prior to such special elections. The primary election for delegates and alternates to national conventions of political parties shall be held on the fourth Tuesday of April in each presidential year.

Primaries.

617-Art II-3
A-25-29

ARTICLE III.

OFFICES AND QUESTIONS.

GENERAL PROVISIONS.

Classification.

1. Public offices and party offices and public questions shall be divided and classified as follows: Those offices

Offices and
questions
classified.

voted for and public questions voted upon by the electors of the State or of more than one county thereof, or members of the House of Representatives; those offices voted for and public questions voted upon by the electors of a county or of more than one municipality thereof; those officers voted for and public questions voted upon by the electors of a municipality or of any portion thereof.

Public Offices and Public Questions Decided at General and Special Elections.

Filling
offices.
618-2
A-21-517

Vacancies.

2. All public offices in this State or any of its political subdivisions shall be filled and all public questions to be voted upon by the voters of the entire State shall be decided at the general election as hereinafter provided. All vacancies in said public offices, except where otherwise provided for by existing statutes, shall be filled and all public questions, except those to be voted upon by the voters of the entire State, shall be decided at the general election, or at such special elections held for that purpose, unless otherwise provided for in this act.

Party Offices Selected at Primary Elections.

Delegates to
national con-
ventions.
618-3
A-25-30
primary com-
mittees.

3. Delegates and alternates to the national conventions of said political parties shall be elected at the primary for the election of delegates and alternates held on the fourth Tuesday of April in each presidential year as herein provided. The aforesaid members of said State, county and municipal committees of said political parties shall be chosen at the primary for the general election as hereinafter provided.

Basis of Election to Office.

Who elected.

4. At every election the person or persons, to the number to be elected therein, who shall by law be qualified for the office or offices to be filled at such election, and for whom the greatest number of votes shall have been given therein for such office or offices, shall be deemed and taken to be elected to such office or offices.

Office Holding Restrictions.

5. No person shall hold at the same time more than one of the following offices: Elector of President and Vice-President of the United States, member of the United States Senate, member of the House of Representatives of the United States, member of the Senate or of the General Assembly of this State, county clerk, register, surrogate, sheriff or coroner. No person shall be elected an elector of President and Vice-President of the United States unless he shall be a male citizen of the United States, of the age of twenty-five years or upwards, and an inhabitant of this State, and shall have been a citizen of the United States seven years next preceding such election; *and provided, further*, that no person shall be elected a member of the House of Representatives, or an elector of President and Vice-President, who shall hold any office of trust or profit under the United States.

Hold one
office only.
619-5
A-21-17

Qualifica-
tions for
electors.

Proviso.

Basis of Determination of Public Questions.

6. Any public question voted upon at any election shall be deemed and taken to be approved when that percentage of the legal voters of the State or of any subdivision thereof as required by the statute authorizing the proposal of said public question shall vote in favor of its adoption. For the purpose of this act it is hereby declared that the intent and meaning in any such statute of the words "legal voters" are persons entitled to vote, and who do vote, at the time and in the manner prescribed in and by such statute upon the public question submitted; and that for the purpose of ascertaining what is said percentage of the legal voters of any district defined in such statute, upon the public question herein directed to be submitted, the persons who do not vote at such election, and the persons who do not vote upon the public question, and the persons whose ballots may be declared invalid, shall not be estimated, counted or considered for the purpose of ascertaining what is said percentage of the legal voters in such district, with respect to the public question submitted.

Adoption of
referendum.

CONDITIONS UNDER WHICH NOMINATIONS OR ELECTIONS
TO PUBLIC OR PARTY OFFICE ARE NULL AND VOID.Office Forfeited by Non-Filing of Statement or Filing
of False Statement.Failure to
file statement.

7. If any candidate for nomination for or election to any public office or party position, or the campaign manager of any such candidate, shall fail to file any statement required by this act to be filed, at the time, place and in the manner required by this act, and duly verified as herein required, or shall file any false statement, the nomination or election of such candidate, if nominated or elected at the primary or other election concerning which such statement shall have been filed, shall be null and void.

Office Forfeited by Excess or Unauthorized Expendi-
tures.Unauthorized
expenditures
and promises.

8. If any money, or other thing of value, shall be paid, promised or expended, or any liability incurred in excess of the amount permitted by this act, or for any purpose, or in any manner not authorized by this act, by or on behalf of any candidate for nomination for or election to any office or party position, or in furtherance or in aid of his candidacy, whether such money or other thing of value was paid, promised or expended, or such liability incurred by the candidate or his campaign manager, or by any other person, corporation, association or committee whatsoever, the nomination or election of any such candidate at such primary or other election in connection with which such illegal expenditure was made or liability incurred, shall be null and void: provided, however, that any candidate or the campaign manager of any candidate, may disavow any expenditure made or liability incurred in behalf of such candidate and without his authorization or the authorization of his manager by filing in the public office in which the statement of moneys expended by or on behalf of such candidate is required to be filed, within five days after his first knowledge of such expenditure or of the incurring of such liability, a statement signed by such candidate, or by his campaign manager, disavowing such expenditure. When any such statement

Provide.

is filed, as aforesaid, the amount of such expenditure shall not be counted for the purposes of this act as a part of the money expended in aid of the candidacy of such candidate, unless such disavowal was not made in good faith. If no such disavowal is filed within the time aforesaid, it shall be conclusively presumed that such moneys were expended with the knowledge and consent of such candidate or his campaign manager if it appear that either said candidate or his campaign manager had knowledge of such expenditures or by reasonable diligence could have obtained such knowledge.

Disavowal by
candidate.

Office Not Void in Case of Mitigating Circumstances.

9. When upon the trial of any action or proceedings instituted under this act for the purpose of securing a determination that any nomination for or election to any public office or party position is null and void, it shall appear from the evidence that the offense complained of was not committed by the candidate, or with his knowledge or consent, and that all reasonable means were taken by or on behalf of the candidate to prevent the commission of any such offense, or that the offenses complained of were trivial or unimportant in character, and that in all respects his candidacy and election were free from all offensive or illegal acts, or that any act or omission of any candidate complained of arose from accidental miscalculation or from some other reasonable cause of like nature, and in any case did not arise from any want of good faith, and under the circumstances it seems to the court or Supreme Court justice to be unjust that the candidate shall forfeit his nomination, position or office, then the nomination or election of such candidate shall not by reason of such offense complained of be void.

Mitigating
circum-
stances.

EFFECTS OF NULL AND VOID NOMINATIONS OR ELECTIONS AND THE ENFORCEMENT THEREOF.

Nomination Void; Name Not Printed on Ballot.

10. In case it shall be determined in the manner hereinafter provided, that the nomination for any office of any successful candidate at any primary election is

If nomina-
tion void,
name not
printed on
ballot.

null and void, then in case such determination shall have been made ten days before the election at which the candidates nominated at said primary election are to be voted for, an order shall be made by the court or judge making such determination prohibiting the printing of the name of such candidate on the ballot to be used at such election, and the name of the candidate for nomination or party position at such primary election receiving the next highest number of votes shall thereupon be printed upon said ballot as the nominee for said office.

Next higher
printed.

Candidate Elected; No Certificate Delivered.

When cer-
tificate not
given.

11. In case such determination shall not have been made ten days prior to the election at which the candidates at such primary election are to be voted for, and in case the said candidate shall be elected at such election to the office for which he claimed nomination under such void primary as aforesaid, then no certificate of election shall be delivered to such candidate, and the election for the office for which such person was a candidate shall be null and void.

Certificate Delivered; Certificate Void.

When candi-
date not
sworn.

12. If such determination shall have been made after the delivery of the certificate of election to such candidate, then such certificate of election shall be null and void, and the said candidate shall not be inducted into the office for which such certificate of election was issued.

Candidate Inducted Into Office; Quo Warranto Proceedings.

Proceedings
to vacate
office.

13. In case such determination shall not have been made until after said candidate has been inducted into office, then upon a certified copy of the record of such determination being sent to the Attorney-General, it shall be the duty of the Attorney-General to institute quo warranto proceedings for the vacation of such office; *provided, however,* that in case the said record relates to the election of any candidate for the office of United States Senator, Member of Congress, State Senator or Member of the House of Assembly, the

Proviso.

Attorney-General, instead of instituting quo warranto proceedings for the vacation of said office, shall send such certified copy, within five days after the same is received by him, to the United States Senate, the House of Representatives, the State Senate or the House of Assembly, as the case may be, if such United States Senate, House of Representatives, State Senate or House of Assembly is then in session, and if not then in session, then on the first day of such session.

Election Void; No Certificate Delivered.

14. In case it shall be determined in the manner hereinafter provided, that the election to any office of any candidate at any election, is null and void, then no certificate of election shall be delivered to the candidate whose election shall have been determined to be null and void, as aforesaid. Election void.

Certificate Delivered; Certificate Void.

15. If such determination shall have been made after the delivery of the certificate of election to such candidate, then such certificate of election shall be null and void, and the said candidate shall not be inducted into the office for which such certificate of election was issued. Certificate void.

Candidate Inducted Into Office; Quo Warranto Proceedings.

16. In case such determination shall not have been made until after such candidate shall have been inducted into office, then upon a certified copy of the record of such determination being sent to the Attorney-General, it shall be the duty of the Attorney-General to institute quo warranto proceedings for the vacation of such office; *provided, however*, that in case the said record relates to the election of any candidate to the office of United States Senator, Member of Congress, State Senator, or Member of the House of Assembly, the Attorney-General, instead of instituting quo warranto proceedings for the vacation of such office, shall send such certified copy, within five days after the same is received by him, to the United States Senate, the House of Representatives, State Senate or Proceedings to vacate office.

Proviso.

House of Assembly, as the case may be, if such United States Senate, House of Representatives, State Senate or House of Assembly is then in session, and if not then in session, then on the first day of such session.

Party Position Void; No Certificate Delivered.

When certificate not delivered.

17. In case it shall be determined in the manner hereinafter provided, that the election of any person to any party position is null and void, then no certificate of election shall be delivered to the candidate whose election shall have been determined to be null and void, as aforesaid.

Certificate Delivered; Certificate Void.

Delivery of certificate to next highest.

18. If such determination shall have been made after the delivery of the certificate of election to such candidate, then such certificate of election shall be null and void, and whether such determination shall have been made before or after the delivery of a certificate of election, a certificate of election shall be delivered to the candidate having the next highest number of votes.

Procedure When Certificate Has Been Delivered to Delegates to National Convention.

Voiding certificate to national convention.

19. In case of any delegate at large or district delegate to any national convention, whose election shall have been declared null and void under this act, after a certificate of election has been issued to him, it shall be the duty of the Attorney-General to transmit to the said convention a certified copy of the judgment and determination of the Supreme Court justice declaring said election void, to the end that the certificate of election issued to the person having the next highest number of votes for said party position may be honored by said convention. Any delegate at large or district delegate to any national convention to whom a certificate of election shall have been delivered, which certificate shall have been declared null and void after such delivery, shall, upon the service upon him of a certified copy of the determination of the Supreme Court justice declaring such certificate null and void, forthwith surrender such certificate to the Clerk of the Supreme Court.

Surrender of certificate.

Nomination or Election Null and Void; Candidate Not Eligible to Fill Vacancies.

20. A candidate nominated for or elected to an office, whose nomination or election has been annulled and set aside for any reason mentioned in this act, shall not, during the period fixed by law as the term of such office, be appointed to fill any vacancy which may occur in such office; *provided*, that this provision shall not apply to appointments to any office the qualifications for which are prescribed by the Constitution of this State or of the United States.

When candidate not to fill vacancy.

Proviso.

Candidate Removed From Office; Not Eligible to Fill Vacancies.

21. A candidate or other person who is removed from or deprived of his office for any offense mentioned in this act shall not, during the period remaining as the unexpired term of such office, or during the period fixed by law as the next ensuing term of such office, be appointed to fill any vacancy which may occur in such office: *provided*, that this provision shall not apply to appointments to any office the qualifications for which are prescribed by the Constitution of this State or of the United States.

Person removed not to fill vacancy.

Proviso.

Appointments Null and Void.

22. Any appointment to an office made in violation of or contrary to the provisions of this section shall be void.

Appointments void.

Nomination or Election Null and Void; Vacation of Office.

23. When the nomination or election of any person to public office within this State or any of its political subdivisions shall have been declared null and void, said person shall remove or be removed from said office. It shall be lawful for the Attorney-General to institute quo warranto proceedings to remove from office any person whose nomination or election shall be void under the provisions of this act, whether or not such nomination or election shall have been determined to be void in the manner specially provided by this act. In any quo warranto proceedings instituted for the

Removal from office.

purpose of vacating any office in accordance with the directions contained in this act, the finding of the Circuit Court or Supreme Court justice that the nomination for or election to such office is null and void, shall be admissible in evidence on the part of the relator and shall be prima facie evidence in any such proceedings of the invalidity of such nomination or election.

Right to Seek Recovery of Office Unabridged.

Recovery
of office.

24. Nothing in this act contained shall abridge any right which any claimant to any office might otherwise have to institute proceedings for the recovery of such office, notwithstanding the fact that his nomination for or election to such office may have been declared null and void in the summary proceedings above referred to, but in any such action instituted by any such claimant, the determination of the Circuit Court or justice of the Supreme Court shall be admissible in evidence and shall be prima facie evidence of the facts therein recited and of the invalidity of such nomination or election.

VACANCIES IN PUBLIC OFFICE AND THEIR FILLING.

Causes of Vacancies.

What constitutes
vacancy.

25. When any person shall remove or be removed from office because the nomination or election of such person to public office has been declared null and void, said office shall be deemed and taken to be vacant. Whenever an equal number of votes shall have been given to two or more persons to fill any office for which they shall by law be qualified, the said office shall be deemed and taken to be vacant. Whenever any person who shall have been elected or appointed to any office as mentioned in section five of this article shall, during the term for which he shall have been elected or appointed, be elected or appointed to another of such offices, and shall accept the same, such acceptance shall be deemed to make vacant the office to which he shall have been previously elected or appointed; and he shall not be permitted to qualify or take such new office until he shall have formally relinquished the office which he may have been holding. When any person shall, at

any election, be elected to two or more of such offices, he shall accept but one of the same, and the other or others shall be deemed vacant. When any person who shall be elected a member of the Senate or General Assembly of this State shall neglect or refuse, for ten days next after the commencement of the session of such house, to take his seat therein, or to send to such house a satisfactory excuse, or shall, during any session of such house, be absent unremittingly for ten days (unless expressly excused by such house from attendance thereon), or shall remove from and cease to be a resident of the State, or of the county for which he may have been elected, his office shall be deemed vacant.

Filling vacancies in United States Senate.

26. If a vacancy shall happen in the representation of this State in the United States Senate, said vacancy shall be filled at the general election next succeeding the happening thereof, unless such vacancy shall happen within thirty days next preceding such election, in which case such vacancy shall be supplied by election at the second succeeding general election, unless the Governor of this State shall deem it advisable to call a special election therefor, which he is authorized hereby to do. The Governor of this State hereby is authorized and empowered to make temporary appointments of Senators of the United States from this State whenever vacancies shall occur by reason of death, resignation or for any cause other than the expiration of their term; and such appointees shall serve as such Senators until a special election or general election shall have been held pursuant to law, and the Board of State Canvassers can deliver to their successors certificates of election.

Filling
vacancy in
U. S. Senate.

Temporary
appointment
by Governor.

Filling Vacancy in United States House of Representatives.

27. Whenever any vacancy or vacancies shall happen in the representation of this State in the United States House of Representatives, it shall be the duty of the Governor to issue a writ or writs of election to fill such vacancy or vacancies, unless the term of service for which the person or persons whose office or offices shall

Filling
vacancy in
Congress.

become vacant will expire within six months next after the happening of such vacancy or vacancies.

Filling Vacancy in State Senate or General Assembly.

Filling
vacancy in
Legislature.

Special
election.

Proviso.

Proviso.

28. Whenever any vacancy shall happen in the representation of any county in the Senate or General Assembly of this State while such Senate or General Assembly are in session, the house in which such vacancy happens shall direct a writ for a special election to be held for supplying the same, unless such house shall be of the opinion that the services of a person in the office then vacant will not be required during the unexpired period of the legislative year. If such vacancy happens during the recess of the Legislature, or after the annual election, and not less than fifteen days before the commencement of the legislative year, it shall be the duty of the Governor forthwith to issue a writ for a special election to be held to fill the said vacancy, unless he shall be of opinion that the services of a person in the office then vacant will not be required during the legislative year, or the residue thereof; *provided*, that the neglect of the Governor to issue a writ for filling such vacancy shall not preclude the house in which such vacancy may have happened from causing the same to be filled, if they judge it advisable; *and provided, moreover*, that if the board of chosen freeholders of such county in any event shall signify in writing to the Governor, or to such house, when in session, the desire of such board that the vacancy shall be filled, then such house, or the Governor, as the case may be, shall forthwith, after such signification, issue such writ for a special election to fill such vacancy.

Filling Vacancies Other Than United States Senator, Member of Congress, State Senator, General Assemblyman.

Filling
vacancy in
various other
offices.

628-29
Cf.-22-425

29. Any vacancy happening in any public office other than that of United States Senator, Member of Congress, State Senator, Member of the House of Assembly, shall be supplied at the general election next succeeding the happening thereof, unless such vacancy shall happen within fifteen days next preceding such election, in which case such vacancy shall be supplied at the second succeeding general election.

ARTICLE IV.
THE ELECTORATE.

THE RIGHT OF FRANCHISE.

Qualifications.

1. Every person possessing the qualifications required by Article II, Section one of the constitution of the State of New Jersey and having none of the disqualifications mentioned therein, and being duly registered as required by this act, shall be entitled to vote in the polling place assigned to the election district in which he actually resides, and not elsewhere.

Who may
vote.

629-1
A-21-517

Privileges on Election Day.

2. No person who shall have a right to vote at any election shall be arrested by virtue of any civil process on the day on which such election shall be held.

Arrest on
election day.

ELECTION DISTRICTS.

Number of Electors to a District.

3. The term "election district" as herein used shall be construed to mean the territory within which or for which there is a polling place or room for all voters in said territory to cast their ballots at any election. No election district within this State shall contain more than four hundred voters, except in an election district wherein there may be located a home or institution wherein persons entitled to vote may reside, and in any such district the number of voters shall be as near four hundred as possible; *provided, however*, that election districts in counties having a population of less than sixty thousand inhabitants may contain five hundred voters; *and provided, further*, that every municipality in counties having a population of less than sixty thousand inhabitants, containing more than five hundred voters and less than one thousand voters, shall be divided into two election districts, each district having as nearly as possible the same number of voters, and the county board of elections, having regard for the convenience of the voters of such municipality, shall select a building for use as a polling place in such municipality, which building may be used

Election
district
defined.

629-3
A-21-518

Number of
voters.

Proviso.

Proviso.

by the voters of each election district, even though such building be located within one election district.

Redistricting.

When
district
divided.
630-4
A-21-519
630-4 —
Cf.-22-425
630-4
A-25-30
Proviso.

4. Whenever hereafter at any general election, in any election district, over four hundred votes shall have been cast, the county board of elections of the county wherein such election district shall lie, shall readjust the boundary lines of the election districts of said municipality so that no election district shall contain over three hundred and fifty registered voters, and for this purpose shall have power to consolidate any number of districts and resubdivide the same; *provided*, that in every division, change or readjustment the geographical compactness of each district shall be maintained and the lines of such district shall not extend beyond the boundary lines of the ward in the municipality in which such district is located; *provided, further*, that it shall not be lawful for such board to make division of any election district between the twentieth day of April and the day of the general election in any year.

Proviso.

County Clerks to Transmit Registers to Municipal Clerks.

Transmit
registry
books.
630-5
A-21-520

5. The county board of elections of any county may make application to the justice of the Supreme Court holding the Circuit Court in his county, for an order directing the county clerk of such county to transmit to such county board of elections the registry books of any election district in his municipality, for the purpose of such redistricting, which order shall direct the time within which such registry books shall be returned to such county clerk.

Readjusted Districts to Be Recorded.

Description
of boundaries
filed.
630-6
A-21-520

6. Whenever any readjustment of the boundaries of an election district has been made, the county board of elections making such readjustment shall immediately cause a description of the boundaries of such readjusted district to be filed in the county clerk's office and a duplicate thereof in the office of the clerk of the municipality wherein such readjustment has been made.

ARTICLE V.

PARTY ORGANIZATIONS.

Powers.

1. A political party may nominate candidates for public office at primary elections provided for in this act, elect committees for the party within the State, county or municipality, as the case may be, and in every other respect may exercise the rights and shall be subject to the restrictions herein provided for political parties; *provided, however*, that no political party polling at any primary election for a general election a total of ten per centum or less of the votes cast for members of the General Assembly at the next preceding general election shall be entitled to have a party column on the official ballot at the general election for which the primary election has been held, but that the names of the candidates so nominated at the primary election shall be printed in the column or columns designated "Nomination by Petition" on the official ballot under the respective titles of office for which the nominations have been made, followed by the designation of the political party of which the candidates are members.

Party rights.

631-1
A-21-520

Proviso.

Right to
party
column.

MUNICIPAL COMMITTEE.

Membership and Organization.

2. The members of the municipal committees of political parties shall be elected annually by election districts at the primary for the general election in the manner provided in this act for the selection of party candidates to be voted for at the general election by the voters of a municipality. The members of said municipal committee shall take office on the first Monday following their election, on which day the terms of all members of such committees theretofore elected shall terminate. The annual meeting of each municipal committee shall be held on the first Monday after the fourth Tuesday in September, at an hour and place to be designated in a notice to be given by the chairman thereof, at which annual meeting the members of each committee shall elect some suitable person as chairman

Municipal
party com-
mittees.631-2
A-21-18When to take
office.631-2
A-22-426

Organization.

631-2
A-25-31

Vacancy.

to hold office for one year or until his successor is elected. Such chairman shall preside at all meetings of the committee, and shall perform all duties required of him by law and the constitution and by-laws of such committee. Such municipal committee shall have power to adopt a constitution and by-laws for its proper government. A member of a municipal committee of any political party may resign his office to the committee of which he is a member, and upon an acceptance thereof by the committee a vacancy shall exist. Vacancies in the office of a member of a municipal committee of any political party shall be filled for the unexpired term by the remaining members of said committee in the municipality in which such vacancy shall occur.

COUNTY COMMITTEE.

Membership and Organization.

County party
committee.632-3
A-21-19632-3
A-22-426When to take
office.632-3
A-25-32

Organization.

Vacancy.

3. The members of the county committees of political parties shall be elected annually by election districts at the primary for the general election in the manner provided in this act for the selection of party candidates to be voted for at the general election by the voters of a municipality. The members of the county committee of each of the political parties, hereafter elected, shall take office on the first Saturday following their election, on which day the terms of all members of such committees heretofore elected shall terminate. The annual meeting of each county committee shall be held on the second Thursday after the fourth Tuesday in September at an hour and place to be designated in a notice to be given by the chairman thereof, at which annual meeting the members of such committee shall elect some suitable person as chairman to hold office for one year, or until his successor is elected. Such chairman shall preside at all meetings of the committee and shall perform all duties required of him by law and the constitution and by-laws of such committee. Said committee shall have power to adopt a constitution and by-laws for their proper government. A member of a county committee of any political party may resign his said office to the committee of which he

is a member, and upon an acceptance thereof by the committee a vacancy shall exist. Vacancies in the office of a member of the county committee of any political party, caused by death, resignation or otherwise, shall be filled for the unexpired term by the municipal committee of the municipality wherein the vacancy occurs, if there is such committee, and if not then by the remaining members of the county committee of such political party in the county in which such vacancy shall occur.

STATE COMMITTEE.

Membership and Organization.

4. At the primary for the general election of the year wherein a Governor is to be elected, a member of the State committee of each of said political parties shall be elected in each county. The members of the State committee of each of the political parties hereafter elected shall take office on the first Tuesday following their election, on which the terms of all members of such committees heretofore elected shall terminate. The annual meeting of such State committee shall be held on the first Tuesday after the fourth Tuesday in September, at the hour and place to be designated in a notice to be given by the chairman thereof, at which annual meeting the members of said committee in the year wherein a Governor is to be elected shall elect some suitable person as chairman to hold office for three years, or until his successor is elected. Such chairman shall preside at all meetings of the committee and shall perform all duties required of him by law and the constitution and by-laws of such committee. Said committee shall have power to adopt a constitution and by-laws for their proper government. A member of a State committee of any political party may resign his said office to the committee of which he is a member, and upon an acceptance thereof by the committee a vacancy shall exist. Vacancies in the office of a member of the State committee of any political party, caused by death, resignation or otherwise, shall be filled for the unexpired term by the members of

State party
committees.633-4
A-21-20When to take
office.633-4
A-22-428633-4
A-25-33

Organization.

Vacancy.

the county committee of such political party in the county in which such vacancy shall occur. Members of the State committee shall serve for three years or until their successors are elected. Said State committee shall choose its chairman and the member or members of the National committee of their political party.

Party Maintenance.

Maintenance
of party
organizations.

5. It shall be lawful for any State committee, county committee or municipal committee of any political party to receive and disburse moneys for the general purposes of maintaining such organization during the whole or any part of the year. The expenses for maintenance of organization shall be confined to the hiring of suitable rooms for meetings of the said committee, for stationery, for hiring of necessary clerks, for the expenses of notices of the meetings of such committee, for giving publicity to the policies and candidates of their respective party organizations, and other expenses incidental to the maintenance of said organization. Within ten days after the annual organization of such State, county or municipal committee, which shall not be in any event more than twenty days after the day of the general election, it shall be the duty of the person who has had the custody of the moneys contributed to or on account of any State, county or municipal committee during the previous year, to file with the Secretary of State in the case of the State committee, and with the county clerk in the case of the county or municipal committee, a statement of the amount of money received by or on behalf of said committee during the previous year, together with the names and addresses of the persons from whom such money was received, and also a statement of the purposes for which said money was expended, itemized as to all items in excess of five dollars, and with a general statement as to the purposes for which the items less than five dollars were expended. The person making such statement shall make affidavit that the same is true.

Statement of
receipts and
expenditures.

STATE CONVENTION.

Composition; Time and Place of Holding.

6. There shall be held in each year a State convention of each of the political parties aforesaid. The said State convention of each party shall be made up of the following members: First, the party candidates who have been nominated at the party primaries in September immediately preceding the convention for the office of member of Assembly or State Senator in each county of the State; second, the candidate of the party for Governor nominated at the said primaries in the year in which a Governor is elected, and in each year in which no Governor is elected the Governor of the State shall be a member of the convention of the political party to which he belongs; third, members of the State Senate belonging to said party who are holding office at the time of the holding of the said State convention and whose successors are not to be chosen at the ensuing general election; fourth, members of the State committee chosen as herein provided. The said convention of each party shall be held at the city of Trenton on the first Tuesday after the fourth Tuesday in September in each year. The place and the hour at which the convention shall meet shall be fixed by call of the existing State committee, to be issued at least five days prior to said date of meeting. If no call is issued by the State committee, any person qualified to sit in said convention may issue a call. Said convention of each party shall have power to adopt and promulgate a party platform for said party, and to transact such other business as may properly come before it.

State party
conventions;
how com-
posed.

635-6
A-24-671

635-6
A-25-34

When and
where held.

Issue of call.

ARTICLE VI.

ELECTION OFFICIALS.

DISTRICT BOARDS OF REGISTRY AND ELECTION.

Composition.

1. The district boards of registry and election in each election district of this State shall consist of four members, who shall be appointed by the county board of

Appointment
of district
boards.

elections of the county in which such election district is located, in the manner hereinafter provided.

Volunteers for Service.

Any legal
voter or
teacher may
volunteer to
serve on
election board.

636-2
A-21-521

Application.

2. Any legal voter may volunteer for service as a member of a district board of registry and election of the municipality in which he resides, and any person, whether male or female, who is a citizen of the United States over twenty-one years of age, and who shall have been regularly appointed as a teacher in any public school of any municipality in this State, which now has, or hereafter shall have, a population of over fifteen thousand, may volunteer for service as a member of a district board of registry and election of such municipality. Any such volunteer shall send his or her name and address to the county board of elections on a blank form to be prepared for that purpose by such board. On such form such person shall, if a legal voter, state the political party to which he belongs, and if not a legal voter, may state whether or not he or she has any preference for any political party, and, if so, for which party.

List of Eligibles.

Eligible list.

636-3
A-21-521

3. The names of the persons so volunteering, as aforesaid, shall be placed by said county board of elections on the eligible list for members of district boards of registry and election in the municipalities for which they shall have respectively volunteered.

Selection of Members.

Members
selected.

636-4
A-21-522

Proviso.

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A-25-36

Proviso.

4. From the eligible list for each municipality in said county, prepared in the manner above stated, such county board of elections shall appoint the members of the district boards of registry and election; *provided*, that said county board of elections shall not discriminate against any volunteer not a legal voter of the municipality for which such person volunteers because of any failure on the part of such person to state his or her preference for any political party; *provided*, that not more than two persons who are not legal voters of said municipality, not more than one of whom shall have stated in the manner above provided a preference for the

same political party, shall be appointed as members of the same district board of registry and election; *provided*, that members of any district board of registry and election, who are legal voters of the municipality for which said board shall be appointed, shall be equally apportioned among each of the two political parties which at the last preceding general election cast the largest and next largest number of votes respectively in this State for members of the General Assembly; *provided*, that in case the county board of elections shall neglect or refuse to select, appoint and certify the members of the district boards of registry and election, as herein provided, the judge of the Court of Common Pleas shall, between the twentieth day of August and the first day of September in each year, make such appointments and certifications.

Proviso.

Proviso.

Excuse from Service.

5. Any person other than a volunteer who shall have been selected as a member of a district board of registry and election shall, upon making application to the judge of the Court of Common Pleas prior to the twentieth day of August, be entitled to be excused from service upon showing that he has served on any such board in such county within four years next preceding such application, or upon showing some other good cause. In the event that any such person or persons are thus excused from service, the said judge of the Court of Common Pleas shall forthwith notify members of the county board of elections, who shall forthwith appoint other members.

Excused from service.

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A-25-37

Removal of Election Officers.

6. The judge of the Court of Common Pleas or the county board of elections shall have power to dismiss any member of a district board of registry and election from such board for any illegal act, or for any cause, which shall be determined in a summary way, by such judge or county board of elections.

Dismissal of any member.

Assignment of Members to Election Districts.

7. Any person selected as a member of a district board of registry and election may be assigned by the

Assignment to any district.

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A-25-37

county board of elections to any election district in the municipality for which such person was selected, and the county board of elections shall, on or before the twentieth day of August in each year in which members of district boards of registry and elections are to be appointed, certify to the clerk of the county and to the municipal clerk the names of the persons appointed to the district boards of registry and election in the election districts in said county, specifying the municipalities and the districts therein for which such members shall have been appointed.

Term of Office.

Term.

8. The terms of office of the members of the district boards of registry and election shall be for one year, or until their successors are appointed, and shall begin on September first in each year. The county board of elections shall notify the members of each district board of registry and election of their appointment by forwarding a certificate to each member on or before the twenty-fifth day of August in each year, specifying the district to which said member has been assigned.

Notified of
appointment.

638-8
A-25-38

Attendance.

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A-21-522

9. Every person so assigned shall attend at the times and places now or hereafter fixed by law for the performance of any duty now or hereafter required of any member of a district board of registry and election.

Organization of the Board.

Organiza-
tion of
district board.

10. Each of said boards shall, on the Thursday next preceding the first day of registration for the general election, meet together and organize by the election of one of its members as judge, who shall be chairman of said board, and another of its members as inspector; such judge and inspector shall be members or favorers of different political parties. In case of failure to elect a judge as herein provided, after balloting or voting three times, the member of the board oldest in years shall become judge, and in case of failure to elect an inspector, after balloting or voting three times, the next oldest member of the board in years shall become the inspector; *provided*, that both chairman and inspector shall not be members or favorers of the same political

Proviso.

party. The other two members of the board shall be clerks of election, and shall perform all the duties required by law of the clerks of district boards of registry and election.

Oath of Office.

11. The members of said district boards of registry and election shall, before entering upon the performance of their duties, severally take and subscribe an oath or affirmation, in writing, before a duly qualified officer, faithfully and impartially to discharge all their duties as such officers, to the best of their skill and ability, which oaths and affirmations shall be forthwith forwarded to the county clerk, and by him filed in his office, and after qualification as aforesaid, any member of either of said boards may, at any meeting thereof, administer any oath or affirmation required or permitted to be taken by this act.

Oath.

Vacancy Arising by Member Becoming Candidate for Office.

12. The office of a member of a district board of registry and election in any election district in this State shall be deemed vacant upon such member becoming a candidate for any office to be voted upon at any primary, general election, or special election at which it shall be his duty to serve, said candidacy, to be determined by the filing of a petition of nomination, duly accepted by such member, in the manner provided by law. It shall be the duty of the municipal or county clerk with whom such petition and acceptance may be filed to forthwith notify the county board of elections of the county in which said election district is located, giving the name and residence of the member of the district board of registry and election who has thus become a candidate, and the vacancy shall be filled as provided by law.

Office vacated
by candidacy.

Notice of
candidacy
given.

Filling of Vacancies.

13. Any vacancy arising in any district board of registry and elections otherwise than by expiration of term, shall be filled for the unexpired term only in the same manner as the original appointment. Such board

Filling
vacancy in
district
board.

shall send the name and address of the person so appointed, and the name of the district in which such vacancy shall exist, to the clerk of the county and to the municipal clerk, and the person so appointed shall be notified in the manner above provided.

Appointment of Boards for Changed or New Election Districts.

Appointment of board on reforming districts.

14. Whenever the boundaries of any election district in any municipality within this State shall have been changed or any new district created between the time of holding the general election and the time of holding the next primary or special election, or where the boundaries of any election district shall not be the same as at the general election, it shall be the duty of the county board of elections, on being notified thereof, to appoint a district board of registry and election for such election district, in the manner hereinbefore provided for the appointment of district boards of registry and election.

Constable Powers of Members.

Members of board as constables.

15. The district boards of registry and election of every election district shall preserve the peace and maintain good order in their respective polling places, during the progress of all elections and the counting of the votes cast thereat, and to that end each member of every such board, during the progress of any election and the counting and canvassing of the votes, shall be and hereby is invested and charged with all the powers and duties of constables of this State in criminal matters; said election boards, or any two members of them, may, by writing under their hands whenever in their opinion it shall be necessary to do so, request the municipal authorities of any municipality within which their district is situate, or the body or officer having charge and direction of the police force in such municipality, to detail one or more policemen to assist in preserving the peace and good order in and about such polling place, which request shall forthwith be complied with as far as possible by the body or officer to whom the same is made.

Police on duty.

Attendance of Policemen in Election Districts (Municipalities Over 15,000).

16. It shall be the duty of the board or official having charge of the police department in each municipality having a population of more than fifteen thousand to assign at least one policeman to each district board of registry and election to maintain order during the hours of registry and election, and to assist the members of said board in carrying the ballot box to the office of the municipal clerk after the ballots are counted.

Police
assigned to
polls.

COUNTY BOARDS OF ELECTIONS.

Composition.

17. The county board of elections shall consist of four persons, who shall be legal voters of the counties for which they are respectively appointed. Two members of such county board shall be members of the political party which at the last preceding general election cast the largest number of votes in this State for members of the General Assembly, and the remaining two members of such board shall be members of the political party which at said election cast the next largest number of votes in the State for members of the General Assembly. In all counties of the first class said county board of elections shall appoint some suitable person clerk of such board, and may also appoint not more than two assistant clerks, all of whom shall be appointed from the competitive class of civil service; *provided, however*, that all persons holding such positions as clerk and assistant clerks of such county board of elections at the time of the adoption of this act shall continue to hold said positions and shall be classified in said competitive class of civil service.

County
boards of
election.

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Clerks in
counties of
first class.

Proviso.

Appointment and Term of Office.

18. The chairman of the State committee of each of the two political parties as aforesaid shall, during the month of June, in writing, nominate two persons residing in each county, qualified as aforesaid, for members of the county board of election in and for such

Selection of
members of
county boards
of elections.

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county; and if nominations be made in said month of June the Governor shall commission such appointees on or before the third Tuesday in July; *provided*, that two of such appointees, who shall be members of opposite parties, shall be commissioned for the term of one year from the first day of August next and the remaining members shall be appointed for the term of two years from the first day of August next; and thereafter one member of such board shall be nominated annually by each of said chairmen, in the same manner, in the month of June, and shall be commissioned by the Governor as aforesaid, and shall continue in office for two years from the first day of August next after their appointment. The terms of all members of the county boards of election as now constituted shall cease and determine on the first day of August next.

Proviso.

Name one annually.

Term expires.

Vacancies in county board of election.

Filling of Vacancy.

19. In case of a vacancy arising in any county board of election from any cause other than expiration of the term, the Governor shall be forthwith notified notice of such vacancy to be given to the chairman of the State committee, and such chairman shall, not later than ten days thereafter, nominate a successor, who shall thereupon be commissioned by the Governor; all appointments to fill vacancies shall be for the unexpired term only.

Appointment if no nomination by county chairman.

If no nominations, Governor to act.

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20. If in any case the State chairman shall fail to send in writing to the Governor nominations for appointments within the time specified, as aforesaid, the Governor shall make such appointments of his own selection from the citizens of the county in which such failure shall occur.

Office of the Board.

Office and equipment.

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A-21-524

21. Said county boards of election shall be provided by the board of freeholders of the respective counties with a suitable office, furniture and such other equipment as said county boards of election deem necessary in the court house of the county for which

they are respectively appointed, or in a building as near as possible adjacent thereto.

Organization.

22. Said county boards of election shall, at ten o'clock in the forenoon, on the first Tuesday in August, or on such other day as they may agree on within the first ten days of August, in each year, meet at the court house, or other place provided as aforesaid, in their respective counties, and organize by electing one of their number to be chairman and one to be secretary; but the chairman and secretary shall not be members of the same political party. In case of a failure to elect such chairman for three ballots or viva voce votes, then the oldest (in years) of such board shall be the chairman thereof, and on failure to elect such secretary for three ballots or viva voce votes, the member of the board next oldest (in years) to the chairman of such board, provided that the chairman and secretary shall not be members of the same political party.

Organiza-
tion of
county
boards.

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Oath of Office.

23. The members of said county boards of election shall, before entering upon the performance of their duties, severally take and subscribe an oath or affirmation, in writing, before a duly qualified officer, faithfully and impartially to discharge all their duties as such officers, to the best of their skill and ability; which oath or affirmation shall be forthwith forwarded to the county clerk, and by him filed in his office, and after qualification as aforesaid, any member of either of said board may, at any meeting thereof, administer any oath or affirmation required or permitted to be taken by this act.

Oath.

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Powers and Duties.

24. Wherever, under the sections of this act or any subsequent act which may be supplementary thereto or amendatory thereof, any powers or duties are given or conferred upon the county boards of election in counties of the first class, said county board may, under its supervision if it so determines, authorize or direct the clerk thereof, in the absence of said county

Duties per-
formed by
clerk in first
class
counties.

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Sit on elec-
tion days.

board, to perform such duties and exercise such powers. Said board shall sit on the day of the general election, the day of the primary election for the general election and the primary for the election of delegates and alternates to national conventions, during the hours the polls are open, and exercise such powers and perform all the duties provided for by this act.

BOARD OF COUNTY CANVASSERS.

County Board of Elections to Act.

County can-
vassers.

25. For the purposes of this act, the county board of elections in each county shall hereafter be and act as a board of county canvassers for said county. The clerk of the county shall be the clerk of the said board.

BOARD OF STATE CANVASSERS.

Composition.

State can-
vassers.

26. The Board of State Canvassers shall consist of at least five persons, including the chairman, who shall be the Governor of this State. The remaining members of said Board of State Canvassers shall be members of the Senate, provided said members shall represent each political party in the Senate. The Secretary of State shall be the clerk of said board. Said board shall meet at such times and places as the Governor, as chairman thereof, shall determine.

PROVISIONS APPLICABLE TO ALL ELECTION OFFICIALS.

Proceedings Open and Public.

All pro-
ceedings
public.

27. All the proceedings of the district board of registry and election, county board of elections, boards of county canvassers and Board of State Canvassers shall be open and public.

A Majority Necessary for Decisions.

Majority to
decide.

28. A decision of the major part of the members thereof, who shall be present at such meeting thereof, shall be deemed and taken to be the decision of such board; and if any member shall dissent from a decision of the board, and shall desire to protect him-

self against any consequences which may result from such decision, he shall state his dissent in writing, and deliver the same in the case of the State Board of Canvassers to the Secretary of State and in all other cases to the clerk of the county, who shall file the same in his office.

Power to Maintain Regularity and Order.

29. The district board of registry and election in each election district, the county boards of election, the board of county canvassers and the Board of State Canvassers shall, respectively, possess full power and authority to maintain regularity and order, and to enforce obedience to their lawful commands during their sessions respectively; and if any person shall refuse to obey the lawful command of any such board, or by disorderly conduct in their hearing or presence shall interrupt or disturb their proceedings, they may by an order in writing, signed by the chairman and attested by the clerk of such board, commit the person so offending to the common jail of the county in which they shall have met, for a period not exceeding three days, and such order shall be executed by any sheriff or constable to whom the same shall be delivered; or if a sheriff or constable shall not be present or shall refuse to act, by any other person who shall be deputed by such board in writing, and the keeper of such jail shall receive the person so committed, and safely keep him for such time as shall be mentioned in the commitment.

Power to
enforce
authority.

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ARTICLE VII.

ELECTION QUASI-OFFICIALS.

645-VII
Cf. 25-169

AGENTS OR CHALLENGERS.

Appointment by Chairman of County Committee.

Election
agents.

1. The chairman of the county committee of any political party that has duly nominated any candidate for public office to be voted for at any election by all the voters within said county or said political division thereof greater than a single municipality, or where the election is within and for a single municipality only,

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A-22-429

or any subdivision thereof, then the chairman of the committee of the political party making such nomination within and for such single municipality, or such division thereof, may appoint two agents for each election district in his county or municipality, as the case may be.

Appointment by Candidates.

Candidate
as agent.

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Proviso.

2. Any candidate who has filed a petition for any office to be voted for at the primary election, and any candidate duly nominated by petition for any office, whose name may appear upon the ballot to be used in any election, may also act as an agent as herein provided and may likewise appoint two agents for each district; *provided, however*, that only two agents shall be allowed for each election district to represent all the candidates nominated in and by the same petition or group of petitioners. The appointment of agents shall be made in writing under the hand of the person making the appointment, and shall specify the names and residences of the agents and the election districts for which they are severally appointed.

Filing of Applications.

Apply for
challengers.
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A-22-430

3. The applications for the appointment of challengers shall be filed with the county board of elections not later than the second Tuesday preceding any election.

Issuance of Permit.

Permits
issued to
agents.

Permits
filed.

Proviso.

4. The county board of elections shall thereupon issue, under their hands, to the persons named in such appointment papers, permits for them to act as agents of their respective parties or candidates at the election district specified. Such permits shall be filed by the persons named therein with the board of election in the district named therein, as evidence of their authority to be present in the polling place, and such permits may be issued and revoked and others issued in their stead at any time up to and including the day of election; *provided, however*, that when a permit shall be revoked, the new permit in the place thereof shall be issued upon

the nomination of the same person or officer upon whose nomination the original permit was issued.

Powers.

5. Such agents shall be the authorized agents and challengers for their respective parties and candidates, and shall be at liberty to challenge the right to vote therein of any person claiming such right; said agents may be present while the votes cast at any election at which they were agents are being counted, and hear and see said ballots counted.

Rights of
agents.
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A-22-430

Badge to be Worn by Agents.

6. Every such challenger and agent shall on any primary, special or general election day wear a badge, to be furnished by the county board of elections, which shall show to any other person the political party or candidate or group of candidates for whom such challenger or agent is acting.

Badge worn.
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A-21-527

ARTICLE VIII.

POLLING PLACES; BALLOT-BOXES; POLLING PLACE EQUIPMENT.

POLLING PLACES.

Definition.

For the purpose of this act a polling place or room shall be within a building wherein a district board of registry and election is directed as hereinafter provided to meet for the purpose of registering voters or conducting elections.

Polling place.

Tentative List of Available Places.

2. It shall be the duty of the clerk of every municipality to send to the county board of elections of every county wherein such municipality is located before the first day of August in each year, a suggested list of places in said municipality suitable for polling places. The said county board of elections shall select the polling places for each election district in said municipalities of said county, provided no place shall be suggested by said municipal clerks or chosen by

Polling places
suggested.
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Selection.
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A-25-39

Proviso.

said county boards of election as a polling place in any building in which is located or maintained any inn or tavern or saloon where intoxicating liquors are licensed to be sold; *and provided, further*, that said county board of elections shall not be obliged to select the polling places so suggested by the municipal clerks, but may choose others where they deem it expedient.

Use of Schoolhouses (Municipalities Over 15,000.)

Schoolhouses
as polling
places.

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Proviso.

3. The county board of elections shall select the schoolhouse or schoolhouses as the polling places in any municipality in said county having a population of over fifteen thousand, whether or not such schoolhouses are located within the election district for which such polling place is established; and shall designate the rooms or places, entrances and exits to be used in such schoolhouses; *provided, however*, that not more than three polling places may be located in the same schoolhouse; and that the county board of election may, in its discretion, select a polling place other than a schoolhouse for any election district, when the location of such election district and of the schoolhouses in the municipality in which such election district is located is such that inconvenience would be caused the voters of such election district by locating the polling place thereof in a schoolhouse.

County Board of Elections to Certify Selected Places to Sheriff.

List of
polling places
certified.

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A-21-529

4. Said county board of elections before the fifteenth day of August each year shall certify a list of the polling places so selected to the sheriff and to the clerk of the county and the municipal clerk.

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A-25-40
played at
polls.

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Display of American Flag.

5. An American flag, approximately three feet by five feet in size, shall be displayed within each polling place in this State by the boards of registry and election during the hours when the said boards are in session. Such flag shall be furnished by the clerk of the county and delivered to the municipal clerks for distribution.

BALLOT-BOXES.

Board of Chosen Freeholders to Provide and Repair.

6. The board of chosen freeholders of each county shall at all times provide and keep in good repair sufficient ballot-boxes for use in the polling places of each election district within said county.

Ballot-boxes.
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Description.

7. Said boxes shall be at least one foot in depth, width and length, measuring the same on the exterior thereof, and shall be constructed with wooden tops and bottoms and wooden frames and glass sides. Each box shall be provided with a door at least six inches square on the top of the box, which shall be secured by not less than three locks, no two keys of which shall be alike, and shall have an aperture measuring three (3) inches by one-half inch for the reception of the ballots, and a device which will close said aperture when the election is over or when the box is not in use, which device shall be so constructed that it cannot be operated without first opening the door of the box. Said box shall have no stamping or marking devices.

Description
of ballot-
boxes.
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A-21-529

POLLING PLACES—EQUIPMENT.

Enumeration.

8. The county boards of election of the several counties shall have power to furnish the proper equipment of polling places, to enable the district boards of registry and election to carry out the duties imposed upon them by this act. Said equipment shall consist of tables, chairs, lights and all other things of a similar nature necessary for the performance of said duties, and shall be ready for use by said district boards of registry and election in ample time to enable them to perform said duties.

Polling places
properly fur-
nished.
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A-21-530
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A-22-431

The clerks of the several municipalities shall furnish the polling booths in time for use by said district boards of registry and elections.

By whom
supplied.

In case of any election to be held in a municipality only, the duties now imposed upon the county boards of election shall devolve upon the clerk of the munici-

Equipment
in municipal
elections.

pality wherein such election is to be held; any equipment in possession of the county board of elections may be used in a municipal election upon requisition.

Booths.

Description of Booths.

Booths.

9. Said booths shall be sufficiently large to enable the voter to conveniently prepare his ballot as provided for and shall have swinging doors or curtains to arranged that some part of the person of the voters standing in said booths may be seen from the outside of the booths when the door or curtains are closed. Each booth shall contain a counter or shelf suitably placed to enable voters to place their ballots thereon while preparing the same for voting.

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Chapter 363

Number of Booths.

Number of
booths.

650-10

A-21-531

650-10

A-22-432

10. The number of such booths shall not be less than one for every one hundred votes cast at the next preceding general election held in such district, and not less than two such booths shall be provided in any polling place.

Location of Booths.

Location of
booths.

11. Said booths shall be erected within the polling room or place, and shall be so arranged that all the officers conducting the election can see whether more than one person enters or is in any booth at the same time.

ARRANGEMENT OF POLLING PLACES.

Location of Ballot-Boxes.

Placing ballot-
boxes.

12. The ballot-boxes at every polling place shall be within said polling room or place, and so placed that the voter shall be able to deliver his ballot to the election officers after emerging from the booth before leaving the room or place within which the booths and ballot-boxes are placed.

ARTICLE IX.

ELECTION SUPPLIES.

Definition and Enumeration.

1. For the purpose of this act the term election supplies shall be deemed and taken to mean such blank books, blank forms, pamphlets and things other than ballots and equipment as may be necessary to enable the provisions of this act properly to be carried out.

"Election
supplies."

Preparation of Books, Blank Forms, Etc.

2. Pamphlets of the election laws and instructions; signature copy registers; registers of voters; general election poll book; primary election registry books; canvassing books; party primary poll books; general election registry lists; canvassing sheets; affidavits for registration of voters; statements of election results for the general election for State congressional and county officers or public questions to be voted upon by voters of the entire State, shall be prepared and distributed by the Secretary of State on or before the first day of August prior to the primary election for the general election and the general election. Upon the covers of each of said books shall be printed in conspicuous type such instructions to election officers regarding the use and disposition of such books by election officials as the Secretary of State shall deem necessary. All other books, blank forms, stationery and supplies for the primary election for the general election, for the primary election for the election of delegates and alternates to national conventions and for the general election shall be prepared and distributed by the clerks of the various counties.

Preparation
and furnish-
ing supplies.

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A-21-531

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A-22-432

651-2

A-25-40

By Secretary
of State.

By county
clerks.

Distribution of Supplies by Secretary of State.

3. In all cases where such supplies to be prepared and distributed by the Secretary of State shall be required in any county or municipality thereof the Secretary of State shall deliver to such county clerk such supplies on or before the time herein set forth and take a receipt for the same, which receipt shall indicate the

Distribution
of election
supplies by
Secretary of
State.

time when such supplies were delivered by said Secretary of State and the time when they were received by said clerk of the county. The Secretary of State shall file said receipt in his office for the period of at least a year.

Distribution of Supplies by County Clerks.

Distribution
by county
clerk.

4. In all cases where such supplies prepared either by said Secretary of State or the county clerk shall be required in a municipality the county clerk shall deliver to a member of the district board of registry and elections at his office or in any other way that he sees fit such supplies on or before the time they are so required and take a receipt for the same, which receipt shall indicate the time when such supplies were delivered by said county clerk and the time when they were received by said persons. The county clerk shall file said receipt in his office for the period of at least one year.

Distribution of Supplies by Municipal Clerks.

Distribution
by municipal
clerk.

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A-21-532

5. In all cases where supplies are delivered by the county clerk to the municipal clerk for distribution, said municipal clerk shall deliver the same at his office to a member of the district board of registry and election, and take a proper receipt therefore and file the same in his office.

Part Two. General Elections.

ARTICLE X.

NOTICE OF ELECTIONS.

General Elections.

OFFICIALS TO OFFICIALS.

Secretary of State to County Clerks.

Certifying
party vote.

652-1
A-21-532

1. The Secretary of State shall within thirty days after the completion of the canvass by the Board of State Canvassers, certify to each county clerk and county board of elections the fact that at the next pre-

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A-25-42

ceding general election, ten per centum of the total vote cast in the State for members of the general assembly had been cast for candidates having the same designation thereby creating, within the meaning of this act, a political party, to be known and recognized as such under the same designation as used by the candidates for whom the required number of votes were cast. He shall also, between the fifteenth day of July and the first day of August, in every year wherein electors of President and Vice-President of the United States, a representative in the United States Senate, members of the House of Representatives, a Governor, or Senator for any county, or any of them, are to be elected, direct and cause to be delivered to the clerk of the county and the county board of elections wherein any such election is to be held, a notice stating that such officer or officers are to be elected at the ensuing general election.

Notice that
certain officers
are to be
elected.

County Clerks to Municipal Clerks.

2. The clerk of such county shall immediately upon the receipt of the certificate from the Secretary of State, setting forth that a political party has been created forward a certified copy of said certificate to each municipal clerk of his county. He shall also between the first day of August and the first day of September, cause a copy of the notice received from the Secretary of State of the officer or officers to be elected at the ensuing general election, certified under his hand to be true and correct, to be delivered to the clerk of each municipality in said county.

Certifications
by county
clerks to mu-
nicipal clerks.

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Notice of Offices to be Filled.

3. It shall also be the duty of the clerk of every county, between the first day of August and the first day of September, immediately preceding the expiration of the term of office of all other officers who are voted for by the voters of the entire county or of more than one municipality within said county, to direct and cause to be delivered to the clerk of each municipality and the county board of elections in said county a notice that such officer or officers, as the case may be will be chosen at the ensuing general election.

Notice of
offices to be
filled.

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A-22-433

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A-25-43

Municipal Clerks to County Clerks.

Statement of
offices to be
filled.654-4
A-21-533654-4
A-25-44

4. It shall be the duty of all municipal clerks, at least forty-five days before any general election, to make and certify under their hands and seals of office and forward to the county board of elections and the clerk of the county in which such municipality is located a statement, designating the public offices which are to be filled at such election, and the number of persons to be voted for each office.

OFFICIALS TO PUBLIC.

Prior to General Election.

Notice of
registration
and primary
election.654-5
A-21-534654-5
A-22-434654-5
A-25-44

Proviso.

5. The county board of elections shall, at least three weeks preceding the primary for the general election, cause a notice to be published in not more than two newspapers of the county as said county board of elections shall select, setting forth that the district boards of registry and election of each election district in such county will meet for the purpose of making a registration of voters on the days and between the hours hereinafter designated for that purpose; that a primary for making nominations for the general election will be held on the day and between the hours and at the places as provided in this act, and making known the time, place and purpose of holding the general election thereafter, and the office or offices to be filled thereat, *provided*, that such part of the original notice as published which pertains to a day of registration or primary election which has occurred shall be eliminated from said notice in succeeding insertions.

Regulations as to Publication.

Boundaries
of election
districts pub-
lished.654-6
A-21-536

6. In municipalities having a population exceeding fifteen thousand, said notices shall include a short description of the boundary lines of each election district therein, and the place of meeting of the district board of registry and election for said district.

Number of Insertions and Newspapers Selected.

7. In all municipalities said notices shall be published in such newspaper or newspapers at least once, and not more than twice, in each week; *provided*, that if there be a newspaper printed and published in such municipality, said newspaper shall be one of the newspapers so selected by the county board of elections.

Newspaper
notice.

Proviso.

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R-21-536

ARTICLE XI.

REGISTRATION OF VOTERS.

General Elections.

MUNICIPALITIES EXCEEDING FIFTEEN THOUSAND

POPULATION.

Registrations Required.

Time and Place.

1. In all municipalities which at the next last preceding Federal census had populations exceeding fifteen thousand, there shall be three days upon which the members of the district boards of registry and election of said municipalities shall meet in the election districts assigned to them for the purpose of preparing registers of the residents of said election districts entitled to vote at the next succeeding general election. The first registration day shall be on the second Tuesday of September of each year between the hours of one P. M. and nine P. M. The second registration day shall be on the fourth Tuesday of September of each year between the hours of seven A. M. and nine P. M. The third registration day shall be on the Tuesday three weeks next preceding the general election between the hours of one P. M. and nine P. M.

655-1
A-20
Chapter 362Registry
days.655-1
A-21-536655-1
A-25-48*Registration in Person.*

Registry Books.

2. During each of said three registrations for the general election the members of each district board of registry and election shall enter in the registry books provided for the purpose the information required herein for each resident of the election district to which

Personal
registration.655-2
A-21-536

Two registry
books.

Arrangement
in columns
and streets.

Information
required to be
given by
registrant.

656-3
A-21-537

they are assigned, who shall appear before them in person and claim the right of registration in said election district for the next ensuing general election. Said registry books shall be made up in two volumes for each election district, to be known as Volume Number One and Volume Number Two, and shall be used by the members of the district board of registry and election so that part of the registration shall be entered in one volume and the remaining part shall be entered in the other volume, the object being to divide the work of registering the voters in the signature copy registers into two parts, as nearly equal as possible, so that more than one voter can be registered at the same time. Said registry books shall be arranged in at least eighteen columns, and the leaves thereof indexed according to the names of the streets or avenues. The lines thereof shall be one-half inch apart and the pages of said registers shall be consecutively numbered.

Information Required.

3. The first column of said registers shall be left blank until the completion of registration on the last day when the names of the persons registered shall be numbered consecutively from the first name to the last name entered in the book. In the second column shall be entered the date of the day of registration. In the third column on the page bearing the name of the street or avenue of his residence shall be entered the full name of the claimant, first the surname followed by the Christian name or names. In the fourth column shall be entered the number or other designation of his residence; in the fifth column shall be entered the name of the street or avenue of his residence, or a brief description of the locality thereof; in the sixth column shall be entered the number of the floor or room occupied at the residence given by him; in the seventh column shall be entered the full name of the owner, tenant, subtenant or apartment lessee of the premises in which he resides; in the eighth column the fact that he is over twenty-one years of age shall be indicated by the word "Yes"; in the ninth column shall be entered the number of years he has resided in the State of New Jersey immediately

preceding his registration; in the tenth column the fact that he has resided in the county at least five months immediately preceding his registration shall be indicated by the word "Yes"; in the eleventh column shall be entered the names of the municipality, ward and district from which he voted at the last preceding general election; in the twelfth column shall be entered the country, State or province of his birth; in the thirteenth column shall be entered his occupation; in the fourteenth column shall be entered the name of his business or by whom employed, if he is not in business and has no employment the word "none" shall be entered together with the name under which he was last in business or the name of his last employer; in the fifteenth column shall be entered the street and number or location of the place where he is in business or employed, or if unemployed the place where he was last in business or employed; in the sixteenth column shall be entered the number of the ballot voted at the general election; in the seventeenth column at the general election shall be entered the word "Voted" instead of a check "V" mark, to indicate the completion of the act of voting.

Signature of Registrant.

4. The eighteenth column shall be reserved for the signature of such claimant at the time of registration, or in case he alleges his inability to write, for entering therein the number of the "identification statement," made by him as hereinafter provided, or, if he has registered by affidavit, for the entry and number of such affidavit as hereinafter required in such case. Above each horizontal line in the said eighteenth column shall be printed the words "the foregoing statements are true," and such claimant shall, at the time of registration (unless he registers by affidavit as hereinafter provided), sign his own name by his own hand and without assistance, using black ink, below such words on the horizontal line in the register.

Register
signed.
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A-21-538

Registrant Unable to Sign.

5. If the claimant alleges his inability to sign his name, one of the members of the district board of registry and election, in addition to taking down the in-

Procedure
if registrant
unable to sign.

Identification
statement.

Certification to
statement.

formation required to be written in the signature copy register, shall read to such claimant the following list of additional questions, which shall be contained in the signature copy register and known as "identification statements for registry day," said additional questions to be printed in the signature copy register and numbered consecutively, from one to one hundred, and said member shall write in ink the answers of such claimant to the following questions: What is your full name? What is or was your father's full name? What is or was your mother's full name? Are you married or single? Where did you actually reside immediately prior to taking up your present residence; state floor and character of premises? At the end of each list of questions shall be printed the following statement: "I certify that I have read to the above-named elector each of the foregoing questions, and that I have truly recorded his answers as above to each of said questions"; and said member who has made the above record shall forthwith sign his name to said statement and date the same, and the number corresponding to the number on each sheet containing said list of questions shall be entered, when the questions have been answered, in the proper column, in the register in which claimants registering have signed their names.

Registration by Affidavit.

When Permitted.

Absentees
registering
by affidavit.
658-6
A-22-438

Proviso.

6. The county boards of elections shall place upon the registers the names of qualified voters who are unable by reason of illness or who are or will be absent from the county to register personally, provided each of said voters shall file with the county board of elections of the district wherein he claims his residence an affidavit wherein he shall state the reason for his inability to register in person and also answer the same questions required to be answered in the case of personal registration; *provided, however*, that said voters may in any municipality other than county seats in counties of the first class and in all municipalities in counties other than counties of the first class file with

the municipal clerk an affidavit wherein he shall state the reason for his inability to register in person and also answer the same questions required to be answered in the case of personal registration. Said municipal clerk shall on the day following the receipt of said affidavit file same with the county board of elections.

How taken.

7. Said affidavit shall be taken before some person legally authorized to take affidavits, and if taken outside of this State, shall be, when so required by the laws of this State, accompanied by a proper certificate showing the authority of the person administering the oath to take affidavits.

Legality of
affidavit
659-7
A-21-538

Filing.

8. Such affidavit shall be filed with the county board of elections of the county in which such voter is entitled to vote, not later than three days after the last registry day; and such county board of elections on the receipt thereof shall endorse upon said affidavit a number showing the order of its receipt by said board, and shall thereupon enter the name of such voter on the proper register for the ensuing general election, together with the statements, as contained in said affidavit, which the voter would be required to make if registering personally, and shall enter in the eighteenth column of said signature copy register instead of the signature of such voter, the words "affidavit No.—," giving the number endorsed on said affidavit. Such affidavit shall be attached to the page of said signature copy register on which the county board of elections has entered his name, and shall be used on election day as hereinafter provided.

Affidavit filed
with county
board.

659-8
A-21-539
659-8
A-22-438

Proper entry
made in regis-
ter.

Signature Copy of Register.

Definition.

9. The registers known as volume number one and volume number two, which in the eighteenth column contain the signatures, identification statement numbers, and affidavit numbers of those registering as hereinbefore provided, shall be known as the "signature copy register."

Registers
known as
"signature
copy register."
659-9
A-22-439

Certificates of Registration.

Three certificates in each book.

Certificate made on first day.

660-10
A-21-539

660-10
A-22-439

Certificate made on second day.

Certificate made on third day.

Certificate signed.

10. The aforesaid signature copy register shall contain three certificates in each volume to be known as "Certificates of Registration."

A. The certificate of registration to be made out at the close of the first day of registration shall be arranged to give the following information: The name of the county and municipality, the ward number and the election district number wherein the registration is being held; the total number of names registered in said volume on the first day of registration; the certificate of the board of registry and election, and shall have printed thereon "to be filled out at the close of the first day of registration."

B. The certificate of registration to be made out at the close of the second day of registration shall be arranged to give the following information: The name of the county and municipality, the ward number and the election district number wherein the registration is being held; the total number of names in said volume of the "signature copy register" at the close of the first day of registration; the total number of names in said volume of the "signature copy register" at the close of the second day of registration; the certificate of the board of registry and election, and shall have printed thereon "to be filled out at the close of the second day of registration."

C. The certificate of registration to be made out at the close of the third day of registration shall be arranged to give the following information: The name of the county and municipality, the ward number and the election district number wherein the registration is being held; the total number of names in said volume of the "signature copy register" at the close of the second day of registration; the total number of names in said volume of the "signature copy register" at the close of the third day of registration; the certificate of the board of registry and election, and shall have printed thereon "to be filled out at the close of the third day of registration."

At the close of each day of registration the district board of registry and election shall make out the proper

certificate of registration in said volume of the "signature copy register," and shall certify over their signatures on said certificate of registration that the statements contained therein are true and correctly made out.

Close of Registration.

Registrants Numbered.

11. In the first column of each volume of said "signature copy register" there shall be entered, at the time of the completion of the registration on the last day of registration, a number opposite the name of each person so enrolled, beginning with number "one" opposite the first name entered upon the first page, and continuing in numerical order to and including the last name entered upon the last page of each volume of said "signature copy register."

Registrants
numbered.

661-11
A-21-541

Registry Lists.

12. On the same day after the close of the last day of registration as herein provided the said district board of registry and election in each election district shall make and complete one list of all persons registered in their district grouped according to streets and avenues. Said list shall be substantially in the following form:

Complete list
delivered
to county
clerk.

661-12
A-22-439

Grand Street.

Residence number

or other designation.

Name of Voter.

14

Smith, John M.

15

Jones, Charles M.

Said list shall be signed and certified by said board, and delivered on the same day after the close of the last day of registration to the county clerk.

Investigation of Registrants.

Use of Registry Lists.

13. The county clerk shall forthwith cause copies of said registry lists to be printed in hand-bill form, and shall furnish to any voter applying for the same copies of said registry lists, charging therefor, as nearly as may be, the cost of printing the same; he shall also furnish five printed copies thereof to the respective

Printed lists
prepared,
posted, etc.

661-13
A-21-541

661-13
A-22-440

Investigation
by police.

Registry list
filed with
county board
of elections.

district boards of registry and election; said board shall post two said registry lists, one in the polling place and one in another conspicuous public place within such election district. Said county clerk shall also forthwith deliver to the chief of police of each of said municipalities not less than five copies of the lists of voters of each election district in such municipalities. The said chief of police shall cause an investigation to be made of the names of the persons so appearing on said lists, to ascertain if the said persons are residents of the houses from which they are registered, and shall not later than five days after receipt of same from the county clerk forward the various reports of such investigation, certified by the chief of police, to the county board of elections, where they shall be kept open to public inspection. Said county clerk after causing copies of said registry lists to be printed shall forthwith file said registry lists with the county board of elections.

Disposition of Signature Copy Register.

Custody Until Election.

Custody of
register.

662-14
A-21-542

14. Said signature copy register shall be signed and certified by said district board of registry and election as hereinbefore provided and used at the polls on election day as hereinafter provided. The signature copy register shall, not later than the day following each registry day, be filed by said district board of registry and elections with the county board of elections, who shall make use of and return same to the district board of registry and elections in time to be used on each succeeding registry and general election day.

MUNICIPALITIES OF FIFTEEN THOUSAND POPULATION
OR LESS.

First Registration.

Canvassing Procedure.

662-15
A-20

Chapter 362

House to
house canvass.

662-15
A-21-542

15. The district boards of registry and election in all election districts in the State, outside of municipalities having a population exceeding fifteen thousand,

662-15
A-25-49

shall meet annually on the second Tuesday of September in each year, and having first organized, shall proceed to ascertain and truly and accurately enter in canvassing-books, to be provided for that purpose, the names and residences and street numbers, if any, of all legal voters residing within their respective election districts entitled to vote therein at the next ensuing general election by making actual inquiry at every dwelling-house or habitation, or of the head of every family residing therein. In making such enumeration the said district boards of registry and election may divide their election districts into subdivisions, and any two of their number, designated by the chairman and inspector, together and in company, may make the enumeration in such subdivision. The name of every such voter, as aforesaid, whose place of abode shall be in any family or habitation, or who may be casually or temporarily absent therefrom when such enumeration is made, shall be entered in said canvassing-books, but no name shall be entered on such canvassing-books without the concurrence of both of said members, or if said enumeration be made by the entire board, without the concurrence of a majority thereof. Said board shall continue such enumeration of voters from day to day thereafter, on successive days, until the same be completed: *provided*, that such enumeration shall terminate on or before the Friday next succeeding. Immediately after the completion of such enumeration the district board of registry and election shall transcribe and make up from his canvassing books three registers of voters for use at the general election, arranged alphabetically according to surnames, and adding information as to the residences and street numbers, if any, of all persons in their respective election districts entitled to the right of suffrage therein at the next general election. At the same time a correct list of the names entered on said registers of voters with residence and street numbers, if any, to be known as the general election registry list, shall be prepared and certified by the district board of registry and election in handbill form, and shall be posted in some conspicuous public place within such election district on or before the follow-

Work divided.

Absentees.

Canvassing days.

Proviso.

Three registers prepared.

List made and posted.

Canvassing-
books filed
with county
board.

ing Tuesday. The canvassing-books duly certified and signed by the district board of registry and election as to their correctness, and the fact that a house-to-house canvass has actually been made, shall be filed with the county board of elections on or before the following Tuesday.

Second Registration.

Preparation of Registers.

Adding names
to register
on second
day.

664-16
A-25-50

16. On the fourth Tuesday of September next preceding the general election said boards shall meet at the places provided in this act for holding the primary for the general election in their respective election districts at seven A. M. and continue in session until nine o'clock P. M. Said board shall add to said registers of voters the names, residences, street numbers and other information of all those who shall personally appear before them and establish their right to be registered, and of all those who shall be shown to the satisfaction of such board of registry and election by an affidavit of some voter in that municipality.

Adding Names to General Election Registry List on Second Registry Day.

Names trans-
cribed.

664-17
A-21-544

17. On the day succeeding the second registration day the district board of registry and election shall transcribe from the registers of voters to the general election registry lists the names of all those who personally appear before such board together with the names of those who were registered by affidavit, and shall certify to the number of names so added.

Third Registration.

Completion of Registers.

Adding to
and correct-
ing register
on third day.

18. The said district board of registry and election shall also meet on the third Tuesday next preceding the general election at the polling place at the hour of one in the afternoon, and remain in session until nine o'clock in the evening, for the purpose of revising and correcting the original registers, of adding thereto the names of all persons entitled to the right of suffrage in that election district at the next election, who shall appear in

person before them or shall be shown by an affidavit of some voter in such election district to be a legal voter therein, and of erasing therefrom the name of any person, who, after a fair opportunity to be heard, shall be shown not to be entitled to vote therein; *provided*, that no name shall be entered on said registers or either of them from said canvassing-books, or stricken therefrom, without the concurrence of a majority of all the members of said boards of registry and election.

Adding Names to General Election Registry List on Third Registration Day.

19. At the close of the third registration day the district board of registry and election shall transcribe from the registers of voters to the general election registry lists the names of all those who personally appeared before such board, together with the names of those who were registered by affidavit, and shall certify to the number of names so added.

Proviso.

Names transcribed on third day.

665-19
A-21-544

Disposition of Registers of Voters.

Filing and Custody.

20. On the day succeeding the completion of said registers of voters, one of the said registers of voters shall be delivered by a member of the district board of registry and election to the county board of elections to be filed by them; the second of the registers of voters shall be delivered by a member of said district board within two days after the last registry day to the clerk of the municipality within which such election district may be situated; the third of the registers of voters shall be retained by the district board of registry and election for use on the day of the general election, and then filed with the county clerk as hereinafter provided.

Disposition of registers.

REVISION AND CORRECTION OF REGISTERS IN ALL MUNICIPALITIES.

County Board of Elections.

Meetings.

21. It shall be the duty of the several county boards of elections to sit at a place convenient to the

Revision of registry by county boards.

voters of said county on Thursday and on Friday next preceding the day of the general election, the day of the primary for the general election and the primary for the election of delegates and alternates to the national conventions from one P. M. to nine P. M. of each of said days, and at such other times as such boards may deem necessary for the purpose of revising and correcting the registry lists or registers hereinbefore provided to be filed with them. In revising and correcting the registers of municipalities of over fifteen thousand population the said county boards of election shall use so far as may be the reports of investigations of registrations as herein provided to be made by the chief of police of said municipalities.

Registers and Issuance of Certificates by County Board of Elections.

Personal registration before county boards of elections.

666-22.
A-21-544

666-22
Cf.-23-476

666-22
Cf.-23-476

22. Any legal voter who may have failed to register or whose name has been left off the registry list, may, on the days and times hereinbefore mentioned, apply in person to the county board of elections for the purpose of having his name placed upon the registry list of the district in which he claims the right to vote; and the said county board of elections, upon such application to them, and upon proper evidence under oath satisfying them that such person is a legal voter entitled to vote at said election, and that he made a reasonable effort to register, and that for some reason other than his own neglect or forgetfulness he failed of registration, shall add his name to the proper register, if said register is on file with said county board, otherwise, if said registers are not on file the said county board of elections shall grant a certificate which shall give said voter the right to register and vote upon presenting said certificate to the proper district board of registry and elections. The county board of elections shall notify the municipal clerk of the municipality of fifteen thousand population, or less, wherein such district lies that such name has been added, and said clerk shall thereupon add said name to the register of voters on file with him.

Addition of Names to Registers by District Boards of Registry and Election.

23. Such voter may present such certificate to the district board of registry and election of the district in which he is entitled to vote, and said board shall receive and file said certificate and add his name to the register of voters in their possession, and he shall thereupon be allowed to vote at said election.

Voting on
certificate.

Removal of Name from Registers Filed with County Board of Elections and Municipal Clerks.

24. Said county board of elections may order stricken from any register the name of any person who shall be shown to the satisfaction of the board, for any cause, not to be entitled to vote at the next general election in the election district wherein he is registered, and said county board shall strike the name of such person from the signature copy register, or register of voters, on file with them; *provided*, that no name shall be stricken or ordered stricken from any such register in the absence of the person to be affected thereby, unless it shall appear to the board by affidavit of some qualified voter that notice has been given such person, either personally or by leaving the same at his assigned place of residence, with some person above the age of fourteen years, at least two entire days before such meeting of the board, that at such meeting application would be made to have the name of such registered person stricken from the register, and the grounds on which said application would be based. When any name shall be stricken from any register in any election district a certificate of such county board of elections, stating the name stricken off and the cause therefor, and from what election district, shall be given to the person applying to have such name stricken from such register. Said county board of elections shall also notify the municipal clerk of municipalities of fifteen thousand population or less wherein such district lies, of such erasure, and said clerk shall remove said name from the register of voters on file with him.

Striking name
from copy
register.

667-24
A-21-545

Proviso.

Certificate
given.

Certain clerks
notified.

Removal of Name from Register of Voters by District Boards of Registry and Election.

Name stricken
from district
register.

25. On the delivery of such certificate by the person to whom the same has been granted by the county board of elections to the district board of registry and election, the name of such person shall be stricken from the register in their possession.

Powers and Duties of Courts on Election Days.

Time of Meeting.

Court to sit
on election
days.

668-26
A-21-546

26. It shall be the duty of the justice of the Supreme Court assigned to hold the Circuit Court, and the judge or judges of the Court of Common Pleas, in each of the several counties of this State, or one of said judges, to sit and hold a Court of Common Pleas at the court house in their respective counties on the day of the primary election for the general election and the day of the general election during the hours the polls are open.

Addition of Name to Registers of County Boards of Election and Municipal Clerks.

Registering
and voting
by order of
court.

668-27
A-21-546
668-27
A-22-441

668-27
Cf.-23-477

668-27
Cf.-23-477

27. In case any legal voter in any election district has been refused the right to register or vote, he may, on said election day, apply in person to said court for the purpose of having his name placed upon the register; and the said court, upon such application and upon satisfactory evidence that such person is a legal voter entitled to vote at such election, may give a certificate under the seal of the court to that effect directing the district board of registry and election to allow said person to register and vote in said district.

Removal of Names from the Registry Lists by the Courts.

Court may
strike off
names.

668-28
A-21-547

Proviso.

28. Said courts, on any election day, may order stricken from any register the name of any person who shall be shown to the satisfaction of any of the said courts for any cause not to be entitled to vote at any election in the election district wherein he is registered; *provided*, that no name shall be ordered stricken from any such register in the absence of the person to be

affected thereby, unless it shall appear to said court by affidavit of some qualified voter that notice has been given such person either personally or by leaving the same at his assigned place of residence with some person above the age of fourteen years, at least two entire days before such session of the court, that at such session application would be made to have the name of such registered person stricken from the register and the grounds on which said application would be based. When any name shall be stricken from any register as aforesaid a certificate under the hand and seal of such court, stating the name ordered stricken from and the cause therefor and from what election district, shall be given to the person applying to have such name stricken from the register. On the delivery of such certificate by the person to whom the same has been granted by said court to the district board of registry and election the name of such person shall be stricken from the register in their possession.

Certificate
issued.

Attendance by County Clerk.

29. It shall be the duty of the county clerk, as clerk of the court of common pleas, to attend upon said sessions of court, either in person or by deputy, at all times during the sitting thereof, and to record and keep the minutes of the said court in any matters arising under this act. And at the end of the session shall certify to the county board of elections and to the clerks of municipalities of fifteen thousand population or less any names added to or stricken from the registry lists, together with their respective addresses, municipalities, wards and districts, and said municipal clerk shall correct the register on file with him in accordance with said certificates.

County clerk's
duty as clerk
of court.

Investigative Power of Court.

30. In making investigations under this act to determine the right of any person or persons to vote or to register, the court shall have power to act upon such application or matter in a summary manner, and to issue subpoenas for the production of papers, or the appearance of persons with like power, jurisdiction and

Investigation
by court.

Service of
processes.

authority as said court would have in any civil cause pending therein. The sheriff of the county or a deputy duly appointed by him, shall be authorized and required to serve all processes issued out of the said court on any application pending under this act, and he shall also be authorized and required to enforce any orders or proceedings made, entered and directed to be executed by the said court.

Privileges of Electorate.

Right to be Heard.

Right to be
heard.

31. All persons entitled to the right of suffrage in the election district shall be entitled to be freely heard in relation to the revision and correction of the registers by the district boards of registry and election, the county boards of election or by the courts for any election.

TRANSFER OF REGISTRANTS.

Within a Municipality, or From One Municipality to Another.

Transfers Issued by Courts and County Boards of Elections.

Proof of re-
moval of
registrant.

670-32
A-21-547

32. No person shall vote at any election in any municipality other than the one in which he is legally registered, unless he shall appear before either the justice of the Supreme Court holding the Circuit Court of said county, the judge or judges of the Court of Common Pleas of said county, one of the judges assigned to hold the Circuit Court of said county, or the county board of elections, at the court house, or at such other place within said county as will be most convenient and accessible to the largest number of voters in said county, as either the said justice, judge or county board of elections, in his or its discretion shall determine, on or prior to the day of any election, and shall make proof under oath to the satisfaction of said justice, judge or county board of elections, that he has moved from the election district in which he is registered, since the day on which he was so registered, and that he has moved into another district in said county where he legally re-

Order of
transfer by
court.

sides, and shall obtain from said justice, judge or county board of elections, an order sealed with the seal of the county clerk or county board of elections, as the case may be, directing the district board of registry and election of the district in which said voter now legally resides, to place the name of said voter upon the proper register of the said election district and allow said voter, to vote; *provided, however*, that the proper registers are in the possession of the county board of election, said transfer shall be made, by erasing the name of said voter from the register in which he was registered, and by causing his name to be added, together with his signature where the register so provides, to the proper register in the possession of said county board of elections, instead of by issuing an order or certificate of transfer by said county board of elections, as heretofore mentioned.

Proviso.

Transfers Issued by Municipal Clerks.

33. Transfers may also be granted on the Saturday and Monday next preceding the day of any election and on the day of such election by the municipal clerk, excepting in such municipalities which are county seats, to any legal voter who shall make proof under oath to the satisfaction of said municipal clerk, that he has moved from the election district in said municipality in which he is registered since the day on which he was registered, and that he has moved into another district in any municipality within the county other than a municipality which is a county seat. Such transfers or order of the municipal clerk shall be sealed with the seal of the municipality in which said transfer or order is granted, directing the district board of registry and election of the district in which said voter now legally resides, to place the name of said voter upon the proper register of said election district and allow said voter to vote.

Transfers by
municipal
clerks.

671-33
A-21-548

Removal of Name by the District Board.

34. Said order shall be shown to the district board of registry and election in which said voter is registered and said board shall thereupon erase his

Name erased
from former
register.

671-34
Cf.-21-549 (?)

671-34
A-21-550

name from said register and issue a transfer as now provided by law.

Addition of Name by Other District Board.

Name added
by board.

672-35
A-21-550

35. Said transfer and order of the court shall be filed by the voter with the district board of registry and election in the election district where said voter desires to vote, and said board shall add his name to the register in their possession.

Changes Made by County Board of Elections and Municipal Clerk.

Copies of
changes.

672-36
A-21-550

36. A copy of said order of the court shall be sent to the county board of elections of the county wherein such municipality lies and another to the clerk of the municipality, and said county board of elections, and said municipal clerk shall make the changes indicated by said order in the proper register-books on file with them.

FIRST REGISTERS OF NEWLY CREATED MUNICIPALITIES. Procedure.

Registers in
new municipi-
palities.

672-37
A-21-550

37. In all newly created municipalities, the registers for the first general election therein shall be made as herein directed, unless otherwise provided by this act or any other act relative thereto.

ARTICLE XII.

NOMINATION OF CANDIDATES.

General Elections.

METHODS OF NOMINATION PERMITTED.

Direct Petition and Primary Election.

Nominations
made by
petition or
primary.

1. Candidates for all public offices to be voted for at the general election in this State or in any political division thereof, except electors of President and Vice-President of the United States, nominated by the political parties at State conventions, shall be nominated directly by petition as hereinafter provided, or at the primary for said general election held pursuant to this act.

State Convention.

2. In the year in which a President of the United States is to be elected, the State conventions which are now required to meet on the Tuesday following the primary for the general election in each year, shall severally nominate for their respective parties such number of candidates for electors of President and Vice-President of the United States as this State shall be entitled to elect or appoint.

Naming
presidential
electors.

DIRECT NOMINATION BY PETITION.

Addressee of Petition.

3. Direct nomination by petition for the general election shall be as follows: Petitions naming candidates for office to be filled by voters of the entire State, or of any congressional district, or of any political division greater than a single county, shall be addressed to the Secretary of State; petitions naming candidates to be voted for by all the voters of a single county, or more than a single political division thereof, and all other petitions naming candidates to be voted for at the general election, shall be addressed to the clerks of the respective counties wherein the officers nominated are to be voted for.

Petitions ad-
dressed to
Secretary of
State or clerks.

Contents of Petition.

4. Said petition shall set forth the name or names and places of residence and post-office addresses of the candidates for the offices to be filled, the title of the office for which each candidate is named, and that such petitioners are legally qualified to vote for such candidates. In the case of a petition or petitions, nominating electors of President and Vice-President of the United States, the names of the candidates for President and Vice-President, for whom such electors are to vote may be included in such petition, or petitions, but such petition, or petitions, shall not include the names of any candidates for President, or Vice-President, who have been nominated at a convention of a political party as defined by this act. Said petition shall also state in not more than three words, the designation of the party or principle which the candidates therein here named

What petition
to set out.

673-4
A-21-550

Party design-
nation.

Proviso. represent; *provided, however*, that such designation shall not contain the designation, name, derivative, or any part thereof as a noun or an adjective of any political party entitled to participate in the primary election. Said petition shall include also the request that the names of the candidates and their designations of party or principle be printed upon the ballots to be used at the ensuing general election.

Number of Signers.

Number of
signers to
petitions.

5. Said petition shall be signed by legally qualified voters of this State, residing within the district or political division in and for which the officer or officers nominated are to be elected, equal in number to at least two per centum of the entire vote cast for members of the General Assembly, at the last preceding general election in the State, county, district or other political division in and for which the nominations are made; *provided*, that when the nomination is for an office to be filled by the voters of the entire State, eight hundred signatures in the aggregate for each candidate nominated in said petition shall be sufficient; *provided, also*, that no more than one hundred signatures shall be required to any petition for any officers to be elected, save only such as are to be voted for by the voters of the State at large. In case of a first general election to be held in a newly established election district, county, city or other political division, the number of fifty signatures to a petition shall be sufficient to nominate a candidate to be voted for only in such election district, county, city or other political division.

Proviso.

Proviso.

In new mu-
nicipalities.

Signing Regulations.

Signing.

6. Every voter signing a petition shall add to his signature his place of residence, post-office address and street number, if any; such voter may sign one petition for each officer and no more, but all the names need not be signed to one petition.

Certification of Petition.

Certificate
by affiants.

7. Before any petition shall be filed as herein-after provided, at least five of the voters signing the same shall make oath before a duly qualified officer that

the said petition is made in good faith, that the affiants saw all the signatures made thereto and verily believe that the signers are duly qualified voters.

Acceptance by Nominees.

8. Candidates nominated for any office in any petition shall manifest their acceptance of such nomination by a written acceptance thereof, signed by their own hand, upon or annexed to such petition, or if the same person be named for the same office in more than one petition annexed to one of such petitions.

Candidate's
acceptance.

675-8
A-21-551

Filing of Petitions and Notice to Secretary of State by County Clerk.

9. All such petitions and acceptances thereof shall be filed with the officer or officers to whom they are addressed, at least forty-five days previous to the election at which the candidates nominated are to be voted for. All petitions when filed shall be opened under proper regulation, for public inspection. It shall be the duty of the county clerks to certify to the Secretary of State within eighteen days prior to the general election, the names, places or residence and post-office addresses of the several candidates nominated for Senator and Members of the General Assembly together with the designation of the party nominating said candidates, whether by petition or at the primary election and the dates of filing such certificates of nominations and petitions.

Time for
filing petitions
and accept-
ance:

675-9
A-25-51

Certifications
made to Secre-
tary of State.

Objections to Petitions.

10. Every petition of nomination which is in apparent conformity with the provisions of this act shall be deemed to be valid, unless objection thereto shall be duly made in writing and filed with the officer with whom the original petition was filed within two days after the filing of said petition. In case such objection is made, notice thereof signed by said officer shall forthwith be mailed to the candidate who may be affected thereby, addressed to him at his place of residence as given in said petition of nomination.

Validity of
petitions.

Validity of Objections Determined.

Determining
validity of
petition.

11. Said officer with whom the original petition was filed shall in the first instance pass upon the validity of such objection in a summary way unless an order shall be made in the matter by a court of competent jurisdiction, and for this purpose said officer shall have power to subpoena witnesses and take testimony or depositions. Said officer shall file his determination in writing in his office at least thirty days before the election, which determination shall be open for public inspection.

Appeal by Nominee to Court.

Appeal to
court.

12. The Chief Justice in the case of candidates to be voted for by the electors of the entire State, or of more than one county thereof, and in all other cases the justice of the Supreme Court holding the Circuit Court in and for the county in which any petition of nomination shall be filed, on the application or complaint, duly verified, of any candidate, which application or complaint shall be made at least twenty-five days before the election and setting forth any invasion or threatened invasion of his rights under the petition of nomination filed with the Secretary of State or with any county clerk, is hereby empowered and required to determine upon said application or complaint in a summary way and make such order thereupon as will protect and enforce the rights of such candidates, which order or determination shall be filed within two days after the filing of said application or complaint.

Correction of Defective Petition.

Amending
petition.

676-13
A-21-552

13. It shall be lawful for any candidate whose petition of nomination or any affidavit or affidavits thereto, be defective, to cause such petition, or the affidavit or affidavits thereto, to be amended in matters of substance or of form as may be necessary, or such amendment or amendments may be made by filing a new or substitute petition, or affidavit or affidavits, and the same when so amended shall be of the same effect as if originally filed in said amended form; *provided, however,* that every amendment shall be made at least

Proviso.

twenty days before the election. This provision shall be liberally construed to protect the interest of candidates.

NOMINATION BY PRIMARY ELECTION.

Procedure.

14. The nomination of candidates for the general election by means of the primary election shall be carried out in the manner hereinafter provided, and in such election the person having in the aggregate the highest number of votes shall be the candidate of his respective party for the office to be filled. In case more than one person is to be elected to the same or similar office, the persons having the highest number of votes to the extent of the number of offices to be filled shall be the candidates of their respective parties for the said offices.

Nominations
by primary.

NOMINATION BY STATE CONVENTION.

Electors of President and Vice-President of United States.

15. Whenever the State convention of a political party shall have nominated candidates for electors of President and Vice-President of the United States, as herein provided, said convention shall certify said nomination in a written or printed or partly written and partly printed certificate of nomination. Said certificate of nomination shall contain the name of each person nominated, his residence and post-office address, the office for which he is named, and shall also contain in not more than three words the designation of the party or principles which such convention or nominating body represents. The names of the candidates for President and Vice-President for whom such electors are to vote may be included in the certificate. Said convention may also appoint a committee to whom shall be delegated the power to fill vacancies occasioned by any cause and the names and addresses of said committee shall be included in said certificate. Said certificate shall be signed by the presiding officer and secretary of such convention or nominating body, who shall

677-15
Cf.-20
Chapter 370 .

Certification
of nominations
of presidential
electors.

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A-21-552

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A-22-441

Committee on
vacancies.

Objections.

add to their signatures their respective places of residence and post-office addresses, and severally make oath before an officer qualified to administer the same that the affiants were respectively such officers of such convention and that said certificate and the statements contained therein are true as they verily believe. A certificate that such oath has been taken shall be made and signed by the officer administering the same and endorsed upon or attached to such certificate of nomination. Enclosed upon or attached to said certificate shall be statements in writing that the persons named therein accept such nominations. Said certificate of nomination and the acceptances thereof shall be filed with the Secretary of State at least thirty days previous to the general election at which such electors of President and Vice-President of the United States are to be voted for. All objections to said certificates of nomination; the determination of the validity of such objections; the correction of defective certificates and the presentation of said certificates and any documents attached thereto shall be the same as herein provided for direct petitions of nomination.

VACANCIES AMONG NOMINEES.

Time Limit of Resignations.

Declination of
nomination.
678-16
A-22-442

16. Whenever any person nominated as herein provided by direct petition, or State convention for election to public office at the general election shall, at least twenty-five days before the day of said general election, in a writing signed by him and duly acknowledged, notify the officer with whom the original petition or certificate of nomination was filed that he declines such nomination, said nomination shall be void.

Notice of Resignation.

Notice of
resignation.

Proviso.

17. The officer to whom the notification of declination is given shall forthwith, by mail or otherwise, inform at least five of the persons who signed the aforesaid original petition that such nomination has been declined; *provided*, that in the case of the nomination of electors of President and Vice-President of the United States by the State Convention of a political

party he shall inform the committee appointed by such convention to fill vacancies, or if there be no such committee, then the chairman of such convention.

Time Limit on Filling Vacancies.

18. Whenever any person shall thus decline his nomination, or if any petition or certificate of nomination or if any nomination be insufficient or inoperative, or if any nominee shall die or for any other reason vacate his nomination, the vacancy thus occasioned may be filled in the following manner, provided that no vacancies shall be filled later than twenty days before said general election.

Vacancies.
679-18
A-22-443

Filling Vacancies Among Direct Petition Nominees.

19. If the candidate vacating the nomination was nominated directly by petition his successor shall be nominated in the same manner by direct petition; *provided*, that said new petition of nomination must be filed with the Secretary of State or county clerk, as the case may require, not later than twenty days before the day of the election whereat such candidate is to be voted for.

By petition.
679-19
A-22-443
Proviso.

Filling Vacancies Among Primary Election Nominees.

20. If the candidate vacating the nomination was nominated at the primary election held pursuant to this act said vacancy shall be filled in the case of a candidate who had been voted for at said primary by the voters of a political party of the entire State or of any political division greater than a single county or of any Congressional district, by the chairman of the State committee of such political party; *provided, however*, that where any vacancy occurs in a Congressional district lying wholly within a single county the chairman of the county committee of the political party which nominated the candidate shall fill the vacancy. In the case of a candidate who had been voted for by the voters of a political party of an entire county or more than one municipality thereof by the chairman of the county committee of such political party of said voters and in the case of a candidate who had been voted for by the voters of a political party of a municipality or portion

Vacancy filled
by chairman
of State com-
mittee.
679-20
A-22-443 —

Proviso.

Filling other
vacancies.

thereof by the chairman of the municipal committee of such political party, if there is such a committee and if not by the chairman of the county committee of such political party. In filling such vacancy the chairman and secretary of such committee shall make and file with the Secretary of State in the case of officers to be voted for by the voters of the entire State or of any political division greater than a single county or of any Congressional district; with the county clerk in the case of offices to be voted for by the voters of the entire county or any portion thereof. Said certificate shall set forth the cause of said vacancy, the name of the person nominated and that he is a member of the same political party as the candidate for whom he is substituted, the office for which he was nominated, the name of the person for whom the new nominee is to be substituted, the fact that the committee was authorized to fill vacancies, and such further information as is required to be given in any original petition of nomination. The petition so made shall be executed and sworn to by the chairman and secretary of such committee, and shall, upon being filed at least twenty days before election, have the same force and effect as an original petition of nomination. Said petition must be filed with the Secretary of State or county clerk not later than twenty days before the day of the election whereat such candidate is to be voted for; when filed with the Secretary of State he shall immediately certify the same to the proper county clerk.

With whom
certificate
filed.

What certifi-
cate to show.

Effect of
petition.

Filling Vacancies Among State Convention Nominees.

Filling vacan-
cies in presi-
dential elec-
tors.
680-21
A-22-445

21. If the nomination vacated is that of a candidate for elector of the President and Vice-President of the United States, said vacancy shall be filled by the committee to whom power shall have been delegated to fill vacancies if such there be, otherwise by the State committee of the political party of the State convention which nominated said elector whose nomination is vacated. The chairman and secretary of such vacancy committee or State committee shall file with the Secretary of State not later than twenty-five days prior to the general election a certificate of nomination for

filling such vacancy. Such certificate shall be made up and filed in the same manner and form as heretofore provided for filling vacancies among candidates nominated at the primary.

CERTIFICATION OF NOMINEES.

Original Nominees.

Secretary of State to County Clerk.

22. It shall be the duty of the Secretary of State, not later than twenty-five days before any election whereat any candidates nominated in any direct petition, primary certificate of nomination or State convention certificate filed with him is to be voted for, to make and certify, under his hand and seal of office, and forward to the clerks of the several counties of the State a statement of all the candidates thus nominated for whom the voters within any such county may be by law entitled to vote at such election. Such statement, in addition to the names of the candidates for President and Vice-President of the United States, if any such have been included in any such certificate or petition filed with him, shall also contain the names and residences of all other candidates, the offices for which they are respectively nominated, and the names of the parties by which or the political appellation under which they are respectively nominated. Candidates nominated directly by petition, without distinctive political appellation, be certified as independent candidates.

Nominations
certified by
Secretary of
State.
681-22
A-22-445

Independent
candidates.

Vacancy Nominees.

Certification of Substitutes to Fill Vacancies Among Nominees.

23. In the event of vacancies among the candidates whose petitions or certificates of nomination are on file with him, the Secretary of State in certifying the nominations of candidates to fill such vacancies to the various county clerks, shall insert the name of the person who has been nominated as herein provided to fill such vacancy. In the event that he has already sent forward his certificate of nomination, as herein provided, he shall within two days certify to the clerks of the

Inserting
substituted
name.

proper counties the name and description of the person so nominated to fill a vacancy, the office he is nominated for, the party or political principle he represents, and the name of the person for whom such nominee is substituted.

Precedence of Nominations.

Determination by Nominee.

Order of
designation.

682-24
A-21-553

682-24
A-22-446

24. Any candidate receiving the nomination of more than one group of petitioners may, within five days after the time for certifying nominations expires, file with the Secretary of State or the county clerk with whom the petitions were filed, a notice directing such official in what order the several designations mentioned in the petition are to follow his name upon the official ballot, and if such candidate shall fail to make such directions as aforesaid, then said Secretary of State or county clerk shall add said designations after the name of such candidate in such order as said official shall determine.

ARTICLE XIII.

BALLOTS.

General Elections.

PRINTER'S COPY OF OFFICIAL BALLOT.

Time Limit for Delivery.

Printer's
copy for
ballot.

1. Every county clerk shall have ready for the printer on or before noon of the seventeenth day prior to the general election a copy of the contents of official ballots as hereinafter required to be printed for use at said election. He shall also on or before such time place another copy of contents of said official ballots on file in his office and keep the same open to public inspection until the sample ballots hereinafter provided to be printed shall have been distributed.

CONTENTS AND FORM OF OFFICIAL BALLOT.

Regulations as to Contents.

2. There shall be a single or blanket form of ballot, upon which shall be printed all the names of all the candidates of every party or group of petitioners having candidates to be voted for at said election. The name of any candidate who shall fail to accept his nomination in the manner herein provided shall not be printed on the ballot, provided that any person nominated at the primary for the general election who before the holding of such primary had not filed a certificate consenting to stand as a candidate if so nominated, may, within five days after the holding of such primary, file in the office of the clerk of the county within which said primary was held a certificate stating that he is qualified for the office and accepts such nomination, in which event the name of such person shall be printed upon the official ballot. The name of a candidate whose nomination has been vacated as hereinbefore provided shall not be printed on the ballot. Any public question which is to be submitted to the people of the State, county or municipality at said general election, shall be printed in a separate space at the foot of the ballot, with appropriate instructions to the voter.

Blanket
ballot.Names
printed.683-2
A-21-554683-2
A-22-446Questions
submitted to
be printed.

Perforated Coupon.

3. Each ballot shall have at the top thereof a detachable coupon the width of the ballot above a perforated line not less than two inches from and parallel to the upper edge of the paper. This coupon shall be numbered from one consecutively to the number of ballots delivered to and received by the member or members of the district board of registry and election for their respective election district. Upon the coupon and above the perforated line shall be the words: "Ballot No. (number in figures)" as near the center of the coupon as may be practical, and below said number, and above the perforated line shall be printed the following words: "To be torn off by the member of the board of registry and election in charge of the ballot box on election day." "Fold to this line."

Detachable
coupon at
top of ballot.

Head of the Ballot.

Wording at
head of ballot.

684-4
A-21-554
684-4 -
A-22-447

Proviso—
polling place
given.

Instructions
to voters.

4. In the center of the ballot immediately below the perforated line shall be printed the words "Official Ballot" in bold-face type. Below the above stated words and extending across the ballot shall appear the words: "(Name of Municipality), Ward, Election District, Date of Election,....., John Doe, County Clerk." *Provided*, that in any municipality having a population of more than fifteen thousand the street address or location of the polling place shall be printed after the words which indicate the number of the election district. The blank spaces shall be filled in with the name of the proper municipality, the ward and district numbers and the date of the election. The name of the county clerk shall be a facsimile of his signature. Below the last stated words extending across the ballot and at the extreme left shall be printed the words "Instructions to the voter" and immediately to the right there shall be a bracket embracing the following instructions numbered one to six inclusive:

1. The only kind of a mark to be made on this ballot in voting shall be a cross X or plus + except when writing a name in the column designated Personal Choice (see instruction 5 below).

2. To mark a cross X or plus + or when writing a name on this ballot use only black ink or black lead pencil.

3. To vote for any candidates whose names are printed in any column, mark a cross X or plus + in the space or square at the left of the names of such candidates not in excess of the number to be elected to the office.

4. To vote for any person whose name is not printed on this ballot write or paste the name of such person under the proper title of office in the column designated Personal Choice, but do not mark a cross X or plus + before or after such name.

5. To vote upon any public question printed on this ballot if in favor thereof mark a cross X or plus + in the square at the left of the word "Yes," and if opposed thereto mark a cross X or plus + in the square at the left of the word "No."

6. Do not mark this ballot in any other manner than above provided for and make no erasures. Should this ballot be wrongly marked, defaced, torn or any erasure made thereon or otherwise rendered unfit for use return it and obtain another.

To obtain
another ballot.

To the right of these aforementioned instructions shall be printed the words: "Officers to be elected," and immediately to the right and at the extreme right of the ballot there shall be a bracket embracing the offices to be filled and the number of persons to be elected to each office. Below this information, in case there is a public question to be voted upon, there shall be printed the words: "For the Public Question to be voted upon see foot of this ballot." Below the above-stated instructions and information and three inches below the perforated line and parallel to it there shall be printed a six-point diagram rule extending across the ballot to within not less than a half inch of the right and left edges of the paper.

Body of the Ballot.

5. From each end of said six-point diagram rule there shall be printed a four-point diagram rule extending at right angles, and from said six-point rule to within not less than a half inch of the lower edge of the paper. Between these four-point rules and parallel to them and beginning at the six-point rule there shall be printed eight-point diagram rules to divide the ballot into vertical columns.

Printing
details.

Column Designations and Accompanying Instructions.

6. In each column, immediately below the six-point rule, shall be printed the proper word or words to designate the column, to be known as the "Column Designation." In the columns at the extreme left shall be printed the name of each of the political parties which made nominations at the next preceding primary election. Said columns shall be three inches in width. The column next to the right of such columns shall be designated Personal Choice, under which shall appear the words "In the blank column below, under the proper title of office, the voter may write or paste the name of any person for whom he desires to vote, whose

Column
designations.

685-6(2)

A-21-556

685-6

A-22-448

name is not printed on this ballot, but shall not mark a cross X or plus + before or after such name. This column shall be four inches in width. The remaining column or columns, as the case may be, shall each be designated "Nomination by Petition," under which shall be printed the words "To vote for any candidate whose name appears in the column below mark a cross X or plus + in the space or square at the left of the name of such candidate. Do not vote for more candidates than are to be elected to any office." Said columns shall be four inches in width. Below the column designations and accompanying instructions, and not more than one and one-half inches below the six-point diagram rule and parallel thereto shall be printed a six-point diagram rule extending across the entire ballot from one four-point rule to the other.

The Ruling of the Ballot.

Printer's
rulings.

7. Below said six-point rule and parallel thereto, extending across the entire ballot from one four-point rule to the other, shall be printed two-point hair line rules approximately five-sixteenths inch and not over twenty-four points apart of a number sufficient to meet the requirements of the party columns. In place of the last two-point hair line rule there shall be printed a six-point diagram rule, extending across the entire ballot, from one four-point rule to the other, at which the eight-point diagram rules dividing the ballot into vertical columns shall terminate.

Arrangement of Titles of Office and Names of Candidates in Party Columns and Personal Choice Column.

Title of office
printed.

686-8
A-21-447
686-8
A-22-449

Order of
titles and
candidates.

8. In the columns of each of the political parties which made nominations at the next preceding primary election, and in the Personal Choice column, within the spaces between the two-point hair line rules, there shall be printed the title of each office to be filled at such election. Such titles of office shall be arranged in the following order: Electors of President and Vice-President of the United States; member of the United States Senate; Governor; member of the House of Representatives; member of the State Senate; members

of the General Assembly; sheriff; county clerk; surrogate; register of deeds and mortgages; coroners; county supervisor; members of the board of chosen freeholders; mayor and members of municipal governing bodies, and so forth. Above each of said titles of office, except the one at the top, shall be printed a two-point diagram rule in place of the two-point hair line rule. Below the titles of such offices shall be printed the names of all the candidates for such offices; *provided*, that the names of candidates for any office for which more than one are to be elected shall be arranged in the same order as they appeared on the next preceding primary election ballot; *and provided, further*, that when no nomination for any office has been made the words "No nomination" shall be printed within the space or spaces where the name or names of candidates for such office would have appeared. Immediately to the left of the name of each candidate, at the extreme left of the column, shall be printed a square one-quarter of an inch in size, formed by two-point diagram rules; *provided, however*, that in the Party columns to the left of the words "No nomination," no squares shall be printed and that in the Personal Choice column no names of candidates and no squares shall be printed, and that to the right of the title of each office and within parenthesis shall be printed the words "Vote for—" inserting in words the number of persons to be elected to such office.

Proviso.

Proviso.

Proviso.

Nomination by Petition Columns.

9. In the column or columns designated as Nominations by Petition, within the space between the two-point hair line rules, there shall be printed the title of each office for which nominations by petition have been made. Such titles of office shall be arranged in the following order: Electors of President and Vice-President of the United States; member of the United States Senate; Governor; member of the House of Representatives; member of the State Senate; members of the General Assembly; sheriff; county clerk; surrogate; register of deeds and mortgages; coroners; county supervisor; members of the board of chosen freeholders; mayor and members of municipal governing

Arrangement
of nominations
by petition.

687-9
A-21-558
687-9
A-22-450

bodies, and so forth. Above each of said titles of office, except the one at the top, shall be printed a two-point diagram rule in place of the two-point hair line rule. Below each of the titles of such offices shall be printed the names of each of the candidates for each of such offices followed by the designation or designations mentioned in the petitions filed. Immediately to the left of the name of each candidate, at the extreme left of the column, shall be printed a square one-quarter of an inch in size, formed by two-point diagram rules. The names of candidates for any office for which more than one are to be elected shall be arranged in groups as presented in the several certificates of nominations or petitions, which groups shall be separated from other groups and candidates by two two-point hair line rules; *provided, however*, that the name of any candidate shall appear but once under the title of any office in this nomination by petition column. To the right of the title of each office and within parenthesis shall be printed the words "Vote for"—inserting in words the number of candidates to be elected to such office.

Grouping.

Proviso.

ARRANGEMENT OF OTHER NOMINEES.

Arrangement of Nominees for Electors of President and Vice-President.

Surnames
of presidential
candidates
on ballot.

688-10
A-21-559

10. The surnames of candidates for President and Vice-President of the United States shall be printed in one line in the space next above the title of the office of electors for such candidates, but no squares shall be printed at the left of the surnames of such candidates for President and Vice-President. In the nomination by petition columns the surnames of candidates for President and Vice-President shall be followed by the designation mentioned in the petitions filed. In the personal choice column the voter may write or paste the surnames of candidates for President and Vice-President for whom he desires the electors to vote.

Drawing for Position on Ballot.

Determining
position on
ballot by lot.

688-11
A-21-559

688-11
A-22-451

11. The county clerks shall draw lots to determine which columns the political parties which made nominations at the next preceding primary election shall oc-

cupy on the ballot. The name of the party first drawn shall occupy the first column at the left of the ballot, and the name of the party next drawn shall occupy the second column, and so forth. The manner of drawing the lots shall be as follows: Paper cards, with the names of each political party written thereon, shall be placed in a covered box with an aperture in the top large enough to allow the said cards to be drawn therefrom. The county clerk, in the presence of the chairmen of the county committees of such parties or any persons said chairmen shall designate, shall draw from the box each card without knowledge on his part as to which card he is drawing. In case of nominations by petitions the Secretary of State, the county clerks and the municipal clerks, for all petitions filed in their respective offices, shall draw lots to determine the order in which the names of candidates or group of candidates for each office shall appear upon the ballot. The manner of drawing the lots shall be as follows: Paper cards, with the name or names of each candidate or group of candidates written thereon for each office for which they were nominated, shall be placed in a covered box with an aperture in the top large enough to allow the said cards to be drawn therefrom. The Secretary of State, the county clerk or the municipal clerk, in the presence of the candidates or any persons they shall designate, shall draw from the box each card without knowledge on his part as to which card he is drawing. The name or names of the candidate or group of candidates first drawn from the box shall be printed directly below the proper title of the office for which they were nominated, and the name or names of the candidate or group of candidates next drawn shall be printed next in order, and so on until the last name or group of names shall be drawn from the box; *provided*, however, that the arrangement of names of any group of candidates for any office for which more than one are to be elected shall be printed in the same order on the ballot as they were arranged on the original petition.

Manner of drawing.

Order.

Proviso.

ARRANGEMENT OF PUBLIC QUESTIONS.

Drawing for Position on Ballot.

Position
determined
by lot.

Proviso.

12. The county clerks shall draw lots to determine the order in which public questions shall appear upon the ballot for general election in substantially the same manner as the drawing is made for the arrangement of candidates' names upon the ballot; *provided, however*, that all public questions to be voted for by the voters of the entire State shall be the first drawn, that all public questions to be voted for by the voters of a county, shall be next drawn, and that all public questions to be voted for by the voters of a municipality shall be drawn last, and such public questions shall be printed upon the ballot in that order.

Foot of the Ballot.

Arrangement
for submitting
questions on
ballot.

13. Immediately below the six-point diagram rule which is to be printed in place of the last two-point hair line rule across the entire ballot, from one four-point rule to the other, shall be printed as near to the centre of the ballot as possible the following words: "Public Questions to voted upon." Below said words and above the first public question, beginning one and one-half inches to the right of the four-point rule at the left of the ballot and extending to not more than one and one-half inches from the four-point rule at the right of the ballot, shall be printed in one line, if possible, the following instructions: "To vote upon the Public Questions printed below, if in favor thereof mark a cross X or plus + in the square at the left of the word 'Yes,' and if opposed thereto mark a cross X or plus + in the square at the left of the word 'No,'" underscored with a two-point diagram rule. Below and flush with the left end of said two-point diagram rule shall be printed two separate squares, one under the other, three-eighths of an inch in size formed by two-point diagram rules. Immediately to the right of the upper square shall be printed the word "Yes," and immediately to the right of the lower square shall be printed the word "No." To the right of the words "Yes" and "No" shall be printed a bracket embracing said words and to the right of the bracket

shall be printed, across the ballot, to not nearer than one and one-half inches from the four-point diagram rule at the right of the ballot, each public question to be voted upon. Below each public question shall be printed two-point diagram rule beginning one and one-half inches to the right of the four-point rule at the left of the ballot and extending to not nearer than one and one-half inches from the four-point rule at the right of the ballot; *provided*, that in place of the last two-point diagram rule there shall be printed a four-point diagram rule extending across the entire ballot not less than a half inch from the lower edge of the paper and terminating at the lower ends of the four-point diagram rules at either side of the ballot.

Ruling.

Proviso.

APPEARANCE OF BALLOT.

Style of Type, Rulings, Spacings, etc.

14. The words and figures to be printed on the perforated coupon shall be printed in twelve-point bold face capital letters. On the head of the ballot the words "Official Ballot" shall be printed in at least thirty-point bold face capital letters. The name of Municipality, Ward, Election District, and date shall be printed in twelve-point bold face capital letters. The words "Instructions to the Voter" and "Offices to be Filled" shall be printed in twelve-point bold face capitals and small letters, while the instructions embraced within the brackets and the names of the offices to be filled, including the notice regarding public questions shall be printed in eight-point bold face capital and small letters. The column designations shall be printed in eighteen-point bold face capital letters and the accompanying instructions shall be printed in eight-point capitals and small letters. The titles of office and accompanying instructions and also the words "No Nomination," when used, shall be printed in ten-point bold face capital and small letters. The names of all candidates shall be printed in ten-point capital letters. The designations following the candidates' names in the Nomination by Petition Column or Columns shall be printed in ten-point capitals and small letters, except that where it will over-

Details as to
type, rulings,
spaces, etc.691-14
A-21-560
691-14
A-22-453

run the space within the column the designations may be abbreviated, and all spaces between the two-point hair line rules not occupied by the titles of office and names of candidates shall be printed in with scroll or filling to guide the voter against wrongly marking the ballot. On the foot of the ballot the words "Public Questions to be voted upon" shall be printed in eighteen-point bold face capital letters. The accompanying instructions shall be printed in eight-point capital and small letters. The Public Questions to be voted upon shall be printed in ten-point capital and small letters, and the words "Yes" and "No" shall be printed in twelve-point bold face capital letters.

Ballot Model.

Ballot model.

692-15
A-21-561

692-15
A-22-454

15. The face of the official ballot shall be substantially in the following form:

PREPARATION AND DISTRIBUTION OF SAMPLE BALLOTS.

Delivery by County Clerks to Municipal Clerks.

16. The county clerk shall cause samples of the official ballot to be printed and not later than noon of the eighth day prior to the general election shall at his office furnish to the municipal clerk of each municipality in his county a sufficient number of the said official sample ballots and a sufficient number of stamped envelopes to enable each of the board of registry and election in said municipality to mail one of the said official sample ballots to each voter who is registered in said municipality for said election, and shall take a receipt for the same from each one of said municipal clerks, which receipt shall indicate the number of sample ballots and stamped envelopes delivered by said county clerk and the date and hour of their delivery.

Sample ballots
prepared and
distributed.

693-16
A-21-562
693-16
A-22-455

Form and Contents.

17. The said sample ballots shall be as nearly as possible a facsimile of the official ballot to be voted at the said election, provided that in any municipality having a population of more than fifteen thousand at any election, said sample ballot shall have printed thereon, after the words which indicate the number of the election district for which the ballots are printed, the street address or location of the polling place in said election district. Said sample ballot shall be printed on paper different in color from the official ballot, and have the following words printed in large type at the top thereof: "This ballot cannot be voted. It is a sample copy of the official ballot used on election day."

Sample to be
facsimile of
official ballot.

693-17
A-22-455

Paper differ-
ent.

Envelopes for Mailing Sample Ballots.

18. Said stamped envelopes shall be of sufficient size and postage to enable the aforesaid sample ballots and anything else required to be enclosed therewith to be mailed therein. On the face of each of said envelopes shall be printed the words: "Sample Official Ballot" in large type, and in small type the words: "if not delivered in two days, return to, County Clerk, Court House"

Envelopes.

693-18
A-21-562
693-18
A-22-456

TO BE TORN OFF BY THE MEMBER OF THE BOARD OF REGISTRY AND ELECTION IN CHARGE OF THE BALLOT BOX ON ELECTION DAY.

FOLD TO THIS LINE

OFFICIAL BALLOT

CITY OF NEWARK

4TH WARD

17TH ELECTION DISTRICT

NOVEMBER 4, 1920


 COUNTY CLERK

 Instructions
to the
Voter.

1. The only kind of a mark to be made on this ballot in voting shall be a cross (X) or plus (+) except when writing a name in the column designated Personal Choice. (See instruction 4 below.)
2. To mark a cross (X) or plus (+) or when writing a name on this ballot use only black ink or black lead pencil.
3. To vote for any candidates whose names are printed in any column, mark a (X) or plus (+) in the space or square at the left of the names of such candidates not in excess of the number to be elected to the office.
4. To vote for any person whose name is not printed on this ballot write or paste the name of such person under the proper title of office in the column designated Personal Choice, but do not mark a cross (X) or plus (+) before or after such name.
5. To vote upon any Public Question printed on this ballot, if in favor thereof mark a cross (X) or plus (+) in the square at the left of the word "Yes," and if opposed thereto mark a cross (X) or plus (+) in the square at the left of the word "No."
6. Do not mark this ballot in any other manner than above provided for and make no erasures. Should this ballot be wrongly marked, defaced, torn or any erasure made thereon or otherwise rendered unfit for use, return it and obtain another.

 Offices
to be
Filled.

Electors of President and Vice-President of the U. S.—Vote for Fourteen.
 Member of the United States Senate—Vote for One.
 Governor—Vote for One.
 Member of House of Representatives—Vote for One.
 Member of State Senate—Vote for One.
 Member of General Assembly—Vote for Two.
 Sheriff—Vote for One.
 County Clerk—Vote for One.
 Surrogate—Vote for One.
 Register of Deeds and Mortgages—Vote for One.
 Coroners—Vote for One.
 County Supervisor—Vote for One.
 Members of the Board of Chosen Freeholders—Vote for Two.
 Mayor—Vote for One.
 Other Municipal Officers, etc.
 Justice of the Peace—Vote for One.

For Public Questions to be voted upon (See foot of this ballot).

DEMOCRAT To vote for any candidate whose name appears in the column below, mark a cross (X) or plus (+) in the space or square at the left of the name of such candidate. Do not vote for more candidates than are to be elected to any office.	REPUBLICAN To vote for any candidate whose name appears in the column below, mark a cross (X) or plus (+) in the space or square at the left of the name of such candidate. Do not vote for more candidates than are to be elected to any office.	PERSONAL CHOICE In the blank column below, under the proper title of office, the voter may write or paste the name of any person for whom he desires to vote, whose name is not printed on this ballot, but shall not mark a cross (X) or plus (+) before or after such name.	NOMINATION BY PETITION To vote for any candidate whose name appears in the column below mark a cross (X) or plus (+) in the space or square at the left of the name of such candidate. Do not vote for more candidates than are to be elected to any office.
Electors of President and Vice President of the United States Vote for fourteen CLEVELAND AND WILSON	Electors of President and Vice President of the United States Vote for fourteen LINCOLN AND ROOSEVELT	Electors of President and Vice President of the United States Vote for fourteen	United States Senator Vote for one WILLIAM E. HARRIS..... Socialist WILLIAM M. WHITE..... Personal Rights Party
CRAFTON E. DEMPSEY	BENJAMIN FRANKLIN		Governor Vote for one GEORGE J. GOULD..... Socialist
STEPHEN STEPHENSON	JOSEPHUS BROWN		EDMUND P. WITTELL..... Personal Rights Party
BERNARD GANNON	MICHAEL FINNEGAN		Member of House of Representatives (For Eighth Cong. District) Vote for one JOSEPH P. COLLINS..... Socialist
HARRY P. WHITNEY	HARRY HIKINS		JOHN H. WILLIAMSON..... Personal Rights Party
THOMAS J. HENRY	HERBERT W. COLLINGDOOD		Member of State Senate Vote for one LEWIS D. LOWNEY..... Socialist
HENRY S. WARREN	FREDERICK WIMMER		HENRY J. BRANT..... Personal Rights Party
WILLIAM BUETELL	DONALD L. DOMREMY		LAWRENCE C. LANG..... Tax Reform Party
FRANK F. COLLINS	CHARLES S. GOODLOW		Member of General Assembly Vote for two FRANK L. MUNSEY..... Socialist
NATHAN HALE	DAVID E. OSBORNE		WILLIAM L. THOMAS..... Socialist
CLYSSSES S. PATTON	MARTIN P. FINNEY		PAUL H. EMMONS..... Tax Reform Party
JAMES G. DUTT	LOUIS B. WIGHT		SAMUEL N. NELSON..... Tax Reform Party
JOHN W. FIELDER	FRANK E. NEWMAN		CHARLES E. SANDERS..... Personal Rights Party
ALBERT NICHOLSON	NATHAN M. WATON		AUSTEN Y. RAYMOND..... Personal Rights Party
WILLIAM F. HILKER	JOHN O'CONNOR		Sheriff Vote for one WILLIAM E. RUDD..... Personal Rights Party
United States Senator Vote for one JOHN W. FINCH	United States Senator Vote for one THOMAS K. BROWN	United States Senator Vote for one	JOHN J. FRANCIS..... Independent
Governor Vote for one EMIL J. JEGGE	Governor Vote for one VINCENT L. COSTELLO	Governor Vote for one	GEORGE E. KERNS..... Tax Reform Party
Member of House of Representatives (For Eighth Cong. District) Vote for one WILLIAM S. JENNINGS	Member of House of Representatives (For Eighth Cong. District) Vote for one HYMAN LEVINE	Member of the House of Representatives (For Eighth Cong. District) Vote for one	Surrogate Vote for one KENNETH L. JONES..... Independent
Member of State Senate Vote for one CARL C. BIDDER	Member of State Senate Vote for one WILLIAM S. LUKE	Member of State Senate Vote for one	Coroner Vote for one NATHAN W. HOYLE..... Independent
Member of General Assembly Vote for two BERTHOLD G. NEBEL	Member of General Assembly Vote for two KENNETH M. FORBES	Member of General Assembly Vote for two	County Supervisor Vote for one JOHN C. PRICE..... Independent
PAUL C. JEROME	LOUIS M. COLE		Members of the Board of Chosen Freeholders Vote for three PETER W. WILKES..... Personal Rights Party
Sheriff Vote for one HENRY WATTERSON	Sheriff Vote for one JOHN H. SMITH	Sheriff Vote for one	JOHN E. RICH..... Personal Rights Party
County Clerk Vote for one GEORGE W. RAMSEY	County Clerk Vote for one ROBERT W. TREAT	County Clerk Vote for one	LOUIS H. HALE..... Personal Rights Party
Surrogate Vote for one HARRY B. VAUGHANS	Surrogate Vote for one GEORGE P. SEYMOUR	Surrogate Vote for one	JEREMIAH C. SMITH..... Independent
Register of Deeds and Mortgages Vote for One JOHN F. DRYDENS	Register of Deeds and Mortgages Vote for One FRANKLIN LANE	Register of Deeds and Mortgages Vote for one	FRANK E. ROLLING..... Independent
Coroner Vote for one RUDOLPH M. EMERY	Coroner Vote for one JOHN W. SMOLLEN	Coroner Vote for one	JUDSON F. MOREY..... Independent
County Supervisor Vote for one GEORGE L. JACKSON	County Supervisor Vote for one EDWARD A. BURNS	County Supervisor Vote for one	Mayor Vote for one SAMUEL E. JOHNSON..... Independent
Members of the Board of Chosen Freeholders Vote for three CHARLES S. DICKENS	Members of the Board of Chosen Freeholders Vote for three GEORGE E. SNEATH	Members of the Board of Chosen Freeholders Vote for three	FRANK D. LEWIS..... Personal Rights Party
EDWARD E. BELAMY	WILLIAM S. FARMER		JOSEPH P. COLLINS..... Tax Reform Party
JAMES E. MARTIN	GEORGE W. BLAKE		MICHAEL E. FINEY..... Civic Betterment
Mayor Vote for one GEORGE S. REYNOLDS	Mayor Vote for one JACOB A. RIIS	Mayor Vote for one	Justice of the Peace Vote for one WILLIAM A. AUBREY..... Independent
Justice of the Peace Vote for one JOSEPH DUNN	Justice of the Peace Vote for one No Nomination	Justice of the Peace Vote for one	HARVEY H. WILSON..... Personal Rights Party
Constable Vote for one NORMAN SELBY	Constable Vote for one No Nomination	Constable Vote for one	

PUBLIC QUESTIONS TO BE VOTED UPON

To vote upon the Public Questions printed below, if in favor thereof mark a cross (X) or plus (+) in the square at the left of the word YES, and if opposed thereto mark a cross (X) or plus (+) in the square at the left of the word NO.

☐ YES
☐ NO

Shall the act entitled "An act creating a highway commission and to provide for the construction, reconstruction and improvement of certain State highways, providing for the payment of the cost thereof from the proceeds of the sale of bonds to be issued by the State to an amount of seven million dollars, and providing for the payment of the principal and interest of said bonds from the motor vehicle license fees, registration fees, fines and penalties," be adopted?

Delivery by Municipal Clerks to District Boards of
Registry and Election.

Delivery of
envelopes and
sample ballots.

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19. Said municipal clerk to whom said sample ballots and stamped envelopes have been delivered by the county clerk as aforesaid shall deliver the same at his office, on or before noon of the Tuesday preceding the general election, to a member or members of each district board of registry and election, and shall take a receipt for the same from the member or members of the district boards of registry and election of said municipality, which receipt shall indicate the number of sample ballots and stamped envelopes delivered by said municipal clerk and the date and hour of their delivery.

Mailing by District Boards of Registry and Election.

Mailing by
district boards.

Sample ballots
posted.

20. It shall be the duty of all of the members of each of said boards to prepare and deposit in the post office, on or before twelve o'clock on Wednesday preceding the general election day, a properly stamped envelope containing a copy of said official sample ballot, and addressed to each registered voter in the district of said board at the address shown on the register. The board of registry and election shall also post such sample ballots in the polling place in its district and in at least five other public places therein. Said board shall return to said municipal clerk all ballots and envelopes not mailed or posted by them, with a sworn statement in writing signed by a majority of said board that all the remainder of said ballots and envelopes had been mailed.

Preservation of Envelopes and Sample Ballots Re-
turned by Postmaster.

Ballots re-
turned by post
office pre-
served.

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21. Said county clerk shall preserve all envelopes and sample ballots which shall have been mailed by said district boards of registry and election but returned to him by the postmasters of the various municipalities of said county for the space of thirty days open to public inspection.

*Printing and Distribution With Sample Ballots of
Referendum Information.*

Inclusion With Sample Ballot.

22. Hereafter, whenever any question or proposition shall be submitted to the people of the State at any general election, there shall be mailed to each registered voter in the same envelope with the sample ballot, a printed copy of the act of the Legislature or constitutional amendment which is so submitted.

Legislative
act mailed
with ballot.

Descriptive Marks in Case of Amendments.

23. Whenever an amendment to the constitution or to a statute is mailed as aforesaid, such part thereof as is new and is not contained in the then existing constitution or statute shall be underscored, and if any portion of the existing law or constitution is to be omitted in the proposed amendment, such portion shall be enclosed in brackets in the printed copies of the existing law or constitution so mailed, and there shall be annexed a note explaining the significance of the brackets and underscoring.

Markings to
show new
and stricken
matter.

Relation to Statute or Constitution Made Clear.

24. When the act of the Legislature submitted is an amendment or supplement to a statute of this State, there shall be printed and mailed to each registered voter as hereinbefore provided, in addition to the copy of the act submitted, such portion of the statute to which the same is an amendment or supplement as shall be necessary to clearly disclose to the voter the relation of the act submitted to the existing statute law. When a constitutional amendment is submitted, there shall be printed and mailed to each registered voter as hereinbefore provided, in addition to the copy of the constitutional amendments submitted, such portion of the constitution as shall be necessary to clearly disclose to the voter the relation of the amendment submitted to the existing constitution.

Explanation
of proposed
changes sup-
plied.

Attorney-General to Designate Information to be Sent.

25. Whenever, under the provisions of this act, it shall be necessary to mail to the voters any portion of the statute law of the State, or any portion of the State

Attorney-
General to
designate
portions to
be printed.

constitution, it shall be the duty of the Attorney-General to designate by writing filed with the Secretary of State what portion of the statute law or State constitution shall be so printed and mailed.

Summary Statement Sufficient.

Explanations
by Attorney-
General.

26. The Attorney-General, in place of or in addition to designating any portion of the statute law or State constitution to be so printed and mailed, may, if he deem proper, make a summary statement of the existing law or constitutional provisions upon the subject so far as necessary to inform the voters of the effect which the adoption or rejection of the question or proposition submitted to them will have upon said statute law or State constitution, and the mailing of such summary statement shall be a compliance with the provisions of this act.

Printing and Delivering by Secretary of State.

Copies fur-
nished by
Secretary of
State.

27. The Secretary of State shall cause to be printed and at least twenty days before any general election at which any question or proposition is to be submitted, shall deliver to each county clerk a number of copies of the printed matter to be mailed as hereinbefore required, at least twenty per centum greater than the number of registered voters in the county.

PRINTING OF OFFICIAL BALLOTS.

Time Limit for Printing Order.

Number of
ballots
printed.

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28. Not later than noon of the fifth day preceding the general election the county clerk shall have printed and on hand in his office twice as many official ballots for each election district in each municipality in said county as there are voters registered in said election district.

Custody of Printed Ballots.

Custody of
ballots.

29. Said county clerk shall keep said ballots in his custody and be responsible therefor until they shall be delivered to the municipal clerks as hereinafter provided.

Correction of Errors in Official Ballots.

30. Whenever it shall appear that any error or omission has occurred in the printing of the ballots by any county clerk, any voter resident in the county may present to a justice of the Supreme Court a verified petition setting forth such error or omission; and said justice being satisfied thereof, shall thereupon summarily, by his order, require the county clerk to correct such error or show cause before said justice, at the shortest possible day, why such error should not be corrected. Said county clerk shall correct the same by causing new ballots to be immediately printed in place of those found to be inaccurate or incomplete; and those found to be inaccurate or incomplete shall be immediately destroyed.

Corrected ballots printed. —

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ARTICLE XIV.

DELIVERY OF BALLOTS, BALLOTING EQUIPMENT AND SUPPLIES.

General Elections.

County Clerks to Municipal Clerks.

1. The county clerks of the several counties, not later than three days prior to the general election, shall cause to be delivered to the clerk of each municipality within their respective counties, the number of ballots hereinbefore required to be provided for each election district within his municipality at such election. The same shall be sent in sealed packages, one for each election district of said municipality, with marks or directions on the outside of each clearly stating the election district for which it is intended, together with the number of ballots. Said county clerk shall also keep a record of the time when and the manner in which each of said packages was sent. Receipts for said ballots thus delivered shall be given by the clerk receiving the same and filed with the county clerk.

Delivery of ballots by county clerk.

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Municipal Clerks to Clerks of District Boards of Registry and Election.

2. The said municipal clerk shall, on the day preceding any such general election, deliver, at his office, to one of the members of each district board of registry

Delivery of ballots, boxes, etc., by municipal clerks.

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Delivery to
district boards.

and election within his municipality, the ballot-box, the ballot-box keys, the ballots, and all other equipment and supplies received from the county clerk or the county board of elections for such election district, and in addition shall deliver to such member all such other equipment and supplies as herein provided to be furnished by the municipal clerk to the district board of registry and election of his municipality for balloting at the general election, and take the receipt of such member therefor, which last-mentioned receipt the clerk of such municipality shall file and preserve for one year. Said member of each district board of registry and election, shall, on the morning of election and before the proclamation of the opening of the polls, deliver the ballot-box, the packages of ballots and all other equipment and supplies by him received to the district board of registry and election of which he is a member, with the seals thereof unbroken, and shall take a receipt therefor from said board, which receipt said member shall file and preserve for one year.

ARTICLE XV.

BALLOTING.

General Elections.

OFFICIALS IN CHARGE.

District Boards of Registry and Election in Charge.

Voting, how
conducted.

1. The county board of elections shall have supervision and direction of the district boards of registry and election within the county. The district boards of registry and election shall, in their respective election districts, hold and conduct the general election at which the method of voting hereinafter prescribed shall be observed.

GENERAL RULES AND REGULATIONS.

Opening and Closing of Polls; Adjournment.

Polls open.

2. The said district boards of registry and election shall open the polls for said election at six o'clock in the morning and close them at seven o'clock in the

evening, and shall keep them open during the whole day of election, between the hours aforesaid; *provided*,
that the said board may allow one member of the board at a time to be absent from the polling place and room for a period not exceeding one hour between the hours of one o'clock and five o'clock in the afternoon or for such shorter time as they shall see fit; *provided*,
that at no time from the opening of the polls to the completion of the canvass shall there be less than a majority of the board present in the polling room or place.

Proviso.

Proviso.

Lighting and Equipment of Booths.

3. The said board shall cause the booths of said polling places to be at all hours well and sufficiently lighted to enable voters to read and prepare their ballots with ease, and shall cause each booth to be kept provided with sufficient lead pencils to enable the voters to mark their ballots.

Lights and pencils.

Ballot Restrictions.

4. The said board shall permit no other ballots to be used at said general election except the ballots which are by this act provided for. They shall confine the distribution and use of said ballots to the polling room in the manner herein directed, and shall distribute no ballots (other than official sample ballots as herein provided) outside the polling place. The said board shall keep no ballots in the polling booths and shall not permit the use of envelopes for enclosing ballots on election day.

Official ballot used—no other.

Registration Requirements.

5. The said board shall permit no person to vote whose name does not appear on the register of their election district or whose name shall have been ordered removed from said register by the county board of elections or by the court as herein provided. They shall permit any person to vote, however, whose name is ordered to be placed upon said register as hereinbefore provided.

Must be registered before voting.

Persons Allowed Within Polling Place or Polling Room.

Persons per-
mitted in poll-
ing place.

6. No person shall be allowed or permitted to be present in the polling place or polling-room during the progress of the election except the officers connected with the election, the several candidates, the duly authorized agents of the candidates of political parties, such voters as are present for the purpose of voting, and such officers as may be fully detailed to be present, pursuant to this act, for preserving the peace or enforcing the provisions hereof.

Closing Polling Place or Polling Room.

No admissions
after polls
closed.
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7. After the hour fixed for closing the polls no voter shall be admitted within the polling place or polling room, but voters already within such place or room shall be permitted to prepare and cast their ballots.

BALLOTING PROCEDURE.

Formal Opening of Polls.

Proclamation of Opening.

Opening
statement.

8. The district boards of registry and election, before they receive any vote, shall make public proclamation of the opening of the election, and of their readiness to receive the votes of the voters, and thereupon the election shall be opened.

Distribution and Use of Ballot Box Keys.

Keys and
their use.

9. At the opening of the election, each of the keys of the locks of the ballot-box shall be taken by a different member of said board, who shall keep the same until the statement of the result of the election shall be made and certified, as directed by this act, and shall not, during that time, suffer either of the other members of the board, or any other person, on any pretense, to take or have the same. In all cases in which the members of such board are directed to lock the ballot-box, each of the locks thereof shall be locked by the members of the board who shall have the key belonging thereto, as directed by this act.

Display of Ballot-Box.

10. Immediately before proceeding to receive the votes, such board shall, in an open and public manner, exhibit the ballot-box, so that those present may see that there is nothing contained therein, and thereupon shut and lock the same, leaving open the aperture in the lid thereof.

Exhibit
empty box
at opening.

Keeping of Poll-Book.

11. One of the members of the board acting as clerk of election, to be designated by the judge, shall keep at such election a poll-book, arranged according to streets or avenues, in which shall be recorded the names of the voters voting at such election. There shall be printed a heading to the list of names so recorded in the following or like form: "Names of voters at the general election held in the ward, district of (name of municipality), in the county of, on the day of, in the year of our Lord one thousand nine hundred and, for" (naming the offices to be filled, which shall be written in by a member of the district board of registry and election), and filling up the blanks in the form above given to conform to the facts of the case, provided that in all election districts in municipalities having a population exceeding fifteen thousand, such book shall have seven columns headed respectively: "Number of voter," "name of voter," "residence of voter," "signature or statement number of voter," "ballot number," "signatures compared" and "remarks." On the last page there shall be printed a statement in substantially the following form: "The whole number of the names of the persons whose votes have been received during this election is" Also providing a blank space for the signatures of the members of the district board for registry and election. In the first column of such poll-book there shall be entered, at the close of the polls, a number opposite the name of each person who has voted, beginning with number one opposite the first name entered upon the first page and continuing in numerical order to and including the last name entered upon the last page of such poll-book.

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Chapter 365

Poll-book—
what to show.

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Voters num-
bered.

Claimants' Right to Receive Ballot Determined.

Voter in Person Claims Right to Vote.

Voter to
appear in per-
son.

Procedure.

12. Every person qualified to vote in any such election shall at any time after the opening of the same, except during any period for which the district board of registry and election have adjourned, be at liberty to enter said polling place or room and claim his right to vote at said election in such district, and such person shall claim such right in person before such board. Each voter in claiming such right to vote shall first give his full name and address to the member of the election board having charge of the poll-book, and in municipalities requiring personal registration shall sign his name therein. On such claim being made, one of the members of such board shall audibly and publicly announce the name of the claimant, and the member of said election board having charge of the registry, having ascertained that said voter is registered as a qualified voter, shall place in front of each name as they appear the number of ballot given each voter.

Voter's Signature and Comparison of Signatures (Municipalities Over 15,000).

Entry in
poll-book.

Sign name.

Signatures
compared.

13. In municipalities of over fifteen thousand population, however, previous to the delivery of an official ballot by the ballot clerk to a voter, the member of said board having charge of the poll-book shall enter therein in the appropriate column the number of the ballot, in successive order, the name of the voter alphabetically, according to his residence by street and number, or if he has no street number, a brief description of the locality thereof. The voter shall, previous to the receipt of an official ballot, sign his name by his own hand and without assistance, using black ink, in the column headed "signature or statement number of voter" below the words "the foregoing statements are true." After the voter shall have so signed, and before an official ballot shall be given to him, one of the members of said district board of registry and election shall compare the signature made in the poll-book with the signature theretofore made by the voter in the

registration book on registration day, and if said signature is the same or sufficiently similar to the signature written on registration day, said voter shall be eligible to receive a ballot.

Procedure if Voter is Unable to Sign (Municipalities Over 15,000).

14. If the voter on election day alleges his inability to so sign his name in the poll-book, then one of the members of the district board of registry and election shall read the same list of questions to the voter as were required on registration day, said questions to be provided for election day, and to be known as "identification statements for election day," and said member shall write the answers of the voter thereto. These statements which shall be printed on the last pages of the poll-book, shall be numbered consecutively from one to one hundred, and a number corresponding to the number on the statement sheet shall be entered in the fourth column of the poll-book opposite the name of the said voter answering the questions. Each statement shall contain the same questions as the voter was required to answer on registry day. The questions answered on registration day shall not be turned to or inspected until all the answers to said questions shall have been written down on election day by said member of the board. At the end of each list of questions shall be printed the following statement: "I certify that I have read to the above-named voter each of the foregoing questions and that I have duly recorded his answers as above to each of said questions," and said member of the board who has made the above record shall sign his name to said certificate and date the same, and note the time of day of making such record. If the answers to the questions asked of said voter on election day agree with the answers given by said voter to the same questions at the time he registered, said voter shall be eligible to receive a ballot.

Procedure if
voter can't
write.

Signature Procedure if Voter is Registered by Affidavit (Municipalities Over 15,000).

15. If the voter has registered by affidavit as herein provided, the the signature made by the voter on such

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Voting on
registration
by affidavit.

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affidavit shall be compared with his signature made on election day, and if said signature is the same or sufficiently similar to the signature written on registration day, or in such affidavit as the case may be, as to identify it as being written by the same person who wrote the signature on registration day, or on such affidavit, said member shall thereupon certify that fact by writing his initials after such signature in the column headed "signatures compared," and said voter shall be eligible to receive a ballot. Said affidavit shall be attached in the back of the "signature copy register" and filed therewith.

Comparison of Signatures or Statements to be Public
(Municipalities Over 15,000).

Comparisons
made openly.

16. The comparison of signatures of a voter made on registration and election days, and if the voter alleges his inability to write the comparison of the answers made by such voter on registration and election days, or if the voter is registered by affidavit, then the comparison of his signature and answers on election day with his signature and statements in his affidavit, shall be had in full view of the watchers, challengers or agents.

Challenge of Right to Receive Ballot.

Who Shall or May Challenge.

Right to
challenge.

17. The members of the district boards of registry and election, respectively, shall, at such election, challenge every person who shall claim to have a right to vote therein, whom they shall know, suspect or believe not to be qualified or entitled to vote therein, and said person may be challenged by any duly accredited agent as hereinbefore provided.

Procedure if Ground of Challenge is Crime.

Challenged
for conviction
of crime.

18. If a person be challenged as convicted of any crime which bars him from exercising the right to vote, he shall be required to answer in relation to such alleged conviction, and if he shall admit that he has been so convicted, he shall not be permitted to vote unless he shall make oath that he has been pardoned or restored by law to the right of suffrage; but if he shall deny that he has been so convicted, no proof of

such conviction shall be received, other than the duly authenticated record thereof, except such proof as may be necessary to establish his identity with the person named in such record, or may be adduced by him to rebut the evidence of identity produced on behalf of the challenge.

Procedure if Person is Challenged on Ground of Being an Alien.

19. If any person shall be challenged, as not qualified or entitled to vote, and the person challenging him shall specify a ground for such challenge to be that the person so challenged is an alien, the judge of election may forthwith tender to him an oath or affirmation, in the following form: "You do swear (or affirm, as the case may be), that to the best of your knowledge, information and belief, you were born a citizen of the United States, and that you do not owe allegiance to any foreign prince, potentate, state or sovereignty," and if the person so challenged shall refuse to take the oath or affirmation so tendered to him, he shall be deemed and taken to be an alien, unless he shall produce at the time of claiming his vote, to such board, a lawful certificate, issued out of and under the seal of some court of record, having authority to admit aliens to the rights of a citizen of the United States, showing that he has been admitted to the rights of a citizen of the United States. In the former case the said judge shall tender to the person so challenged an oath or affirmation in the following form:

Challenged
as alien.

May produce
naturalization
record.

"You do swear (or affirm, as the case may be), that you are the person named in the certificate of naturalization which you have produced to the board." In case the person producing the same shall claim to have derived the rights of such citizen through the naturalization of his parent, then the aforesaid certificate shall show that the person alleged to be such parent has been admitted to the rights of such citizen. In the latter case, an oath or affirmation, in the following form, shall be tendered to such person:

Record of
parent's
naturalization.

"You do swear (or affirm, as the case may be), to the best of your knowledge, information and belief, that the person named in the certificate of naturalization

Under age
at time of
parent's
naturalization.

which you have produced to this board was your parent, and that you were at the time of the naturalization of your parent under the age of twenty-one years, and resident of the United States." If the person so challenged shall in either case refuse to take the oath or affirmation so tendered to him, he shall be deemed and taken to be an alien.

Procedure if Person is Challenged as Being Disqualified.

Oath of
qualification.

20. If any person shall be challenged, as not qualified or entitled to vote, the said judge may forthwith tender to the person so challenged an oath or affirmation, in the following form:

"You do swear (or affirm, as the case may be), that you are a citizen of the United States; that you have resided in this State one year, and in this county five months next before this election, and not elsewhere; that you are now a resident in this election district; that, as far as you know and verily believe, you are twenty-one years of age, and in all respects qualified to vote in this election, in this election district, and that you have not voted elsewhere in this election," and if the person so challenged shall refuse to take the oath or affirmation so tendered to him, he shall be deemed not to be qualified or entitled to vote.

Duty of District Board of Registry and Election to Question Persons Challenged.

May question
person chal-
lenged.

21. Upon any question or challenge of a voter duly registered it shall be the duty of the board of registry and election, and the privilege of all its members, to put all such questions as are proper to determine the right of such voter to vote.

Questions to be Asked Persons Challenged (Municipalities Over 15,000).

Other ques-
tionings.

22. In municipalities having a population exceeding fifteen thousand, if a voter is challenged, the board shall ask him the questions which they asked him on registration day, the answers to which appear on the signature copy register if he has registered in person, and if he has registered by affidavit, said board shall ask him the same questions as are by this act required to be asked of a voter who has registered personally,

and if the answers do not correspond a note of said fact shall be entered in the column of the poll-book entitled "remarks." If the signatures of the voters or the answers to the questions made by the voter do not correspond, then it shall be the privilege of the watchers and challengers to challenge, and the duty of each member of the district board of registry and election to challenge, unless, some other authorized person shall challenge.

Determination of Right of Challenged Person to Receive Ballot.

23. In all municipalities the district boards of registry and election shall in no case give a ballot to any person, unless they shall be satisfied that such person is in all respects qualified and entitled to vote; and, for the purpose of satisfying themselves as to the right of any person who shall claim a right to vote, they shall have power to examine such person, and any other person or persons, under oath or affirmation, touching such right, except as hereinbefore restricted. The said board shall determine the right of such voter to vote, after making use of, and giving due weight to, the evidence afforded by his signature, if any, and the said answers, and if any member of such board shall give or assent to give a ballot to any person challenged, without requiring such person to take the oath or affirmation hereinbefore prescribed to be made upon such challenge, and such person shall not be qualified and entitled to vote, such member so giving or assenting to give a ballot, shall be deemed and taken to have given to such person a ballot, knowing it to be illegal. The question as to the giving of such ballot to said person shall be put in the following form: "Shall a ballot be given to this person by this board?"

Determina-
tion of right
to vote.

Challenged Person Denied Ballot to be Arrested.

24. If a majority of the board shall decide against giving a ballot to such voter no ballot shall be given. It shall be the duty of such board of registry and election upon demand of a member of the board or any other citizen, to forthwith issue a warrant for the arrest of such person and deliver the same to a peace

Arrest of
challenged
person.

officer, who shall forthwith arrest such person, and the right to challenge voters shall exist until the ballot shall have been deposited in the ballot-box.

Casting of Ballot.

Ballot Handed to Voter.

Qualified
voter receives
ballot.

708-25
A-21-567

As to num-
bering.

25. In all municipalities after the district board of election shall have ascertained that a voter is properly registered and qualified to vote the inspector of election shall furnish to such voter one official ballot numbered to correspond with the poll number of said voter, allowing for spoiled ballots, if any. The said inspector shall fold the ballot before handing it to the voter, so that no part of the face of the ballot is observable, and leaving the face of the coupon exposed, and at the same time shall call off said ballot number to the member having charge of the poll-book, who shall make certain that the ballot number and poll number agree, allowing for spoiled ballots, if any. In case the number of the ballot does not follow consecutively the missing number or numbers shall be written on a blank sheet of paper signed by the members of the district board of registry and elections and placed on the string with the coupons in its or their proper place or places.

Voter Retires to Booth.

Voter to
enter booth.

Proviso.

Ballot
marked.

26. Every voter to whom a ballot is given shall thereupon retire into the polling booth, unless physically unable to do so; *provided*, that not more than one voter, except as hereinafter provided, shall be permitted to enter or be in the same booth at one time. Said voter shall prepare his ballot in said booth secretly and screened from the observation of others.

Marking the Ballot.

How to mark
ballot.

27. To vote for any candidates whose names are printed in any column, the voter shall mark a cross X or plus + in black ink or black lead pencil in the space or square at the left of the name of each candidate in any column for whom he desires to vote to the number to be elected for each office. To vote upon the public questions printed on the ballot the voter shall indicate his choice by marking a cross X or plus +

in black ink or black lead pencil in the space or square at the left of either the word "Yes" or "No" of each public question.

Voting in Personal Choice Column.

28. Nothing contained in this act shall prevent any voter from writing or pasting under the proper title of office in the column designated Personal Choice the name or names of any person or persons for whom he desires to vote for any office or offices, but shall not mark a cross X or plus + before or after such name, provided that said writing shall be in black ink or black lead pencil, and provided that all pasters used shall be printed with black ink on white paper.

Voting in-
dependently.
709-28
A-22-456

Voter Spoils Ballot.

29. Should any voter to whom any official ballot has been handed spoil or render same unfit for use, he may return the one so spoiled or unfit for use and obtain another from the district board of registry and election, but no more than two official ballots shall be furnished to any voter, except at the discretion of said board. The said board shall preserve all such ballots, with their coupons attached, returned by a voter as spoiled or unfit for use, and after the proper correction has been made in the poll-book and signature copy register or register of voters said ballot or ballots shall be placed upon the same string with the coupons.

Spoiled
ballots.

Voter Leaves Booth.

30. Before leaving the booth the voter shall fold his ballot, so that no part of the face of the ballot shall be visible, and so as to display the face of the numbered coupon, and the ballot of such claimant shall remain in his own hand until such board shall have decided to receive the same.

Folding
ballot.

Voter Delivers Ballot.

31. He shall then hand the ballot with the coupon undetached to the member of the election board having charge of the ballot-box, which member shall call off the number of the ballot and the name of the voter. If the name and number agree with the record in the poll-book, the election officer having charge of the poll-

Ballot handed
to proper
member of
board.

book shall so announce and place the word "voted" opposite the poll number to indicate that the person shown thereon as receiving the ballot has voted. In districts having personal registration the member of the board having charge of the signature copy register shall place the word "voted" in the proper column opposite the name of the voter, and write in front thereof the number of such voter's ballot.

Member of the Board Deposits Ballot.

Placing ballot
in box.

32. Thereupon the member of the board having charge of the ballot-box, without displaying any part of the face of the ballot, shall remove the coupon from the top of the ballot and place the ballot in the box and the coupon on a file string. The member of the board having charge of the ballot-box shall keep the ballot in full view of the voter and the other election officers until it is deposited, and the voter may take hold thereof, with the member of the board having charge of the ballot-box, until it is actually deposited.

Procedure When Ballot-Box is Filled.

Extra ballot-
box.

33. When one ballot-box is filled with ballots the board shall seal the same and provide another box.

Time Limit for Challenging.

Time to
challenge.

34. The right to challenge voters shall exist until the ballot shall have been deposited in the ballot-box, and the procedure in case the right of a person to vote is challenged shall be the same as herein prescribed when the right of a person to receive a ballot is challenged.

Voter Unable to Prepare Ballot.

Procedure to be Followed.

Voter's
helper.

710-35
A-21-568
A-21-637

35. At any election any person who declares under oath and establishes to the satisfaction of a majority of all the members of the district board of registry and election that by reason of blindness or other physical disability he is unable to mark his ballot without assistance, may have the assistance of two members of such board of opposite political faith, to be assigned by the board, in preparing his ballot. Such members of such board shall retire with such voter to the booth and

assist him in the preparation of his ballot and folding the same. The member acting as clerk of the district board of registry and election shall make an entry in the poll-book, which entry shall be in the form of an oath and shall be printed at the end of the poll-book, and shall be numbered with the voter's number and in every instance when such oath was administered to a voter as herein provided, it shall state briefly what facts were sworn to and the name of the members of the board who aided such voter. Any members of the district board of registry and election shall be eligible to witness the preparation of the ballot of any such voter, but no other person shall be allowed to assist such voter in marking his ballot or to witness the marking of the same. No member of such board shall reveal the name of any person for whom such voter has voted, or anything that took place while such voter was being assisted.

Voter's Name Checked as Having Voted.

Procedure to be Followed.

36. When any legal voter shall apply to the district board of registry and election in the district in which he resides, and shall find that his name upon the poll-book is marked as having voted, it shall be lawful for said district board of registry and election to receive his vote, upon due proof to them that he is a lawful voter in such district and has not voted in said election.

Voting on
checked
name.

COURT AUTHORIZATION TO VOTE.

Determination of Applications for Right to Vote.

37. It shall be the duty of the justice of the Supreme Court and the judge of the Court of Common Pleas, or one of them, to sit and hold a Court of Common Pleas at the court house in their respective counties on the day of any election during the hours the polls are open, and in case the vote of any person, in any election district, has been refused or rejected by the district board of elections, in such district, the said court shall, upon application, in person, by the person so refused or rejected, proceed, in a summary way, to

Court's de-
termination
of rejected
voter's right
to vote.

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A-22-457

Certificate
of right.

Permitted
to vote.

inquire whether such person is entitled to vote in such election district. If the court shall find that such person is legally entitled to vote in said election district, it shall issue a certificate, under its seal, to the district board of registry and election of the district in which such person is entitled to vote, reciting that such person is entitled to vote in such election district and shall deliver such certificate to such person and notify the county board of election of such order. Such person may present said certificate to the district board of registry and election of the district in which he is entitled to vote, and said board shall receive and file said certificate, and thereupon said person shall be allowed to vote at such election.

EMERGENCY OFFICIAL BALLOTS.

Cause; Preparation; Use.

Substituted
ballots, if
official ballots
not available.

38. If at any election the ballots to be furnished therefor shall not be delivered at the time above mentioned, or if after delivery they shall be destroyed or stolen and other official ballots cannot be obtained in time for such election, the clerk of such county or municipality, or the district board of registry and election, as the case may require, shall cause other ballots to be prepared as nearly in the form heretofore prescribed as practicable, but without the indorsement on the top thereof. Upon the receipt of ballots thus prepared from the clerk of such county or municipality, accompanied by a statement, under oath, of the person preparing the same, that the same have been so prepared and furnished because the original ballots have so failed to be received or have been destroyed or stolen, and that other official ballots could not be obtained in time for such election, or where such district board of registry and election has caused such unofficial ballots to be prepared, the said board shall cause the ballots so substituted to be used at the election.

UNOFFICIAL BALLOTS.

Identical in Appearance of Official Ballots.

39. If from any cause neither the official ballot nor ballots otherwise prepared as herein prescribed shall be ready for distribution at any polling place, or if the supply of ballots shall be exhausted before the polls are closed, unofficial ballots, made as nearly as possible in the form of the official ballot, may be used. The mode and manner of voting such unofficial ballots shall, nevertheless, in all respects conform as nearly as possible to the mode and manner of voting hereinafter prescribed.

Use of
unofficial
ballots.

TRANSPORTATION OF VOTERS TO POLLS.

Petition for Transportation.

40. The chairman of the county committee or other organization of any political party which has nominated candidates to be voted for at any general election, or any person endorsed as a candidate for the nomination of any political party or group of petitioners to public office in any county may petition the judge of the Court of Common Pleas of said county at least fourteen days prior to the day of the general election, setting forth that certain voters described in said petition reside at a distance of at least two miles from the polling place at which, under the law, they are entitled to vote on election day, or are aged or infirm, and that the said voters do not, nor does any of them possess any vehicle or other means of transportation from their places of residence to the said polling place, and no trolley line is available as hereinafter stated, and requesting that the said judge shall order the expense of the said transportation of the said voters on election day from their homes to their polling places and return, to be paid by the board of freeholders of said county upon vouchers, as hereinafter provided.

Petition for
transporting
voters to polls.

713-40
R-22-458

Order by Judge.

41. If the said judge shall be satisfied that the public interests require the transportation of the said voters, he may make and order, authorizing the peti-

Order to
employ con-
veyances.

713-41
R-22-458

tioner to employ such number of conveyances, at rates of compensation to be fixed in said order.

Presentation of Bill With Affidavit.

Bill veri-
fied and
presented.
714-42
R-22-458

42. Each person who shall furnish a vehicle or conveyance under the order of the said judge shall file with the said judge, within four days after the day of election, a voucher or bill, setting forth the number of voters transported in his vehicle, and the time consumed in such transportation. The owner or operator of such vehicle or conveyance shall make oath or affirmation to the truth of the facts set forth in said voucher.

Affidavit of Persons Transported.

Statement
by voter
transported.
714-43
R-22-458

43. Annexed to said voucher or bill shall be the affidavit of each person claimed to have been transported by the person presenting the said voucher or bill. Said affidavit shall state the place of residence of said voter, and shall set forth that the place of said residence is more than two miles from the polling place at which said voter voted, and that said voter did not own any horse and wagon or motor vehicle on said day of election, and that there was no trolley line running within half a mile of the residence of the said voter upon which he could be transported to within half a mile of the said polling place, or that said voter is aged and infirm.

Obligation of County to Pay.

Payment.
714-44
R-22-458

44. If the said judge of said court shall approve the said voucher, the same shall be paid by the county board of freeholders.

ARTICLE XVI.

COUNTING OF BALLOTS BY DISTRICT BOARDS OF
REGISTRY AND ELECTION.

General Elections.

RULES AND REGULATIONS AS TO COUNTING.

Summary Statement in Poll-Book.

Board to
sign state-
ment in poll-
book.

1. Immediately after the close of the polls and before proceeding to estimate and canvass the votes which shall have been received at the election the mem-

bers of the district board of registry and election shall immediately fill out the statement on the last page of said poll-book and sign their names thereto.

Public Count Without Adjournment.

2. The said district board of registry and election shall then proceed forthwith to count the votes for each candidate or proposition and shall complete said count without delay or adjournment. Said counting shall be open and public, but not to the extent that the number present shall hinder, delay or inconvenience the election officers in counting the ballots and ascertaining the result.

Votes Based on Ballot Markings.

3. In canvassing the ballots the district board of registry and election shall count the votes as follows:

A. If proper marks are made in the squares to the left of the names of any candidates in any column and names of persons are written or pasted in the column designated Personal Choice, the total number voted for for each office not exceeding the number of candidates to be elected to each office, a vote shall be counted for each candidate so marked and to each person whose name is so written or pasted on the ballot.

B. Where the name of any person is written, or pasted under the proper title of office in the column designated Personal Choice, a vote shall be counted for such person whether a cross X or plus + appears or does not appear before or after such name.

C. In case of any public question printed on the ballot where a proper mark is made in the square to the left of the word "Yes" it shall be counted as a vote in favor. If a proper mark is made in the square to the left of the word "No" it shall be counted as a vote against said public question. If no mark is made in either square to the left of either the word "Yes" or "No" it shall not be counted as a vote either in favor or against. If a mark is made in each of the squares to the left of both the words "Yes" and "No" it shall not be counted either as a vote in favor or against.

Count begins.

Ballots to
be counted.

715-3
A-21-569

715-3
A-22-458

D. If a voter marks more names than there are persons to be elected to an office, or his choice cannot be determined, his ballot shall not be counted for such office but shall be counted for such other offices as are properly marked.

Void Ballots.

Ballots deemed
void.

716-4
A-21-570

716-4
A-20
Chapter 366
—716-4
A-22-459

Proviso.

Proviso.

Proviso.

Proviso.

4. In counting the ballots said board shall deem and take to be null and void all ballots which are wholly blank, or on which more names have been marked for every office than there are persons to be elected to such office and on which both "Yes" and "No" have been marked upon every public question. All ballots still remaining in the ballot-box after ballots equal in number to the number of names of voters in the poll-book, exclusive of void ballots, shall be deemed and taken to be null and void. Any ballot which shall have either on its face or back, any mark, sign, designation or device whatsoever, other than is permitted by this act, shall be null and void; *provided, however*, that no ballot shall be invalid by reason of the fact that the mark made in the square is not a perfect cross \times or plus $+$ or is not entirely within the square, if said mark is substantially a cross \times or plus $+$ and is substantially within said square; *provided, further*, that no ballot shall be declared invalid by reason of the fact that the mark made with ink appears bluish or the mark made with lead pencil appears greyish; *and provided, further*, that no ballot cast for any candidate shall be invalid by reason of the fact that the name of such candidate may be misprinted, or his Christian name or initials may be omitted; *provided, further*, that no ballot cast for any candidate shall be invalid by reason of the use of any paper permitted by this act on which the name of such candidate may be misprinted or part of his Christian or surname or initials may be omitted, or that by reason of the fact that the voter in writing the name of such candidate may misspell the same or omit part of his Christian or surname or initials.

Numbering and Stringing of Void and Partially Void Ballots.

5. In every case in which a ballot shall be declared invalid, the same shall not be canvassed or counted, but shall be marked "void" on the outside thereof, and shall be numbered consecutively beginning with number one, and shall be preserved like other ballots and placed on a separate string. Ballots which shall be declared invalid with respect to a part of the officers to be voted for or public questions to be voted upon shall be canvassed, estimated and numbered with respect to the part which is not invalid and preserved as other ballots and placed in their proper order on the string with the valid ballots.

Void ballots.

Majority Decision of Board Final.

6. The decision of a majority of the district board of registry and election on any question shall be deemed and taken to be the decision of such board, and final. If any member of such board shall dissent from any decision of the same, and shall desire to protect himself from the consequences which may result from such decision, it shall be lawful for such member to record his dissent, in cases relating to registration, in the register, and in all other cases, in the poll-book of such election, signing his name to such record with his own hand, and unless he shall do so, he shall be deemed and taken to have assented to the decision so made.

Decisions of district boards.

Dissents.

COUNTING PROCEDURE.

Reading and Stringing of Ballots.

7. Such board in the actual procedure of counting the ballots shall thereupon unlock and open the ballot-box; the ballots shall then be taken singly and separately therefrom by the judge of the election, and while each ballot shall remain in his hands, he shall audibly and publicly read the same in full view of the inspector. The inspector shall be satisfied that the ballot is being correctly read by the judge. After the reading of said ballot and before taking another ballot from the box the judge shall fold the ballot to a size about five inches

Removing ballots from box and reading.

Folding and stringing.

square, and shall deliver the same so folded to the inspector, who shall write on the back thereof the number of such ballot from one onward, in the order in which the same shall have been taken from the box; and shall string the ballot as one ticket in the order in which the same shall be taken from the box and numbered, by means of a needle and string to be provided for that purpose. Void ballots shall be strung in the same manner as valid ballots but on a separate string.

Recording of Votes.

Tallying votes.

8. The clerks of such board, under the inspection and direction of such board, shall each, upon a tally-sheet provided for that purpose, make a list of the names of all persons for whom one or more votes shall have been given, designating the office which such person shall be voted for or any public question voted upon, upon two sheets known as tally-sheets provided for that purpose; and as each ballot shall be read he shall write the figure "1" opposite the name of each person whose name shall be contained thereon, as designated for any office or in the proper column designating the vote upon the public question. One of said tally-sheets shall be placed in the ballot-box and the other shall be filed with the county clerk at the same time the statements of results are delivered.

Casting of Totals.

Totals.

718-9

A-22-460

9. When all the votes which shall have been received shall have been read, examined, numbered and strung, as above directed, such board shall carefully and accurately add up the votes given for each person for any office to be filled at such election or any public question and note the same upon said tally-sheets.

Public Announcement of Results.

Results
announced.

10. After completing the same the chairman of said board shall audibly and publicly announce the result thereof, particularly specifying the whole number of the votes in the poll-book, the name of each person for whom any vote shall have been given for any office to be filled by such election, and the number of votes given

for each person for the office designated for him by said votes, together with those cast upon any public question.

ARTICLE XVII.

MAKING OF RETURNS BY DISTRICT BOARDS OF
REGISTRY AND ELECTION.*General Elections.*

Number of Statements and Form.

1. After the district board of registry and election shall have counted the ballots cast at said election they shall make triplicate statements of the result thereof in substantially the following form, provided that if no officers or public questions were voted upon at such election by the voters of the entire State or of more than one county thereof or of a congressional district, said statements need only be made in duplicate:

Final state-
ments pre-
pared.

FORM OF STATEMENT.

"A statement of the result of an election held in theward of the.....election district of theof.....in the county of....., on theday of November, in the year of our Lord one thousand nine hundred and....., for a member of the Senate, member of the General Assembly, a sheriff and three coroners, for said county (or as the case may be).

Form of
statement.

The whole number of names on the signature copy register or register of voters is.....

The whole number of names on the poll-book is.....

The whole number of ballots rejected is.....

For members of the Senate,

received votes

received votes

For members of the General Assembly,

received votes

received votes

For Sheriff,

received votes

received votes

For Coroners,

received votes
received votes

For each public question,

received Yes votes
received No votes"

Making under each head a list of the names of all the persons for whom any vote or votes were cast for the office or offices or cast upon any public question designated therein; and stating opposite to the same, in words written at full length, the number of votes cast for each person for such office or offices or votes cast upon any public question and filling in all other blanks in the form above given to conform to the facts of the case.

Certification of Statements.

Statements
certified.

2. Said election board shall then certify said statement in substantially the following form:

"We do certify that the foregoing is a true, full and correct statement of the result of the election above mentioned.

In witness whereof, we have hereunto set our hands, this.....day of November, in the year of our Lord one thousand nine hundred and.....

..... } District Board
..... } of Registry
..... } and Election."

Provided.

Provided, that no member of any district board of registry and election shall sign any returns of election until after the completion of the counting of votes, and his personal examination of the tally-sheets to determine the correctness of the results.

Filing of Statements.

Where state-
ments filed.

720-3
A-21-571

3. After the district board of registry and election shall have made up and certified said statements, said board shall at the same time and with the ballot-boxes, as hereinafter provided, deliver or safely transmit one of said statements to the clerk of the municipality wherein such election is held, who shall forthwith file the same. The said board shall, immediately after election, deliver or safely transmit another of said

statements of the result of such election to the clerk of the county, who shall forthwith file the same. In the event that officers were voted for or public questions were voted upon at said election by the voters of the entire State or of more than one county thereof, or of a congressional district, together with the statements relating to the office of justice of peace, then said board shall immediately after such election deliver or safely transmit said statements to the clerk of the county, and shall inclose, seal up and transmit the third statement to the Secretary of State by mail, directing the same in the following manner: "To the Secretary of State of New Jersey, Trenton, New Jersey," and the Secretary of State upon receiving such statement shall forthwith file the same in his office.

Penalty for Failure to Deliver Statements.

4. If any district board of registry and election shall neglect or fail to deliver or safely transmit any statement of the result of any election or any document or book pertaining thereto within the time required by this act, the payment of the compensation of the members of said board shall be withheld by the county collector by order of the county board of elections, or may be forfeited by order of said county board of elections; and it shall be the duty of the Secretary of State or the clerk of the county or the municipal clerk, as the case may be, to certify to the county board of elections the name of any district board of registry and election so failing to deliver or transmit such statement. In case of failure on the part of said district board of registry and election to produce the required statements within twenty-four hours after being notified, the county board of elections may make application to the Court of Common Pleas for a rule to show cause why the members of such district board of registry and election shall not be held in contempt of court for such neglect or failure and punished accordingly.

In case
statements
not filed.

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A-22-460

ARTICLE XVIII.

DISPOSITION OF BALLOT-BOXES, ELECTION RECORDS
AND ELECTION EQUIPMENT.*General Elections.*

Election Records Placed in Ballot-Box.

Ballots, etc.,
placed in box
after count.

1. As soon as the election shall be finished, and the votes canvassed and the statements made and certified by the district board of registry and election, as herein required, all ballots which have been cast, whether the same have been canvassed and counted or rejected for any cause, the general election poll-book and one tally-sheet, spoiled and unused ballots shall be carefully collected and deposited in the ballot-box.

Delivery of Ballot-Boxes to Municipal Clerks.

Ballot-boxes
carried to
municipal
clerk.

2. Such ballot-box, after being locked and bound with tape and sealed, shall, in all municipalities, be immediately taken in charge by two members of the board of election, and by them forthwith carried to the office of the clerk of such municipality in which such election may be held, by the most direct route, and without delay, and said members shall not stop at any place between the polls and the municipal clerk's office.

Municipal Clerk's Office Open Till All Ballot-Boxes are
Delivered.

Clerk's office
kept open.

3. The clerk of such municipality shall attend at his said office on election day, or appoint one of the clerks in his office to act for him, and keep his office open from the time the polls shall be closed until all the ballot-boxes used at the various polls in said municipality at such election shall have been delivered at his office. The clerk of such municipality or his subordinate whom he may have appointed to act in his stead shall enter in a book to be kept for that purpose the exact time when each ballot-box may be delivered at said office, the district whence it was brought, names of the members of the district board of registry and election delivering it, and the name of the police officer or other witness who may accompany them, and such other

Record of
delivery kept.

particulars as he may deem important; said book shall be filed in the office of the municipal clerk, which book shall be preserved by said clerk for two years.

Preservation of Ballot-Boxes with Contents.

4. Every municipal clerk to whom said ballot-boxes shall be delivered, shall thereupon keep the same, with their contents, but shall not have the keys thereof in his possession until required for the next ensuing election, and shall not open or permit to be taken or opened any ballot-box deposited as aforesaid for the space of three months after the same has been so deposited, except when he shall be called upon by some court or other tribunal authorized to try the merits of such election, or to take testimony regarding the same; and after such trial or investigation, it shall be the duty of the clerk to have said box or boxes returned to his custody; *provided*, that when any election is required to be held for any purpose within the time that said ballot-boxes are required to remain in the custody of said clerk, it shall be lawful for the judge of the Circuit or Common Pleas Court of the county, upon application of the governing body of any municipality, to direct the contents thereof to be removed and preserved for two years, and the said ballot-boxes to be used at such election.

Boxes and
contents
kept intact.

723-4
A-21-572

723-4
A-22-461

Proviso.

Disposition of Register.

5. Not later than noon of the day following the canvass of the votes the register kept and checked by the district board of registry and election shall be filed by said board with the clerk of the county.

Registers
filed with
county clerk.

Disposition of Ballot-Box Keys.

6. Not later than noon of the day following the canvass of the votes the keys of each ballot-box shall be deposited by a member of said district board of registry and election with the county clerk.

Disposition
of keys.

Sale of Registers, etc.

7. All register books and statements of results of elections which are required to be filed with the Secretary of State, the county clerks of the various counties and the municipal clerks of the various municipali-

Preservation
of records
and sale.

ties shall be preserved by such Secretary of State, county and municipal clerks, respectively, for a period of five years after the holding of any election at which they were used, and all ballots used or unused for any election shall be preserved by such officials for a period of two years after the holding of any election, and thereafter shall be sold by such officials as waste paper, the proceeds to be paid into the State, county and municipal treasuries respectively. The several county and municipal clerks are also authorized to sell all register books which have been on file in their office for a period of five years, the proceeds to be paid into the county and municipal treasury respectively.

Inspection of Contents of Ballot-Boxes, Books and Documents by Supreme Court.

Inspection
of boxes,
records, etc.,
by order of
court.

8. The Chief Justice or any justice of the Supreme Court may at any time for satisfactory reasons shown, and when the court may deem it necessary, issue an order for the opening of any ballot-box or boxes and the removal of the contents thereof and for the removal from the files of any municipal or county office any documents and books for any necessary purpose, which order shall also set forth the return of such contents to the ballot-box or boxes and their return together with the documents and books to the files of the office from which the same were removed.

ARTICLE XIX.

CANVASS OF RETURNS BY BOARD OF COUNTY CAN-
VASSERS.

General Elections.

MEETINGS AND ADJOURNMENTS.

Time and Place of Meeting.

Meeting of
county can-
vassers.

1. The board of county canvassers of each county shall meet on the Monday next after any such election, at twelve o'clock noon, at the court house of such county, for the purpose of canvassing the statements of the district boards of registry and election filed with the county clerk as hereinbefore provided.

At said time and place the said clerk of such county shall attend and bring with him the statements of the result of such election as filed with him by said district boards of registry and election.

Substitute Clerk in Absence of County Clerk.

2. If the clerk of such county shall be absent at such meeting at the time appointed therefor, the board shall forthwith proceed to appoint a fit person to be the clerk of such board, who shall obtain such statements from the office of said clerk. If county clerk absent.

Administration of Oath to Clerk.

3. Before proceeding to canvass and estimate the votes the chairman of the board shall administer to the clerk thereof, and the clerk thereof shall take an oath or affirmation in the following form: "You do swear (or affirm, as the case may be) that you will faithfully execute the duties of the clerk of this board according to law." Clerk's oath.
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Adjournment and Its Cause.

4. If on the day appointed for the meeting of such board, a major part of such board shall not attend at the court house of such county at the hour of twelve o'clock noon, or if at that time the statements of the result of such election from every election district in such county shall not be produced, the members of the board then present shall adjourn to some convenient hour on the next day. Adjournments.

Obtaining of Missing Statements.

5. If said adjournment is occasioned by the fact that at the time fixed for the meeting of such board the statements from every election district have not been filed with the clerk of the county, then such clerk shall forthwith, by a special messenger or otherwise, at the expense of such county, obtain such statement or statements as shall be lacking, in time to be produced to such board at their next meeting, and for this purpose the statements directed to be filed with the clerk of any municipality wherein such election was held, or those directed to be filed with the county clerk, a copy certified by the Secretary of State, of the statements Securing missing statements.

transmitted to him, shall be sufficient. The clerk of such board shall lay before such board, at their subsequent meeting, all such statements and certified copies as he shall have obtained as above directed.

Second Adjournment Permitted.

Further adjournment.

6. At the hour to which such adjournment shall have been ordered, the member or members then present may proceed as hereinafter directed, or may again adjourn for a period not exceeding three days, at which time the member or members then present shall proceed as hereinafter directed. Said board of county canvassers is hereby authorized to reconvene at any time for the purpose of correcting any errors that may have occurred.

Custody of Statements During Adjournment.

Custody of statements.

7. Whenever any board of county canvassers shall find it necessary to adjourn, as herein provided, all statements of the result of an election which shall have been delivered to such board, or to any member thereof, shall, in the presence of such board, and before it shall adjourn, be securely inclosed and sealed and delivered to the county clerk for safekeeping until the next meeting of such board.

CANVASSING PROCEDURE.

Canvass and Statement Thereof.

Statements by county canvassers.

8. The members of said county board of canvassers shall proceed to examine the statements and copies of statements which shall be produced before them and shall canvass and determine the votes cast at such election; and shall forthwith make two statements of the result of such election; *provided*, that if no officers were voted for or public questions were voted upon at said election by the voters of the entire State or of more than one county thereof or of a congressional district, one copy shall be sufficient.

Proviso.

Contents of Statement and Certificate.

What shown on statements.

9. Each of which statements shall contain the name of each election district, the number of names on the signature copy register or the register of voters, the

number of names of the voters on the poll-books of each election district, and of the ballots rejected, and the whole number of such names registered and rejected ballots in all of said election districts; the number of votes cast in each election district for each person for whom any vote or votes shall have been cast for any office to be filled or any public question to be voted upon at such election, mentioning the office for which each person shall have been designated and the name of such person (which numbers of names and numbers of votes cast, and of ballots rejected, may be in figures), and the whole number of votes which shall have been given for each person for any such office, mentioning the office for which each person shall have been designated, and the name of such person (which numbers of votes and the names of persons and election districts shall be in words, written at full length). There shall also be specified in such statements each public question voted upon at such election and the votes cast thereupon. Each of such statements shall be certified to be true and correct by a certificate which shall be appended to the same, signed by the members of such board making such canvass.

Statements
certified.

Form of Statement.

10. The statement shall be in substantially the following form: "A statement of the result of election held in the county of, on the day of November, in the year of our Lord one thousand nine hundred and, to elect a member of the Senate, members of the General Assembly, a sheriff and coroners of said county (naming the officers as the case may be), together with the public questions voted upon, made by the board of county canvassers of said county."

Form of
statement.

Form of Certificate.

11. The certificate shall be in substantially the following form: "I do hereby certify that the foregoing is a true, full and correct statement of the result of the election above mentioned, as the same is exhibited by the statements produced and laid before the board of county canvassers according to law, and

Certificate
to statement.

that the same exhibits the number of the names in the signature copy registers and the registers of voters, the number of names of the voters in the poll-books of the election districts, respectively, and of the ballots rejected, the whole number of the names in the signature copy registers and the registers of voters, the whole number of names of the voters in the poll-books of the several election districts, the name of each person for whom any vote or votes were cast, the number of votes cast for each person in each election district, and the whole number of votes cast for each person for each office designated, and also specifies each public question voted upon and the number of votes cast thereupon in each election district respectfully, and the whole number of votes cast thereupon in the several election districts as they appear by the statements so produced and laid before the said board. In witness whereof, I have hereunto set my hand, this..... day of....., in the year of our Lord one thousand nine hundred and.....

Chairman of the board of county canvassers.

Attest: , Clerk."

Delivery of One Statement to County Clerk.

Statement to
county clerk.

12. Such board shall deliver one of the said statements to the clerk of the county, who shall forthwith file the same.

Delivery of Other Statement to Secretary of State.

Statement to
Secretary of
State.

13. The clerk of such board shall inclose and seal up the other statement and deliver or safely transmit the same so inclosed and sealed up, to the Secretary of State at Trenton, so that he shall receive the same within three days next after the meeting of such board, and the Secretary of State shall forthwith file the same.

Preservation of Statements Made by District Boards of Registry and Election.

All statements
preserved five
years.

14. All the statements made by the district boards of registry and election and copies of such statements which shall be produced and laid before such board shall, by such board, be delivered to the clerk of such county, and shall be by him filed and preserved in his office for a period of five years.

COLLECTION OF STATEMENTS BY SECRETARY OF STATE.

Secretary of State to Make Sure of Receiving Statements of Board of County Canvassers.

15. If it shall so happen that the Secretary of State shall not, on or before the seventh day after the time appointed for the meeting of the board of canvassers in the several counties, have received the statements of the result of such election in every county, which are hereinbefore directed to be delivered or transmitted to him by the clerk of such board, such secretary shall forthwith, by a special messenger or otherwise, obtain such statement or statements as are lacking; and for this purpose a copy of the statement directed to be filed with the clerk of the county, certified by such clerk, shall be sufficient.

Obtaining
missing
statements.

Secretary of State to Complete Defective Statements.

16. Whenever and so soon as such secretary shall receive or obtain any statement of the result of such election, in any county, in the manner hereinbefore provided for, he shall ascertain whether or not such statement includes the statement of the result of such election in every election district of such county; and if it shall appear to him that the statement of the result of election in any election district is not exhibited by or included in the statement of the result of such election, in such county, he shall forthwith ascertain whether or not a copy of such lacking statement has been received in his office; and if it shall appear to him that such copy has not been so received, he shall forthwith, by special messenger or otherwise, obtain a copy of the statement directed to be filed with the clerk of such county, or with the clerk of any municipality within said county, certified by such clerk, which shall be sufficient.

Completing
defective
statements.

Statements to be Delivered to Secretary of State.

17. The district board of registry and election, the clerk or the chairman of the board of canvassers of any county, or any other person who shall be in possession of any statement, or copy of any statement, which shall have been made and subscribed under the provisions of this act, shall forthwith, on application

Messenger
commissioned
to procure
missing in-
formation.

by any messenger who shall have been dispatched for the same by the Secretary of State, deliver to such messenger such statement or copy, such messenger shall be commissioned as such in writing, under the hand and official seal of the Secretary of State, and shall exhibit his commission to the person to whom he shall apply for such statement or copy; and when he shall have obtained such statement or copy shall forthwith deliver the same to the said Secretary of State.

ARTICLE XX.

DETERMINATION BY BOARD OF COUNTY CANVASSERS.

General Elections.

Scope of Authority.

Determination
of county
canvassers.

1. The board of county canvassers, in case of officers voted for or public questions voted upon exclusively by the voters of a single county or any political subdivision thereof, except for any congressional district or part of a congressional district, shall proceed to determine what officers have been elected, and the result of the vote cast upon any public question setting forth that it was approved or rejected.

Offices Voted for by County or More than One Municipality Thereof.

Statement of Determination.

Form of de-
termination.

2. The board of county canvassers in the case of an election for a member of the Senate, members of the General Assembly, or other officer elected or public question approved or rejected by all of said voters of said county, except for members of the House of Representatives, shall make two statements of their determination in substantially the following form:

"A statement of the determination of the board of county canvassers relative to an election held in the county of on the day of November, in the year of our Lord one thousand nine hundred and, for the election of a member of the Senate, members of the General Assembly of this State, and a sheriff and coroners for said county and

public questions (naming the officers and public questions, as the case may be).

The said board do determine that at the said election, was duly elected a member of the Senate of this State; were duly elected members of the General Assembly; was duly elected sheriff, and were duly elected coroners for said county, and public questions were approved or rejected (as the case may be)."

Certification of Determination.

3. The said board shall thereupon certify said statement to be true and correct, by a certificate appended to the same, and signed by the chairman of such board in the presence of the clerk of such board:

Certificate to
determination.

"I do certify that the foregoing is a true, full and correct statement of the determination of the board of canvassers therein mentioned.

In witness whereof I have hereunto set my hand this day of November, in the year of our Lord one thousand nine hundred and.....

Chairman of the board of county canvassers

Attest: , Clerk."

And the clerk of such board shall attest the signing of the same by such chairman by signing his name thereto.

Filing of Statements and Certifications with County Clerk.

4. One of the statements of such determination, and the certificate thereto, shall be annexed to one of the statements of the results of the canvass of the election, and shall be delivered therewith to the clerk of the county and filed in his office.

Filing de-
termination
with county
clerk.

Certificates Issued to Successful Candidates by Board of County Canvassers.

5. The board of county canvassers, attested by the clerk thereof, in the case of an election for Senator or Members of the Assembly, or for any officer voted for by the voters of the entire county or of any subdivision thereof, except for members of the House of Representatives, shall issue a certificate to the successful candi-

Certificates
issued to
successful
candidates.

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date based upon the statement of the chairman of the determination of such board, and shall sign his name thereto, and affix thereto the seal of the county, and shall, without delay, deliver one of the same to each person who shall be so elected.

Copies of the Statement of the Result of the Canvass by the Board of County Canvassers to the Secretary of State.

Certain determinations sent to Secretary of State.

6. In the case of a State Senator, Member of the General Assembly or any county officer, or any public questions to be voted upon by the voters of the entire State or any political subdivision thereof greater than a county, the board of county canvassers shall inclose, seal up and transmit one of the statements of the results of the canvass of the election together with one of the statements of the determination and the certificate thereto annexed to the Secretary of State at Trenton, within five days next after the meeting of such board; and the said Secretary shall file the same in his office.

State Legislators' Certificates and Organization of Legislature.

Certificates by county canvassers to members of legislature.

7. In the organization of the Senate and General Assembly the certificates issued by the board of county canvassers based upon the aforesaid statements of the determination of such board shall be deemed and taken to be prima facie evidence of the right of the persons therein mentioned to seats in the houses, respectively, to which they shall have been so determined to be elected.

Municipal Offices.

Filing of Statements and Certificates with Municipal Clerks.

Determinations in municipal elections.

8. The board of county canvassers in the case of officers elected or public questions approved or rejected by the voters of a municipality or part thereof shall in the same manner and form make and certify and sign as many statements as to their determination and the certificates thereto annexed together with the statements of the results of the canvass of the election as there are municipalities concerned, and file the same with the clerks of said municipalities.

Certificate Issued to Successful Municipal Candidate by
Board of County Canvassers.

9. The chairman of the board of county canvassers, attested by the clerk thereof, in the case of an election of officers of a municipality or part thereof, or public questions voted upon in such municipalities shall issue a certificate to the successful candidate based upon the statement of the determination of such board of county canvassers together with a certificate of the approval or rejection of any public question as aforesaid, and shall sign his name thereto and affix the seal of the county and shall without delay deliver them to the various municipal clerks who shall without delay deliver one of the same to each person who shall be so elected.

Certificates
issued to
successful
municipal
candidates.

ARTICLE XXI.

CANVASS BY BOARD OF STATE CANVASSERS.

General Elections.

MEETING.

Time and Place of Meeting.

1. The Board of State Canvassers shall meet at Trenton on the fourth Tuesday next after the day of election, for the purpose of canvassing and estimating the votes cast for each person for whom any vote or votes shall have been cast for one or more members of the United State Senate or of the House of Representatives, or for electors of President and Vice-President, or for Governor, and upon each public question voted upon by the voters of the entire State or political division thereof greater than a county and of determining and declaring the person or persons who shall, by the greatest number of votes, have been duly elected to such office or offices, and the result of the vote cast upon any public question setting forth that it was approved or rejected. Said board shall meet in the chamber of the Senate, or some other convenient place at Trenton, at the hour of two o'clock in the afternoon.

Meeting of
State Board
of Canvassers.

Substitutes for Absentee Members.

Vacancy.

2. If a number of the members of the Senate, who shall have been summoned as members of such board, sufficient to constitute such board, shall not attend the meeting thereof, it shall be the duty of the Governor to summon as members of such board, as many fit persons, who shall possess the qualifications required for members of the Senate as shall be necessary to complete the number required to constitute such boards.

Oath of Members.

Oath.

3. The chairman of such board shall administer to each member thereof, and each member thereof shall take an oath or affirmation in the following form: "You do swear (or affirm, as the case may be) that you will faithfully and impartially execute the duties of a member of this board according to law"; and thereupon one of the members of such board, to be appointed by such board for that purpose, shall administer to the chairman thereof an oath or affirmation in the same form as that which shall have been taken by the other members.

Substitute for Absentee Secretary.

Clerk to board.

4. If the Secretary of State shall be absent from such meeting at the time appointed therefor, such board shall forthwith, after the oaths or affirmations shall have been administered and taken, proceed to appoint a fit person to be the clerk of such board; and before proceeding to canvass and estimate the votes, the chairman of such board shall administer to the clerk thereof, and such clerk shall take an oath or affirmation in the following form: "You do swear (or affirm, as the case may be) that you will faithfully execute the duties of clerk of this board."

PROCEDURE.

Presentation of Statements.

Statements presented.

5. The Secretary of State shall thereupon produce and lay before such board all statements and copies relating to such election which he shall have received or obtained; as hereinbefore provided. If the Secretary of State shall neglect to produce and lay before such

board any such statement or copy received or obtained by him, or shall withhold any such statement or copy, the chairman of such board shall forthwith summon such secretary to appear and produce and lay before the board such statement or copy, and thereupon such secretary shall forthwith produce and lay the same before such board.

Statement and Certification of Canvass.

6. Such board shall then forthwith canvass such statements and proceed to make a statement of the result of such election in the State; said statement shall contain the whole number of names of the voters in all the signature copy registers and registers of voters, the whole number of the names of the voters in all the poll-books and the whole number of ballots rejected in the State, the names of all the persons for whom any vote or votes shall have been given for any office or offices to be filled at such election, and the whole number of the votes which shall have been given to each person for any such office or offices, mentioning the office or offices for which each person shall have been designated, together with the results of the votes cast upon any public questions voted upon by the voters of the entire State or of any political subdivision thereof greater than a county, and shall contain the name of each county, the number of names in the poll-books in the counties respectively, the number of votes given for each person in each county for any such office or offices; and in such statement the name of each person for whom any vote or votes shall have been given, the whole number of votes given for each person, and the name of each county, shall be in words written at full length; the whole number of names of the voters in all the signature copy registers and registers of voters, and the whole number of the names of the voters in all the poll-books and the whole number of ballots rejected in the State, together with the result of the votes cast upon any public questions voted upon by the voters of the entire State or any political subdivision thereof greater than a county, the number of names of the voters in all the signature copy registers and registers of

Canvass—
what to be
shown in
statement.

Statement
certified.

voters and the number of names in the poll-books and the number of ballots rejected in the counties respectively, together with the result of the votes cast upon any public questions voted upon by the voters of the entire State or any political subdivision thereof greater than a county, and the number of votes given for each person in each county may be in figures; and such statement shall be certified to be true and correct, by a certificate appended to the same; and the chairman of such board shall sign his name thereto, in the presence of the clerk of the board, and such clerk shall attest the signing of the same by such chairman by signing his name thereto.

Forms to be
used.

Form of Statement and Certificate.

7. Said statement and certificate appended thereto shall be in a form similar to that hereinbefore prescribed for the board of county canvassers, as far as the nature of such election will admit.

ARTICLE XXII.

DETERMINATION OF RESULTS BY BOARD OF STATE

CANVASSERS.

General Elections.

Statement of Determination.

Determina-
tions by State
Canvassers.

1. When the statement and certificate above mentioned shall have been made and subscribed, such board shall proceed to determine the person or persons who shall, by the greatest number of votes, have been duly elected to the office or offices for which he or they shall have been designated, together with the result of the vote cast upon any public question setting forth that it was approved or rejected; and thereupon such board shall make a statement of their determination.

Basis of the Statement.

Basis of
statements.

2. Such board shall base the statement of the result of the canvass of such election in the State, and their determination as to the person or persons who shall have been elected, or any public question approved

or rejected therein upon the statements of the result of such election, or the copies of such statements which shall have been made by the board of county canvassers in the several counties, and laid before such board; *provided*, that if it shall appear, by any such statement from any county, that the statement of the result of such election in any election district of such county is not exhibited by or included in such statement, such board shall give full force and effect to the statement of the result of such election in such district, or the copy of such statement, which shall be laid before such board by the Secretary of State as is hereinbefore directed.

Proviso.

Certification of Statement.

3. Such statement shall be certified to be true and correct by a certificate which shall be appended to the same; and the chairman of such board shall sign his name thereto, in the presence of the clerk thereof, and such clerk shall attest the signing of the same by such chairman by signing his name thereto.

Statement certified.

Form of Statement and Certificate.

4. The statement of such determination, and the certificate appended thereto shall be in a form similar to that hereinbefore prescribed for the board of county canvassers, as far as the nature of such election will admit.

Forms used in statements and certifications.

Filing of Statements.

5. Said statement of determination shall be annexed to the statement of the result of the canvass of such election; and both of such statements and certificates attached thereto shall forthwith be delivered to the Secretary of State, who shall file the same in his office. All the statements and copies of statements which shall have been produced and laid before such board shall be delivered to the Secretary of State, and be by him filed in his office.

Filing in Secretary's office.

Certificates Issued to Successful Candidates by Secretary of State.

Certificate
to successful
candidate.

6. The Secretary of State shall issue a certificate to each successful candidate, based upon the statement of the determination of the Board of State Canvassers, and shall sign his name thereto and affix thereto the seal of the State, and shall without delay deliver one of the same to each of the persons who shall be so elected.

Certificate in Case of United States Senator or Congressman.

Certifying
election to
Congress.

7. In case of an election for one or more members of the United States Senate or of the House of Representatives, the Secretary of State shall prepare a general certificate of the election of such member or members of the United States Senate and one of the member or members of the House of Representatives, and lay the same before the Governor, who shall sign his name thereto, in the presence of such secretary; and such secretary shall attest the signing of the same by the Governor by signing his name thereto, and shall thereupon affix the seal of the State thereto and transmit the same forthwith to the clerk of the United States Senate and of the House of Representatives, as the case may be, if they shall then be in session, and if not in session, then at their first meeting.

Certificate in Case of Presidential Elector.

Certifying to
presidential
electors.

8. In case of an election for electors of President and Vice-President of the United States, such secretary shall prepare a general certificate of the election of such electors, and lay the same before the Governor, who shall sign his name thereto, in the presence of such secretary; and such secretary shall attest the signing of the same by the Governor, by signing his name thereto, and shall thereupon affix the seal of the State thereto, and deliver the same to the president of the college of electors of this State, on the day and at the time and place appointed for the meeting of such college.

PART THREE. PRIMARY ELECTIONS.

ARTICLE XXIII.

PRIMARY ELECTION FOR THE GENERAL ELECTION.

Notice of Elections.

Party Officials to Public Officials.

1. The chairman of the State committee of a political party shall, on or before the fifteenth day of June in the year when a Governor is to be elected, notify in writing the chairman of each county committee of said party that a member of such State committee is to be elected from said county at the ensuing general election. Said chairman of the county committee shall, on or before the first day of July of said year, send a copy of such notice to the clerk of each municipality within said county. The chairman of each county or municipal committee shall also, on or before the first day of July in each year, file with the clerks of the several municipalities the number of committeemen to be elected at the ensuing primary for the general election to such county or municipal committee, as provided by the constitution or by-laws of such committee.

Notice by
party chair-
men.

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Public Officials to the Public.

2. In addition to the notice of the primary for the general election hereinbefore provided to be published along with the notice of said general election in the newspapers circulating in municipalities wherein such elections are to be held, notice of the time and place of holding such primary elections shall be given by each district board of registry and election by five or more advertisements posted at conspicuous places in their election district at least ten days before such primary elections.

Notice of
primary elec-
tion given.

*Registration of Voters.**Municipalities Exceeding Fifteen Thousand
Population.*

Separate Primary Election Registry Book Required.

Primary
registry in
municipalities
over 15,000.

3. In municipalities which at the Federal census immediately preceding any primary for the general election contained a population exceeding fifteen thousand each district board of registry and election shall prepare on the first day of registration for said general election in addition to the signature copy register a primary election registry book.

Preparation of Primary Election Registry Book.

Preparation
of primary
register.

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4. Said district board of registry and election shall prepare the primary election registry book for their district by placing upon it alphabetically according to streets upon which they reside the names of all persons whose names appear upon the poll-book of their election district at the last preceding general election; the names of all voters who shall appear in person before said board and register upon said first registry day; the names of all persons who will be entitled to exercise the right of suffrage on the day of the next ensuing general election and who shall appear in person before said board and register upon said first registry day; and the names of all persons presented to said board by affidavit. When a voter shall be registered by affidavit a separate affidavit shall be required for each person so registered, which shall contain the address of the affiant and be signed by him; such affidavit shall be preserved in the custody of the member of the board of registry and election acting as judge and shall be delivered to the county board of elections on the day following the first registration day with the primary election registry book. Said boards shall, upon the completion of said primary election registry book at the close of the first day of registration, consult the party poll-books kept at the primary for the next preceding general election and place the letter "R" opposite the names on the said primary election registry book as appear in the said Republican primary poll-book;

Party affilia-
tion indicated.

the letter "D" opposite such of the said names as appear in the Democratic primary poll-book, and so on.

Filing Books Used at the Primary Election with the County Boards of Elections.

5. Said primary election registry book shall be signed and certified by said district board of registry and election and shall, not later than the day following the first day of registration together with all party primary poll-books and the general election poll-book used in making up the primary election registry book, be filed by said district board of registry and election with the county board of elections who shall make use of same in a similar manner as is required for the use of the signature copy register and registers of voters and return same to the district board of registry and election in time to be used on the succeeding primary election day.

Filing of
books.

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Municipalities of Fifteen Thousand Population or Less.

Primary Election Registry Book.

6. In municipalities which at the Federal census immediately preceding any primary for the general election contained a population of fifteen thousand or less the district boards of registry and election shall make two primary election registry books by transcribing from the register of voters, which they are required to prepare for the general election, to said primary election registry books the names of all voters which appear in said registers of voters. After each name in said primary election registry book shall be placed the letters "R" or "D," or, as the case may be, in the manner and form hereinbefore provided for the preparation of said primary election registry book in municipalities exceeding fifteen thousand population. Said primary election registry books shall be completed before the Tuesday following the house to house canvass.

Registry in
municipalities
under 15,000.

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Disposition of Primary Election Registry Books.

7. One of the primary election registry books shall be posted for public inspection at least one week

Registry
book posted.

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prior to the primary election. The other primary election registry book shall be signed and certified by said district board of registry and election and shall on or before the Tuesday following the house to house canvass together with all party primary poll-books used in making up the primary election registry book, be filed by said district board of registry and election with the county board of elections who shall make use of same in a similar manner as is required for the use of the signature copy registers and registers of voters.

Preparation of Primary Election Registry Book in Emergencies.

New Election Districts Formed.

As to new districts.

8. Whenever it shall happen, in any municipality, by reason of the creation of new election districts under this act, or for any other reason, that there is no copy of the poll-book of the said election district used at the general election of the previous year, or no copies of the primary party poll books for such election district, the municipal clerk shall furnish to the said board of registry and election, on or before said first registry day, a list of the names of voters in said election district who voted therein at the last previous general election, and also of those who voted therein at the last previous primary election in each party primary, which names shall be taken from the general election poll-book and the primary party poll-books of the election district or districts of which the new district formed a part; and from such books said board shall make up the primary election registry book as herein provided.

Poll-Books Missing.

If poll-book missing.

9. If the poll-book of any election district has been lost or destroyed at the time of the said first registry day, then the said board in said district shall make up the primary election registry book in said district from the names indicated as having voted on the last signature copy register filed with the county clerk and from the names on the primary party poll-books of the various political parties of the last previous primary

election, together with the names of voters filed with them by affidavit, as herein provided.

Revision and Correction by County Board of Elections.

Procedure to be Followed.

10. The county board of elections shall sit on the Thursday and Friday preceding the primary election for the general election from 1 P. M. to 9 P. M., and at such other times as said board may deem necessary for the purpose of revising and correcting the primary registry books and shall have power to add and remove names from said primary registry books and shall proceed in the same manner as hereinbefore provided for the general election.

Revising
registry.

Appeal From Decision of County Board of Elections.

11. Any voter who is dissatisfied with the action of the said county board of elections may apply to a judge of the Court of Common Pleas in the said county by petition, stating the act complained of, and said judge may hear such application in a summary way, and make such order as may be just, which order shall be binding upon both the county board of elections and the district board of registry and election.

Appeal may
be taken.

Transfer of Registrants.

General Election Procedure to be Followed.

12. The issuance of transfers for the primary election for the general election shall be governed by the provisions of this act as hereinbefore provided.

Transfer of
voters.

Nomination of Candidates.

Methods Allowed.

Petition Exclusively Used for Primary Nominations.

13. Candidates to be voted for at the primary election for the general election shall be nominated exclusively by the members of the same political party by petition in the manner herein provided.

Party nomi-
nations by
petition.

Petition Procedure.

Addresses of Petitions.

To whom
petition
addressed.

14. Said petitions nominating candidates to be voted for by the voters of a political party throughout the entire State or of any subdivisions thereof more than a single county or any congressional district shall be addressed to the Secretary of State; Petitions nominating candidates to be voted for by the voters of a political party throughout a county or any subdivisions thereof more than a single municipality shall be addressed to the clerk of said county; all other petitions shall be addressed to the clerks of municipalities.

Contents of Petition.

What petition
to contain.

15. Said petition shall set forth that the signers thereof are qualified voters of the State, congressional district, county, municipality, ward or election district, as the case may be, in which they reside and for which they desire to nominate candidates; that they are members of a political party (naming the same), and that at the last election for members of the General Assembly preceding the execution of said petition they voted for a majority of the candidates of such political party, and that they intend to affiliate with said political party at the ensuing election; that they endorse the person or persons named in their petition as candidate or candidates for nomination for the office or offices therein named, and that they request that the name of the person or persons therein mentioned be printed upon the official primary ballots of their political party as the candidate or candidates for such nomination. Said petition shall further state the residence and post-office address of each person so endorsed, and shall certify that the person or persons so endorsed is or are legally qualified under the laws of this State to be nominated. Accompanying said petition each person endorsed therein shall file a certificate, stating that he is qualified for the office mentioned in said petition; that he consents to stand as a candidate for nomination at the ensuing primary election, and that, if nominated, he agrees to accept the nomination.

Certificate
as to qualifi-
cations.

Numbers of Signers to Petitions.

16. Said petitions for candidates to be voted for by the voters of a political party throughout the entire State shall in the aggregate be signed by at least one thousand of said voters; in the case of candidates to be voted for by the voters of a political party throughout a congressional district, by at least two hundred of said voters; in the case of candidates to be voted for by the voters of a political party throughout a county, by at least one hundred of said voters; in the case of candidates to be voted for by the voters of a political party throughout a municipality having a population exceeding fifteen thousand, by at least fifty of said voters; in the case of candidates to be voted for by the voters of a political party through a municipality having a population of fifteen thousand or less, or any ward of any municipality by at least twenty-five of said voters; in the case of a candidate to be voted for by the voters of a political party within a single election district by at least ten of said voters; *provided*, that in municipalities containing but one election district said petitions in the aggregate need not be signed by more than ten of such voters, and that the number of signers to any such petition in any case need not exceed five per centum in number of the total vote cast at the last preceding election for members of the General Assembly in said municipality, ward or election district, as the case may be.

Number of signers necessary.

Proviso.

Freeholder Petition Privilege.

17. In every county where the voters of two or more municipalities vote jointly for the office of chosen freeholder, said petition shall be signed by not less than ten legal voters of said political party in the municipalities so voting, and said petition shall be filed with the county clerk, who shall certify the names of the candidates so nominated to the municipal clerks in which the election for such office is held.

Joint nominations.

Signing Rules and Regulations.

18. Not all of the names of petitioners need be signed to a single petition, but any number of petitions of the same purport may be filed; *provided*, in the aggregate

Plural petitions.

Proviso.

the signatures thereto endorsing any one person shall be the number required by this act; *and provided, further*, that the signers to petitions shall not therein endorse or recommend more persons as candidates for the position than are to be chosen at the ensuing primary election in the State or political subdivision in which the signers to said petition reside, nor shall said signers endorse more persons as candidates for nomination to office than are to be elected in said State or political subdivision. No member of one political party shall sign his name to any petition purporting to endorse any person as a candidate for office of another political party.

Proviso.

Signers confined to one party.

Verification of Petition.

Verification of petitions.

19. Each of the said petitions shall be verified by the oath or affirmation of one or more of the signers thereof, taken and subscribed before a person qualified under the laws of New Jersey to administer an oath, to the effect that such petition is signed in their own proper handwriting by each of the signers thereof; that such signers are to the best knowledge and belief of the affiant, legal voters of the said State or political subdivision thereof, as the case may be, as stated in said petition, belong to the political party named in said petition, and that such petition is prepared and filed in absolute good faith for the sole purpose of endorsing the person or persons therein named, in order to secure his or their nomination or selection as stated in said petition.

Vacancy Committee Named in Petition.

Filling vacancies.

746-20
A-21-575

746-20
A-22-464

20. The signers to petitions for Governor, United States Senator, member of the House of Representatives, State Senator and members of the General Assembly may name three men in their petition as a committee on vacancies, which committee shall have power in case of death or resignation or otherwise of the person endorsed as a candidate in said petition to fill such vacancy by filing with the Secretary of State in the case of offices to be voted for by the voters of the entire State or a portion thereof involving more than one county thereof or any congressional district, and

with the county clerk in the case of offices to be voted for by the voters of the entire county, a certificate of nomination to fill such vacancy. Such certificate shall set forth the cause of said vacancy the name of the person nominated and that he is a member of the same political party as the candidate for whom he is substituted the office for which he is nominated, the name of the person for whom the new nominee is to be substituted, the fact that the committee is authorized to fill vacancies and such further information as is required to be given in any original petition of nomination. The certificate so made shall be executed and sworn to by the members of said committee, and shall, upon being filed at least fifteen days before election, have the same force and effect as the original petition of nomination for the primary election for the general election. The name of the candidate substituted shall be immediately certified to the proper municipal clerks.

Filing of Petitions.

21. Petitions addressed to the Secretary of State shall be filed with said officer at least thirty days prior to the primary election for the general election; petitions addressed to the county clerk shall be filed with said officer at least twenty-five days prior to said primary; petitions addressed to the municipal clerk shall be filed with said officer at least twenty days prior to said primary.

With whom
petitions filed.
747-21
A-22-465

Acceptance by Candidate.

22. Accompanying said petition and attached thereto each person endorsed therein shall file a certificate, stating that he is qualified for the office mentioned in said petition; that he consents to stand as a candidate for nomination at the ensuing primary election, and that if nominated, he agrees to accept the nomination.

Acceptance
by candidate.
747-22
A-21-576
Cf. 21-577
747-22
A-22-465

Party Designation.

23. Any person endorsed as a candidate for nomination for any public office, whose name is to be voted for on the primary ticket of any political party, may by endorsement on the petition of nomination in which he is endorsed, request that there be printed opposite his name on said primary ticket a designation, in not

Party designation indicated.

more than six words, as named by him in said petition, for the purpose of indicating either any official act or policy to which he is pledged or committed, or to distinguish him as belonging to a particular faction or wing of his political party.

Grouping of candidates.

Grouped
candidates.

24. Several candidates for nomination to the same office may in said petitions request that their names be grouped together, and that the common designation to be named by them shall be printed opposite their said names. If two candidates or groups shall select the same designation, the Secretary of State, county clerk or municipal clerk, as the case may be, shall notify the candidate or group whose petition was last filed, and said candidate or group shall select a new designation.

Defective Petition.

Candidate
notified of
defective
petition.

748-25
A-21-577

25. In case any of said petitions of nomination shall be defective it shall be the duty of the officer with whom such petition has been filed to forthwith notify any candidate so endorsed, whose petition for nomination is defective, setting forth the nature of such defect, and the date when the ballots will be printed.

Amendment of Defective Petition.

Amending
same.

748-26
A-21-577

26. Such candidate shall be permitted to amend such petition either in form or in substance, so as to remedy such defect, at any time prior to the printing of such ballots.

Vacancies Among Nominees.

Filling of Vacancies.

Filling
vacancies.

748-27
A-22-466

27. Should any person endorsed in any petition as a candidate to be voted for at any primary election, except for the office of Governor, United States Senator, Member of the House of Representatives, State Senator, and members of the General Assembly, die before such election, or in writing filed at least fifteen days prior to the primary with the county clerk or municipal clerk, with whom said petition had been filed, decline

to stand as a candidate, the vacancy or vacancies thus caused shall be filled by a majority of the persons signing the petition in and by which the person so dying or declining was endorsed, filing within three days after the occurrence of such vacancy with the county clerk or municipal clerk as the case may be, a new petition, setting forth the name of the person declining or dying, the office for which he was endorsed, and the name of the person to be substituted; the said petition shall be verified by three of the signers, and shall have the same force and effect as the original petition. When the name of the candidate substituted is filed with the county clerk said clerk shall immediately certify the same to the proper municipal clerks.

Certification of Nominees.

Secretary of State Certifies Nominees to County Clerks.

28. The Secretary of State shall certify the names of the persons endorsed in said petitions filed in his office to the clerks of counties concerned thereby at least twenty-five days prior to the holding of said primary election, specifying in said certificates the political parties to which the persons so nominated in said petitions belong.

Notification
by Secretary
of State.
749-28
A-22-467

County Clerks Certify Nominees to Municipal Clerks.

29. The said county clerk shall certify all of said persons so certified to him by the Secretary of State and in addition the names of all persons endorsed in petitions filed in his office to the clerks of each municipality concerned thereby in his respective county at least twenty days prior to the time fixed by law for the holding of said primary elections, specifying in said certificate the political party to which the person or persons so nominated belong.

Municipal
clerks notified.
749-29
A-22-467

Contents and Form of Ballot.

Separate Ballot for Each Party.

30. There shall be separate ballots for each political party.

Separate party
ballots.

Party Ballots Alike.

Ballots alike.

750-31

Cf.-22-467

31. Said ballots shall be alike in form for all political parties.

Contents of Ballot.

What primary
ballots to
contain and
arrangement.

750-32

A-21-578

750-32

A-22-469

32. Said ballots shall be made up and printed in substantially the following form:

Each ballot shall have at the top thereof a coupon at least two inches deep extending across the ballot above a perforated line. The coupon shall be numbered for each of said political parties, respectively, from one consecutively to the number of ballots delivered and received by the election officers of the respective polling places. Upon the coupon and above the perforated line shall be the words "To be torn off by the judge of election. Fold to this line." Below the perforated line shall be printed the words "Democratic Primary Ticket," or "Republican Primary Ticket," or, as the case may be, naming the proper political party, as provided in this act; below which and extending across the ballot in one or more lines, as may be necessary, shall be printed the words name of municipality ward election district date of election John Doe, Municipal Clerk; the blank spaces shall be filled in with the name of the proper municipality, the ward and district number and the date of the election. The name of the municipal clerk shall be a facsimile of his signature. This heading shall be set apart from the body of the ballot by a heavy diagram rule. Below this rule shall be printed the following directions instructing the voter how to indicate his choice for each office and position, and for how many persons to vote for each office and position: To vote for any person whose name appears on this ballot mark a cross X or plus + with black ink or black lead pencil in the space or square at the left of the name of such person. Below these instructions shall be printed a heavy diagram rule below which shall be printed the titles of offices and positions for which candidates are to be voted for at said primary election, together with such directions to the voter as may be necessary as "Vote for one," "Vote for two,"

or a greater number, as the case may be. Underneath the proper title of office and position shall be printed the names of all those persons certified as candidates for such offices to said municipal clerk by the county clerks as hereinbefore provided, and the names of persons endorsed as such candidates in petitions on file in the office of said municipal clerk as they appear signed to the certificate of acceptance; *provided*, that the name of any person endorsed in a petition as aforesaid who shall fail to certify his consent and agreement to be a candidate for nomination to the office specified therein shall not be printed upon the ballots to be used at such primary election; *and provided, further*, that in the case of a vacancy among nominees the name of the person selected in the manner provided in this act to fill such vacancy shall be printed upon the ballots in the place and stead of the person vacating such nomination. Said candidates shall be arranged in groups and the groups bracketed in all cases where the petitions endorsing such candidates request such grouping. The designation named by candidates in their petitions for nomination, as provided by this act, shall be printed to the right of the names of such candidates or groups of candidates in as large type as the space will allow. Immediately to the left and on the same line with the name of each candidate for office and position shall be printed a square approximately one-quarter of an inch in size, or by printing vertical single line rules connecting the single line rules between the names of the candidates form a square, in which the voter shall indicate his choice. A single light-faced rule shall be used to separate the different names in each group of candidates. A heavy diagram rule shall be used between each group of candidates for different offices. Where candidates are arranged in groups and the groups bracketed, said groups shall be separated from other groups and candidates by two single line rules approximately one-eighth of an inch apart.

Form of Ballot.

33. The following is an illustration of the said form of ballot:

Candidates' names printed.

Provido.

Provido.

751-33
A-21-580
751-33
A-22-471

Form of
party primary
ballot.

To be torn off by the Judge of Election.

No.

Fold to this line.

Republican Party Ticket.

(Name of Municipality) ... Ward ... Election District

(Date) JOHN DOE, County Clerk.

To vote for any person whose name appears on this ballot mark a cross X or plus + with black ink or black lead pencil in the space or square at the left of the name of such person.

*For Governor.**Vote for One.*

<input type="checkbox"/>	JOHN SMITH,	Regular Progressive
<input type="checkbox"/>	HENRY BLACK,	Tax Reduction, Efficiency
<input type="checkbox"/>		

For Members of the General Assembly. Vote for Two.

<input type="checkbox"/>	WILLIAM LEE,	} Tax Reduction, Efficiency
<input type="checkbox"/>	RUDOLPH BLY,	
<input type="checkbox"/>	PETER JOHNSON,	} Regular Progressive
<input type="checkbox"/>	SIMON ABBOTT,	
<input type="checkbox"/>		}
<input type="checkbox"/>		

*For Mayor.**Vote for One.*

<input type="checkbox"/>	FRANK ADAMS,	Civic Betterment
<input type="checkbox"/>	HAROLD JONES,	Regular Progressive
<input type="checkbox"/>	JAMES BRADY,	Tax Reduction, Efficiency
<input type="checkbox"/>		

using so much of said form as may be applicable to the current primary election and extending the same to provide for cases not therein specified.

Sample Official Ballots.

Ballots and Envelopes Ordered from Printer.

34. Said municipal clerk shall cause to be printed as herewith prescribed a sufficient number of sample primary ballots of each political party and shall furnish a sufficient number of stamped envelopes to enable every district board of registry and election to mail one copy of the sample primary election ballot of each political party to each voter who is registered in said district for said primary election.

Sample ballots
mailed.

753-34
A-21-582

753-34
A-22-473

Sample Ballot Facsimile of Official Ballot.

35. The said sample ballots shall be, as nearly as possible, a facsimile of the official ballot to be voted at the said primary election and shall be printed on paper different in color from the official ballot, so that the same may be readily distinguished from the official ballot. The sample ballot shall have printed at the top in large type the words: "This sample ballot is an exact copy of the ballot to be used on primary election day. This ballot cannot be voted." The sample ballot shall also have printed thereon following the words which indicate the election district the following words: "The voting place for this election district is (Stating the location of said voting place)."

Appearance
of sample
ballot.

753-35
A-22-473

Voting place.

Words on Envelope.

36. Each of said envelopes shall have printed on the face thereof, in large type, the words, "Official Sample Primary Ballot," and in smaller type the words, "If not delivered in two days, return to" (municipal clerk).

Envelopes.

753-36
A-21-582

753-36
A-22-474

Sample Ballots and Envelopes Furnished to District Boards of Registry and Election.

37. The municipal clerk in each municipality in this State shall furnish to a member of each board of registry and election in his municipality, at his office,

Number of
ballots and
envelopes.

753-37
A-21-582

753-37
A-25-52

on or before Tuesday preceding the primary election in September in each year, sufficient sample ballots and sufficient stamped envelopes to enable said board to mail said sample ballots to said voters as aforesaid. Each of said boards shall give the municipal clerk a receipt for said sample ballots and envelopes, signed by one of their members.

Mailing of Sample Ballots.

When sample
primary ballot
mailed.

38. Each of said boards shall prepare and deposit in the post office, on or before twelve o'clock noon on Wednesday preceding the said primary day, said stamped envelopes containing a copy of the sample primary ballot of each political party addressed to each voter whose name appears in the said primary election registry book.

Posting of Sample Ballots.

Sample
posted.

39. The board of registry and election shall also post such sample ballot in the polling place in its district and five other public places therein.

Return of Unused Sample Ballots and Envelopes.

Return of
unused ballots
and envelopes.

40. Said district boards of registry and election shall return to said municipal clerk the unused sample ballots and stamped envelopes, with a sworn statement in writing, signed by a majority of the members of said board, to the effect that the remainder of said sample ballots in envelopes were actually mailed or posted as provided in this act, and the members of said board failing to file such statement shall receive no compensation for the service of mailing as aforesaid.

Public Display of Returned Envelopes.

Undelivered
envelopes.

754-41
A-21-583

41. All said envelopes which shall have been mailed but undelivered to the addressee and shall have been returned to the municipal clerk and shall be retained by said municipal clerk for thirty days, open to public inspection.

Official Primary Ballots.

Ballots Ordered from Printer.

42. Not later than twelve o'clock noon of the Saturday preceding said primary for the general election said municipal clerks shall have had printed and on hand in his office for the use of each of said political parties official ballots equal in number to double the number of votes cast by such political party at the then last preceding election for members of the General Assembly held in such election district. When an election district shall have been divided or the boundaries thereof changed, or a new district created, the municipal clerk shall ascertain as nearly as may be possible the number of voters in the new or rearranged or divided district, and provide therefor a sufficient number of ballots in the above proportion.

Ballots ready.

755-42
A-21-583755-42
A-22-474

Style of Ballot.

43. Said ballots shall be printed on plain white paper uniform in size and quality and type and of such thickness that the printing thereon cannot be distinguished from the back of the paper, and without any mark, device or figure on the front or back thereof except as in and by this act provided.

Style of ballots.

Correction of Error in Official Ballots.

44. Whenever it shall appear that any error or omission has occurred in the printing of the official ballots for any primary election, by any municipal clerk, any voter resident in any election district affected by such error or omission may present to the justice of the Supreme Court holding the Circuit Court in and for the county containing said election district a verified statement setting forth such error or omission, and such justice, being satisfied thereof, shall thereupon summarily, by his order, require the municipal clerk to correct such error and omission, or show cause why such error and omission should not be corrected.

Corrected ballots.

755-44
A-21-583

Delivery of Ballots and Ballot-Boxes.

Municipal Clerk to Members of District Boards of Registry and Election.

Delivery of
ballots and
boxes to elec-
tion board.

45. The said municipal clerk shall, on the day preceding said primary election, cause to be delivered, at his office, to a member or members of the district board of registry and election of each election district within his municipality, the ballots and the ballot-boxes provided for each election district, and any registers and poll-books and other documents that he may have received from the county clerk or the county board of elections, and to take a receipt from said member or members therefor, which last mentioned receipt the clerk of such municipality shall file and preserve for the period of one year.

Members of District Boards to Entire Board.

Delivery on
primary elec-
tion day.

46. Said member or members shall, on the morning of the primary election, before proclamation of the opening of the polls, deliver the ballot-boxes and the ballots by them received to the election boards of their respective election districts, with the seals thereof unbroken, and shall take receipts therefor from said election board, which said receipts said member or members shall preserve for one year.

Balloting.

Time and Place of Holding.

Primary day.

756-47
A-25-52

47. The primary election for the general election shall be held for all political parties in the same places and at the same time as herein provided for the second day of registration of voters for said ensuing general election, i. e., upon the fourth Tuesday of September in each year, between the hours of seven A. M. and nine P. M.

Polls open.

Registration Privilege and Requirement.

Registering
and voting.

756-48
A-21-584

48. On said primary election day any voter may register for the ensuing general election without being obliged to vote at said primary election, but every voter before voting at the said primary election shall register for the ensuing general election.

Officers in Charge.

49. All of the members of said board of registry and election shall conduct the primary election for all political parties holding primary elections under this act.

By whom
election con-
ducted.

Method of Conduct.

50. Said primary election for the general election shall be conducted by the district boards or registry and election substantially in the same manner as the general election, except as herein otherwise provided.

How election
conducted.

757-50
A-21-584

Use of Primary Election Registry Book.

51. Each district board of registry and election shall use at said primary election the primary election registry book, made up as hereinbefore provided and the number of the ballot given to each voter shall be marked in front of the name of said voter on said primary election registry book.

Registry
book used.

Keeping of Party Primary Poll-Books.

52. In addition to the primary election registry book hereinbefore provided, there shall also be kept a primary party poll-book for each political party, which shall be called and labeled Primary Party Poll-Book, inserting the proper name of the political party. The district board of registry and elections shall cause the name of each voter at said primary election to be written in ink, in the primary party poll-book of the political party in whose ballot-box said vote is deposited. Each of these primary party poll-books shall be signed by the members of the district board of registry and elections at the close of said primary election and delivered by said board to the clerk of the municipality at the time of the delivery of the ballot-boxes.

Party primary
poll-book.

Balloting Regulations.

53. No voter shall be allowed to vote at said primary election unless his name appears on the poll-book of the previous general election, or has been placed on said primary election registry book prior to said primary day as hereinabove provided. No

Who may
vote at pri-
mary.

757-53
A-21-585

757-53
A-22-474

voter shall be allowed to vote in the ballot-box of a political party if the name of such voter appears in the primary party poll-book of another political party as made up at the next preceding primary election.

Ascertainment of Right to Vote.

Right to vote.

54. Each voter offering to vote shall announce his name and the party primary in which he wishes to vote. The district board of registry and election shall thereupon ascertain by reference to the primary election registry book required by this act, and if necessary by reference to the poll-book of the preceding general election or the primary party poll-books of the preceding primary election, that said voter is registered as required by this act, and also that he did not vote in the party primary of any other political party at the last preceding primary election; in which event he shall be allowed to vote.

Balloting Procedure.

Preparing and
casting ballot.

758-55
A-22-475

55. Said voter shall thereupon prepare and cast his ballot in substantially the same manner as herein provided for the preparation and casting of ballots at the general election and subject to the same regulations.

Challenge Procedure.

If challenged.

758-56
A-21-585

56. In case a voter is challenged, he shall take an oath or affirmation, to be administered by a member of the district board or registry and elections in the following form: "You do solemnly swear (or affirm) that you are a member of the political party (specifying the political party to which the affiant claims to belong); that at the last election for members of the General Assembly at which you voted you voted for a majority of the candidates of said party nominated for national, State and county offices, and that you intend to support the candidates of said party at the ensuing election." If the person so challenged shall refuse to take the oath or affirmation so tendered to him, he shall be deemed not to be qualified or entitled to vote at such primary election.

Canvass of Votes; Ascertainment and Certification of Results.

Procedure of Counting of Ballots by District Board of Registry and Election.

57. At the close of the primary election for the general election each district board of registry and election shall immediately proceed to count the votes cast at such election and ascertain the results thereof for the candidates of each political party holding such elections, proceeding in the manner indicated by the statement hereinafter provided for, and as nearly as may be in the manner herein required for the counting by said district board of registry and election of votes cast at the general election.

Counting
the votes.

Statement of Election.

58. The said district boards of registry and election shall at the conclusion of such canvass make up and sign two statements of the result of such election. Said statements shall in words at length show the entire number of votes cast at such election, the whole number of ballots rejected, the whole number of ballots cast for each party as indicated by the party names at the head of the respective party tickets, and the number of votes received by each person as a candidate for nomination for office, or position.

Statement.

Form of Statement.

59. The aforesaid statement shall be substantially in the following form:

Form of
statement.

Statement of the result of a primary election held in the ward election district of the of (municipality) in the county of and State of New Jersey, on the day of 19....:

Total number of names on the primary election registry book at said election the total number of votes cast was:

The total number of ballots cast was.....

The total number of ballots rejected was

.....

(Filling in the name of the political party in each instance and the number of ballots cast or rejected in words at length and in figures.)

For candidates of the party for the office or position received votes. (Filling in the name of each candidate and the number of votes received by such candidate in words at length and in figures.)

Certification of Statement.

Certification
to statement.

60. To such statement shall be added a certificate in the following form:

We certify the foregoing to be a true and correct statement of the result of the primary elections held in such district at the time above stated; that the same truly and correctly exhibits the entire number of votes cast for each political party at such election, the whole number of ballots rejected and the number of said ballots rejected belonging to each party respectively; also the number of votes received by any person to be a candidate of any party for any office or position named on any ballot or ballots cast at such election.

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

.....	} District Board of Registry and Election.
.....	
.....	
.....	

Statement Transmitted to County and Municipal Clerks

Statements
transmitted
to proper clerk.

61. Said district board of registry and election shall immediately deliver or transmit said statement to the clerks of the county and municipality within which the said primary election was held.

Canvass by Municipal Clerks of Statements of District Boards of Registry and Election.

Canvassing Procedure for Municipal Clerks and Certificate of Election to County and Municipal Committeemen.

Canvass by
municipal
clerks.

62. Said municipal clerk shall forthwith canvass said statements of the district board of registry and

election as far as they relate to the election of members of the county and municipal committee of any political party, and shall issue a certificate of election to each person shown by the returns filed in the office of said municipal clerk to have been so elected.

Canvass by County Clerks of Statements of District Board of Registry and Election.

Canvassing Procedure for County Clerks.

63. Said county clerks shall forthwith canvass said statements relating to all officers and positions to be voted for by the voters of the entire State, county, congressional district, municipality or ward, and shall determine what persons have by the highest number of votes been so elected or nominated by said political parties. In the case of United States Senator, Governor and member of the House of Representatives the said county clerk shall immediately transmit to the Secretary of State a statement showing the total number of votes cast for such officers in said county. Said statement shall be in the form herein provided for the statement required to be transmitted by the district board of registry and election.

Canvass by
county clerk.

761-63
A-21-585

Certificate of Election to the County Clerk.

64. The county clerk shall issue a certificate to the person receiving the highest number of votes for the position of member of the State committee of any political party at the primary as shown by the returns in his office.

Certificate
State commit-
teeman.

761-64
A-22-476

Canvass by Secretary of State of Statements of County Clerks.

Canvassing Procedure for Secretary of State.

65. Said Secretary of State shall forthwith canvass said statements of said county clerks and determine what persons by the highest number of votes have been so nominated by the voters of said political parties of such State or portion thereof involving more than a single county or congressional district.

Canvass by
Secretary of
State.

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A-25-53

Filling Vacancies Among Nominees.

After Primary and Twenty Days Before General Election.

Filling vacancies before primary.
762-66
A-22-477

66. In the event of a vacancy occurring by death, removal or otherwise among candidates nominated at primaries, which vacancy shall occur not later than twenty-three days before the general election, or in the event of inability to select a candidate because of a tie vote at said primary, a candidate shall be selected in the following manner: In case of an office to be filled by the voters of the entire State or a portion thereof involving more than one county, said candidate shall be selected by the State committee of the political party wherein such vacancy has occurred; in the case of an office to be filled by the votes of an entire county or a portion thereof involving more than one municipality, said candidate shall be selected by the county committee of such political party within said county; *provided*, that when a vacancy shall occur in a congressional district lying wholly within a county, the county committee of the political party of said county wherein such vacancy has occurred shall select a candidate to fill such vacancy and shall certify the name of such candidate to the chairman of the State committee who shall certify the name of such candidate to the Secretary of State, and in the case of an office to be filled by the voters of an entire municipality or portion thereof, then such candidate shall be selected by the municipal committee of such political party within said municipality, if there is such a committee, and if not by the county committee; *provided*, that in case of a tie vote such selection shall be made from among those who have thus received the same number of votes at said primary. Such committee shall make such selection within five days after the vacancy shall occur and file a statement of such selection as follows: The State committee with the Secretary of State, the county committee with the county clerk, and the municipal committee with the county clerk; *provided*, that such statement shall not be filed later than twenty days prior to the general election, which statement shall be in substantially the same form as is required by this act for filling vacan-

Proviso.

Proviso—
tie vote.

Selections.

Proviso.

cies for candidates nominated by petition for the primary election. The person so selected shall be the candidate of the party for said office at the ensuing general election.

ALL PRIMARIES.

Return of Election Documents, Equipment, Etc.

District Boards of Registry and Election to Municipal Clerks.

67. At the close of all primary elections held according to the provisions of this act, and after counting the ballots cast at such primary and making the statements thereof as herein provided each district board of registry and election shall place all ballots voted at such election and all spoiled and unused ballots inside the ballot-boxes used at said election, and after locking and sealing the same, shall forthwith deliver said ballot-boxes to the municipal clerk and the keys thereof to the county clerk. Said board shall also at the same time and along with the said ballot-boxes deliver to said municipal clerk the general election poll-book, and the party primary poll-books of the previous year, together with the primary election register book, the primary party poll-books made up at the current primary election, affidavits and all other books and forms which shall have been used by said board at said primary election. The municipal clerk shall, on or before the Tuesday following the primary election, file the primary election registry books of the various election districts with the county board of election, who shall preserve same for a period of five years.

Action by district boards at close of primary.

Delivery of ballot-box.

Primary Books Open for Public Inspection.

68. The said party primary poll-books shall be kept by the municipal clerk subject to public inspection, and any voter whose name appears therein may apply to the judge holding the Circuit Court for his county, at any time prior to the next primary election to have his name stricken from said book, and said judge shall have power to hear said application in a summary way, at such time and upon such notice to such person

Party books open to inspection.

Removal of name.

as he may prescribe, and if satisfied that the applying voter's name has been improperly placed on said primary book, said judge may make an order directing the municipal clerk to erase said name from said primary book, and said clerk shall thereupon erase the same.

Custody of Primary Books.

Custody of
primary books.

764-69
A-21-586

69. Said primary books shall be kept by said clerk until the ensuing primary election, and then delivered by him to the board of registry and election for use as herein provided at such ensuing primary election.

Regulation by Application.

Application
of act to
primaries.

70. Any provisions of this act which pertain particularly to any election or to the general election shall apply to the primary election for the general election in so far as such provisions are not inconsistent with the special provisions of this act pertaining to the primary election for the general election.

ARTICLE XXIV.

PRIMARY ELECTION FOR DELEGATES AND ALTERNATES TO NATIONAL CONVENTIONS.

Notice of Elections.

State Committee to Secretary of State.

Secretary of
State notified
of delegates
to be chosen.

1. In every year in which primary elections are to be held as herein provided for the election of delegates and alternates to the national conventions of political parties the chairman of the State committee of said political parties shall notify the Secretary of State, on or before the fifteenth day of March of said year, of the number of delegates at large, and the number of alternates at large, to be elected to the next national convention of his party, by the voters of the party throughout the State, and also of the number of delegates and alternates who are to be chosen to said national convention in the respective congressional districts or other territorial subdivisions of the State, as mentioned in said notification. If the State chairmen, or either of them, shall fail to file such notice, it shall be the duty of the Secretary of State to ascertain the

said facts from the call for said national convention issued by the national or State committee of said party.

Secretary of State to County Clerks and County Boards of Elections.

2. The Secretary of State shall, on or before the twentieth day of March in such year, certify to the county clerk and county board of elections of each county in this State the number of delegates and alternates at large to be chosen by each party as aforesaid, and the number of delegates and alternates to be chosen in each congressional district or other territorial subdivision of the State composed in whole or in part of the county of such county clerk.

Certifications
to proper
clerks.

County Boards of Elections to Public.

3. The county board of election shall, at least two weeks preceding the primary for the election of delegates and alternates to the national convention of political parties, cause a notice to be published in at least one, but not more than two newspapers printed and published in each municipality within said county to the effect that such primary elections are to be held and giving the time, place and purpose thereof. In municipalities having more than fifteen thousand population, said notices shall include a short description of the boundary lines of each election district therein, and the place of meeting of the district board of registry and election for said district. In all municipalities said notices shall be published in such newspaper or newspapers at least once, and not more than twice in each week. Furthermore, notice of the time and place of holding such primary elections shall also be given by the clerks of each district board of registry and election by five or more advertisements posted at conspicuous places in their election district at least ten days before such primary elections.

Notice of
election for
delegates.

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R-25-53

Primary Election Registry Book.

4. In the case of primary elections for delegates and alternates to the national conventions of political parties every district board of registry and election shall prepare and have ready at least ten days before such

Primary regis-
try book.

765-4
R-25-53

primary election a primary registry book made up from the names of voters listed in the poll-book of the last preceding general election and of those who register by affidavit as herein provided.

Registration by Affidavit.

Placing name
on registry
book by affi-
davit.

766-5
A-21-586

766-5
R-25-53

5. Any voter qualified to vote at the general election in this State who did not vote at the last preceding general election, and any person who will be entitled to exercise the right of suffrage on the day of the next ensuing general election following any primary election for delegates to national conventions, may have his name placed upon said primary election registry book by filing with the municipal clerk on or before the second Tuesday preceding the day of the primary, an affidavit in the form now required by this act for registering voters for any general election. Said municipal clerk on the day following the receipt of said affidavits shall file the same with the county board of elections.

Party Affiliations Indicated on Register.

Indicating
party affilia-
tion.

766-6
R-25-53

6. Said district boards of registry and election after the completion of said primary election registry book shall consult the primary party poll-books of the primary election for the next preceding general election and in accordance with the voters listed therein place the letters "R" or "D" or as the case may be, after the names included in said primary election registry book. Immediately after the completion of said primary election registry book the district boards of registry and election shall file the same together with the poll-book of the last preceding general election with the county board of elections, who, after making use of same as hereinbefore provided, shall return the same to the district boards of registry and election in time to be used at said primary election.

Nomination by Petition.

Nominated
by petition.

7. Candidates for election as delegates or alternates to the national conventions of political parties shall be nominated by petition in the same manner as herein provided for the nomination of candidates to be

voted for at the primary election for the general election except as herein otherwise provided.

Delegates and Alternates at Large and Chosen from Congressional District.

8. Not less than one hundred members of said political parties may file with the Secretary of State on or before the first day of April in any year of a presidential election, a petition requesting that the name of a person therein endorsed shall be printed on the primary ticket of their political party as candidate for the position of delegate at large or alternate at large, to be chosen by the party voters throughout the State to the national convention of said party, or as a delegate or alternate to be chosen to said convention by the voters of any congressional district. The signers to the petition for any delegate at large or alternate at large shall be legal voters resident in the State; and the signers for any delegate or alternate from any congressional district shall be voters of such district. The Secretary of State shall, within five days thereafter, certify to each county clerk and county board of elections said nominations for delegates and alternates at large, and the nominations for delegate or alternate for any congressional district.

Petition to place names on primary ticket.

Choice for President in Petition.

9. Candidates for the position of delegates or alternates may be grouped together, and they also may have the name of the candidate for President whom they favor placed opposite their individual names or opposite such groups, if they so request in their petitions, under the caption "Choice for President."

Delegates grouped.

Choice expressed.

Petition Endorsing Nominee for President.

10. It shall be lawful for not less than one thousand voters of any political party in this State to file a petition with the Secretary of State on or before the first day of April in any year in which a President of the United States is to be chosen, requesting that the name of the person endorsed in said petition as a candidate of the said party for the office of the President of the United States shall be printed upon the official primary

Petition to place choice on ballot.

ballot of said party for the then ensuing election for delegates and alternates to the national convention of said party. Said petition shall be prepared and filed in the form and manner herein required for the endorsement of candidates to be voted for at the primary election for the general election; *provided, however*, that it shall not be necessary to have the consent of such candidate for President endorsed on said petition.

Proviso.

Certification of Nominees.

Nominees.
certified to
clerks.

Proviso.

11. The Secretary of State shall certify the names so filed in his office to the county clerk of each county on or before the sixth day of April; *provided, however*, that if any person so endorsed shall on or before the sixth day of April decline in writing, filed in the office of the Secretary of State, to have his name printed upon said primary election ballot as a candidate for President, the said Secretary of State shall not certify the name of such candidate to the respective county clerks.

Printer's Copy.

Preparation and Display by County Clerks.

Official ballots
ready.

768-12
R-25-53

12. The clerks of the various counties shall not later than fifteen days prior to the primary for delegates and alternates to the national conventions of political parties have prepared and ready for public inspection in his office printers' copies of the official ballots to be used at said primary.

Contents and Form of Ballot.

How prepared.

768-13 •
R-25-53

13. Said printers' copies of the ballots shall be prepared in the manner and form hereinbefore provided for printers' copies of the official ballots to be used by political parties at the primary for the general election and shall contain the names of the nominees of said parties for President, if such there be, under the words, "Choice for President of the United States," and the names of delegates and alternates certified to said county clerks as hereinbefore provided by the Secretary of State.

Sample Ballot.

Printing of Sample Ballots.

14. Said county clerk shall in the same manner and form as herein provided for the primary election for the general election cause to be printed from said printer's copy for the selection of delegates and alternates to the national conventions, a sufficient number of official sample primary ballots of each party, and a sufficient number of stamped envelopes, to enable each district board of registry and election to mail one copy of the sample primary ballot of each political party to each voter who has registered for said primary election. Said county clerk shall deliver such sample ballots and sufficient number of stamped envelopes to the various municipal clerks on the second Saturday preceding the day of the primary election.

Sample primary
ballots.769-14
R-25-53Delivery to
municipal
clerks.

Delivery of Sample Ballots to District Boards of Registry and Election.

15. On the Tuesday preceding said primary election each municipal clerk shall at his office deliver to each board of registry and election in his municipality the sample ballots and stamped envelopes provided for the election districts which said board represents and take a receipt for the same signed by one of the members of said board.

Delivery to
district boards.769-15
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R-25-53

Disposition of Sample Ballots.

16. Said sample ballots shall then be distributed, posted and otherwise disposed of at the same time and in the same manner hereinbefore provided for sample ballots for the primary election for the general election.

How sample
ballots used.769-16
R-25-53*Official Ballot.*

Printing and Correction.

17. The official ballots for said primary election shall be printed by the county clerk, and any errors or omissions on said ballot corrected in the same manner as hereinbefore provided for the printing and correction of the official ballots for the primary election for the general election, and delivered to each municipal clerk on the Saturday preceding the primary election.

Printing and
corrections.769-17
R-25-53

Delivery of Ballots and Ballot-Boxes.

Delivery of
ballots and
boxes.

770-18
R-25-53

18. The ballots and ballot-boxes required for use in each election district of this State shall be delivered to the district boards of registry and election of said district at the same hours and in the same manner as herein provided in the case of the primary for the general election.

Election Procedure.

How presi-
dential pri-
mary con-
ducted.

770-19
R-25-53

19. The primary election for delegates and alternates to the national conventions of political parties shall be conducted by the members of the district boards of registry and election, as near as may be in the manner hereinbefore provided for the conduct of the primary for the general election.

Canvass of Votes and Ascertaining and Certifying Results.

Canvass,
statements,
certificates.

770-20
R-25-53

20. The district boards of registry and election, the county clerks and Secretary of State upon the close of the primary election held for the election of delegates and alternates to the national conventions of political parties shall in turn canvass the votes cast thereat, prepare statements of such canvass and the Secretary of State shall issue certificates of election to the persons shown by such canvass and statements to have been elected to the positions of such delegates and alternates. In making such canvass and in ascertaining and certifying to the results thereof they shall proceed in the same manner as herein provided for the primary election to the general election, provided that the Secretary of State in all cases where nominees for President of the United States have been placed upon the ballot of any political party shall publicly announce the vote cast for said candidate as shown by the said statements so filed in his office.

Regulation by Application.

Application
of act.

770-21
R-25-53

21. Any provisions of this act which pertain particularly to any election or to the general election or to the primary election for the general election shall apply to the primary election for delegates and alternates to national conventions in so far as such provi-

sions are not inconsistent with the special provisions of this act pertaining to the primary election for delegates and alternates to national conventions.

PART FOUR. SPECIAL ELECTIONS AND FILLING
VACANCIES.

ARTICLE XXV.

GENERAL PROVISIONS.

Election Procedure to be Followed.

1. Except as herein otherwise provided candidates for public office to be voted for at any special elections shall be nominated and said special election shall be conducted and the results thereof ascertained and certified in the same manner and under the same conditions, restrictions and penalties as herein provided for primary and general elections.

Procedure
in special
elections.

No New Register Required in Unchanged Election
Districts.

2. In all cases where the boundaries of an election district shall have remained unchanged between one election and the time for preparing registers for a next ensuing special election, it shall not be necessary for the district board of registry and election of said district to make a new register, but only to correct and revise the register used at the general election next preceding such special election.

Registry in
unchanged
districts.

Petition used for Nomination for Special Elections.

3. Candidates to be voted for at a special election shall be nominated exclusively by the members of the same political party by petition in the manner herein provided.

Candidates
at special
elections.

Filling of Vacancies by Writ of Election.

4. Whenever any vacancy or vacancies shall happen in the representation of this State in the United States Senate or in the House of Representatives, it shall be the duty of the Governor to issue a writ or writs of election to fill such vacancy or vacancies, unless the term of service for which the person or persons

Filling va-
cancies in
Congress.

whose office or offices shall become vacant will expire within six months next after the happening of such vacancy or vacancies, and except as hereinafter provided. Whenever any vacancy shall happen in the representation of any county in the Senate or General Assembly, the house in which such vacancy happens shall direct a writ of election for supplying the same, unless such house shall be of the opinion that the services of a person in the office then vacant will not be required during the unexpired period of the legislative year; but if such vacancy happens during the recess of the Legislature, or after the annual election, and not less than fifteen days before the commencement of the legislative year (or a shorter time before such commencement, if the board of chosen freeholders make the requirement hereafter mentioned), it shall be the duty of the Governor forthwith to issue a writ of election to fill the said vacancy, unless he shall be of opinion that the services of a person in the office then vacant will not be required during the legislative year, or the residue thereof; but the neglect of the Governor to issue a writ for filling such vacancy shall not preclude the house in which such vacancy may have happened from causing the same to be filled, if they judge it advisable; *provided*, that if the board of chosen freeholders of such county shall signify in writing to the Governor, in case such vacancy occurs during the recess of the Legislature, or after the annual election, and before the commencement of the legislative year, or to such house, when in session, the desire of such board that the vacancy shall be filled, then such house, or the Governor, as the case may be, shall forthwith, after such signification, issue such writ.

Proviso.

Nature of Writ.

Proclamation
issued.

5. Every writ of election which shall be issued under the provisions of this act shall be of the nature of a proclamation, and be signed by the Governor, or by the President of the Senate, or the Speaker of the House of Assembly, as the case may be.

Special Election and Primary Therefor Designated.

6. Said writ may designate the next general election day for the election, but if a special day is designated, then it shall specify the cause and purpose of such election, the name of the officer in whose office the vacancy has occurred, the day on which a special primary election shall be held, which shall be not less than thirty-one days, nor more than forty days, following the date of such proclamation, and the day on which the special election shall be held, which shall be not less than fourteen nor more than twenty days following the day of the special primary election. Furthermore, said writ shall specify the day or days when the district boards of registry and election shall meet for the purpose of making, revising or correcting the registers to be used at said special election; *provided, however,* if the vacancy shall happen in the representation of this State in the United States Senate such election shall take place at the general election next succeeding the happening thereof, unless such vacancy shall happen within thirty days next preceding the primary election prior to such general election, in which case such vacancy shall be supplied by election at the second succeeding election, unless the Governor of this State shall deem it advisable to call a special election therefor, which he is authorized hereby to do.

Election day designated.

Proviso.

Delivery of Writ to Secretary of State.

7. Every such writ shall, by the officer issuing the same, be delivered forthwith to the Secretary of State, who shall forthwith affix thereto the seal of this State, and file the same in his office.

Delivery of writ.

Delivery of Copies of Writ to County Clerk.

8. In case such vacancy or vacancies shall have happened in the representation of any county, in the Senate or Assembly, said Secretary of State shall make, or cause to be made, copies of such writ, certify the same to be true and correct under his hand, and cause such copies thus certified to be delivered to the county clerk and to the county board of elections of such county, and in case such vacancy or vacancies shall have

Vacancies in Legislature.

happened in the representation of this State in the United States Senate, he shall cause as many copies of such writ to be made as there are counties in the State, and in case such vacancy or vacancies shall have happened in the representation of this State in the House of Representatives, he shall cause as many copies of such writ to be made as there shall be counties in such vacant congressional district or districts, certify each of the same to be true under his hand and cause such copies to be delivered to the county clerk and county board of elections of each of said counties.

Notice by Officials to Public.

Publication of Writ.

Publication
of writ.

9. The county board of elections of each of said counties shall forthwith after the receipt of any such copy of said writ cause the same to be published at least once a week until the time of such primary, general or special elections in at least two newspapers printed and published in said county, if so many there be, and if such election shall be held to fill a vacancy or vacancies in the representation of such county in the Senate or Assembly, such publication shall be made at the expense of such county; and if such election shall be held to fill a vacancy or vacancies in the representation of this State in the United States Senate or in the House of Representatives, such publication shall be made at the expense of this State.

Special Elections and Filling Vacancies.

Vacancies
in municipal
offices.

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Selection of
candidates.

10. In the event of any vacancy occurring by death, removal, resignation or otherwise in any county or municipal office filled at the general election which vacancy shall occur subsequent to twenty days prior to the primary election day, and twenty-five days preceding the general election the county committee of each political party in the county affected by such vacancy or the municipal committee, if there be such, and if not then the county committee of such political party in the county in which the municipality is located affected by such vacancy is hereby authorized to select a candi-

date for the office in question and within twenty days prior to the general election file a statement of such selection duly certified to with the county clerk and the person so selected shall be the candidate of the party at the ensuing general election. Besides the selection of candidates by the respective committees of each political party as aforesaid, candidates may also be nominated by petition in a similar manner as herein provided for direct nomination by petition for the general election; *provided, however*, that such petition shall be filed with the county clerk, at least twenty days prior to such general election. Any vacancy happening in the office of sheriff, coroner, clerk, register or surrogate of any county, shall be supplied at the general election next succeeding the happening thereof, unless such vacancy shall happen within fifteen days next preceding such election, in which case such vacancy shall be supplied at the second succeeding general election.

Proviso.

Vacancies in
county offices.

SPECIAL ELECTIONS OTHER THAN THOSE TO FILL VACANCIES IN U. S. SENATE; U. S. HOUSE OF REPRESENTATIVES; STATE SENATE AND GENERAL ASSEMBLY.

Notice of Special Election.

Procedure.

11. Notice of special elections other than those to fill vacancies in the United States Senate, United States House of Representatives, State Senate or General Assembly shall be given in accordance with the provisions of any statute, ordinance or resolution relative thereto, provided that if such statute, ordinance or resolution fails to provide for the giving of said notice by officials to officials or by officials to the public, then such notice shall be given in the same manner as herein provided for giving notice of the general election so far as may be.

Notice of
special elec-
tions.

General Provisions Regarding Registration.

Modification of Procedure by County Boards of Election.

Registers.

12. The registers for such special elections shall be made up as herein provided with such modifications, if any, as to the time of meeting of the district boards or registry and election as the county boards of election may deem necessary.

Delivery of Registers by County Clerk to Municipal Clerk.

Delivery of registers to municipal clerks.

13. In each municipality which at the Federal census next preceding said special election has a population exceeding fifteen thousand the county clerk shall deliver to the clerk of said municipality in which said special election is to be held, at least thirty days prior thereto, the signature copy registers filed with said county clerk at said previous general election. In any municipality of fifteen thousand population or less said county clerk shall deliver said registers of voters to the clerk of such municipality at least thirty days prior to said special election.

Delivery of Registers by Municipal Clerk to District Boards of Registry and Election.

Delivery of registers to district boards.

14. In said municipalities exceeding fifteen thousand population said municipal clerks shall deliver said signature copy registers to the district boards of registry and election of said municipalities in time to be used at said special election. In said municipalities of fifteen thousand population or less said municipal clerks shall deliver said registers of voters to the district boards of registry and election of said municipalities in time to be used at said special election.

Registration in Municipalities of Over Fifteen Thousand.

First Meeting of District Boards.

Meeting for registration in municipalities over 15,000.

15. In said municipalities exceeding fifteen thousand population said district boards of registry shall meet at the polling places assigned to them for regis-

tration purposes on Tuesday four weeks next preceding said special election, between the hours of one P. M. and nine P. M.

Posting Copies of Register After First Meeting.

16. On the day succeeding such first meeting, each of the clerks shall post, in hand-bill form, in some conspicuous place in such election district, a copy of the revised register. Revised register posted.

Second Meeting of District Boards.

17. Said boards shall hold a second and final meeting at the same places and between the same hours on the Tuesday two weeks next preceding said special election. Second meeting.

Disposition of Registers After Second Meeting.

18. On the day succeeding such second meeting, one copy of said register shall be delivered by the chairman to the county board of elections to be filed by them and one copy shall be retained by him for use by the district board of election at said special election. Disposition of registers.

Registration in Municipalities of Fifteen Thousand or Under.

Meeting of District Boards.

19. In said municipalities of fifteen thousand population or less said district boards of registration and election shall meet for registration purposes as herein required for said boards in municipalities of over fifteen thousand on the Tuesday next preceding such special election, between the hours of one P. M. and nine P. M. Meeting for registration in municipalities under 15,000.

Disposition of Registers After Meeting.

20. No copy of any register prepared or revised and corrected register at such meeting need be posted, but one copy thereof shall be filed by the chairman of the district board of registry and election with the county board of elections within one day thereafter and another copy retained by him for use by the district board of election at said special election. Disposition of registers.

*Revision of Registers by County Boards of
Election.*

Meetings and Procedure.

Revising regis-
ters by county
boards.

21. It shall be the duty of the several county boards of elections to sit on Thursday and also on Friday next preceding any special election in their respective counties for the purpose of adding to the register the names of any legal voters entitled to vote at such election and erasing therefrom the name of any person not so entitled to vote; and such county board shall proceed in all respects as is provided for the revision by them of the register for the general election.

778-Caption
following 21
A-21-587

PART FIVE. ANY ELECTION.

ARTICLE XXIV.

RECOUNT OF VOTES.

Application to Court for Recount.

Application
for recount.

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A-21-587

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A-22-479

1. Whenever any candidate at any election shall have reason to believe that an error has been made by any district board of registry and election or board of canvassers in counting the vote or declaring the vote of such election, or whenever any citizen shall have reason to believe that an error has been made by any of said boards in counting the vote or declaring the result of any election upon any proposition or question submitted to the electors, whereby the result of such election has been changed, such candidate or such citizen may, within two weeks after any election, apply to any justice of the Supreme Court for a recount of the votes cast at such election.

Expenses of Record.

Deposit to
meet expenses.

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A-22-479

2. Any applicant for such recount upon applying therefor shall deposit with the county clerk such sum of money as such justice shall order as security for the payment of the costs and expenses of such recount in case the original count be confirmed, or the result of such recount is not sufficient to change the result; the said justice shall fix and determine the amount of compensation to be paid for making such recount of the

ballots, and the costs and expenses thereof; if it shall appear that an error sufficient to change the result has been made, then the expenses of such recount shall be paid by the county or municipality in and for which such election was held, upon the warrant of said justice, the same as other election expenses are paid; but if no error shall appear sufficient to change such result, then the costs and expenses of such recount shall be paid by the party making the application.

Recount Proceedings.

3. Said justice shall be authorized to order and cause, upon such terms as he may deem proper, a recount of the whole or such part of the votes as he may determine, to be publicly made under his direction by the county board of elections, which board shall have power to subpoena witnesses to testify and produce documents and paraphernalia as said board may determine, after three days' notice by such candidate to the parties interested of the time and place of such recount. The district board of registry and elections or a majority thereof shall be subpoenaed to be present at such recount to witness the opening of the ballot-box or boxes used in their election district, and to give such testimony as the county board of elections shall deem necessary. Said justice shall have power to decide all disputed questions which the board shall fail to decide by a majority vote thereof.

Order of
court as to
procedure.

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Correction of Error in Public Office Recount.

4. If it shall appear upon such recount that an error has been made sufficient to change the result of such election, then such justice in case of candidates shall revoke the certificates of election already issued to any person, and shall issue in its place another certificate in favor of the party who shall be found to have received a plurality of the votes cast at such election, which certificate shall supersede all others and entitle the holder thereof to the same rights and privileges as if said certificate had been originally issued by the canvassing board.

Corrections.

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Another cer-
tificate if
required.

Filing of New Certificate.

New certificate
filed.780-5
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5. Whenever any such certificate shall be issued by any justice of the Supreme Court, the same shall be filed with the Secretary of State or with the clerk of the county or municipality in and for which such election was held.

Certificate Delivered to Successful Candidate.

Certificate
delivered to
proper party.

6. Such Secretary of State, county or municipal clerk shall make and certify, under his hand and official seal, a copy thereof, and shall, without delay, deliver such copy to the person who shall be so declared elected.

Copy of Certificate to Secretary of State in Certain Cases.

In case of
county or
legislative
offices.

7. In case of an election for Senator, Members of the Assembly or any county officers, the county clerk shall within five days thereafter transmit to the Secretary of State at Trenton another copy of such certificate, signed by him and attested by his official seal.

Correction of Error in Referendum Recount.

Court's order.

8. In case of questions said justice shall make an order that the result of such election be corrected.

ARTICLE XXVII.

CONTEST OF NOMINATIONS OR ELECTIONS.

Grounds for Contest.

Grounds for
contest:780-1
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I. The nomination or election of any person to any public office or party position, or the approval of any public proposition, may be contested by the voters of this State or any of its political subdivisions upon one or more of the following grounds:

Fraud;

I. Malconduct, fraud or corruption on the part of the members of the board of election in any election district, or of any members of the board of county canvassers, sufficient to change the result;

Ineligibility;

II. When the incumbent was not eligible to the office at the time of the election;

Convicted of
certain crimes;

III. When the incumbent had been duly convicted before such election of any crime which would render him incompetent to exercise the right of suffrage, and

the incumbent had not been pardoned at the time of the election;

IV. When the incumbent had given or offered to any elector or any member of a board of election, clerk or canvasser, any bribe or reward, in money, property or thing of value, for the purpose of procuring his election;

Bribery;

V. When illegal votes have been received, or legal votes rejected at the polls sufficient to change the result;

Illegal voting;

VI. For any error in any board of canvassers in counting the votes or declaring the result of the election, if such error would change the result;

Errors;

VII. For any other cause which shows that another was the person legally elected;

Another elected;

VIII. The paying, promise to pay or expenditure of any money or other thing of value or incurring of any liability in excess of the amount permitted by this act, or for any purpose or in any manner not authorized by this act.

Illegal expenditures;

IX. When a petition for nomination is not filed in good faith or the affidavit annexed thereto is false or defective.

False affidavit.

Term "Incumbent" Defined.

2. The term "incumbent" in this act means the person whom the canvassers declare elected; but in case of a tie vote either party may contest the election, in which case the term "incumbent" means the person having an equal number of votes with the contestant.

"Incumbent" defined.

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Petition to Courts for Redress.

3. In the case of an office or proposition voted for by the voters of the entire State or more than one county thereof, said contest shall be heard by and determined by the Chief Justice or a justice of the Supreme Court assigned for that purpose by the Chief Justice, and shall be commenced by the filing of a petition therefor with the clerk of the Supreme Court signed by at least twenty-five voters of the State or by any defeated candidate for said nomination, party position or public office.

Petitions for redress in Supreme Court.

In all other cases said contest shall be heard and determined by the several Circuit Courts of this State,

Other contests in Circuit Courts

and shall be commenced by the filing of a petition therefor with the clerk of said Circuit Court holding session in the county wherein such office or proposition is to be contested, signed by at least fifteen voters of said county or by any defeated candidate for said nomination, party position or public office.

Bond exacted.

Such petition shall be verified by the oath of at least two of said petitioners, or by the candidate filing the same, as the case may be, which verification may be made on information and belief. Said petition shall be accompanied with a bond to the incumbent, with two or more sureties, to be approved by the justice holding such circuit, in the penal sum of five hundred dollars, conditioned to pay all costs in case the election be confirmed, or the petition be dismissed or the prosecution fail. When the reception of illegal or the rejection of legal voters is alleged as a cause of contest, the names of the persons who so voted, or whose votes were rejected, with the election district where they voted, or offered to vote, shall be set forth in the petition, if known.

Illegal voting.

Filing of Petition.

Time for
filing petition.

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4. Said petition contesting any nomination to public office, election to party office or the proposal of any proposition shall be filed not later than ten days after the primary election. Said petition contesting any election to public office or approval of any proposition shall be filed not later than thirty days after such election, unless the ground of action is discovered from the statements, deposit slips or vouchers filed under this act, subsequent to such primary or other election, in which event such petition may be filed ten or thirty days respectively after such statements, deposit slips or vouchers are filed.

Time Fixed for Trial of Case.

Trial.

5. The court shall appoint a suitable time for hearing such complaint, not more than thirty nor less than fifteen days after the filing of said petition, and the contestant shall cause a notice of such trial, with a copy of the contestant's petition, to be served on the incumbent at least ten days before the day set for trial.

Adjournment.

6. The trial shall proceed at the time appointed unless postponed for good cause shown by either party by affidavit, the terms of which postponement shall be in the discretion of the court; *provided*, the court may, for its own necessity or convenience, adjourn to such time, not more than thirty days thereafter, as it may see fit, of which adjournment the parties interested shall take notice.

Adjournment

Proviso.

Trial Proceedings.

7. The proceedings shall be similar to those in an action at law so far as practicable, but shall be under the control and direction of the court, which shall hear and determine the matter without a jury, with power to order any amendments in the petition or proceedings as to form, and to allow adjournments to any time not more than thirty days thereafter for the benefit of either party, on such terms as shall seem reasonable to the court, the grounds for such adjournment being shown by affidavit.

Trial proceedings.

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Appearance of Witnesses and Submission of Evidence.

8. The said court shall have authority and power to compel the attendance of any officer of such election and of any other person capable of testifying concerning the same, and also to compel the production of all ballot-boxes, books, papers, tally lists, ballots and other documents which may be required at such hearing; the style, form and manner of service and process and papers, and the fees of officers and witnesses, shall be the same as in the Circuit Court in other cases, as far as the nature of the case admits.

Witnesses and evidence.

Witness Obligated to Answer Questions.

9. The court may require any person called as a witness who voted at such election, to answer touching his qualification as a voter, and if the court, from his examination, or otherwise, is satisfied that he was not a qualified voter in the election district where he voted; then the court can compel him to answer for whom he voted; and if the witness answers such questions no

Must testify.

part of his testimony on the trial shall be used against him in any criminal proceedings.

Judgment Pronounced by Court.

• Judgment.

10. The court shall pronounce judgment whether the incumbent or any contestant was duly elected, and the person so declared elected will be entitled to his certificate; *provided*, that if misconduct is complained of on the part of the members of the board of election in any election district, it shall not be held sufficient to set aside the election, unless the rejection of the vote of such district would change the result as to that office.

Proviso.

Effect of Judgment in Certain Cases.

Effect of judgment.

11. If the judgment be against the incumbent, and he has already received the certificate of election, the judgment shall annul it; if the court find that no person was duly elected, the judgment shall be that the election be set aside.

Successful Party to Possess Office.

Putting proper party in office.

12. When either the contestant or incumbent shall be in possession of the office, by holding over or otherwise, the court shall, if the judgment be against the party in possession of the office, and in favor of his antagonist, issue an order to carry into effect its judgment, which order shall be under the seal of the court, and shall command the sheriff of the county to put the successful party into possession of the office without delay, and to deliver to him all books, papers and effects belonging to the same.

Appeal to Supreme Court for Error of Law.

Right of appeal.

13. The party against whom judgment is rendered may appeal for error of law only, within twenty days, to the Supreme Court, but such appeal shall not supersede the execution of the judgment of the court, unless the party so appealing shall become bound to the other party by recognizance, as provided in the thirteenth section of the act entitled "An act respecting writs of error" (Revision), approved March twenty-seventh, eighteen hundred and seventy-four; *provided*, the amount of such recognizance shall be fixed by the judge who presided at the trial, and shall be at least

Proviso.

double the probable compensation of such officer for six months.

Hearing of Appeal.

14. Such appeal shall take precedence over all other causes upon the calendar, and shall be set down for hearing, and determined upon the first day of the term, unless otherwise ordered by the court for its convenience; *provided*, that the appellant shall give ten days' notice of argument, unless the judgment of the Circuit Court shall not have been given in time to notice such appeal for trial on the first day of the term, in which case the same may be noticed for any other day in the term, and shall have the same precedence on such other day.

Appeal has precedence.

Proviso.

Enforcement of Judgment.

15. If, upon appeal the judgment be affirmed, the judge who presided at the trial, or in his absence or inability to act, any justice of the Supreme Court, shall order the judgment of said Circuit Court to be enforced, if the party against whom judgment is rendered is in possession of the office; and the proceedings on the recognizance shall be as provided for in other cases in said Supreme Court.

Enforcement of judgment.

Liability for Costs.

16. The contestant and incumbent shall be liable to the officers and witnesses for the costs made by them, respectively; but if the election be confirmed, or the petition dismissed, or the prosecution fail, judgment shall be rendered against the contestant for costs; and if the judgment be against the incumbent, or the election be set aside, then he shall pay the costs at the discretion of the court; and after the entry of the judgment of the court the costs may be collected by attachment or otherwise.

As to costs of appeal.

ARTICLE XXVIII.

MISCELLANEOUS.

Preservation of Petitions and Other Documents.

Preservation
of record, etc.

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1. All petitions of nomination, affidavits attached thereto, acceptances, objections thereto and determinations of officers or courts relative to said objections shall be preserved by the officer with whom they have been filed for a period of two years from any election at which the candidates named therein are to be voted for.

Substituting Monday for Sunday for Official Duties.

Action fall-
ing on Sun-
day done on
Monday.

2. Should the day of the filing of any petition or other document or the performance of any duty required by this act by any person fall upon the Sabbath day, said filing or said performance of any duty shall be performed upon the following Monday.

Voting in Time of War by Electors in Military Service.

Purpose of Act.

Soldiers'
voting.

3. Every qualified elector of this State, in time of war, who is in service in the military forces of this State, or of the United States, or any auxiliary forces acting in co-operation therewith by the authority of this State, or under requisition from the President of the United States shall have the right to vote at any election held in this State or in any subdivision thereof, notwithstanding the fact that such person may be absent on said election day from the election district in which he resides, whether such person is within or without this State, or within or without the United States, and notwithstanding the fact that such person may not be registered for such election as now required by law.

To Whom Act Applies.

To whom
act applies.

4. Any person shall be deemed to be in service in the military forces of this State or of the United States if actually in service as a member of the State militia of New Jersey National Guard, any branch or department of the army or navy or marine service of the United States, or any auxiliary forces acting in co-operation therewith.

Names and Addresses of Electors in Service Obtained.

5. Within forty days prior to any election of this State or any subdivision thereof the Secretary of State shall ascertain either from the Adjutant-General of New Jersey or from the Adjutant-General or other proper authority of the United States, the names and post-office addresses of every qualified elector of this State in service as aforesaid.

Name and
addresses
ascertained

If Authorities Unable to Furnish Names and Addresses, Notices Posted.

6. In case the Secretary of State is unable to obtain said names and military addresses of said electors in such service from the Adjutant-General of the State of New Jersey, or the Adjutant-General or other proper authority of the United States, he shall notify the county boards of elections in each of the counties of the State, who shall cause notices to be posted in each election district within the county setting forth that any elector in service as aforesaid resident thereof may file with said county board of election his name and military address, or that any person who has knowledge of the name and military address of said elector may likewise file with said county board of elections the name and military address of such elector of whom he has knowledge. The county board of elections may also publish such notices in whatever newspaper or newspapers they shall think necessary, the expense of such printing and publishing to be paid for by the said county.

Efforts to
obtain in-
formation.

List Prepared and Forwarded to Secretary of State.

7. From the names and addresses so filed a list of electors, as aforesaid entitled to vote at such election shall be prepared by the county boards of election at least thirty-five days before election. The county boards of election shall prepare copies of such list and forthwith mail a copy to the Secretary of State, and in cases where an election is to be held within a single municipality the county board of elections shall obtain, at least ten days before such election, from the municipal clerks, upon requisition, a sufficient number

Lists of vot-
ers made.

Ballots.	of ballots for such election, and shall forward same, with such list, to the Secretary of State to be mailed to said electors. Ballot Prepared and Mailed.
Blank ballot sent to soldier voter.	8. At least twenty-five days prior to any election the Secretary of State shall forward, by mail or otherwise, to each elector in service as aforesaid, a blank ballot conveniently prepared so that such elector may vote for any candidates at such election, or on any public question to be submitted to the voters at such election.
Names of candidates.	Candidates' Names Printed on Ballot. 9. The Secretary of State shall print the names of candidates who are to be voted for upon said ballots, whenever it is possible to do so, and in case said Secretary of State does not have sufficient time in which to print all the names of the candidates upon said ballot he may leave a part of the ballot blank, in order that the elector may insert therein the name or names of the persons for whom he desires to vote.
Usual form of ballot.	Form of Ballot. 10. The form of the ballot required by this act shall be substantially the form of ballot used at the primary, municipal and general elections, as the case may be.
Instructions as to voting.	Directions for Voting. 11. Secretary of State shall send with each ballot printed directions for voting and transmitting a ballot as required by this act. Said Secretary of State shall also send with each ballot, whether such ballot is sent by mail, or otherwise, to each elector, in service, as aforesaid, two envelopes, the outer one of which shall be addressed to the Secretary of State and shall contain a space on the back thereof for the name of the military organization to which said elector belongs and the home address at which such elector is entitled to vote, and also have printed thereon a certificate or declaration, to be signed by the elector, showing that he is a duly qualified elector of the State of New Jersey, and of its election district in which he claims residence, and that by reason of absence on account of military
Envelopes.	

service, has not been able to register, and shall be countersigned as hereinafter provided. The inner envelope shall be plain and shall contain no marks whatever.

Voting by Mail.

12. Any elector who is unable to vote at any election in the election district in which he resides, because of absence from such election district due to his being in service as aforesaid shall be entitled to fill in any ballot forwarded to him, as herein provided, on the date of such election, or any day prior thereto. Such ballot, after having been prepared by the elector intending to vote the same, shall be placed in the inner envelope, which envelope shall then be sealed and placed in the outer envelope herein provided for. Such elector shall then write upon the back of said envelope in the space left therefor the name of the military organization to which he belongs and his home address at which he is entitled to vote and also a statement as follows: "I certify that I am a duly qualified elector of the State of New Jersey, and that I reside in, in the county of, and that I am entitled to vote at the election held in the on the day of 19... I further certify that this ballot was prepared on the day of 19..." beneath which he shall sign his name. Said certificate shall be witnessed by any commissioned officer.

Soldier to fill in ballot.

Certificate on envelope.

Ballot Forwarded.

13. After having prepared the ballot as aforesaid, the elector shall forward same by mail or otherwise to the Secretary of State, State House, Trenton, New Jersey.

Mailed to Secretary of State.

Voting Unofficial Ballot.

14. Any elector in service as aforesaid who shall not have received an official ballot prior to the date of any election, shall be entitled to prepare and vote an unofficial ballot.

May use unofficial ballot.

Distribution of Envelopes by Secretary of State.

15. Upon receipt of the envelopes containing the ballots from electors in service, as aforesaid, the Secretary

Distribution of envelopes received.

of State, not later than the fourth Tuesday following any election shall distribute said envelopes to the county board of elections in the county in which the electors so voting reside, and upon the delivery of said ballots to such county board of elections, shall take from the secretary or clerk of said board a receipt therefor, which receipt shall specify the number of envelopes delivered.

Opening and Canvassing Votes.

Opening and
counting sol-
diers' vote.

16. The county board of elections at a meeting or meetings to be held for that purpose beginning not later than the fourth Tuesday following any election shall proceed to open said envelopes and count the ballots in the manner now provided by law and shall act as a canvassing board and forthwith make proper certification thereof. After the outer envelopes have been removed, the plain envelopes therein contained shall be mixed together before the same are unsealed.

Voting at Any Election Though Not Registered.

Voting though
not registered.

17. Any elector who is in service as aforesaid and who is present in the election district in which he resides at the time of any election, may vote at such election. Any elector who has been in service as aforesaid, but who has been honorably discharged from such service subsequent to the last preceding registration day for such election may vote upon exhibiting to the proper district board of registry and election a certificate showing his honorable discharge from said service.

Preservation of Outer Envelopes.

Retention of
ballots and
envelopes.

18. All of the outer envelopes in which such ballots are received and the ballots shall be retained by the county board of elections and preserved for a period of one year.

Counting Procedure.

Intent of
voter to be
recognized.

19. Any ballot received from any elector in service as aforesaid shall be counted notwithstanding the fact that such elector may not know or may not have properly designated the election district in which he is entitled to vote, and notwithstanding the fact that the ballot may be informally prepared or may be marked with a pencil or ink or some color other than black, or

notwithstanding the fact that any paster may be used thereon, whether the same is printed in black or otherwise. Whenever the intent of the voter is apparent upon an examination of the ballot, the vote shall be counted in accordance with such intent, whether such intent is expressed in the manner now provided by law or otherwise.

Challengers Present at Canvassing.

20. The political committee of each political party in each county or in case of municipal election the municipal committee of each party or the proponents or opponents of any public question to be voted upon shall each be permitted to have two challengers present at the meeting or meetings of the county board of elections at which such votes are counted and canvassed.

Challengers
present.

Certification of Results.

21. Said county board of elections shall make proper certification to the proper officers of the result of such election, who shall file the same in their offices and add it to the result of such canvass so made and make it a part of the canvass of such election filed in their offices.

Proper cer-
tification.

Interpretation of Provisions.

22. The provisions of this act insofar as they relate to electors in service as aforesaid in time of war shall be liberally construed.

Act liberally
construed.

ABSENTEE VOTING.

Definition of Absentee Elector.

23. An absentee elector shall be deemed to be a qualified registered elector who by reason of inability through illness or absence from the county in which he resides is unable to cast his ballot on the day of the general election at the polling place in the election district in which he is registered.

Absentee elec-
tor defined.

Application for Ballot.

24. Any absentee elector desiring to vote at a general election shall make application for an official ballot to the municipal clerk in any municipality other than

Application
for ballot.

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Physician's
certificate
required.

Blank appli-
cation.

county seats in counties of the first class and in all municipalities in counties other than counties of the first class, or the county board of election of the county in which he resides. If said application is based upon illness it shall have attached to it a physician's certificate setting forth that such absentee elector's illness is such that he is or will be unable to go to the polling place or room to cast his ballot on election day and shall be filed with said municipal clerk in any municipality other than county seats in counties of the first class and in all municipalities in counties other than counties of the first class or the county board not later than the second Tuesday preceding the day of the general election. Said municipal clerk shall on the day following the receipt of said application file same with the county board of elections. The county board of elections shall, immediately upon receipt of said application and certificate, forward to said elector, with a return stamped envelope enclosed, a formal application.

FORM.

Formal Application.

Form of
application.

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25. Notice. This application must be filed with the municipal clerk in any municipality other than county seats in counties of the first class and in all municipalities in counties other than counties of the first class or the county board of elections not later than the second Tuesday preceding the day of the general election: To the Municipal Clerk of or the County Board of Elections of County, New Jersey:

I,, residing at..... (street number), in (name of municipality), in the county of....., in the State of New Jersey, a duly qualified elector having resided in said State one year and in said county five months immediately preceding this application and entitled to vote at the next general election, will be absent and unable to cast my ballot on the day of the general election at the polling place in the election district in which I reside for the following reasons:.....

hereby make application for an Absentee Elector's Official Ballot to be voted by me at such election.

Signed.....

Post-office address to which ballot is to be mailed
....."

AFFIDAVIT.

County of, State of, ss.
....., being duly sworn according to law, on his oath says that the foregoing statement is true and correct in every particular, and is made in good faith and only to enable him to cast his ballot at the next ensuing general election.

Signature of affiant,.....

Sworn and subscribed to before me at.....,
this day of, A. D. 19....

Official title of officer,

Attach certificate of clerk of a court of record as to officer's authority if affidavit is taken outside of county in which affiant resides.

Formal Application Forwarded to County Board of Elections.

26. After making out the formal application and affidavit said absentee elector shall enclose the same in the return envelope and forward the same by mail or otherwise to the municipal clerk in any municipality other than county seats in counties of the first class and in all municipalities in counties other than counties of the first class or the county board of elections of the county in which he resides; *provided, however*, that any elector registering personally by filing an affidavit with the municipal clerk or the county board of elections, may at the same time fill out the formal application for an absentee elector's official ballot together with the accompanying affidavit which shall be filed as heretofore provided.

Application
formally
made.

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Proviso.

County Board of Elections Makes Requisition on County Clerk for Ballots Required.

27. Upon receipt of such formal application properly filled out, signed and sworn to, the county board of

Requisition
for ballot.

elections shall immediately make requisition to the county clerk for an absentee elector's official ballot for the proper election district for the purpose of mailing the same to such absentee elector.

Form of Absentee Elector's Official Ballots.

Ballots for
absentee
electors.

Delivery of
ballots.

28. The county clerk, at the same time that the sample ballots are printed, shall have printed on white paper of the same quality as is used for the official ballots for general election a sufficient number of ballots based upon the requisition received from the county board of elections for the purpose of providing official ballots for absentee electors. The said absentee elector's official ballot shall be a facsimile of the official ballot printed for general election except that the perforated coupon, which on sample ballot also contains the words "This ballot cannot be voted. It is a sample copy of the official ballot used on election day," at the top thereof, shall be omitted, and shall be arranged in districts and delivered in sealed packages to the county board of elections at the same time as the sample ballots for the general election are delivered to the various municipal clerks.

Ballot Mailed to Absentee Elector With Two Envelopes.

Ballot and
envelopes
sent voter.

29. Said absentee elector's official ballot shall immediately be mailed to such absentee elector, together with two envelopes.

Inner
envelope.

a. Inner Envelope Containing Ballot.

a. The inner envelope shall be of sufficient size to hold said ballot, and shall have printed thereon the following words: "This envelope contains an absentee elector's official ballot, and must be opened only on election day in the presence of all the members of the proper district board of registry and election, and the ballot taken therefrom shall immediately be deposited in the ballot-box without being unfolded or the face thereof exposed to view."

Outer
envelope.

b. Outer Envelope Bearing Declaration.

b. The outer envelope with proper postage affixed shall be of sufficient size to hold said inner envelope containing said ballot, and shall have printed thereon

"To the county board of elections of the..... county.....(municipality) New Jersey," the blanks to be filled out with the proper name and post-office address of the county board of elections, and shall also have printed thereon at the left of the aforementioned address the following form of declaration:

"I, the undersigned, do hereby declare that I am a resident and duly qualified elector of the wardelection district of the.....of..... (name of municipality), county of....., State of New Jersey, residing at..... (street and number), and that this envelope contains an official ballot, which I desire to have cast at the general election to be held on the day of November, A. D. 19——.
.....(Absentee elector's name in full)."

Said county board of elections may also enclose and forward to said absentee elector such instructions as they may deem necessary.

Distribution of Ballots by County Board of Elections.

30. Upon the receipt of the envelopes containing said absentee electors' official ballots by the county board of elections, they shall be stamped with the date and hour of receipt, and shall be arranged according to wards and districts. Said ballots for each district shall be placed in a package and sealed and delivered not later than twelve o'clock noon on Saturday preceding the day of said general election to the various municipal clerks, and take a receipt for the same. Said municipal clerks shall deliver said ballots to a member or members of the proper district board of registry and election at the same time and place that the official ballots and ballot-boxes are delivered. Said member or members of said district board shall safely keep said sealed package of absentee electors' official ballots, and shall deliver the same to the district board of registry and election on the morning of the day of said general election and take a receipt for same, which receipt said member or members shall preserve for a period of one year. Any absentee elector's official ballot received by the county board of election too late to be delivered to the various

Receipt of envelopes containing ballot as voted.

Delivery to district boards.

Forwarding delayed ballots.

municipal clerks shall be delivered or forwarded by mail or otherwise by such county board of elections to the proper district board of registry and election on the day of said general election.

Casting the Absentee Elector's Official Ballot.

Method of
casting ab-
sentee's ballot.

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31. On the day of the general election in the presence of a majority of the district board of registry and election, said district board shall ascertain upon inspection of the proper register of the general election if the absentee elector who signed the declaration printed on the outer envelope is registered, and if found to be registered, shall enter his name in the poll-book, and after his name, in the remark column, shall mark the words, "Absentee Elector." The outer and inner envelopes shall then be opened, the ballot removed therefrom and without being unfolded or the face of the ballot exposed to view, deposited in the ballot-box, and at the same time shall write the word "voted" in the proper column in the register and on the poll-book in the ballot number column, in lieu of such ballot number, shall be written the word "voted." The outer envelope bearing the absentee elector's signed declaration shall be placed on the proper string in lieu of a coupon. At the close of the election, the inner envelope shall be deposited in the ballot-box. Should any district board of registry and election find, after inspecting the proper register and poll-book, that any qualified absentee elector did vote in person such inner envelope containing said absentee elector's official ballot shall not be opened but shall be placed sealed in the ballot-box after having been endorsed "Voted in Person" and attested by each member of said district board.

If elector
voted per-
sonally.

Notice Regarding Absentee Voting.

Notice re-
garding absen-
tees voting.

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32. The county board of elections shall include in the notice published for the general election the fact that absentee electors who are registered for the general election may make application to the county board of elections for a ballot to enable them to vote on.

Meeting of Electoral College.

Time and Place.

33. The electors of President and Vice-President shall convene at the State House at Trenton, on the day appointed by Congress for that purpose, at the hour of three o'clock in the afternoon of that day, and constitute an electoral college.

Meeting of
electoral col-
lege.

Vacancies and Their Filling.

34. When any vacancy shall happen in the college of electors of this State, or when any elector shall fail to attend, by the hour of three o'clock in the afternoon of the day fixed by the Congress of the United States for the meeting of the college of electors, at the place of holding such meeting, those of the said electors who shall be assembled at the said hour and place shall immediately after that hour proceed to fill, by a majority of votes, all such vacancies in the electoral college; *provided*, that if the members of the electoral college shall have been nominated and elected as representing different political parties, any vacancy occurring shall be filled by the elector or electors representing the same political party as the absent elector; and if there shall be no elector present representing the same political party as the absent elector, then such vacancy shall be filled by a majority of the electors present, who shall choose some person of the political party which the absent elector represents.

Filling va-
cancy in elec-
toral college.

Proviso.

Organization and Performance of Duties.

35. After choosing a president and secretary from their own body, said electors shall proceed to perform the duties required of them by the constitution and laws of the United States.

Organization.

Non-Binding Referenda in Municipality.

Request to Have Question Placed on Ballot.

36. Whenever the board of chosen freeholders of any county, the common council, board of aldermen or other governing body of any municipality desires to ascertain the sentiment of the legal voters of such municipality upon any question or policy pertaining to the govern-

Ascertaining
local sentiment
by refer-
endum.

797-36
A-21-593

ment or internal affairs thereof, and there is no other statute by which such sentiment can be ascertained by the commission of such question to a vote of the electors in such municipality at any election hereafter to be held therein, it shall be lawful for such common council, board of aldermen or other governing body to adopt at any regular meeting an ordinance or a resolution requesting the clerk of the county in which such municipality is situated to print upon the official ballots to be used in such city at the next ensuing general election a certain proposition to be formulated and expressed in such ordinance or resolution in concise form.

County Clerk to Place Question on Ballot.

Question
placed on
ballot.
798-37
A-21-593

37. If a copy of such ordinance or resolution certified by the clerk or secretary of such common council, board of aldermen or other governing body of any such municipality is delivered to such county clerk not less than thirty days before any such general election, he shall cause it to be printed on each sample ballot and official ballot to be printed for or used in such city at the next ensuing general election.

Canvass of Votes.

Ascertaining
result.
798-38
A-21-593

38. The said ballots so cast for or against said public question shall be counted and the result thereof returned by the election officers and a canvass of such election had and announced in the same manner as is now provided by law in the case of the election of a mayor or other like officer of such municipality.

Result Not Binding.

Result not
binding.

39. Such result shall in no manner bind the governing body from which such ordinance or resolution emanated, nor be taken or construed as other than an expression of their sentiment by the voters, to be followed or disregarded by such governing body in its discretion.

When Provisions Operative.

When opera-
tive.
798-40
A-21-594

40. Said submission of public question in the manner herein provided shall not become operative in any municipality until the common council, board of aldermen or other governing body thereof shall, by ordinance

or resolution duly passed, declare its desire to submit any question or questions in this manner.

*Election of First Officials of Consolidated
Municipalities.*

To be Elected at General Election.

41. Whenever the voters of two or more municipalities in the same county shall vote to consolidate and form a municipality by virtue of any act of the Legislature of this State, and, by reason thereof said municipalities are to become a city on a certain date, the first set of officers and officials of said municipality shall be elected within the limits of the said municipalities at the general election immediately preceding the date on which said municipalities are to become consolidated.

Election by
consolidated
municipality.

Preparation and Delivery of Election Essentials.

42. The clerk of the county wherein such municipalities lie shall prepare and deliver all books and records of registry of voters as well as all ballots, booths, books and other equipment to be used in said municipalities for registry of voters and the nomination and election of said officers and officials of the municipality so formed at said primary and general election.

Election ma-
terial.

Nomination.

43. Said officers and officials shall be nominated as in this act provided. All petitions of nominations, acceptances thereof, appointment of committees and statement of contributions and expenses as required by the provisions of an act entitled "An act to regulate elections" (Revision of 1898), approved April fourth, one thousand eight hundred and ninety-eight, and the acts amendatory thereof and supplemental thereto, for said primary election and said general election shall be filed with the clerk of the county in which said municipalities are located.

Nominations.

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Conduct of Primary and General Election.

44. The primary on said general election and the general election within municipalities that are to become consolidated shall be held in the manner provided for in this act at the polling places within the election

Election, how
conducted.

799-44
A-21-594

districts and wards fixed and determined in the manner designated in the act providing for the formation of said city.

Appointment and Duties of District Boards of Registry and Election.

Boards of election.

45. It shall be the duty of the board of elections of the county wherein said municipalities are located to appoint and provide proper election officers at the various polling places, designated in the manner provided in the act providing for the formation of said municipality, to register voters and properly conduct said primary election and said general election and perform the usual duties required of said officers by the laws of this State.

Certificates of Election Issued by County Clerk.

Certificates of election.

46. Certificates of election shall be issued by the clerk of the county within which such municipalities lie and be issued by him to the successful candidates at said primary election and general election, which said certificates shall be filed with the clerk of said municipality on the date set for said municipalities to become consolidated.

ARTICLE XXIX.

CAMPAIGN EXPENDITURES.

LIMITATION OF EXPENDITURES.

General Provision.

As to expenditure of money to secure election.

1. No money, or other thing of value, shall be paid or promised, or expense authorized or incurred in behalf of any candidate for nomination or election to any office or party position, whether such payment is made or promised, or expense authorized or incurred by the candidate himself, or by any other person, committee or organization in furtherance or in aid of his candidacy, under any circumstances whatsoever, in excess of the sums hereinafter provided; but said sums shall not include the traveling expenses of the candidate or of any person other than the candidate, if such traveling expenses are voluntarily paid by such person without any understanding or agreement with such candidate

that such expenses shall be, directly or indirectly, repaid to him by such candidate.

Limit for Candidate for Governor.

2. The amount which may be spent in aid of the candidacy of any candidate for nomination for Governor at any primary election of a political party shall not exceed twenty-five thousand dollars. The amount which may be spent in aid of the candidacy of any candidate for election to the office of Governor at any general election shall not exceed twenty-five thousand dollars.

Maximum
expenditures
in gubernato-
rial election.

801-2
A-21-595

Limit for Candidate for U. S. Senate.

3. The amount which may be spent in aid of the candidacy of any candidate for nomination for United States Senator at any primary election of a political party shall not exceed twenty-five thousand dollars. The amount which may be spent in aid of the candidacy of any candidate for the office of United States Senator at any general or special election shall not exceed twenty-five thousand dollars.

Amount per-
mitted in elec-
tion of U. S.
Senator.

801-3
A-21-595

Limit for Candidate for U. S. Congress.

4. The amount which may be spent in aid of the candidacy of any candidate for nomination for member of Congress at any primary election of a political party shall not exceed thirty-five hundred dollars. The amount which may be spent in aid of the candidacy of any candidate for election to the office of member of Congress at any general election shall not exceed thirty-five hundred dollars.

Amount al-
lowed congres-
sional candi-
dates.

801-4
A-21-595

Limit for Candidate for State Senate.

5. The amount which may be spent in aid of the candidacy of any candidate for nomination for State Senator at any primary election of a political party shall not exceed ten cents for each voter who voted in the county at the last preceding general election at which presidential electors were chosen. The amount to be spent in aid of the candidacy of any candidate for election for the office of State Senator at any general election shall not exceed ten cents for each voter who voted in the county at the last preceding

Amount al-
lowed county
Senators.

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general election at which presidential electors were chosen.

Limit for Candidates for General Assembly.

Amount al-
lowed candi-
date for Gen-
eral Assembly.

Proviso—
joint cam-
paign.

Proviso—
grouped can-
didates.

6. The amount which may be spent in aid of the candidacy of any candidate for nomination for member of General Assembly at any primary election of a political party shall not exceed five cents for each voter who voted in the county at the last preceding general election at which presidential electors were chosen. The amount which may be spent in aid of the candidacy of any candidate for election for the office of member of General Assembly at any general election shall not exceed five cents for each voter who voted in the county at the last preceding general election at which presidential electors were chosen; *provided, however*, that in case two or more candidates, either for nomination for or election as members of General Assembly, shall arrange for a joint campaign, either for nomination or election as aforesaid, as hereinafter provided, no sum shall be spent at either the primary or general election by such candidates in excess of two thousand dollars for each candidate engaged in such joint campaign; *provided, further*, that in case two or more candidates for nomination to General Assembly shall cause their names to be bracketed in a group upon any primary ticket, no more than two thousand dollars shall be expended by each candidate in such group.

Limit for Candidates for County Office With Fixed Salary.

Amount al-
lowed for
county offices.

7. The amount which may be spent in aid of the candidacy of any candidate for nomination for any county office, having a fixed annual salary, at any primary election of a political party, shall not exceed one-half of the annual salary of said county office. The amount which may be spent in aid of the candidacy of any candidate for election to any county office, having a fixed annual salary, at any general election, shall not exceed one-half of the annual salary of said county office.

Limit for Candidate for County Office With No Fixed Salary.

8. The amount which may be spent in aid of the candidacy of any candidate for nomination for any county office, having no fixed annual salary, at any primary election of a political party, shall not exceed ten cents for each voter who voted at the last preceding general election at which presidential electors were chosen in said county, or in the portion of said county in which such candidate is to be voted for. The amount which may be spent in aid of the candidacy of any candidate for election to any county office, having no fixed annual salary, at any election, shall not exceed ten cents for each voter who voted at the last preceding general election at which presidential electors were chosen in said county, or in the portion thereof in which such candidate is to be voted for.

Amount allowed when no fixed salary.

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Limit for Candidate for Municipal Office.

9. The amount which may be spent in aid of the candidacy of any candidate for nomination for any municipal office at any primary of a political party shall not exceed ten cents for each voter who voted at the last preceding general election at which presidential electors were chosen in said municipality, or in the portion thereof in which such candidate is to be voted for. The amount which may be spent in aid of the candidacy of any candidate for election to any municipal office at any general or charter election shall not exceed ten cents for each voter who voted at the last preceding general election at which presidential electors were chosen in said municipality, or in the portion of such municipality in which such candidate is to be voted for.

Expenditures by municipal candidates.

Limit for Candidate for Party Delegates.

10. The amount which may be spent in aid of the candidacy of any candidate for the party position of delegate at large to a national convention shall not exceed five thousand dollars, and the amount which may be spent in aid of the candidacy of any candidate for the position of delegate to a national convention from any district shall not exceed five thousand dollars.

Expenditures allowed delegates.

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Limit for Candidate for Presidential Elector.

Amount by
presidential
electors.

11. The amount which may be spent in aid of the candidacy of any candidate for the position of presidential elector in any presidential election shall not exceed five thousand dollars.

Limit for Candidate for State Committee.

Amount spent
by candidate
for State
committee.

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A-22-484

12. The amount which may be spent in aid of the candidacy of any candidate for the position of member of the State Committee shall not exceed five hundred dollars. The amount which may be spent in aid of the candidacy of any candidate for the position of member of any county committee, city or municipal committee of any political party shall not exceed twenty-five dollars.

CAMPAIGN MANAGER.

Appointment.

Campaign
manager.

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A-22-485

Depository.

Proviso.

Proviso.

13. Every candidate for nomination for any public office or for election to any public office or party position shall, before receiving any contribution or expending any money in furtherance or in aid of his candidacy, appoint a campaign manager, and file a certificate of such appointment, signed by such candidate with the cashier of a National or State bank authorized to transact a banking business in this State, or with the treasurer of a trust company organized and existing under the laws of this State, and also in the public office in which such campaign manager is required to file the statement of campaign expenses of such candidate, as hereinafter provided; *provided, however*, that any candidate who by this act is prohibited from expending more than five hundred dollars shall not be required to appoint a campaign manager, and shall not be required to designate a National or State Bank or trust company as a depository of his campaign funds, but may disburse moneys for the purposes authorized by this act in furtherance or in aid of his candidacy; *provided, further*, that in such case no moneys shall be expended in furtherance or in aid of the candidacy of such candidate except by such candi-

date as campaign manager. Any candidate may appoint himself as campaign manager, which appointment shall be certified in the same manner as the appointments above referred to. Two or more candidates for nomination for or election to any public office or party position may arrange to conduct a joint campaign, in which event they shall jointly appoint a campaign manager and select a bank or trust company; *provided, further*, that any candidate who is prohibited by this act from expending more than twenty-five dollars shall not be required to appoint a campaign manager or to file any statement of contributions or expenditures as required by this act.

Candidate as
own manager.

Proviso.

Removal.

14. Such candidate may remove any campaign manager so appointed. Any joint campaign manager may be removed by the vote of a majority of those joined under this section.

Removal of
manager.

Filling of Vacancy.

15. In case of death, resignation or removal of such campaign manager such candidate shall forthwith appoint his successor and certify the appointment in the manner provided in case of an original appointment. In case of such removal, or in case of the death or resignation of a joint campaign manager, a successor shall be chosen by the vote of a majority of the joint candidates.

Vacancy in
manager.

Custody of Funds.

16. All money which may be spent by any such candidate in behalf of his candidacy, or by any other person, corporation or organization in furtherance or aid of the candidacy of any such candidate, shall be paid to the campaign manager so appointed as aforesaid.

Charge of
funds.
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CAMPAIGN CONTRIBUTIONS.

Time Limit for Contributions.

17. All contributions in furtherance or in aid of the candidacy of a candidate for nomination for or election to any public office or party position shall be sent to the campaign manager of such candidate at least five

Contributions
—when re-
ceived.
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days before the election at which such candidate is to be voted for. Any contribution received by such campaign manager less than five days before the election at which such candidate is to be voted for shall be returned by said campaign manager to the person sending the same, and shall not, under any circumstances, be used or expended in behalf of such candidate, or in furtherance or aid of his candidacy.

Deposit of Contributions.

Deposit of
contributions.

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Joint deposits.

Deposit slips.

18. Any contribution received by such campaign manager shall, within twenty-four hours, excluding Sundays, after the same shall have been received by him, be deposited by such campaign manager in the bank or trust company in which the certificate of appointment of such manager has been filed, in a special account to be designated (Primary or Election, as the case may be), "Campaign fund of (naming candidate)." In case of a joint campaign, the account to the credit of which such funds shall be deposited shall be designated "Joint Campaign Fund of (naming all of the candidates joining in such campaign)." No deposit shall be made or received to the credit of any such fund unless such deposit shall be accompanied by a deposit slip containing in detail the true name and postoffice address of each person, association or corporation contributing any part of the money so deposited and the amount contributed by each such person, association or corporation. Such deposit slip shall be retained by such bank or trust company and disposed of as herein directed.

Solicitation of Contributions by Political Parties or Groups of Petitioners.

Lawful to
solicit funds.

19. It shall be lawful, after any primary election, for the State, county or municipal committee or organization of any political party or group of petitioners, to solicit and receive contributions in aid of any or all of the candidates duly nominated at any party primary or by petition.

Solicited Contributions Forwarded to Campaign Managers.

20. All such contributions, when received in behalf of any particular candidate, shall be forwarded by the said committee to the campaign manager of such candidate, together with a statement of the amount of each contribution and the name and post-office address of the person making the same.

Source and
amount shown.

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Allotment of General Solicited Contributions.

21. If such committee receives contributions on behalf of all the candidates upon any party or group of petitioners' ticket, the chairman or presiding officer of such committee shall have the power to allot such contributions to the credit of any one of the candidates on said ticket or to apportion such contributions among said candidates, but all such contributions shall be forwarded to the campaign manager of each candidate to whom any allotment is made, with a statement of the names and addresses of contributors and the amount contributed by each, as hereinbefore provided.

Allotment of
contributions.

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Deposit of Solicited Contributions.

22. All such contributions so forwarded, if received within the time limited by this act, shall be deposited by such campaign manager in the bank or trust company selected by said candidate, as above provided, to the credit of the campaign fund of such candidate. In case the State, county or municipal committee or organization of any political party, or any other committee, association, society or corporation shall forward money to the campaign manager of any candidate, which money shall have been solicited and received by said committee, association, society or corporation as contributions to the campaign fund of such candidate, a statement of the amount of each contribution and the name and post-office address of the person making the same shall accompany said money, when forwarded to said campaign manager as aforesaid, said manager shall copy said list on the deposit slip accompanying the deposit of said money in the campaign fund of said candidate.

Deposit of
subscriptions.

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Contributions by Candidates.

Contributions
by candidates.808-23
A-21-600

Expenditures.

808-23
A-22-487Statement
of purpose of
payments.Unauthorized
expenditures.Statement
by custodian
of funds.

23. It shall be lawful for any State committee, county committee or municipal committee of any political party, after the primary election but not before such election, to receive contributions from any candidate of any such party, such contributions to be spent in aid of the candidacy of the contributor or of the candidates of such party and may be expended for the following purposes only: expenses in connection with the conduct of public meetings, for advertising in newspapers or periodicals, and for the preparation and mailing of letters, and for the hire of watchers at the polls on any election day. Such contributions when made by such candidates shall be accompanied by a statement of the campaign manager of such candidate of the specific purpose for which such contribution is to be expended, and shall be paid to said committee by said campaign manager from the campaign fund of such candidate in the manner outlined in this act for the expenditure of money from such campaign fund, and such moneys shall be expended by said committee for no purpose other than that so named. Any person who shall expend or aid or assist in the expenditure of any such moneys for any purpose not authorized by this section, or for any purpose not named in the statement accompanying such contribution, shall be guilty of a misdemeanor and liable to the punishment provided by law for misdemeanors. Within ten days after the annual meeting of such state, county or city committee it shall be the duty of the person who has had the custody of the moneys contributed to or on account of any State, county or city committee during the year ending at said annual meeting, to file with the Secretary of State in the case of the State committee and with the county clerk in the case of the county or city committee, a statement of the amount of money received by or on behalf of said committee during said year, together with the names and addresses of the persons from whom such money was received, and also a statement of the purposes for which said money was expended, itemized as to all items in excess of five dollars and with a general statement as to the

purposes for which the items less than five dollars were expended. The person making such statement shall make affidavit that the same is true.

EXPENDITURES.

Expenditures Restricted to Deposits.

24. No campaign manager shall authorize, in the manner provided by this act, or in any other manner, the incurring of any expense in behalf of the candidate whose campaign he is managing, or in furtherance or aid of his candidacy, unless there are moneys on deposit in the bank selected in accordance with the provisions of this act, to the credit of the account known as the campaign fund of such candidate sufficient to pay the amount of expenditure so authorized, together with all other expenditures previously authorized. Any contract made or liability incurred for any purpose or in any manner except as authorized by this act shall be absolutely void.

Expenses not
to exceed
funds avail-
able.

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Written Authorization of Expenditure Required.

25. No expenses shall be incurred by any candidate or by any person, corporation or association whatsoever in behalf of such candidate, or in furtherance or aid of his candidacy unless prior to the incurring of such expense a written order shall be made in the form below set forth and signed by the campaign manager of such candidate, authorizing such expenditure, and no money shall be withdrawn or paid by any bank or trust company from any campaign fund account except upon the presentation of such written order, signed as aforesaid, accompanied by the affidavit of the person claiming such payment, which affidavit shall state that the amount named in the order, or such part thereof as may be claimed, naming the amount claimed, is justly due and owing to such claimant, and that the order truly states all of the purposes for which such indebtedness was incurred, and that no person other than the undersigned is interested, directly or indirectly, in the payment of such claim, and unless an order for payment in the form below set forth, signed by the campaign manager, is presented to such bank or trust company.

Order author-
izing expendi-
tures and
withdrawal
of funds.

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Form of
authorization.

John Doe (name of candidate)

to

(Here insert items for which expenditure is to be authorized or payment claimed, in detail.)

State of New Jersey, }
County of } ss.

Sworn and subscribed before me,
this day of,
nineteen hundred and

Pay to the order of (name of claimant)
..... dollars.

To Bank.
 Campaign Manager.

Joint ex-
penditures.

27. No candidate who has joined with another candidate for the conduct of a joint campaign shall pay or promise any money, or other thing of value, or authorize or incur any expense, nor shall any money, or other thing of value be paid or promised, or expense authorized or incurred in his behalf, or in furtherance or aid

of his candidacy, unless such payment is made from such joint campaign account by the joint campaign manager, in the manner provided by this act.

Time Restriction for Expenditures.

28. The time during which such expenditures may be made and for which accounting shall be required shall be the period of eight months next preceding the election at which such candidate is to be voted for, and no money, or other thing of value, shall be paid or promised, or expense authorized or incurred by or in behalf of any candidate in furtherance or in aid of his candidacy prior to the commencement of such time; *provided, however*, that any person who publicly announces his candidacy for nomination for or election to any public office or party position prior to the commencement of such period of eight months before the election at which such person is to be voted for, and who appoints a campaign manager and selects a bank or trust company in the manner hereinafter provided, prior to the commencement of said period of eight months, may make expenditures authorized by this act, but such expenditures shall be made and accounted for in the manner provided by this act.

Time for
expenditures.

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Proviso.

Presumption of Candidacy.

29. For the purpose of this act, any person who becomes a candidate for nomination for or election to the office of Governor or United States Senator without having publicly announced his candidacy more than eight months prior to the election at which he is to be voted for, shall be conclusively presumed to have been such candidate for the period of eight months next preceding the holding of the election at which such candidate is to be voted for, and in case of all other officers or party positions four months.

Presumption
of candidacy.

AUDIT AND PAYMENT OF BILLS.

Time Limit.

30. All bills incurred in the candidacy of any person for any nomination for or election to any public office or party position shall be properly audited and paid

Bills paid
within fifteen
days.

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within fifteen days after the primary or general or special election at which such person has been a candidate, and not after, except as hereinafter provided.

Disposition of Balance.

Balances.

31. Any balance which may remain may be withdrawn by the campaign manager in the same manner as hereinabove provided for the withdrawal of funds from said account.

Payment After Time Limit.

**Payment after
time limit
by order of
court.**

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32. The judge of the Court of Common Pleas in the county wherein the statement of expenses of a candidate is required to be filed, or in case the statement of expenses is required to be filed in the office of the Secretary of State, then any justice of the Supreme Court may, on the application of either the campaign manager or a creditor, allow any bill incurred in aid of the candidacy of any person to be paid after the time limited by this act, provided that the expenditure of such money has been duly authorized in the manner and form as required by this act, and a statement of any sum so paid, with the certificate of its allowance, shall forthwith after payment be filed by the campaign manager in the same office as the statement of campaign expenses of the candidates is required to be filed. The claims of one or more creditors may be united in one application, but the amount and specific character of each claim shall be separately stated. Any claim ordered to be paid by the Common Pleas judge as aforesaid, shall be paid from the account known as the campaign fund of the candidate, on deposit in the bank or trust company selected by the candidate in accordance with the provisions of this act, or if such account has been closed, then from any other funds in the hands of the candidate or his manager.

Proviso.

**Payment of
claims.**

STATEMENT OF CAMPAIGN MANAGER BEFORE ELECTION.

Contents of Statement.

**Itemized
statement filed
before elec-
tion.**

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A-21-604

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A-22-487

33. On the Friday or Saturday next preceding any primary or general or special election, the campaign manager of any candidate who is to be voted for at such

election shall file, as hereinafter provided, an itemized statement, showing in detail all moneys, or other thing of value, contributed, donated, subscribed or in anywise furnished or received for the use of such candidate, or coming into his custody or under his control, directly or indirectly, as campaign manager for such candidate, together with the name and address of and the amount contributed, donated or subscribed by each contributor, donor or subscriber, to the date of such statement, together with a statement of the total amount expended, or liability incurred by or on behalf of such candidate, or in furtherance or in aid of such candidacy; *provided, however*, that any candidate who is prohibited by this act from expending more than one hundred dollars shall not be required to file a statement prior to any election.

Proviso.

Verification of Statement by Campaign Manager.

34. Such statement shall be verified by the affidavit of the said campaign manager, which affidavit shall be substantially in the following form:

Statement
verified by
affidavit.

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State of New Jersey, County of, ss.

I, (name of campaign manager), being campaign manager of (name of candidate), a candidate for nomination for (or election to, as the case may be) the office (or party position, as the case may be) of (name of office or party position) at the (primary or general, as the case may be) election, to be held on the day of in the (county, district or other political division of) in the State of New Jersey, do solemnly swear (or affirm) that the foregoing statement is a true and accurate statement in detail of all moneys contributed, donated, subscribed or in anywise furnished or received for the use of said candidate as aforesaid, or coming into my custody or under my control, directly or indirectly, as campaign manager for such candidate, together with the name and address of each contributor, donor or subscriber or furnisher, and the amount contributed, donated, subscribed or furnished by each; that all of said moneys were deposited by me within twenty-four hours after the same were received, in the

Form of.

bank, to the credit of the account known as the campaign fund of, with a true and accurate list of each contributor, or donor, or subscriber, or furnisher thereof, and the amount contributed, donated, subscribed, or furnished by each; that no money, or other thing of value, has been received by me, or in anywise come into my custody or under my control, except as above stated; that to the best of my knowledge, information and belief, no money has been received by said candidate, or by anyone in his behalf, for use in aid of or in furtherance of his candidacy, except as above stated; that the above statement of the total amount expended or liability incurred by or in behalf of the said candidate, or in aid of or in furtherance of his candidacy, is a true and accurate statement; that no money has been expended, and no expenditure has been authorized by me, directly or indirectly, for any purpose or in any manner not permitted by law, and that to the best of my knowledge, information and belief no money has been expended by said candidate, or by anyone in his behalf, or in furtherance or aid of his candidacy for any purpose or in any manner not authorized by law; that no moneys were expended by me in furtherance of or in aid of said candidacy prior to the day of (the date eight months prior to the primary, general or charter election at which said candidate is to be voted for, or, in case said candidate has publicly announced his candidacy at an earlier date than eight months prior to the election at which such candidate is to be voted for, then the affidavit in lieu of the last clause shall contain the following:) that said publicly announced his candidacy for nomination for (or election to, as the case may be) the office (or party position, as the case may be) of on the day of and on the day of I was appointed campaign manager of said campaign; that no money was expended by me in furtherance of or in aid of such candidacy prior to the date of my said appointment, and that, as I am informed and believe, no money was expended by the said candidate, or by anyone in his behalf, or in furtherance of or in aid of his candi-

dacy, prior to the date of my said appointment as campaign manager.

Verification of Statement by Candidate.

35. The said candidate shall also make and attach to said statement an affidavit substantially in the following form:

State of New Jersey, County of....., ss.

I, (give name), a candidate for..... at the (primary, special, charter or general, as the case may be) election, to be held in the State of..... (county of, district of....., or other political division, as the case may be), on the day of, do solemnly swear (or affirm) that I have not received or contributed any money, or other thing of value, for use in my candidacy, or to be expended in furtherance of or in aid of said candidacy, except as appears in the above statement; that all money, or other thing of value which has come into my hands for use in my said candidacy has been immediately turned over to, the above-named campaign manager; that the above statement of the total amount expended in my behalf, or in furtherance of or in aid of my said candidacy, is true, to the best of my knowledge, information and belief; that I have not expended any money, or other thing of value, or incurred any liability, or authorized the expenditure of money, or other thing of value, or the incurrence of any liability for any purpose other than that permitted by law, or in any manner except through my said campaign manager, in the manner required by this act; that to the best of my knowledge, information and belief no money has been expended by anyone in my behalf, or in furtherance of or in aid of my candidacy for any purpose nor in any manner not authorized by said act; that no money was expended by me, nor, to the best of my knowledge, information and belief, by anyone in my behalf, prior to the.....day of(eight months prior to the election day at which such candidate is to be voted for, or, if said candidate publicly announced his intention of becoming a candidate at an earlier date than eight months prior

Affidavit of
verification by
by candidate—

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form of.

to said election day, then the affidavit in lieu of the last preceding sentence shall contain the following:) that I publicly announced my candidacy for nomination for (or election to, as the case may be) the office (or party position, as the case may be) of on the day of and appointed as my campaign manager on the day of; that prior to the appointment of my said campaign manager no money, or other thing of value, was expended, or liability incurred, by me, nor was the expenditure of any money, or other thing of value, or the incurring of any liability in furtherance of or in aid of my candidacy, by anyone whatsoever, authorized by me prior to the day of, the date of the appointment of my said campaign manager.

STATEMENT OF CAMPAIGN MANAGER AFTER ELECTION.

Contents of Statement.

Statement
to be filed
after election.

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A-22-488

36. Within twenty days after any primary, or general, or special election, the campaign manager of any candidate for nomination for or election to any public office or party position shall file, as hereinafter provided, a statement of the total amount expended, or liability incurred, by or in behalf of such candidate, or in furtherance of or in aid of such candidacy, which statement shall include the total amount named in the statement of expenses filed prior to such election, as well as the total amount of expenses incurred subsequent to the date of filing such last-named statement.

Verification of Statement by Campaign Manager.

Statement
verified—

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A-21-608

form of.

37. Such statement shall be verified by the affidavit of such campaign manager, which affidavit shall be in substantially the following form:

State of New Jersey, County of, ss.

I, (name of campaign manager) campaign manager of (name of candidate), a candidate for at the (primary, special, charter or general, as the case may be) election, held in the State of (county of, district of, or other political division, as

the case may be) on the day of, do solemnly swear (or affirm) that no money has been received by me in behalf of such candidate, or come into my custody, or under my control, directly or indirectly, since the day of (five days previous to the election at which such candidate was voted for); that the foregoing statement is a true and accurate statement of the total amount expended or liability incurred by or in behalf of said candidate, or in furtherance of or in aid of his said candidacy; that no money has been expended and no expenditure has been authorized by me, directly or indirectly, for any purpose, or in any manner not permitted by law, and that to the best of my knowledge, information and belief no money has been expended by said candidate, or by anyone in his behalf, or in furtherance or aid of his candidacy, for any purpose, or in any manner not authorized by law; that I have not authorized, directly or indirectly, the expenditure of any money, or other thing of value, or the incurring of any liability in furtherance or in aid of the candidacy of said..... except from the campaign fund of said.....duly deposited in thebank (or trust company, as the case may be), and that every voucher upon which funds have been withdrawn from said account has truly stated the purpose for which such withdrawal was made.

Verification of Statement by Candidate.

38. Such statement shall also be verified by the affidavit of the candidate, in substantially the following form:

State of New Jersey, County of, ss.

I, (giving name), a candidate for at the (primary, special, charter or general, as the case may be) election, to be held in the State of (county of, district of, or other political division, as the case may be), on the day of, do solemnly swear (or affirm) that I have not received or contributed any money, or other thing of value, for use in my said candidacy, or to be expended in further-

Statement of
total expendi-
tures verified
by candidate.

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A-21-609

ance or in aid of said candidacy, after the day of, nineteen hundred and (the date five days previous to the election at which such candidate was voted for); that the above statement of the total amount expended in my behalf, or in furtherance or aid of my said candidacy, is true, to the best of my knowledge, information and belief; that I have not expended any money, or other thing of value, or incurred any liability, or authorized the expenditure of any money, or other thing of value, or the incurrence of any liability for any purpose other than that permitted by law, or in any manner except through..... (name of campaign manager), my campaign manager, in the manner required by an act entitled "A further supplement to an act entitled 'An act to regulate elections (Revision of 1898),' approved April fourth, one thousand eight hundred and ninety-eight," approved (date of approval of this act); that to the best of my knowledge, information and belief no money has been expended by anyone in my behalf, or in furtherance or aid of my candidacy for any purpose or in any manner not authorized by said act.

STATEMENT OF CAMPAIGN MANAGER UNABLE TO
COMPLETE DUTIES.

Partial Reports to Be Filed.

Partial re-
ports.

39. Any campaign manager who shall be removed or who shall resign shall, unless physically unable so to do, file the report of receipts and expenditures, up to the date of such resignation or removal, stating and verifying the same as required by section twenty-three of this act.

Candidacy of Candidate Not Affected.

Candidacy
not affected.

40. The failure of such campaign manager to file such report shall not affect the candidacy of such candidate unless such failure was counselled or caused by such candidate.

STATEMENTS WHEN CANDIDATE ACTS AS CAMPAIGN
MANAGER.

Same Procedure Required.

41. Such candidate shall be required to file the reports of expenditures required by this act and all other provisions of this act shall apply to such candidate and to the campaign conducted by him or in his behalf.

As to filing
statement.

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A-22-488

STATEMENT OF DEPOSITORY OF CAMPAIGN FUNDS AFTER
ELECTION.

Scope of Statement.

42. Within twenty days after any primary, or general, or special election, the cashier or treasurer of the bank or trust company selected by any candidate at said election, as above provided, shall file, as herein-after provided, all of the deposit slips presented to said bank with any deposit of moneys to the account known as the campaign fund of such candidate, arranged in the order of their respective dates, and all of the vouchers presented to said bank upon which any funds were withdrawn from any such account, arranged in the order of their respective dates.

Statement
by depository.

819-42
A-21-610

Affidavit of Depository.

43. Attached to such deposit slips and vouchers shall be an affidavit by such cashier or treasurer, or some employee of said bank or trust company, having knowledge of the facts, which affidavit shall be in substantially the following form:

Affidavit of
correctness.

State of New Jersey, County of....., ss.

....., being duly sworn according to law, on his oath says that he is the of the bank (or trust company, as the case may be); that annexed to this affidavit are the original deposit slips presented to said bank with any deposit of moneys to the account known as the Campaign Fund of; that said account was opened on the day of; that no deposit has been received in said account unless accompanied by one of the deposit slips hereto annexed; that annexed to this affidavit are all of the vouchers presented to said bank

Form of affi-
davit.

upon which any funds were withdrawn; that no funds have been withdrawn from said bank except upon one of the vouchers hereto annexed.

FILING OF STATEMENTS.

Place of Filing.

Where statements filed.

44. Any candidate for nomination for or election to any public office shall cause to be filed the statements of their campaign managers in the same office in which the petitions for nomination for such office are or hereafter shall be required by law to be filed. Any affidavits, statements or vouchers required by this act to be filed by the cashier or treasurer of any bank or trust company, relating to the candidacy of any candidate for nomination for or election to any public office or party position, shall be filed in the same office in which the above-mentioned statements of such candidate are by this act required to be filed.

Application to Court for Late Filing or Correction of Error.

Correcting omissions and errors.

45. In case any statement required by this act to be filed by or on behalf of any candidate has not been filed within the time herein limited, or in case such statement, or the affidavit verifying the same, contains an error or false recital, such candidate or his campaign manager may apply to a justice of the Supreme Court if such statement has been filed, or is required to be filed in the office of the Secretary of State, or to a judge of the Court of Common Pleas of the county in which such statement is filed or required to be filed, if such statement is required to be filed with the county clerk of any county, or with any other public officer within any county.

Action by Court.

Filing of statement may be authorized.

46. If it shall appear to such justice or judge that the failure to file such statement within such time, or the inaccuracy or false recital contained therein or in the affidavit thereto annexed was due to the illness of such candidate or the absence, illness or death of his campaign manager, or was caused by the misconduct of any person other than the said candidate or his cam-

paign manager, or by any other reasonable cause not involving gross negligence on the part of such candidate or his manager, or willful intention to violate any provision of this act, such justice or judge may make an order permitting such statement to be filed as of time, or permitting an amendment of such statement or affidavit.

ARTICLE XXX.

PUBLIC ELECTION EXPENSES.

DISTRIBUTION OF BURDEN.

General Provisions.

Elections Held at Public Expense.

1. All general, special and primary elections held in this State or in any of the political subdivisions shall be conducted at the expense of such State or its political subdivisions.

Meeting election expenses.

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A-21-610

Expenditures by State.

Authorized Expenditures by State.

2. All costs, charges and expenses incurred by the State Board of Canvassers, Secretary of State or by any other officer or official of the State government in carrying out any provisions of this act shall be paid by the State.

State's share of expense.

Sum at Disposal of Attorney-General.

3. The Attorney-General of the State is hereby authorized to expend annually, under the direction and with the approval of the Governor, a sum not exceeding twenty-five thousand dollars, for the purpose of securing evidence of violations of this act and assisting in the prosecution of such violations; *provided*, such sum shall be regularly appropriated in any annual or supplemental appropriation bill.

Appropriation to prosecute violations.

Proviso.

Expenditures by Counties.

Authorized Expenditures by County.

4. All costs, charges and expenses incurred by the county clerk, county board of elections or by any other

County's share of expenses.

821-4
A-21-611

officer or official of a county in carrying out the provisions of this act and the salaries of the members and clerk and assistant clerks of the county board of elections and the members of the district boards of registry and election shall be paid by said county.

Expenditures by Municipalities.

Authorized Expenditures by Municipalities.

Municipalities'
share of
expenses.

Proviso.

822-5
A-21-611

5. All costs, charges and expenses incurred by the municipal clerk, or by any other officer or official of a municipality in carrying out the provisions of this act shall be paid by said municipality; *provided, however*, that where any election is held in and for a municipality only, all costs, charges and expenses including the compensation of the members of the district boards of registry and election of said municipality and the expenses incurred by the county board of elections for such elections shall be paid by said municipality.

SALARIES OF OFFICIALS.

822-6
S-20
Chapter 364

Pay of boards
of election.

822-6
A-21-612

Rates of
compensation.

822-6
A-22-489

Compensation of Members of District Boards of Registry and Election.

6. The compensation of each member of the district boards of registry and election for all services performed by them under the provisions of this act shall be as follows:

For each registry day other than the primary registry day, including the services in making the house-to-house canvass in municipalities having a population of less than fifteen thousand, ten dollars; for the primary registry day, including all services rendered in holding the primary election, except services in mailing the ballots, eighteen dollars; for mailing the primary election for the general election sample ballots, two dollars; for mailing the primary election for delegates and alternates to national conventions sample ballots, two dollars; for mailing the general election sample ballots, two dollars; for all services on election day, including counting of the votes

and delivery of returns and ballot-box, with contents to the municipal clerk, eighteen dollars; for all services at any special election, fifteen dollars; for all services in holding the primary election for delegates and alternates to national conventions, including the making up of the registry books, eighteen dollars. The same shall be in lieu of all other fees and payments whatsoever.

Special
elections.

Compensation of Members and Clerks of County Boards of Elections.

7. The members of the several county boards of elections shall receive compensation which shall be as follows: In counties having a population exceeding three hundred thousand, twelve hundred dollars per annum; in counties having a population of not more than three hundred thousand or less than one hundred and fifty thousand, nine hundred dollars per annum; in counties having a population of not more than one hundred and fifty thousand or less than one hundred thousand, six hundred dollars per annum; in counties having a population of not more than one hundred thousand or less than seventy-five thousand, five hundred dollars per annum; in counties having a population of not more than seventy-five thousand or less than fifty thousand, four hundred dollars per annum; in counties having a population of not more than fifty thousand or less than thirty-five thousand, three hundred dollars per annum; in counties having a population of less than thirty-five thousand, two hundred dollars per annum; *provided, however*, that the member of the county board of elections in counties other than counties of the first class who shall be the secretary thereof and who shall perform the clerical duties thereof shall receive an additional compensation of one-half of the compensation of the individual members of said board. The compensation of the clerks of the county boards of elections in counties of the first class shall be as follows; for the first year of service in such position the sum of twenty-five hundred dollars per annum, to be increased at the rate of one hundred dollars per annum for each year of service, to the maximum of forty-five hun-

Compensation
of county
boards.

823-7
A-21-612

Proviso.

Compensation
of clerks to
county boards.

dred dollars per annum; and the compensation of the assistant clerks shall be, for the first year of service in such positions the sum of fifteen hundred dollars per annum, to be increased at the rate of seventy-five dollars per annum for each year of service to the maximum of three thousand dollars per annum, to be paid by the county collector semi-monthly as other county employees are paid; *provided, however*, that this act shall be applicable to the present as well as to future incumbents and the years of service for such clerks heretofore or hereafter appointed shall be computed from the time of their respective appointments to such positions.

Proviso.

Compensation of Judges.

Judges' per
diem.

8. Each of the judges holding court, as herein required, shall be entitled to receive the sum of twenty dollars for each day he shall be personally present, pursuant to the provisions of this act, in addition to the salary to which he is now entitled by law, which sum shall be paid by the collector of the county as other court expenses are paid.

Compensation of County and Municipal Clerks.

County and
municipal
clerks com-
pensated.

824-9
A-21-614

9. For the duties and services imposed upon and required of them by this act, the county clerks of the several counties and the clerks of the different municipalities shall be paid out of the county funds of their respective counties or the funds of their respective municipalities, as the case may be, a fair and reasonable compensation, to be ascertained and determined, in the cases of the county clerks, by the boards of chosen freeholders of their respective counties, and in case of said municipal clerks, by the governing bodies of their respective municipalities.

ARTICLE XXXI.

CRIMES AND PENALTIES AND ENFORCEMENT OF LAWS.

REGISTRATION.

False Registration by Officials.

1. If any member or members of the board of registry and election shall willfully refuse to enter in the canvassing books or upon the registers the name of any person legally entitled to vote, or shall register the name of any person contrary to the provisions of this act, such member or members shall be punished, on conviction, by a fine not exceeding one thousand dollars, or by imprisonment not exceeding two years, or both, in the discretion of the court.

False action.

Penalty.

False Registration by Registrant.

2. Any person who shall cause or procure his name to be registered in more than one election district, or shall cause or procure his name or that of any other person to be registered, knowing that he or the person whose name he has procured to be registered, is not entitled to vote in the election district wherein said registry is made, at the next election to be held therein, shall be punished for each offence by a fine of not exceeding one thousand dollars, or imprisonment for a term not exceeding five years, or both, at the discretion of the court.

Falsely registering.

Penalty.

Illegal Transfer of Registrants.

3. It shall not be lawful for any district board of registry and election in any municipality exceeding ten thousand inhabitants in the State to execute or deliver to any voter any paper in the nature of a transfer, purporting to authorize the said voter to vote in any other election district than that in which he is registered, as now provided by law, except when authorized by the court as hereinafter provided.

Illegal transfers.

NOMINATION.

Certificate of Petition of Nomination.

4. No person shall falsely make, or make oath to, or fraudulently deface or fraudulently destroy any cer-

Defacing, destroying, etc.

Penalty. tificate of nomination or petition, or any part thereof, or file, or receive for filing, any certificate of nomination or petition, knowing the same or any part thereof to be falsely made, or suppress any certificate of nomination or petition which has been duly filed, or any part thereof. Every person violating any of the provisions of this section shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by imprisonment for not more than five years.

Signing an-
other party
petition. Improper Signing of Petition.
5. Any person who, being a member of one political party, shall sign his name to any petition endorsing any person as a candidate for office of another political party, shall be guilty of a misdemeanor.

BALLOTS.

Printers'
responsibility. Violation of Duty by Printer.
6. If any printer employed by any county or municipal clerk to print the official ballots for such clerk, or any person engaged in printing the same, shall appropriate to himself or give or deliver or knowingly permit to be taken any of said ballots by any other person than such county or municipal clerk or his duly authorized agent, or shall print or cause to be printed any official ballot in any other form than that prescribed by such county or municipal clerk, or with any other names thereon, or with the names spelled or the names or printing thereon arranged in any other way than that authorized and directed by this act, such person so offending shall be guilty of a misdemeanor, and on conviction thereof shall be punished by a fine not exceeding one thousand dollars or imprisonment not exceeding five years, at the discretion of the court.

Penalty. Unauthorized Persons Not to Print or Have Ballots.
Only author-
ized person
to print. 7. No person not authorized by the proper officers shall print or make any official or sample ballot provided for in this act, or on or prior to election day have in his possession an official ballot, without being such person as is authorized by this act to have charge or possession thereof. Any person or persons who

shall willfully violate any provision of this act, or who shall do any act herein prohibited, shall be guilty of a misdemeanor.

Forgery of Ballot.

8. No person shall forge or falsely make any ballot or the official endorsement thereof. Every person violating any provisions of this section shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by imprisonment for not more than five years.

Forging ballot.

Penalty.

CONDUCT OF ELECTIONS

Convicted Person Not to Vote.

9. If any person convicted of crime which disfranchises him shall vote at any election, unless he shall have been pardoned or restored by law to the right of suffrage, he shall be deemed guilty of a misdemeanor, and on conviction thereof shall be punished by a fine not exceeding two hundred dollars, or imprisonment at hard labor not exceeding two years, or both.

Convicted person not to vote.

Penalty.

Hindering of Election.

10. No person shall, during the election, with intent to hinder or delay said election, or to hinder or delay any voter in the preparation of his ballot, remove or destroy any of the ballots or pencils placed in the booths or compartments for the purpose of enabling the voter to prepare his ballot. Any person willfully violating any of the provisions of this section shall be deemed guilty of a misdemeanor, and on conviction thereof shall be punished by fine not exceeding five hundred dollars and imprisonment until such fine and the costs of the conviction are paid.

Interfering with conduct of election.

Penalty.

Obstruction of Polling Place.

11. If any person shall on election day tamper, deface or interfere with any polling booth or obstruct the entrance to any polling place, or shall obstruct or interfere with any voter, or do any electioneering within any polling-place, he shall be deemed guilty of a misdemeanor, and, upon conviction thereof, shall be punished by a fine not exceeding fifty dollars.

Hindering voter or obstructing polls.

Penalty.

Breach of Ballot Regulations.

Various
offenses about
polls.

12. No person shall, within the polling-room, show his ballot after it is prepared for voting to any person in such a way as to reveal the contents, nor shall any person within the polling-place or within a hundred feet thereof solicit the voter to show the same; no voter, at any election where official ballots are used, shall knowingly vote or offer to vote any ballot except an official ballot as by this act required, nor shall any voter at any election where official ballots are not used, vote or offer to vote any ballot; no person shall on any pretext carry any official ballot from the polling-room on an election day except such persons as may by this act be authorized to do so; any person violating any of the foregoing provisions of this section shall incur a penalty of twenty-five dollars for each offense, to be recovered by action of tort, before any court of competent jurisdiction, by any person who bona fide shall first bring suit therefor.

Penalty.

Sample Ballots Not to Be Accepted.

Not vote
sample ballot.

13. It shall be unlawful for any election officer to accept from any voter and deposit in the ballot-box any sample primary ballot.

Prompting of Voter.

Prompting.

14. Any person who shall prompt a voter in answering any questions provided by this act shall be guilty of a misdemeanor.

Identification Marks on Ballot.

Identification
marks on
ballot a mis-
demeanor.

15. If any person shall write, paste or otherwise place upon any official ballot any mark, sign or device of any kind as a distinguishing mark whereby to indicate to any member of any election board or other person how any voter has voted, at any election, or if any person shall induce or attempt to induce any voter to write, paste or otherwise place on his ballot any mark, sign or device of any kind, as a distinguishing mark by which to indicate to any member of any election board or other person how such voter has voted, or shall enter into or attempt to form

any agreement or conspiracy with any other person to induce or attempt to induce voters or any voter to so place any distinguishing mark, sign or device on his ballot, whether or not said act be committed or attempted to be committed, such person or persons so offending shall be guilty of a misdemeanor, and being thereof convicted, shall be punished by a fine not exceeding five hundred dollars or imprisonment not exceeding one year, or both, at the discretion of the court.

Penalty.

Fraudulent Voting.

16. Every person not entitled to vote, who fraudulently votes, and every person who votes more than once at any one election; or knowingly hands in two or more tickets folded together; or changes any ballot after the same has been deposited in the ballot-box; or adds, or attempts to add, any ballot to those legally polled at any election, either by fraudulently introducing the same into the ballot-box before or after the ballots therein have been counted; or adds to, or mixes with, or attempts to add to or mix with, the ballots lawfully polled, other ballots while the same are being counted or canvassed, or at any other time, with the intent to change the result of such election; or carries away or destroys, or attempts to carry away or destroy, any poll list, or ballots, or ballot-box, for the purpose of breaking up or invalidating such election; or willfully detains, mutilates or destroys any election returns; or in any manner so interferes with the officers holding such election, or conducting such canvass, or with the voters lawfully exercising their rights of voting at such election, as to prevent such election or canvass from being fairly had and lawfully conducted, shall be guilty of a misdemeanor.

Fraudulent voting.

Damaging records or boxes.

Interference.

Impersonating.

17. Every person not entitled to vote, who fraudulently attempts to vote, or who, being entitled to vote, attempts to vote more than once at any election, or who personates or attempts to personate, a per-

Impersonating another.

son legally entitled to vote, shall be guilty of a misdemeanor.

Seeking to Discover Vote.

Seeking how
person voted.

18. Every inspector, judge or clerk of an election, who, previous to putting the ballot of an elector in the ballot-box, attempts to find out any name on such ballot, or who opens or suffers the folded ballot of any elector which has been handed in to be opened or examined previous to putting the same in the ballot-box, or who makes or places any mark or device on any folded ballot with the view to ascertain the name of any person for whom the elector has voted, shall be guilty of a misdemeanor.

Revealing Vote.

Revealing
vote.

830-19
Cf.-21-614

19. If any member of any board of election has knowledge how any person has voted and shall reveal such knowledge to any other person, or shall fraudulently or corruptly disclose what other candidates were voted for on any ballot bearing a name not printed thereon, or fraudulently or corruptly gives any information concerning the appearance of any ballot voted, such person so offending shall be guilty of a misdemeanor, and, on conviction thereof, shall be punished by a fine not exceeding two thousand dollars or imprisonment not exceeding five years.

Penalty.

Criminal Treatment of Registry Lists.

Destroying,
etc., registry
lists.

20. Any person who shall remove, destroy or mutilate any registry list or copy thereof, or who shall before such election closes remove, destroy or mutilate any list of voters posted in accordance with this act, shall be guilty of a misdemeanor, and shall be punished, on conviction thereof, by fine of not more than one thousand dollars or imprisonment for not more than two years.

Penalty.

Criminal Treatment of Ballot-Boxes and Election Records.

Robbing,
altering, etc.

21. If any person shall rob or plunder any ballot-box, or unlawfully and by stealth or violence take the same or remove therefrom any ballot or other paper, or exchange, alter or destroy any ballot or other paper

contained therein, or if any person other than the clerk of any county or the Secretary of State, shall willfully and corruptly suppress, withhold, mutilate, destroy, alter or change any return, statement or certificate, or any copy thereof, which shall have been made in pursuance of this act, and delivered to him to be filed, or which shall have been entrusted or delivered to him to be delivered or transmitted to any other person or persons in pursuance of this act, every such person, his aiders, procurers and abettors, shall be deemed and taken to be guilty of a misdemeanor, and on conviction thereof shall be punished by a fine not exceeding five hundred dollars, or by imprisonment at hard labor for any term not exceeding two years, or both. Penalty.

Interference With Return of Ballot-Boxes.

22. Any person who shall willfully obstruct or interfere with the clerk or clerks on the way from the polls to the office of the city clerk, shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine not exceeding five hundred dollars, or by imprisonment at hard labor for any term not exceeding two years, or both. Interfering with return of boxes.
Penalty.

Insignia at Polls.

23. No person shall sell, give or provide any political badge, button or other insignia to be worn at or about the polls on any primary, general or special election day, except the badge furnished by the county board of elections as herein provided. Badges, buttons, etc., at polls.

Summary Provision.

24. Whoever shall solicit the registering of his name on the registry list of any election district or precinct in this State, knowing that he is not a legal voter in such district or precinct; whoever shall willfully counsel, procure, aid, advise, assist or abet in the registering of the name of any other person on the registry list of any election district or precinct, knowing such other person is not entitled to vote therein; whoever at any election, knowing that he is not a qualified voter, votes thereat; whoever at any election votes or attempts to vote more than once on his own name; whoever at any Illegal registering, voting, assisting, abetting, or acting at election.

election votes or attempts to vote in more than one election district or precinct; whoever at any election votes or attempts to vote upon any other name than his own; whoever knowingly casts or attempts to cast more than one ballot at one time by balloting; whoever at any election counsels, procures, aids, advises, assists or abets any person, knowing that he is not a qualified voter, to vote thereat; whoever at any election counsels, procures, aids, advises, assists or abets any person in voting in more than one election district or precinct; whoever at any election counsels, procures, aids, advises, assists or abets any person to vote or to attempt to vote upon any name other than his own, or knowingly casts or attempts to cast more than one ballot at one time of voting; whoever at any election in this State shall in any way willfully mark or deface his ballot, or shall willfully counsel, procure, aid, advise, assist or abet any person in the marking or defacing of a ballot; whoever at any election in this State shall in any way counsel, procure, aid, advise, assist or abet any official or person in any act which is contrary to the provisions of this act or the act to which this is a supplement; whoever at any election in this State shall in any way willfully hinder or prevent a voter from casting his legal vote, knowing such person to have a right to vote; whoever shall willfully tamper with, injure, mutilate, destroy or render unfit for use, any ballot-box shall be guilty of a misdemeanor and punishable by a fine of five hundred dollars or imprisonment in State prison for the term of three years, or both.

Penalty.

Voting in Wrong Party Ballot-Box.

25. Any person who, being a member of one political party, shall vote in the ballot-box used for the primary election of another political party, shall in each case be guilty of a misdemeanor, and, on conviction, shall be punished by a fine not exceeding five hundred dollars, or be imprisoned not exceeding two years, or both, at the discretion of the court.

Penalty.

False Voting at Primary.

26. If any person not entitled to vote at any primary election as herein provided shall vote or offer to

Falsely
voting at
primary.

vote at any such primary meeting or caucus knowing or having reason to believe himself not entitled to vote as aforesaid, or if any person or persons shall counsel or procure anyone to vote as aforesaid, knowing or having reason to believe such voter not entitled so to vote, or if any person having voted at any primary meeting held by any political party or organization to nominate candidates or to elect delegates to nominate candidates, to be voted for at any election, shall vote or offer to vote at the primary meeting held by any other political party or organization held to nominate candidates or to elect delegates to nominate candidates, to be voted for at the same election, such person or persons shall be guilty of a misdemeanor, and on conviction thereof shall for each offense be punished by imprisonment at hard labor for a term of not more than three months, or by a fine of not more than one hundred dollars, or both, at the option of the court.

Fraudulent Actions at Primary.

27. If any judge, inspector, clerk or other officer of a primary election as aforesaid shall presume to act in such a capacity before taking and subscribing to the oath or affirmation required by this act, or shall willfully disregard or violate the provisions of any rule duly made by the party of which he is a member, and for whom he is acting, for the government of the primary elections of the party, or if any judge or inspector of any primary election as aforesaid shall knowingly reject the vote of any person entitled to vote under the rules of the said party, or shall knowingly receive the vote of any person or persons not qualified as aforesaid, or if any judge, inspector, clerk or any other officer of a primary election, as aforesaid, shall be guilty of any willful fraud in the discharge of his duties, by destroying or defacing ballots, adding ballots to the poll, by false counting, by making false returns, or by any act or thing whatsoever, the person or persons so offending shall be deemed guilty of a misdemeanor, and, upon conviction, shall be punished by a fine not exceeding five hundred dollars, or by imprisonment not exceeding one year, or both, at the discretion of the court.

Violating oath.

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A-21-614

Fraudulently
discharging
duties.

Penalty.

BETTING.

By Persons in General.

Betting, etc.,
unlawful.

28. No person shall make, lay or deposit any bet, wager or stake, to be decided by the result of any election, by the election or defeat of one or more persons at any election, or by any contingency connected with or growing out of any election; and all contracts for or on account of any money, property or thing in action so bet, wagered or staked shall be void; and any person who shall pay, deliver or deposit any money, property or thing in action upon the event of any bet, wager or stake prohibited by this section, may sue for and recover the same of the winner or winners, or person or persons, to whom the same, or any part thereof, shall have been paid or delivered, or with whom the same, or any part thereof, shall have been deposited, whether he or they shall have been a stakeholder or stakeholders, or other person or persons, whether or not the same shall have been paid over by such stakeholder, or whether or not such bet, wager or stake shall have been lost.

Recovery.

By Candidate.

Betting by
candidate.

29. It shall be unlawful for any candidate for public office, before or during an election, to make any bet or wager with a voter, or take a share or interest in, or in any manner become a party to such bet or wager, or provide or agree to provide any money to be used by another in making such bet or wager, upon any event or contingency whatever. Nor shall it be lawful for any person, directly or indirectly, to make a bet or wager with a voter, depending upon the result of any election, with the intent thereby to procure the challenge of such voter, or to prevent him from voting at such election.

LIQUOR.

Prohibition Against Sale.

Liquors not
sold on elec-
tion day.

30. No spirituous, vinous, malt or intoxicating liquors shall be sold, offered for sale, or exposed for sale on election day; any violation of the provisions of

this section shall be deemed a misdemeanor and punished accordingly.

Additional Penalty.

31. In addition to the penalties provided by law for the unlawful sale or offer to sell or exposure for sale of any spirituous, vinous, malt or intoxicating liquors on any election day, every person so offending, for every offense, shall forfeit and pay the sum of one hundred dollars, to be sued for and recovered in an action of debt in any court having jurisdiction of that amount, by any citizen of this State, resident in the county where such offense shall be committed, one-half of which penalty shall, when collected, be paid to the county collector of said county where said offense is committed for the benefit of said county, and the other half to the person who shall prosecute for the same.

Additional
penalty.

Not to be Brought into Polling Place.

32. Spirituous, vinous, malt or intoxicating liquors shall not be brought by any person into the polling place on the day of election, or on any day of registry during the hours that the election or registration is in progress, nor during the counting or canvassing of the votes; any violation of the provisions of this section shall be a misdemeanor, punishable by a fine not exceeding one hundred dollars or imprisonment not exceeding two months, or both.

No liquor at
polls.

Penalty.

BRIBERY.

Bribery by Giving or Promising Reward.

33. If any person shall, directly or indirectly, by himself or by any other person in his behalf, give, lend or agree to give or lend, or shall offer, promise or promise to procure, or endeavor to procure, any money or other valuable consideration or thing to or for any voter, or to or for any person, in order to induce any voter to vote or refrain from registering for any election, or shall corruptly do or commit any of the acts in this section mentioned on account of any such voter having voted or refrained from voting at an election, or registered or refrained from registering at

Giving reward.

an election, such person so offending shall be guilty of a misdemeanor, and, on conviction thereof, shall be punished by a fine and imprisonment, or both, at the discretion of the court, the fine not to exceed two thousand dollars, and the imprisonment not to exceed five years.

Penalty.

Bribery by Giving or Promising Employment.

Promising employment.

34. Any person who shall directly or indirectly, by himself or by any other person in his behalf, give or procure, or agree to give or procure or offer or promise to procure, or endeavor to procure any office, place or employment to or for any voter, or to or for any person on behalf of such voter, or to or for any other person, in order to induce such voter to vote or refrain from voting, or to register or refrain from registering, or shall corruptly do any act as aforesaid on account of any voter having voted or refrained from voting, or having registered or refrained from registering for any election, shall be guilty of a misdemeanor, and being thereof convicted, shall be punished by fine not exceeding two thousand dollars, or imprisonment not exceeding five years, at the discretion of the court.

Penalty.

Receiving of Bribe.

Receiving bribe.

35. Any voter who shall directly or indirectly, by himself, or by any other person on his behalf, receive, agree or contract for any money, gift, loan or valuable consideration, office, place or employment for himself or for any other person for voting or agreeing to vote, or for refraining or agreeing to refrain from voting at any election, or for registering or agreeing to register, or for refraining or for agreeing to refrain from registering for any election, shall be guilty of a misdemeanor, and being thereof convicted shall be punished by fine not exceeding one thousand dollars, or imprisonment for not longer than one year, at the discretion of the court.

Penalty.

Bribery at Election of Delegates.

Bribery for delegates.

36. If any person shall, directly or indirectly, give, offer or promise to give any sum or sums of money or any valuable thing in action, victuals, drink or prefer-

ment or other considerations, by way of fee, reward, gift or gratuity, or other valuable present or reward to obtain, procure or influence the opinion, behavior, vote or abstaining from voting for the election of any delegate to any convention of any political party of this State, to nominate any candidate or candidates for member of the Legislature of this State, for any member of Congress of the United States, for electors for President and Vice-President of the United States, for Governor of this State, or for any candidate for any office in any county, city, town, township or borough in this State; or if any person being a delegate to any political convention to nominate candidates for any of the offices named in this act, shall, directly or indirectly, ask for, accept, receive or take any sum or sums of money, or other valuable consideration by way of fee, reward, gift or gratuity, or other valuable consideration for the giving or refusing to give his vote at any such convention, all and every of such persons so offering, asking, or receiving the same, in either case aforesaid, shall be deemed and taken to be guilty of misdemeanor, and on conviction thereof shall be punished by a fine or imprisonment, or both, at the discretion of the court; said fine not to exceed five hundred dollars, nor such imprisonment six months. Penalty.

Bribery at Election.

37. Whoever shall, directly or indirectly, give, furnish, supply, offer or promise, or procure to be given, furnished, supplied, offered or promised, to any person or persons, any money, service, preferment or valuable thing with the intent that such money or valuable thing, or any other money, service, preferment or valuable thing shall be given, offered, promised or used, by any person or persons, by way of fee, reward, gift or gratuity, for giving or refusing to give any vote or votes of any citizen of this State, at any election of any public officer, State, county or municipal, to be held therein, or of any member of Congress of the United States, of electors for President and Vice-President of the United States, or at any election of any delegate or delegates to any political convention to be Bribery at election.

held for the nomination of any of the officers aforesaid, or by way of gift, gratuity or reward, for giving or withholding the vote or votes of any delegate or delegates at any such conventions, shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine or imprisonment, or both; such fine not to exceed the sum of ten thousand dollars, and such imprisonment not to exceed the term of one year.

Penalty.

Bribery at Election.

Inducing voters.

38. Any person who shall, directly or indirectly, by himself or by any other person in his behalf, give, lend, or agree to give or lend, or procure, or agree to procure or offer or promise to procure, or endeavor to procure, any money or other valuable consideration or thing, or any office, place or employment to or for any voter, or to or for any person, in order to induce such voter to vote or refrain from registering or voting at any election, or shall corruptly do or commit any of the acts in this section mentioned, on account of any voter having voted or refrained from voting, or having registered or refrained from registering for any election, shall be guilty of a misdemeanor, and upon conviction thereof shall be sentenced to disfranchisement for a period of five years from the date of conviction.

Penalty.

Contributions for Bribery Purposes.

Contribution illegal purpose.

39. Any person who shall give, advance or pay, or cause to be given, advanced or paid, any money or other valuable thing to any person, or to the use of any other person, with the intent that such money or other valuable thing, or any part thereof, shall be expended, or used for bribery of voters, or for any other unlawful purpose at any election, or who shall knowingly pay, or cause to be paid, any money to any person wholly or in part expended in bribery of a voter or voters at any election, shall be guilty of a misdemeanor, and, on conviction thereof, shall be sentenced to disfranchisement for five years from the date of conviction.

Penalty.

Receiving of Rewards.

40. Any person who shall, directly or indirectly, by himself, or by any other person on his behalf, receive, agree or contract for any money, gift, loan or valuable consideration, office, place or employment for himself or for any other person for voting or agreeing to vote, or for refraining or agreeing to refrain from voting at any election, or for registering or agreeing to register, or for refraining or for agreeing to refrain from registering for any election, shall be guilty of a misdemeanor, and on conviction thereof shall be sentenced to disfranchisement for a period of five years from the date of conviction.

Receiving
rewards.

Penalty.

Bribery.

41. No person shall give or agree to give for the purpose of promoting or procuring the election of a candidate for public office, or for the purpose of promoting or procuring the nomination of any person as a candidate for public office, any money or any valuable thing to be used for any of the purposes hereinafter enumerated.

No contribu-
tion or
promises.839-41
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(a) To provide or give or to pay, wholly or in part, the expense of giving or providing any meat, drink, entertainment or provision to or for any person for the purpose of influencing that person or any other person to give or refrain from giving his vote at any election, or on account of any such person or any other person having voted or refrained from voting.

Entertain-
ment.

(b) To provide for the payment of rent for or for the purpose of providing and fitting up any club-room for social or recreative purposes, or providing for uniforms for any organized club.

Clubs.

(c) To provide for the payment for the insertion in any newspaper or magazine of any article tending to influence any voter; *provided, however*, that this prohibition shall not be construed to prohibit the insertion of paid advertisements, which advertisements shall be indicated by the words "This advertisement has been paid for by....." (inserting the name of the person or persons paying for the same).

Literature.

Proviso.

Not accept
gift.

No person shall accept any money or other valuable thing, the payment of which is prohibited by this act.

Penalty for
violations.

Any person found guilty of bribery as hereinabove defined shall be guilty of a misdemeanor, and upon conviction thereof shall, for the first offense be disfranchised for a period of two years from the date of such conviction, and for any subsequent offense shall be perpetually disfranchised, and in addition thereto the court in which such conviction is obtained, may, in its discretion, in case of a subsequent conviction, impose upon the person so convicted the punishment now prescribed by law for a misdemeanor.

Perjury and Subornation of Perjury.

Perjury.

42. If any person shall be guilty of willful and corrupt false swearing or affirming, or by any means shall willfully and corruptly suborn or procure any person to swear or affirm falsely, in taking any oath, affirmation or deposition prescribed or authorized by this act, he shall be deemed and taken to be guilty of a high misdemeanor, and, on conviction thereof, shall be punished by a fine not exceeding eight hundred dollars or imprisonment at hard labor not exceeding seven years, or both, at the discretion of the court, and be deemed and taken to be an incompetent witness thereafter for any purpose within this State, until such time as he shall have been pardoned.

Penalty.

DURESS, UNDUE INFLUENCE.

Threats Against Employee.

Improper
influencing.

43. Any employer of any workmen, or any agent, superintendent or overseer of any company or corporation employing workmen, or any person whosoever, who shall directly or indirectly, by himself or by any other person in his behalf or by his direction, make use of or threaten to make use of any force, violence or restraint, or inflict or threaten to inflict by himself or by any other person any injury, damage, harm or loss against any person or persons in his employ, in order to induce or compel such employee or employees to vote or refrain from voting for any particular candidate or

candidates at any election, or on account of such employee or employees having voted or refrained from voting for any particular candidate or candidates at any election, or who shall, by any sort of duress, constraint or improper influence or by any fraudulent or improper device, contrivance or scheme, impede, hinder or prevent the free exercise of the franchise of any voter at any election, or shall thereby compel, induce or prevail upon any voter to vote for or against any particular candidate or candidates at any election, shall be guilty of a misdemeanor, and, being thereof convicted, shall be punished by a fine not exceeding two thousand dollars, or imprisonment not exceeding five years, or both, at the discretion of the court before which conviction is had. Penalty.

Threats Against Any Voter.

44. It shall be unlawful for any person, directly or indirectly, by himself or any other person in his behalf, to make use of, or threaten to make use of, any force, violence or restraint, or to inflict or threaten the infliction, by himself or through any other person, of any injury, damage, harm or loss, or in any manner to practice intimidation upon or against any person, in order to induce or compel such person to vote or refrain from voting at any election, or to vote or refrain from voting for any particular person or persons at any election, or on account of such person or persons at any election, or on account of such person having voted or refrained from voting at any election. Threats.

Interference with Voter.

45. And it shall be unlawful for any person, by abduction, duress or any forcible or fraudulent device or contrivance whatever, to impede, prevent or otherwise interfere with the free exercise of the elective franchise by any voter; or to compel, induce or prevail upon any voter either to give or refrain from giving his vote at any election, or to give or refrain from giving his vote for any particular person or persons at any election. Interference.

Influencing of Vote by Employer.

Employer
not to in-
fluence em-
ployees.

Placarding.

46. It shall not be lawful for any employer, in paying his employees the salary or wages due them, to enclose in their pay in "pay envelopes" upon which there is written or printed the name of any candidate or any political mottoes, devices or arguments containing threats, express or implied, intended or calculated to influence the political opinions or actions of such employees. Nor shall it be lawful for any employer, within ninety days of an election, to put up or otherwise exhibit in his factory, workshop, or other establishment or place where his workmen or employees may be working, any handbill or placard containing any threat, notice or information that in case any particular ticket of a political party, or organization, or candidate shall be elected, work in his place or establishment will cease, in whole or in part, or his place or establishment be closed up, or the salaries or wages of his workmen or employees be reduced, or other threats, express or implied, intended or calculated to influence the political opinions or actions of his workmen or employees.

Applicable to Corporations.

Law applies
to corpora-
tions.

47. The foregoing sections shall apply to corporations as well as individuals, and any person or corporation violating the provisions of this section is guilty of a misdemeanor, and any corporation violating this section shall forfeit its charter.

ILLEGAL CONTRIBUTIONS AND EXPENDITURES.

Contributions by Insurance Corporations Prohibited.

Insurance
companies not
to contribute.

48. No insurance corporation or association doing business in this State shall, directly or indirectly, pay or use, or offer, consent or agree to pay or use, any money or property for or in aid of any political party, committee, organization or corporation, or for or in aid of any candidate for political office, or for nomination for such office, or for any political purpose whatsoever, or for the reimbursement or indemnification of any person for money or property so used. Any

officer, director, stockholder, attorney or agent of any corporation or association which violates any of the provisions of this act, who participates in, aids, abets, or advises or consents to any such violation, and any person who solicits or knowingly receives any money or property in violation of this act, shall be guilty of a misdemeanor.

Contributions by State, County or Municipal Committee Prohibited.

49. It shall be unlawful for any State, county or municipal committee or organization of any political party in this State to expend any money in aid of the candidacy of any candidate for election as a delegate at any national convention, or election to any party position, or for nomination as a candidate of a political party for public office.

Political committees or organizations not to contribute.

Contributions by Petitioners Prohibited.

50. It shall be unlawful for any such party committee or organization, or any committee of any group of petitioners, or any other person, to expend any money in aid of any candidate for public office, except as hereinafter provided.

Expenditures by committee or petitioners.

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Contributions by Any Person Prohibited.

51. Any person who shall expend or aid or assist in the expenditure of any such moneys for any purpose not authorized by this section, or for any purpose not named in the statement accompanying such contribution, shall be guilty of a misdemeanor and liable to the punishment provided by law for misdemeanors.

Illegal contributions prohibited.

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Advertising, Meetings, Refreshments, Rent and Salaries.

52. No person shall expend any money or other thing of value or incur any liability in aid or furtherance of his candidacy for nomination for or election to any public office or party position, in aid or furtherance of the candidacy of any other person for nomination for or election to any public office or party position for any purpose whatsoever except the following: Advertising in newspapers and periodicals, holding political meetings, including expenses for music and

Expenses allowable.

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other entertainment, exclusive of food and drink, at such meetings, and for advertising such meetings; the traveling expenses and compensation of agents actually employed in arranging for and conducting such meetings, paying for watchers at the polls, as in this act provided, making contributions to the State or county committee, as in this act provided, maintaining candidates or party headquarters, including the hire of rooms and the compensation of employees actually employed therein, salary or fees of stenographers, telegraph or telephone charges, postage, expressage, traveling expenses of candidates, and the preparation and printing of literature for distribution.

Expenditures Authorized.

Expenditures
authorized.

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53. No person shall expend any money or other thing of value or incur any liability in aid or furtherance of his candidacy for nomination for or election to any public office or party position, or in aid or furtherance of the candidacy of any other person for nomination for or election to any public office or party position for any of the following purposes, but the specific prohibitions contained in this section, or in any other portion of this act, shall not operate to permit, by implication or otherwise, the expenditure of any money or thing of value or the incurring of any liability for any purpose not specifically authorized by this act or to limit or in any way restrict the operation of the next preceding section of this act:

Printing;

(a) For the printing or distribution of posters or for the posting of cards, advertisements or posters upon billboards, dead-walls, trees or posts, or the placing of the same in the windows of buildings;

Agents;

(b) The hiring of any watchers, agents or challengers for any work on any primary day or other election day; *provided, however,* that any candidate

Proviso.

for nomination or party position may hire one watcher for each election district in which he is to be voted for at any primary election; *provided, further,* that any group of candidates who shall have been bracketed on any primary ticket or who shall have united in a joint

Proviso.

campaign shall not hire more than one watcher or challenger at each such polling place, which watcher or challenger shall represent all of such group; *provided, further*, that nothing in this act contained shall prohibit any candidates not bracketed or conducting a joint campaign from joining in the hire of watchers; *provided, further*, that each political party or organization may employ not exceeding two persons on election day to act as challengers or agents in each polling place as now provided by law;

Proviso.

Proviso.

(c) The hiring of any vehicle for the transportation of voters to or from the polls; *provided, however*, that nothing in this act contained shall be construed to in any way limit the right of any volunteer acting without compensation to transport any voters, properly registered, to and from any polling places where he may be legally entitled to cast his vote;

Vehicles;

Proviso.

(d) To pay any compensation of any kind or character to any person on account of services rendered or to be rendered in seeking to create a public sentiment in favor of, or against any candidate by any means or method, except those for which expenditure of money is above specifically authorized;

Speakers
and writers;

(e) To pay any compensation of any kind or character to any person for any personal services rendered, except clerical services, the services of watchers at the polls on any election day as authorized by this act in furtherance or in aid of the candidacy of any candidate for nomination for election to any public office or party position, unless within twenty-four hours after said person shall have been employed by said candidate or the campaign manager of such candidate, or shall have commenced to render the services for which compensation is to be paid, a notice shall be filed in the office where such candidate is required to file his statement of expenses, stating that such person has been employed by such candidate or his manager for compensation, and stating the nature of the services to be rendered by such person. Such notice shall be signed by the candidate or his campaign manager. All of such notices shall be kept by the

Personal
services.

officer with whom the same are filed and so classified and arranged that ready reference may be had thereto, and shall be open to the inspection of the public.

Expenditures Prohibited.

Prohibitions:

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Acts con-
trary to elec-
tion laws;

Crime against
elective fran-
chise;

Colonizing;

Hindering
voters;

Withdrawal
of candidate;

Damage due
to being at
polls;

Against act;

Unlawful
payment;

54. No person shall pay, lend or contribute, or offer or agree to pay, lend or contribute, any money or other valuable consideration to or for any person, either for

(a) The doing or procuring to be done of any act forbidden to be done by the laws of this State relating to primary or general elections; or,

(b) The commission of any crime or offense against the elective franchise, or the encouragement or assistance of a person in the commission of a crime or offense against the elective franchise, or aiding or assisting any person charged with the commission of a crime against the elective franchise to evade arrest or to escape conviction and punishment for such crime or offense; or,

(c) Providing, wholly or in part, directly or indirectly, for the expense of boarding, lodging or maintaining a person in any place of domicile in any election precinct, or ward, or district, with the purpose of securing the vote of such person, or of inducing such person to vote for himself, or any other person at an election held within the State; or,

(d) The hiring or employment of a person to take or maintain a place in, or to otherwise obstruct or hinder, or to prevent the forming of the line of voters awaiting their opportunity or time to enter the polling place or election booth of an election precinct; or,

(e) In consideration of any person withdrawing as a candidate for public office or presidential elector, at any election held within this State; or

(f) To pay any person for loss or damage due to attendance at the polls at any primary or general or charter election, or any registry therefor, or for the purpose of such registration.

(g) For any purpose in contravention of the provisions of this act; or,

(h) Making any payment except in the manner provided by this act.

(i) To pay for the printing or publishing of any pamphlet, statement, advertisement or other printed matter of any kind or character having reference to an election or to any candidate at any election, unless such pamphlet, statement, advertisement or printed matter shall bear upon the face thereof the name and address of the candidate or campaign manager of the candidate causing the same to be published, and furnishing, or agreeing to furnish, payment for such printing and publication.

Printing,
advertisements, etc.

Expenditures Prohibited.

55. It shall be unlawful for any person, directly or indirectly, by himself or through any other person—

Unlawful
contributions.

(a) To pay, lend or contribute, or offer or promise to pay, lend or contribute, any money or other valuable consideration to or for any voter, or to or for any other person, to induce such voter to vote or refrain from voting at any election, or to induce any voter to vote or refrain from voting at such election for any particular person or persons, or to induce such voter to come to the polls or remain away from the polls at such election, or on account of such voter having voted or refrained from voting or having voted or refrained from voting for any particular person, or having come to the polls or remained away from the polls at such election.

To cause
voters to vote
or refrain
from voting;

(b) To give, offer or promise any office, place or employment, or to promise to procure or endeavor to procure any office, place or employment to or for any voter, or to or for any other person, in order to induce such voter to vote or refrain from voting at any election, or to induce any voter to vote or refrain from voting at such election for any particular person or persons.

To promise
employment;

(c) To make any gift, loan, promise, offer, procurement or agreement, as aforesaid, to, for or with any person, in order to induce such person to procure, or endeavor to procure, the election of any person, or the vote of any voter at any election.

To make
gifts, etc.;

(d) To procure, or engage, promise or endeavor to procure, in consequence of any such gift, loan, offer,

To procure
votes by gifts,
etc.;

promise, procurement or agreement, the election of any person, or the vote of any voter at such election.

To furnish
means for
bribery;

(e) To advance or pay, or cause to be paid, any money or other valuable thing, to or for the use of any other person, with the intent that the same, or any part thereof, shall be used in bribery at any election, or to knowingly pay, or cause to be paid, any money or other valuable thing to any person in discharge or repayment of any money, wholly or in part, expended in bribery at any election.

To assist in
evading arrest;

(f) To advance or pay, or cause to be paid, any money or other valuable thing, to or for the use of any other person, with the intent that the same, or any part thereof, shall be used to aid or assist any person to evade arrest who is charged with the commission of a crime against the elective franchise.

To pay for
endorsement
by delegates,
associations,
etc.;

(g) To advance or pay, or cause to be paid, any money or other valuable thing, to or for the use of any other person, in consideration of being selected or endorsed as the candidate of any convention, organized assemblage of delegates, or other body representing, or claiming to represent, a political party or principle, or any club, society or association, for a public office, or in consideration of the selection or endorsement of any other person as a candidate for a public office, or in consideration of any member of a convention, club, society or association, having voted to select or endorse any person as a candidate for a public office.

To secure
withdrawals.

(h) To advance or pay, or cause to be paid, any money or other valuable thing to or for the use of any other person, in consideration of a person withdrawing as a candidate for a public office.

Receipts Prohibited.

To receive
money, posi-
tion, etc.

56. It shall be unlawful for any person, directly or indirectly, by himself or through any other person:

(a) To receive, agree or contract for, before or during an election, any money, gift, loan or other valuable consideration, office, place or employment, for himself or any other person, for voting or agreeing to vote, or for coming or agreeing to come to the polls,

or for refraining or agreeing to refrain from voting, or for voting or agreeing to vote, or refraining or agreeing to refrain from voting for any particular person or persons at any election.

(b) To receive any money or other valuable thing during or after an election, on account of himself, or any other person, having voted or refrained from voting for any particular person or persons at such election, or on account of himself, or any other person having come to the polls or remained away from the polls at such election, or on account of having induced any other person to vote or refrain from voting, or to vote or refrain from voting for any particular person or persons, or to come to or remain away from the polls at such election.

To vote or refrain from voting for consideration.

(c) To receive any money or other valuable thing before, during or after election, on account of himself, or any other person having voted to secure the election or endorsement of any other person as the nominee or candidate of any convention, organized assemblage of delegates or other body, representing, or claiming to represent, a political party or principle, or any club, society or association, or on account of himself or any other person having aided in securing the selection or endorsement of any other person as a nominee or candidate as aforesaid.

To receive consideration to secure delegates or endorsement.

Bank Deposit in Another's Name Prohibited.

57. No person shall make any payment of his own money, or of the money of any other person, in connection with any nomination or election in any other name than that of the person who really supplies such money, nor shall any person knowingly receive such money, or thing of value, and enter it into his accounts or deposit it in any bank or trust company, in any other name than the name of the person who really supplies the same.

Proper name to be used.

Office Holders' Restrictions.

58. No holder of any public office or position not filled by election by voters shall contribute to the nomination or the election of any person to public office or party position; *provided*, that this prohibition shall not

No contributions by office holders.

Provide.

apply to any person holding an appointive office or position the term of which is fixed by law. No person shall invite, demand or accept payment or contribution from such persons for campaign purposes.

Religious and Charitable Organizations.

Soliciting
for churches,
etc., forbid-
den.

59. No person shall demand, solicit, ask or invite any payment or contribution for any religious, charitable or other cause or organization supposed to be primarily for the public good, from any candidate for nomination or election.

Solicitation of Candidates Prohibited.

Subscriptions,
support of
clubs, etc.,
forbidden.

60. No person shall demand, solicit, ask or invite any candidate for nomination for election to public office or party position to subscribe for the support of any club or organization, or to buy tickets to any entertainment or ball, or to pay for space in any book, program, periodical or publication. This shall not apply to the solicitation of any business advertising in periodicals in which the candidate was a regular advertiser prior to his candidacy, nor to ordinary business advertising, nor to the regular payments to any organizations, religious, charitable or otherwise, of which he was a member, or to which he was a contributor for more than six months before his candidacy, nor to any ordinary contributions at church services.

Usual busi-
ness and
church con-
tributions
not meant.

Contributions by Corporations Prohibited.

Contributions
by corpora-
tions forbid-
den.

61. No corporation carrying on the business of a bank, savings bank, co-operative bank, trust, trustee, savings indemnity, safe deposit, insurance, railroad, street railway, telephone, telegraph, gas, electric light, heat and power, canal or aqueduct company, or having the right to condemn land, or to exercise franchises in public ways granted by the State, county, city or town, and no corporation, person, trustee or trustees, owning or holding the majority of stock in any such corporation, shall pay or contribute any money or thing of value in order to aid or promote the nomination or election of any person, or in order to aid or promote the interests, success or defeat of any political party.

MISCELLANEOUS CRIMES AND PENALTIES.

Disfranchisement as Extra Penalty.

62. In addition to the penalties provided for violations of any of the provisions of this act, the court imposing such penalties may add thereto that such offender be thenceforth disfranchised as a voter and disqualified to hold any office of trust or profit within this State for such length of time as such court may deem proper; (a) *provided, nevertheless*, that nothing in this act contained shall be held or construed to in anywise absolve or relieve any person or persons from any liability, penalty, prosecution, indictment or punishment, for or on account of any violation of any law in force at the time of the passage of this act.

Disfranchisement may be imposed.

Proviso.

Second Offense.

63. Any person who, having once been convicted of a violation of any of the provisions of this act, shall again be convicted of a violation of any of the provisions of this act, whether such conviction be for the same offense or not, shall, on such second conviction, be sentenced to disfranchisement and to pay a fine not exceeding one thousand dollars, or to imprisonment for a term not exceeding five years, or both, at the discretion of the court.

Penalty on second conviction.

Neglect to Perform Duty.

64. Every person charged with the performance of any duty under the provisions of any law of this State relating to elections, who willfully neglects or refuses to perform it, or who, in his official capacity, knowingly and fraudulently acts in contravention or violation of any of the provisions of such laws, shall be guilty of a misdemeanor.

Neglect of duty.

Influencing Others to Disobey Act.

65. Any candidate who procures, aids, assists, counsels, advises or knowingly permits any person to violate this act shall be guilty of a misdemeanor.

Aiding, etc., violations.

Acting After Election is Void.

66. Any person chosen as member of the State committee, county committee, or any city or municipal

Acting when party positions are void.

committee of any political party who shall sit or perform any duty, or exercise any functions as a member of such committee after his election thereto shall have been declared null and void, shall be guilty of a misdemeanor, and each member of any such committee who shall vote to recognize any such member after such election shall have been declared null and void, shall likewise be guilty of a misdemeanor.

Failure of Delegate to Surrender Certificate.

Surrender
of certificate
declared void.

67. Any delegate at large or district delegate to any national convention who shall fail to surrender such certificate of election forthwith, after the same has been declared null and void, as aforesaid, or who shall use such certificate of election, or who shall present such certificate of election as a credential at any such convention, or to any committee on credentials at such convention, or who shall leave the limits of this State with such certificate in his possession, with intent to use the same as a credential for admission to any political convention, shall be guilty of a misdemeanor.

Endorsement of Candidate Before Primary.

Party com-
mittee not to
endorse before
primary.

852-68
A-22-496

68. It shall be unlawful for any State, county or city committee or organization of any political party prior to any primary election to endorse the candidacy of any candidate for a party nomination or position.

Failure to Supply Information.

Information
must be
furnished.

69. Any person who neglects or refuses to furnish any information required or authorized by this act, or to exhibit the records, papers or documents herein authorized to be inspected, or which are required to be exhibited, shall be guilty of a misdemeanor.

Failure to Obey Subpœna.

Obeying
subpœna.

70. Any person who shall omit, neglect or refuse to obey a subpœna attested in the name of the county clerk, municipal clerk, or county board of elections and made returnable by said clerk or board, or who shall refuse to testify under oath before said clerk or board, shall be guilty of a misdemeanor, and punished accordingly.

Making a False Statement.

71. Any person who shall make any false statement False oath. under oath before the county clerk, municipal clerk or county board of elections, shall be guilty of a misdemeanor, and punished accordingly.

ENFORCEMENT OF LAWS.

Subpœnas to be Obeyed.

72. It shall be the duty of every person upon whom a subpœna, issued under and by virtue of this act, shall have been served, and to whom the lawful fees shall have been paid or tendered, to obey the command of such subpœna, under the penalty of fifty dollars, to be sued for and recovered, with costs, in an action of debt, before any court of competent jurisdiction, by the person on whose application such subpœna shall have been issued; *provided*, that no person shall in any case be required to attend any such examination as a witness out of the county in which he resides; and if any person duly subpœnaed as aforesaid shall neglect or refuse to obey the command of such subpœna, it shall be lawful for any justice of the Supreme Court or judge of the Court of Common Pleas, on due proof by affidavit of the service of a subpœna on such witness, and of the payment of his legal fees, and of his refusal or neglect to obey the command of said subpœna as aforesaid, to issue an attachment against such person to bring him before said justice or judge; and the said justice or judge shall have power to proceed against said witness as for a contempt of said court. Penalty for not obeying subpœna.

Duty of Peace Officers Regarding Liquor on Election Day.

73. It shall be the duty of all sheriffs, under-sheriffs, police officers and constables, on any election day, during the hours of election, to arrest without warrant all persons who shall be found by them in the actual violation of any law prohibiting the sale, or offer to sell or exposure for sale, of any spirituous, vinous, malt or intoxicating liquors on any election day, and take such person when arrested before some recorder, police justice or justice of the peace, of the county in which Arrest for violation of liquor laws on election days.

such arrest shall be made, to be dealt with by him according to law; and it shall be the further duty of such sheriffs, under-sheriffs, police officers and constables, to effectually close up all places where they shall have good reason to believe any spirituous, vinous or malt liquors, ale, beer or cider, are being sold or offered or exposed for sale or given away, and keep the same effectually closed up till after such election.

Duty of Officers to Issue Subpœnas.

Issue of
subpœna.

74. If proof be made before any justice of the peace, recorder or police justice of facts constituting probable cause for believing that this act has been violated, and that any person or persons have knowledge of the circumstances connected therewith, it shall be the duty of said justice or recorder to issue process of subpœna for the appearance of such person or persons other than the accused before him, to be examined touching the same; *provided*, that the lawful expenses of such subpœna and examination shall be paid by the applicant therefor, and such evidence shall be filed with the clerk of the county, to be used before the grand jury; *and provided, further*, that no such process of subpœna shall be issued or served nor any such examination held on the day of election.

Proviso.

Proviso.

Witnesses Obligated to Answer Questions.

Witnesses
must testify.

75. On the trial of any indictment against any person or persons for violation of any of the provisions of this act, all witnesses sworn on any such trial shall truly answer all questions put to them which the court shall decide to be proper and pertinent to the issue involved; and no witness shall be excused from answering any such question on the ground that to answer the same might or would incriminate him, or might or would tend to incriminate him; but no answer or answers made by any witness to any such question shall be used as admitted in evidence in any proceeding against said witness, except in case of a criminal proceeding for perjury in respect to his answers to such questions.

Compulsory Testimony.

76. No person shall be excused from attending and testifying, or producing any books, papers or other documents before any court on any indictment for violation of any of the provisions of this act, upon the ground or for the reason that the testimony or evidence, documentary or otherwise, required of him may tend to convict him of a crime or to subject him to a penalty or forfeiture, but no person shall be prosecuted or subjected to any penalty or forfeiture for or on account of any transaction, matter or thing concerning which he may so testify or produce evidence, documentary or otherwise, and no testimony so given or produced shall be received against him upon any criminal proceeding or action.

Regarding
incriminating
testimony.

Incriminating Testimony Not Used Against Witness.

77. No person called to testify in any proceedings under this act shall be liable to a criminal prosecution, either under this act or otherwise, for any matters or causes in respect to which he shall be examined, or to which his testimony shall relate, except to a prosecution for bribery committed in such testimony; nor shall any person, when called to testify in any trial for a violation of this act, be privileged to refuse to answer any questions which may be asked him, upon the ground that the same will tend to degrade or incriminate him.

Incriminating
evidence not
used against
witness.

855-77
A-21-615

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A-22-496

Testimony of Offender.

78. A person offending against any provision of this act shall be a competent witness against another person so offending, and may be compelled to attend and testify upon any trial, hearing, proceeding or lawful investigation or judicial proceeding, in the same manner as any other person. But the testimony so given shall not be used in any prosecution or proceeding, civil or criminal, against the person so testifying. A person so testifying shall not thereafter be liable for indictment or presentment by information, nor to prosecution or punishment for the offense with reference to which his testimony was given, and may plead or prove

Use of
testimony
of offenders
against act.

which his testimony was given, and may plead or prove dictment, information or prosecution.

Prosecutor's
duty.

Duty of Prosecutor of Pleas to Present Matter to Grand Jury.

79. If the prosecutor of the pleas of the county shall be notified by any officer or other person of any violation of any of the provisions of this act, it shall be his duty forthwith to diligently inquire into the facts of such violation, and if there is reasonable ground for instituting a prosecution, it shall be the duty of such prosecutor of the pleas to present the said charge, with all the evidence which he can procure, to the grand jury of such county.

Employment of Assistant for Prosecutor.

Citizens may
employ attorney.

80. Any citizen may employ an attorney to assist the prosecutor of the pleas to perform his duties under this act, and such attorney shall be recognized by the prosecutor of the pleas and the court as associate counsel in the proceeding; and no prosecution, action or proceeding shall be dismissed without notice to, or against the objection of, such associate counsel until the reasons of the prosecutor of the pleas for such dismissal, together with the objections thereto, of said associate counsel, shall have been filed in writing, argued by counsel, and fully considered by the court with such limitation as to the time of filing such reasons and objections as the court may impose.

Invalidity of a Section Not to Affect Other Sections.

Validity
of act.

81. In case for any reason any section or part of any section or any provision of this act shall be questioned in any court and shall be held to be unconstitutional or invalid, the same shall not be held to affect any other section or any part of a section or provision of this act.

Enactment Clause.

Repealers.

82. The act entitled "An act to regulate elections" (Revision of 1898), approved April fourth, one thousand eight hundred and ninety-eight, and all acts amendatory thereof and supplemental thereto, and all acts and parts of acts, general and special, inconsistent

with this act, are hereby repealed; *provided, however,* Proviso. that this section shall not repeal an act entitled "A further supplement to an act entitled 'An act to regulate elections' (Revision of 1898), approved April fourth, one thousand eight hundred and ninety-eight," which said further supplement was approved March fourth, one thousand nine hundred and eighteen, and being chapter two hundred and ten of the Laws of nineteen hundred and eighteen; and that this section shall not repeal an act entitled "An act to amend an act entitled 'A further supplement to an act entitled "An act to regulate elections"'" (Revision of 1898), approved April fourth, one thousand eight hundred and ninety-eight, which said amendatory act was approved April eleventh, one thousand nine hundred and nineteen, and being chapter ninety-one of the Laws of nineteen hundred and nineteen; but this repealer shall not revive any act heretofore repealed, and this act shall take effect on the first day of May, nineteen hundred and Act in effect. twenty.

Passed May 5, 1920.

CHAPTER 350.

An Act to acquire by gift, devise, grant, purchase or condemnation, the toll roads and toll bridges situated entirely within this State, and providing for the cost thereof.

Preamble. WHEREAS, It appears from the report of the Commission to Investigate Toll Roads and Bridges, appointed by authority of Joint Resolution No. 2, of the Legislature of the State of New Jersey, approved March fifteenth, one thousand nine hundred and sixteen, that the only toll roads and toll bridges situated wholly within this State are those named in this act; and

Preamble. WHEREAS, In the public interest it is deemed expedient to abolish such toll roads and toll bridges and to make such roads and bridges free;

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

Power to
acquire toll
roads and
bridges.

1. The State Highway Commission, or any other body by whatsoever name known, which may hereafter succeed to the general powers and duties of said State Highway Commission, is hereby invested with full power and authority to acquire for the State, by gift, devise, grant, purchase or condemnation, according to the procedure contained in an act entitled "An act to regulate the ascertainment and payment of compensation for property condemned or taken for public use (Revision of 1900)," approved March twentieth, one thousand nine hundred, for public use, the following toll roads and toll bridges:

Toll Roads.

Roads speci-
fied.

1. Gloucester turnpike, extending from Red Bank avenue, in the city of Woodbury, a distance of twenty-one thousand nine hundred and forty feet, to King street, in the city of Gloucester City, Camden county, owned by Gloucester Turnpike Company.

2. Marlboro and Quinton turnpike, six and one-quarter miles long, owned by the Marlboro and Quinton Bridge Turnpike Company.

3. Bridgeton and Millville turnpike, extending from Bridgeton, New Jersey, to Millville, New Jersey, a distance of ten miles, owned by Bridgeton and Millville Turnpike Company.

Toll Bridges.

1. Ocean City automobile bridge, extending from Somers Point, New Jersey, to Ocean City, New Jersey, owned by Ocean City Automobile Bridge Company, Inc. Bridges specified.

2. Long Beach Automobile bridge, extending from Manahawkin, New Jersey, across Manahawkin bay to the island of Long Branch (on which island are located the towns of Barnegat City, High Point, Harvey Cedars, Surf City and Beach Haven), a distance of approximately two miles, owned by Long Beach Turnpike Company.

3. Toms River and Seaside Heights automobile bridge, extending from foot of Washington street, in Dover township, on the western shore of Barnegat bay, across said bay, a distance of approximately two miles, to Hamilton avenue, Seaside Heights, Ocean county, New Jersey, owned by the Island Heights and Seaside Park Bridge Company.

The said toll roads and toll bridges, when acquired by the State, shall become a part of the State Highway System, and shall be under the supervision and control of the State Highway Commission, or such other body as may succeed said State Highway Commission, as hereinbefore mentioned, and shall be maintained by the State out of funds appropriated, raised or collected for the use of the State Highway Commission, or such other body, as aforesaid, in the repair and maintenance of roads and bridges. Supervision and control.

2. So much of the moneys appropriated to the State Highway Commission for the State Road Fund as is necessary shall be used by said State Highway Commission in carrying out the provisions of this act. Appropriations.

3. This act shall take effect immediately.

Passed May 5, 1920.

CHAPTER 351.

An Act providing for the valuation of street railway property in this State.

Preamble. WHEREAS, It is deemed to be in the public interest that an independent valuation of street railway property in this State be obtained; and

Preamble. WHEREAS, Such valuation can best be made by competent engineers equipped for and experienced in such work; now, therefore,

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

Commission to value street railways. 1. The Governor, State Treasurer and State Comptroller are hereby appointed and constituted a commission for the purpose of ascertaining and determining the value of all the property, including every proper and lawful element thereof, of any or all street railway and traction companies in this State, in the following manner:

Organization and secretary. 2. The commission shall forthwith meet and organize by the appointment of a secretary, who shall keep full and correct minutes of all the transactions and proceedings of the commission, and perform such other duties as may be required of him, and who shall receive such compensation as the commission may determine. The Governor shall be chairman. In the absence of the Governor one of the other members may be designated to act as chairman.

Contract with engineering concern to make valuation. 3. The commission is hereby authorized and directed to immediately select, by a majority of all of its members, a competent electrical or mechanical engineering concern, either firm or corporate, of the highest established reputation, equipped and organized for and experienced in the work of valuing street railway property. The commission is hereby further authorized and directed to enter into a contract with such engineering concern to make and complete as soon thereafter

as may be possible, a valuation as aforesaid of all the property of any street railway or traction company designated by the said commission.

4. The said engineering concern is hereby directed to immediately proceed with the said work, and is empowered by its agents, experts or examiners to enter upon any premises occupied by any street railway or traction company whose property is being valued for the purposes of making examinations, inspections and appraisals of all the property of said street railway or traction company, and also to have and obtain access to and use of any books, documents or records in the possession, custody or control of any such street railway or traction company.

Valuation
of physical
property.

Access to
all records.

5. The said engineering concern is further empowered to have and obtain access to and use of any and all books, documents, records and testimony in the possession, custody or control of any commission, board or department of this State or any political sub-division thereof. Said engineering concern is hereby authorized and directed, in order to facilitate and hasten said valuation, to check and make use of, so far as possible, all such books, documents, records and testimony, and have such assistance as it may request from any such commission, board or department.

Access to
municipal
records.

6. Upon the refusal of any street railway or traction company whose property is being valued to give, furnish or accord to said engineering concern, its agents, experts or examiners, full and free access to and use of any such books, documents or records in its possession, custody or control, the commission is empowered to apply through the Attorney-General to the Chief Justice or any Justice of the Supreme Court of this State, upon two days' notice to such street railway or traction company for an order requiring the said railway or traction company to afford such access to and use of such books, documents and records. Power and authority to make such order as in his discretion may seem just and proper are hereby conferred upon the Chief Justice and each justice of the Supreme Court. Failure to comply with the provisions of the

On refusal
to produce
record, appli-
cation to
court.

Order.

Failure to
comply
deemed con-
tempt.

order of such Chief Justice or justice of the Supreme Court, as the case may be, shall constitute contempt of said Supreme Court, and may be proceeded on accordingly.

Appropriation.

7. The sum of one hundred thousand dollars is hereby appropriated for the purpose of carrying out the provisions of this act. The same shall be drawn from the treasury of the State from time to time, as approved by the commission, upon the voucher or warrant of the State Comptroller, notwithstanding the provisions of any other law of this State concerning the appropriation, receipt or disbursement of State Moneys.

**Compensation
of engineers.**

8. The commission shall have power to agree with the engineering concern so selected upon the amount of compensation to be paid said engineering concern for its services and expenses. The commission shall also decide upon the time to be given to said engineering concern for the valuation of the property of any street railway or traction company.

Report.

862-9
A-21-954

9. When the valuation of the property of any street railway or traction company is completed as herein directed, the engineering concern so selected to make such valuation shall file with the commission herein constituted a complete and detailed report of such valuation in form available for use for the purpose of fixing rates under existing laws, which report, together with all documents and maps, and other papers accompanying same shall be immediately transmitted to and filed with the Board of Public Utility Commissioners of this State, and shall be a public record, open to the inspection of the public at all reasonable times, and shall be admitted as evidence in the courts of this State and shall be evidence of the facts therein contained to the same extent as though the same had been produced and proved and the value of the property as set forth in said report shall be accepted by the Board of Public Utility Commissioners of this State as the value of said property as of the date specified in said report in any rate proceeding under any law of this State to the extent that the value of said property is a factor in the fixing of a rate.

Public record.

10. All acts and parts of acts inconsistent herewith ^{Repealer.} be and the same are hereby repealed.

11. This act shall take effect immediately.

Passed May 5, 1920.

CHAPTER 352.

An Act authorizing the creation of a debt of the State of New Jersey by the issuance of bonds of the State in an amount not exceeding twenty-eight million dollars for the purpose of paying the cost of extending the system of State highways by the construction of bridges and tunnels for vehicular or other traffic across the Delaware and Hudson rivers, or either of them; providing the ways and means to pay the interest of such debt and also to pay and discharge the principal thereof; and providing for the submission of this law to the people at a general election.

863-C-352
Cf.-24-677

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

1. Bonds of the State of New Jersey are hereby authorized in principal amount not exceeding twenty-eight million dollars for the purpose of paying the cost of extending the system of State highways by the construction of bridges and tunnels for vehicular or other traffic across the Delaware and Hudson rivers, or either of them, or so much of said cost as shall be payable by the State of New Jersey.

Amount of
bond issue
authorized.

2. The Governor, State Treasurer and Comptroller of the Treasury; or any two of such officials (hereinafter sometimes referred to as "the issuing officials") are hereby authorized to carry out the provisions of this act relating to the issuance of said bonds, and shall determine all matters in connection therewith subject to the provisions hereof. In case any of said officials shall be absent from the State or incapable of acting for any reason, his powers and duties shall be exer-

Issuing
officials.

cised and performed by such person as shall be authorized by law to act in his place.

Signing
bonds.

3. Said bonds shall be signed in the name of the State by the Governor or by his facsimile signature under the great seal of the State, and attested by the Secretary of State or an assistant Secretary of State, and shall be countersigned by the State Comptroller or a deputy comptroller. Interest coupons attached to such bonds shall be signed by the facsimile signature of the State Comptroller. Such bonds may be issued notwithstanding that any of the officials signing them or whose facsimile signatures appear on the bonds or coupons have ceased to hold office at the time of such issue.

Authority
of issue
recited.

4. (a) Said bonds may recite that they are issued in pursuance of this act, and that this act was submitted to the people at the general election held in the month of November, 1920, and that it received the sanction of a majority of the votes cast for and against it at such election. Such recital in said bonds shall be conclusive evidence of the regularity of the issue of said bonds and of their validity.

Form and
denomina-
tions.

(b) Such bonds shall be in such form as may be approved by the issuing officials. They shall be of the denomination of one thousand dollars, ten thousand dollars and fifty thousand dollars. They may be coupon bonds, or may be registered as to principal only, with interest coupons attached, or may be registered as to both principal and interest, as said officials shall determine.

Surrender
privilege.

(c) The holders of coupon bonds may be given the privilege of surrendering such bonds and receiving in lieu thereof registered bonds without coupons, or of having such coupon bonds registered as to principal only. The holders of registered bonds may be given the privilege of surrendering such bonds and of receiving in lieu thereof either coupon bonds or new registered bonds of larger or smaller denomination. Upon the transfer of registered bonds, the bonds to be transferred shall be surrendered for cancellation

and new registered bonds shall be issued to the transferee.

(d) The issuing officials are hereby authorized to make rules and regulations relating to the exchange and registration of bonds.

Exchange and
registration.

5. Said bonds may be issued at one time, or from time to time, as money is required for the purpose for which they are authorized, as certified by the officials, commission, board or body, having charge or control of the expenditure of such moneys. If issued from time to time, the bonds of each installment shall constitute a separate series, the first series being marked "Series A," and each succeeding series being marked with one of the letters of the alphabet succeeding A. The bonds of each series shall be dated as of the first day of January or the first day of July next preceding the issuance thereof, and shall mature in thirty years from their date. The bonds may be made subject to previous call for redemption at such time or times and after such notice as may be therein provided. Each series of bonds shall bear such rate of interest, not exceeding six per centum per annum as may be determined by the issuing officials. Such interest shall be payable on the first days of January and July of each year until the bonds shall be paid.

Serial
issue.

Date.

Redemption.

Rate.

Interest
periods.

6. Said bonds shall be sold at not less than par and accrued interest, after notice of sale published at least once not less than ten days previous to the sale, in at least six newspapers published in the State of New Jersey and in one newspaper or financial paper published in the city of New York. The said notice of sale may contain a provision to the effect that any or all bids made in pursuance thereof may be rejected. In the event of such rejection, the issuing officials are authorized to give further notice of sale, in the manner above described, as many times as in their judgment may be necessary to effect a satisfactory sale.

Notice of
sale.

7. Until definitive bonds can be prepared the issuing officials may in their discretion issue in lieu of such definitive bonds temporary bonds in such form and with

Temporary
bonds.

such privileges as to registration and exchange as they may approve, which shall be exchangeable for definitive bonds.

Use of
proceeds.

8. (a) The proceeds of the sale of the bonds, including all premiums received, shall be paid into a separate fund, which shall constitute the "State Highway Extension Fund," of which the State Treasurer shall be custodian, and the said fund is hereby specifically appropriated for the purpose of paying the cost of extending the system of highways by the construction of bridges and tunnels for vehicular or other traffic across the Delaware or Hudson rivers, or either of them, or so much of said cost as shall be payable by the State of New Jersey.

Other appro-
priations.

(b) Nothing contained in this act shall prevent or limit the appropriation from time to time for the said purpose of funds derived from any source whatsoever.

Substituting
bonds for
those de-
stroyed.

9. In case any coupon bond and the coupons thereunto appertaining, or any registered bond, shall become mutilated or be destroyed, a new bond shall be executed and delivered, of like tenor, amount, date and series in exchange and substitution for the mutilated or destroyed bond or coupons. In case of destruction the applicant for a substituted bond shall furnish to the State Comptroller evidence satisfactory to him of such destruction, and also such security and indemnity as may be required by him.

Tax ex-
emption.

10. The principal and interest of the bonds hereby authorized shall be exempt from taxation by the State or any county, municipality, school district, or other tax district.

Sinking fund.

11. (a) A Sinking Fund Commission is hereby created, which shall consist of the Governor, the State Comptroller and the State Treasurer. Any two members of such commission shall constitute a quorum. The commission shall have the care and management of a sinking fund which is hereby established, and custody and control of all sinking fund moneys, securities, papers and records appertaining thereto. The State Treasurer shall be treasurer of the commission

and shall deposit all moneys received as hereinafter prescribed in such depository or depositories as he shall determine. His bond as State Treasurer shall cover such deposits. Such commission shall invest, reinvest and keep invested all moneys coming into its control only in the securities or investments authorized by this act. It shall have power to sell or convert into cash such securities or investments as may be necessary from time to time or provide funds from which to pay said bonds upon maturity, or to sell such securities or investments for the purpose of protecting the sinking fund from loss or for bettering the investment. It shall be the duty of the commission to keep accurate and detailed books of account covering all moneys coming into its custody, and the investment, return on investment, increase or loss thereon and the expenditure thereof; to make reports as and when required and to permit access to and inspection of accounts and records by any person duly authorized by the State or any interested citizen taxpayer.

Duties.

(b) In case the bonds of any issue shall be subject to call for redemption before maturity the Sinking Fund Commission shall have power in its discretion to call said bonds for redemption whenever there shall be funds in the sinking fund sufficient for such redemption. No bonds of any series of bonds shall be called for redemption unless all of the bonds of said series are called for redemption. If more than one series are subject to call for redemption at the time for such redemption the bonds of said several series shall be called for redemption in order of their issuance. Whenever bonds hereby authorized shall be purchased or redeemed by the Sinking Fund Commission, said bonds shall be cancelled, and shall not be sold or re-issued and shall not be deemed outstanding.

Bonds may be called for redemption.

12. Investment of sinking fund moneys shall be limited to the bonds of the Government of the United States, bonds of the State of New Jersey, and the bonds of any county, school district or municipality of this State, and the negotiable notes of any county, municipi-

Investments by sinking fund.

pality or school district of this State. It shall be lawful for the Sinking Fund Commission to purchase at private sale the bonds or negotiable notes of any county, school district or municipality of this State at the time of their original issuance, any laws relating to the public sale thereof to the contrary notwithstanding.

Payment of
principal.

13. A sinking fund is hereby established for the payment of the principal of said bonds. Beginning with the year after the date of each series of bonds, and in each year thereafter, an amount shall be paid as hereinafter provided into the said sinking fund, which would, if thereafter annually contributed to said fund, with the fund in hand, and interest on said fund and on such annual contributions at the rate of three and one-half per centum per annum, compounded annually, be sufficient to pay the principal of the outstanding bonds of such series at their maturity, and such fund is hereby appropriated for such payment. The said amounts required to be contributed in each year on account of all issues are sometimes herein referred to as the "annual amortization requirement," and shall be computed by the Sinking Fund Commission immediately after the first day of July of each year. For the purpose of determining the amount of the fund in hand at any time the Sinking Fund Commission shall value the securities and investments thereof at the market value, but not exceeding their par value.

Amortiza-
tion re-
quirement.

Use of
revenues from
bridge and
tunnels.

14. The revenues of each year derived from the operation of the bridges and tunnels constructed out of the proceeds of the bonds herein authorized, exclusive of the moneys required to maintain and operate the same by the officials, commission, board or body having control thereof (which moneys they are hereby authorized to retain for that purpose), shall be paid and applied annually as follows:

Yearly in-
terest:

First. An amount equal to one full year's interest on the bonds then outstanding shall be paid to the Sinking Fund Commission and be set apart and held by it for the payment of interest on the bonds issued hereunder, and such funds are hereby appropriated for that purpose. Such payment so held for interest shall re-

duce the appropriation required by section fifteen, subdivision (a) as therein provided.

Second. The balance shall be paid into the sinking fund and shall be applied as herein provided for sinking fund purposes. The amount so paid in any year so far as may be necessary therefor shall be credited as a payment on account of the next annual amortization requirement.

Balance.

15. (a) Upon the issuance of each series of bonds authorized hereby the State Treasurer shall pay to the Sinking Fund Commission an amount sufficient to pay all interest on said bonds, which shall be payable on or before the following first day of July. Thereafter, immediately after the first day of July in each year, the State Treasurer shall pay to the Sinking Fund Commission an amount which, in addition to moneys then in hand held by the commission for the payment of interest, shall be sufficient to pay all interest on all bonds then outstanding which shall be payable on or before the following first day of July.

Payment of interest to sinking fund;

(b) Immediately after the first day of July following the issue of any series of bonds, and immediately after the first day of July in each year thereafter the State Treasurer shall pay to the Sinking Fund Commission an amount which, in addition to the amounts credited to the annual amortization requirement of such year, shall be equal to the amortization requirement of such year.

Amount of amortization;

(c) Until such time as the revenue derived from the operation of said bridges and tunnels shall be sufficient to meet the amount necessary to pay the yearly interest on all outstanding bonds, as well as the annual amortization requirement, there shall annually be assessed, levied and collected on all the real and personal property in every taxing district in the State, a tax, at such rate upon the valuation thereof, sufficient to realize the sum required for said purpose; *provided*, that when the amount received annually from the operation aforesaid shall be sufficient to meet the yearly requirements or there shall be in the sinking fund sufficient amount to liquidate all of said outstanding bonds,

State tax.

Proviso.

then and in such case the said State tax shall not be levied.

Amount of
tax required.

The amount of such tax required to be raised by the several taxing districts of the State shall be certified by the Comptroller of the Treasury and apportioned by him among the several counties of the State, in proportion with their assessed valuation of real and personal property which is subject to taxation for municipal purposes within such county, as shown by the then last corrected assessed valuation. Such apportionment when made shall be forwarded to the county collectors of the several counties, and by them apportioned among the several taxing districts in their county, in proportion to the assessed valuation of the several taxing districts as shown by the assessed valuation for the current tax year. Such tax shall be included and made a part of the levy in each taxing district in such county, and shall be assessed, levied and collected as other taxes. It shall be the duty of the collector or other officer having the custody of the collected taxes in the several taxing districts of the State, on or before the fifteenth of December of each year, to pay to the county collector of the county in which such taxing district is located, such State tax required to be assessed in his taxing district, and the county collector shall pay the amount of such tax as has been assessed in the taxing district of his county, to the State Treasurer on or before the twentieth day of December of such year, and applied by him to the purposes hereinbefore mentioned.

Apportion-
ment of tax.

How raised.

Payments by
collectors.

Such tax shall be included and made a part of the levy in each taxing district in such county, and shall be assessed, levied and collected as other taxes. It shall be the duty of the collector or other officer having the custody of the collected taxes in the several taxing districts of the State, on or before the fifteenth of December of each year, to pay to the county collector of the county in which such taxing district is located, such State tax required to be assessed in his taxing district, and the county collector shall pay the amount of such tax as has been assessed in the taxing district of his county, to the State Treasurer on or before the twentieth day of December of such year, and applied by him to the purposes hereinbefore mentioned.

Amount to be
paid by
treasurer.

(d) The amounts required to be paid by the State Treasurer shall be ascertained and computed by the Sinking Fund Commission and the certificate of such commission shall be conclusive and binding upon the State Treasurer.

Referendum.

16. For the purpose of complying with the provisions of the State Constitution, this act shall, at the general election to be held in the month of November, one thousand nine hundred and twenty, be submitted to the people. In order to inform the people of the contents of this act it shall be the duty of the Secretary of State, after this section shall take effect and at least

thirty days prior to the said election, to cause this act to be published at least once in at least ten newspapers published in different counties of the State. It shall be the duty of the Secretary of State to arrange, in accordance with the statutes of this State in such case made and provided, for such submission, of which submission the same notice shall be given as is required by law to be given of said election, and the people of the State may at such election vote for and against the sanction or rejection of this act in the following manner:

Publication
of act.

Arrangement
for submis-
sion to people.

There shall be printed on each official ballot the following:

"If you favor the proposition written below, mark an X in the square opposite the word 'Yes'."

"If you are opposed thereto, mark an X in the square opposite the word 'No'."

	Yes,	Shall the act entitled "An act authorizing the creation of a debt of the State of New Jersey by the issuance of bonds of the State in an amount not exceeding twenty-eight million dollars for the purpose of paying the cost of extending the system of State highways by the construction of bridges and tunnels for vehicular or other traffic across the Delaware and Hudson rivers, or either or them; providing the ways and means to pay the interest of such debt and also to pay and discharge the principal thereof; and providing for the submission of this law to the people at a general election," approved, 1920, be adopted and sanctioned?
	No.	
The net revenues from the bridges and tunnels constructed under this act are devoted to the payment of the bonds.		

Question
printed on
ballot.

- Date inserted. The date of the approval of this act shall be inserted in the appropriate place in said ballot.
- Canvass. The said ballots so cast for or against this act shall be counted and the result thereof returned by the election officer, and a canvass of such election had in the same manner as is now provided for by law in the case of the election of a Governor, and the sanction or rejection of this act so determined shall be declared in the same manner as the result of an election for a Governor, and if there shall be a majority of all the votes cast for and against it at such election in favor of the sanction of this act, then all of the provisions of this act shall take effect forthwith.
- When act in effect. 17. This section and the preceding section of this act shall take effect immediately, and the remainder of this act shall take effect as and when provided in the preceding section.
- Passed May 11, 1920.

CHAPTER 353.

An Act making appropriations for the support of the State government and for several public purposes for the fiscal year ending June thirtieth, one thousand nine hundred and twenty-one.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

I. The following sums, or so much thereof as may be necessary, be and they are appropriated out of the State fund for the respective public officers and for the several purposes herein specified, for the fiscal year ending on the thirtieth day of June, in the year one thousand nine hundred and twenty-one, and shall be available for expenditure during said fiscal year, and for a period of three months thereafter to pay obligations incurred during said fiscal year only. At the expiration of said three months' period all unexpended balances, unless specifically held by contracts on file with the Comptroller of the Treasury, shall lapse into the State treasury:

Annual appropriations.

A. EXECUTIVE AND ADMINISTRATIVE.

A I. ATTORNEY-GENERAL'S DEPARTMENT.

Salaries:

Attorney-General,	\$7,000 00	Attorney-General's office.
Assistant Attorney-General,	5,000 00	
Second Assistant Attorney-General,	4,800 00	
Chief legal assistant,	4,800 00	
Senior legal assistant,	3,300 00	
Senior legal assistant,	3,000 00	
Compensation for other assistants,	9,960 00	
	<hr/>	
	\$37,860 00	
Traveling expenses,	1,000 00	
Blanks, stationery and printing,	1,500 00	

Postage and incidentals:

Postage,	\$500 00	
Incidentals,	500 00	
		<hr/> 1,000 00

Miscellaneous:

For the purpose of carrying on the prosecution of violations of the Corrupt Practice act; *provided, however*, that the use of these funds may be applied for the procuring of evidence, counsel fees and such other expenses incident and necessary for such prosecution but for no other purpose whatsoever, ... \$5,000 00

Compensation and expenses of counsel employed by the Attorney-General in foreign States to collect taxes due from bankrupt and other insolvent corporations, .. 500 00
Law books, 500 00

6,000 00

\$47,360 00

A 2. BUDGET ACT EXPENSES.

Budget act.

For salaries and expenses for the purpose of carrying into effect the provisions of chapter 15, Laws of 1916, known as the "Budget Act," \$10,000 00

A 3. CIVIL SERVICE COMMISSION.

Civil Service.

Salaries:

Commissioners, \$10,500 00
Commissioners, additional,
provided said increase is
authorized by law, 5,000 00

Chief examiner and secretary,	4,800 00	
Assistant secretary,	2,880 00	
Senior examiner,	2,280 00	
Assistant chief examiner, ..	2,880 00	
Compensation for assistants,	43,000 00	
	<hr/>	\$71,340 00
Traveling expenses,	2,500 00	
Printing and office supplies,	7,000 00	
Postage and incidentals:		
Postage,	\$3,500 00	
Incidentals,	1,150 00	
	<hr/>	4,650 00
Miscellaneous:		
Advertising,	\$2,000 00	
Office equipment,	1,000 00	
	<hr/>	3,000 00
	<hr/>	\$88,990 00
	<hr/>	

A 4. COMPTROLLER'S DEPARTMENT.

Salaries:

Comptroller,	\$6,000 00	Comptroller's office.
Deputy Comptroller,	5,300 00	
Clerical services,	18,000 00	
	<hr/>	\$29,300 00
Blanks, stationery and printing,	4,000 00	
Postage and incidentals,	5,000 00	
Miscellaneous:		
Premium on surety bonds,	300 00	

Audit Department.

Salaries:

Chief Auditor and assistants,	\$17,000 00	
Clerical services,	3,000 00	
	<hr/>	20,000 00
Traveling expenses,	1,000 00	
Miscellaneous:		
Requisition act expenses,	3,500 00	

Inheritance Tax Department.

Inheritance Department.	Salaries,	90,000 00
	Expenses,	6,000 00
	Miscellaneous:	
	The Comptroller of the Treasury is hereby authorized and it shall be his duty to withdraw from the State fund such amounts as shall be required to carry out the provisions of chapter 238, Laws of 1909, and to refund and pay such claims as may be necessary, and the State Treasurer shall pay same upon the warrants of said Comptroller, and there is hereby appropriated the amount necessary therefor,	
		<u>\$159,100 00</u>

A 5. DEPARTMENT OF ARCHITECTURE.

Architect.	Salaries:	
	State Architect,	\$4,000 00
	Engineer, draftsmen, inspectors and other employees,	28,360 00
		<u>\$32,360 00</u>
	Traveling expenses,	3,000 00
	Blanks, stationery and printing,	4,000 00
	Postage and incidentals:	
	Postage,	\$500 00
	Incidentals,	750 00
		<u>1,250 00</u>
	Miscellaneous:	
	Blue prints,	\$1,000 00
	Instruments,	750 00
	Automobile (Ford),	950 00
	Automobile expenses, ...	500 00
		<u>3,200 00</u>
		<u>\$43,810 00</u>

A 6. DEPARTMENT OF PUBLIC REPORTS.

Salaries:		Editor of Reports.
Commissioner,	\$2,000 00	
Clerk,	600 00	
	<hr/>	
	\$2,600 00	
Blanks, stationery and printing,.....	100 00	
	<hr/>	
	\$2,700 00	
	<hr/>	

A 7. EMERGENCY FUND.

For the Governor, to enable him to meet any emergency requiring the expendi- ture of money not otherwise appro- priated, and to cover any incidental ex- pense of commissioners appointed by him under statue, or in his discretion,	\$10,000 00	Emergencies.
	<hr/>	

A 8. EXECUTIVE DEPARTMENT.

Salaries:		Executive Department.
Governor,	\$10,000 00	
Secretary to the Governor,	5,000 00	
Compensation for assist- ants,	9,480 00	
	<hr/>	
	\$24,480 00	
Traveling expenses,	1,500 00	
Blanks, stationery and printing,.....	1,800 00	
Postage and incidentals:		
Postage,	\$1,150 00	
Incidentals,	1,850 00	
	<hr/>	
	3,000 00	
	<hr/>	
	\$30,780 00	
	<hr/>	

A 9. SECRETARY OF STATE.

Salaries:		Secretary of State.
Secretary of State,.....	\$6,000 00	
Assistant Secretary of State,	3,000 00	
Chief clerk,	4,500 00	

Compensation for assistants,	24,680 00	
	<hr/>	\$38,180 00
Traveling expenses,		300 00
Blanks, stationery and printing,		29,500 00
Postage and incidentals:		
Postage,	\$4,000 00	
Incidentals,	1,500 00	
	<hr/>	5,500 00
Miscellaneous:		
Preserving early probate records,	\$1,000 00	
Metallic cases,	500 00	
	<hr/>	1,500 00
		<hr/>
		\$74,980 00
		<hr/>

A 10. SECRETARY OF STATE, MOTOR VEHICLE
DEPARTMENT.

Motor Vehicle Department.	Salaries:		
	Commissioner,	\$1,500 00	
	Compensation for inspectors, clerks, et cetera, ..	77,070 00	
		<hr/>	\$78,570 00
	Traveling expenses:		
	Expenses of inspectors and equipment,		28,000 00
	Blanks, stationery and printing,		8,000 00
	Postage and incidentals,		5,000 00
	Miscellaneous:		
	Automobile markers,	\$60,000 00	
	Purchase of automobiles, ..	5,000 00	
	Liability insurance,	500 00	
	Refunds for errors in rating,	300 00	
	Printing copies of laws, ..	3,000 00	
	Filing cabinets,	3,000 00	
	Automobile insurance, ...	3,500 00	
		<hr/>	75,300 00

Payment of the above items in this account to be made from the receipts of the department of motor vehicle regulation and registration, pursuant to chapter 235, Laws of 1909.

The above items in this account are transferred under account A4, Comptroller's Department, and the appropriation for the salary of the Commissioner is increased to the sum of \$5,000.00, provided a bill pending, entitled "An act to consolidate the Department of Motor Vehicle Registration and Regulation with the office of the Comptroller of the Treasury" becomes a law.

Proviso.

\$194,870 00

A II. STATE HOUSE COMMISSION.

Salaries and Wages:

Custodian,	\$3,500 00	
Compensation of assistants and helpers,	72,000 00	
	<u>72,000 00</u>	\$75,500 00

State House
Commission.

Maintenance:

Fuel, light and power,	\$18,500 00	
Sundry supplies,	15,000 00	
Current repairs,	14,000 00	
Telephone and telegraph, ..	3,000 00	
Furniture and office supplies,	3,000 00	
Insurance,	2,000 00	
Postage,	800 00	
Freight and express,	500 00	
Traveling expenses,	200 00	
	<u>57,000 00</u>	57,000 00

Additions and Improvements:

Completion of Stacey Park,	15,000 00
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State Printing Board.

Printing.	Salaries and Wages:	
	Public Printer,.....	900 00
	Miscellaneous:	
	Legislative printing,.....	\$40,000 00
	Printing and binding public documents,	20,000 00
	Printing and circulating laws,	7,500 00
		<hr/> 67,500 00

State Purchasing Department.

Purchasing Department.	Salaries and Wages:	
	State Purchasing Agent,..	\$5,000 00
	Assistant State Purchasing Agent,.....	4,000 00
	Compensation of assistants and clerical services,...	21,240 00
		<hr/> 30,240 00
	Miscellaneous:	
	Traveling expenses,	\$1,500 00
	Blanks, stationery and printing,	2,500 00
	Postage,	1,200 00
	Telephone and telegraph,...	675 00
	Incidentals, including insurance, laboratory tests, truck expenses, freight, et cetera,	2,125 00
	Construction of vault,....	5,000 00
		<hr/> 13,000 00
		<hr/> \$259,140 00

State Purchase Fund.

Purchase Fund. The unexpended balance of the "Purchase Fund" created in accordance with the provisions of chapter 277, P. L. 1917, item 100, together with such sums as may be returned to the State treasury for the reimbursement of the appropriation pro-

vided by said item so that a "Purchase Fund" not exceeding \$250,000 will be established and maintained for the purpose of making payments for purchases in the operation of chapter 68, Pamphlet Laws of one thousand nine hundred and sixteen, the cost of said purchases to be apportioned among the various using agencies and the appropriations current for their use so as to reimburse the said "Purchase Fund" for said purchases when so made; said amounts so apportioned to be credited to said fund when deposited in the State treasury for disbursement in accordance with the provisions of said chapter 68, P. L. 1916, so as to constitute it a revolving fund for purchases, is hereby appropriated.

A 12. TREASURER'S DEPARTMENT.

Salaries:

Treasurer, \$6,000 00
 Compensation for other as-
 sistants, 24,000 00

Treasurer's
Department.

 \$30,000 00

Blanks, stationery and printing, 1,300 00

Postage and incidentals, 2,500 00

Miscellaneous:

Premium on surety bond for Treas-
 urer and deputy treasurer, 750 00

Department of Municipal Accounts.

Salaries:

Commissioner, \$5,000 00
 Chief clerk, traveling audi-
 tor and compensation
 for other assistants, ... 13,710 00

Municipal
Accounts.

 18,710 00

Traveling expenses, 4,000 00

Blanks, stationery and printing, 1,500 00

Postage and incidentals, 500 00

Miscellaneous:

Furniture and equipment, ..	\$300 00	
Expenditures under provisions of section 3(b), chapter 266, Laws of 1918,	2,500 00	2,800 00
		<hr/>
		\$62,060 00
		<hr/>

B. LEGISLATIVE.

B I. LEGISLATURE.

Legislature.

Salaries:

Senators and Assemblymen,	\$40,833 32	
Compensation for officers and employees,	49,600 00	\$90,433 32
		<hr/>

Miscellaneous:

Manuals of the Legislature,	\$3,000 00	
Indexing Journal and Minutes and other incidental and contingent expenses,	14,000 00	
Toilet and other necessary articles, to be furnished by the State House Commission,	1,250 00	18,250 00
		<hr/>
		\$108,683 32
		<hr/>

B 2. COMMITTEE TO MAKE SURVEY OF QUESTIONS OF
PUBLIC INTEREST AND TO INVESTIGATE
VIOLATIONS OF LAW, ETC.

Investigations. For the purpose of carrying into effect the provisions of Senate Joint Resolution No. 2, entitled "Joint resolution for the appointment of a committee to make a survey of questions of public

interest and to investigate violations of law and the conduct of any public official, public body, department, board or commission," provided said resolution becomes a law,..... \$10,000 00

B 3. COMMISSION TO URGE UPON CONGRESS THE IMPORTANCE OF APPROPRIATING MONEY FOR CONSTRUCTION OF A CANAL ACROSS THE STATE.

For carrying into effect the provisions of Assembly Joint Resolution No. 5, authorizing the appointment of a commission to urge upon Congress the importance of appropriating money for the construction of a canal across the State of New Jersey, provided said Joint Resolution becomes a law,..... \$500 00

Ship canal.

C. JUDICIAL.

C 1. CLERK IN CHANCERY.

Salaries:

Clerk in Chancery,.....	\$6,000 00	
Compensation for assistants,	50,436 00	
Additional assistants for enrolling court cases,...	2,500 00	
	<u>\$58,936 00</u>	
Blanks, stationery and printing,.....	5,000 00	
Postage and incidentals.....	4,000 00	
Steel filing case,.....	1,500 00	
	<u>\$69,436 00</u>	

Clerk in Chancery.

C 2. CLERK OF SUPREME COURT.

Salaries:

Clerk of Supreme Court, ..	\$6,000 00	
Compensation for assistants,	22,260 00	
	<u>\$28,260 00</u>	

Clerk of Supreme Court.

Blanks, stationery and printing,.....	3,300 00
Postage and incidentals:	
Postage,	\$1,500 00
Incidentals,	1,300 00
	<hr/>
	2,800 00
Miscellaneous:	
Vault equipment,.....	1,200 00
	<hr/>
	\$35,560 00
	<hr/>

C 3. COURT OF CHANCERY.

Court of
Chancery.

Salaries:	
Chancellor,	\$13,000 00
Chancellor, additional, provided said sum is authorized by law,.....	2,000 00
Vice Chancellors,.....	96,000 00
Vice Chancellors, additional, provided said sum is authorized by law,.....	16,000 00
Compensation and traveling expenses of sergeants-at-arms,	7,100 00
Compensation and allowance of advisory masters and their official stenographers,	15,000 00
Compensation and traveling expenses of stenographers and for services pursuant to section 103 of chapter 158 of the Laws of 1902,.....	23,400 00
Compensation for stenographer for the Chancellor,	1,200 00
	<hr/>
	\$173,700 00
Blanks, stationery and printing,.....	500 00
Miscellaneous:	
Rent of rooms in Atlantic City, Jersey City, Newark, and Trenton,.....	\$11,300 00

Miscellaneous expenses in connection with such rooms,	150 00	
		11,450 00
		<u>\$185,650 00</u>

C 4. COURT OF ERRORS AND APPEALS.

Salaries:		Court of Errors.
Compensation of Judges of the Court of Errors and Appeals, at \$20.00 per diem,	\$22,000 00	
Compensation of officers, ..	2,250 00	
		\$24,250 00
Blanks, Stationery and Printing:		
Printed or typewritten copies of draft opinions under the direction of the presiding judge,	1,000 00	
Postage and incidentals,	200 00	
		<u>\$25,450 00</u>

C 5. COURT OF PARDONS.

Salaries:		Court of Pardons.
Compensation of judges of the Court of Pardons at \$20.00 per diem,	\$5,500 00	
Compensation of clerk and stenographer,	1,275 00	
		\$6,775 00
Traveling expenses,	350 00	
Postage, printing and incidentals,	1,000 00	
		<u>\$8,125 00</u>

C 6. COURT EXPENSES.

Transferred
cases.

For compensation of judges of the Court
of Common Pleas pursuant to section
49, chapter 149, Laws of 1900,..... \$750 00

C 7. LAW AND EQUITY REPORTS.

Legal reports.

Chancery reporter, for salary,..... \$500 00
 Supreme Court reporter, for salary,.... 500 00
 Publication of chancery reports,..... 6,500 00
 Publication of law reports,..... 6,500 00
 Binding chancery and law reports,..... 1,500 00
\$15,500 00

C 8. STENOGRAPHIC REPORTERS.

Reporters.

For amount to be refunded to various
counties in this State for salaries of
stenographic reporters appointed by the
justices of the Supreme Court, pursu-
ant to chapter 81 of the Laws of 1901, \$21,650 00

C 9. SUPREME COURT.

Supreme
Court.

Salaries:

Chief justice,..... \$13,000 00
 Chief Justice, additional,
 provided said sum is
 authorized by law,..... 2,000 00
 Associate justices,..... 96,000 00
 Associate Justices, ad-
 ditional, provided said
 sum is authorized by law, 16,000 00
 Circuit Court judges,..... 80,000 00
 Circuit Court judges, ad-
 ditional, provided said
 sum is authorized by law, 16,000 00
 Compensation for assist-
 ants, 2,000 00
 Board of bar examiners,
 salary of members, sec-
 retary, and messenger,. 7,090 00
232,090 00

Blanks, stationery and printing,.....	300 00
Postage and incidentals,.....	60 00
Miscellaneous:	
Other expenses incurred by court order,	3,000 00
	<u>\$235,450 00</u>

D. REGULATIVE.

D 1. BOARD OF COMMERCE AND NAVIGATION.

Salaries:

Commerce and
Navigation.

Director,	\$5,000 00	
Counsel for the board,...	5,000 00	
Consulting engineer,	4,500 00	
Public hearings, etc., searches, surveys, wit- nesses on trespasses, and other assistants,	31,160 00	
	<u>31,160 00</u>	\$45,660 00

Traveling expenses, rents, blanks, sta- tionery and printing, postage and in- cidental,	12,000 00
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Miscellaneous:

Continuing construction of Bay Head Manasquan canal,	\$25,000 00
Maintenance of Inland Waterway from Cape May to Bay Head,....	10,000 00
For a survey and plan for a beach channel between Manahawkin and Beach Haven in Ocean County,	2,000 00
	<u>37,000 00</u>

Disapproved.

\$94,660 00

D. 2. BOARD OF FISH AND GAME COMMISSIONERS.

For salaries and wages, and for the ex-
penses of maintenance and operation
of the New Jersey Board of Fish and

Fish and
Game.

Game Commissioners to include the expenses of administration and of the fish hatchery and the game farm:

All receipts from hunters' and anglers' licenses pursuant to the provisions of chapter 152 of the Laws of 1914.

All receipts, licenses and sales pursuant to the provisions of chapter 41 of the Laws of 1908.

All fines pursuant to the provisions of chapter 247 of the Laws of 1911.

All such receipts as are above set forth are hereby appropriated and any portion of receipts from the same sources that may not have been disbursed on or before the end of the fiscal year ending June 30, 1920, are also appropriated.

D 3. BOARD OF PUBLIC UTILITY COMMISSIONERS.

Utility Com-
mission.

Salaries:

Members of the Board,...	\$37,500 00	
Counsel,	7,500 00	
Assistant to counsel,	3,600 00	
Secretary,	5,000 00	
Chief, Bureau of Utilities,	6,500 00	
Engineers, inspectors,		
clerks, stenographers,		
and other employees,..	73,000 00	
For reporting hearings,..	7,000 00	
Expert engineers for		
special investigations, .	10,000 00	
		\$150,100 00
Traveling expenses,		7,500 00
Blanks, stationery and printing,		7,500 00
Postage and incidentals:		
Postage,	\$1,200 00	
Incidentals.	1,200 00	
		2,400 00

Miscellaneous:

Rent of offices in Newark,	\$6,000 00	
Insurance,	350 00	
		<u>6,350 00</u>
		<u>\$173,850 00</u>

D 4. BOARD OF SHELL FISHERIES.

Salaries:

Shell Fish-
eries.

Director,	\$2,000 00	
Director, additional, pro- vided said sum is author- ized by law,	500 00	
Chiefs of bureaus,	4,900 00	
Captains of boats, crews, guards, clerks, etc.,	31,000 00	
		<u>\$38,400 00</u>
Traveling expenses,	2,500 00	
Blanks, stationery and printing,	500 00	
Postage and incidentals,	950 00	
Miscellaneous:		
Food,	\$1,250 00	
Fuel and power,	2,000 00	
Current repairs,	1,000 00	
Insurance,	600 00	
Surveying and mapping, ..	500 00	
Rent of offices,	240 00	
		<u>5,590 00</u>
		<u>\$47,940 00</u>

D 5. COUNTY BOARDS OF TAXATION.

For salaries of members of the county

County tax
boards.

boards of taxation,	<u>\$100,800 00</u>
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D 6. DEPARTMENT OF BANKING AND INSURANCE.

Salaries:

Banking and
Insurance.

Commissioner,	\$6,000 00
Deputy commissioner,	4,200 00
Chief, compensation rating and inspection bureau, ..	4,000 00

Chief, bureau of banking and insurance,	3,300 00	
Chief, building and loan division,	3,000 00	
Department investigator,..	2,280 00	
Statistician,	2,280 00	
Examiners, building and loan,	40,680 00	
Examiners in miscellan- eous investigations, etc.,	750 00	
Clerks, stenographers and other employees,.....	29,000 00	
	<hr/>	\$95,490 00
Traveling expenses,		13,000 00
Blanks, stationery and printing,.....		9,000 00
Postage and incidentals:		
Postage,	\$3,500 00	
Incidentals,	2,000 00	
	<hr/>	5,500 00
Miscellaneous:		
Rental of statistical ma- chines,	1,200 00	
Appraisals of real estate,.	300 00	
Disapproved. Carrying out the provisions of a bill pending, enti- tled "An act to prevent fraud in the sale and dis- position of certain se- curities within the State of New Jersey," provid- ed said bill becomes a law,	7,500 00	
	<hr/>	9,000 00
There is hereby appropriated all receipts necessary for the payment of examina- tions required by law, services and ex- penses of assistants, et cetera, hereto- fore disbursed by said department prior to their deposit in State Treasury.		
		<hr/> <hr/>
		\$131,990 00

D 7. DEPARTMENT OF CONSERVATION AND DEVELOPMENT.

Salaries:

Director,	\$4,500 00		Conservation and Develop- ment.
State Geologist,	4,200 00		
Chief of testing laboratory,	3,500 00		
Assistant State Geologist,	3,000 00		
State Firewarden,	3,000 00		
Water engineer,	3,000 00		
Firewardens, forest rangers, soil classifiers, laboratory assistants, engineers, clerical assistants and other em- ployees,	36,500 00	\$57,700 00	
Traveling expenses,		13,200 00	
Blanks, stationery, printing and office supplies,		6,000 00	
Postage and incidentals:			
Postage,	\$1,600 00		
Incidentals,	4,000 00	5,600 00	
Miscellaneous:			
State's share of forest fires, \$10,800 00			
Fuel and power,	900 00		
Insurance,	325 00		
Tax lieu on State forests,	345 00		
Repairs, laboratory, State forest buildings,	300 00		
New laboratory equipment,	700 00	13,370 00	
Receipts from the rental or other income from the Washington's Crossing Park, are hereby appropriated for main- tenance of said park lands and repairs to the buildings thereon.			
		<u>\$95,870 00</u>	

D 8. DEPARTMENT OF HEALTH.

Health.

Salaries:

Director,	\$5,000 00	
Specialists, investigators, laboratory assistants, in- spectors and other em- ployees (including \$17,- 720.00 requested for new employees),.....	124,320 00	
		\$129,320 00

Traveling expenses,.....	21,000 00
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Blanks, stationery and printing,.....	13,000 00
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Postage and incidentals:

Postage,	\$3,500 00	
Incidentals,	800 00	
		4,300 00

Miscellaneous:

Sundry supplies,.....	\$13,700 00
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Salaries and expenses, sup- plies and exhibit material for the department of child hygiene,.....	150,000 00
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Salaries, expenses and sup- plies for the Bureau of Venereal Disease Con- trol, provided the Feder- al Government appropri- ates a similar amount,..	27,586 22
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	191,286 22
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	<u>\$358,906 22</u>
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D 9. DEPARTMENT OF LABOR.

Department
of Labor.

Salaries:

Commissioner of Labor,.	\$6,000 00
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Assistant Commissioner of Labor,	3,000 00
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Commissioner Workmen's Compensation,	1,500 00
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Deputy Commissioners		
Workmen's Compensation (four),.....	12,000 00	
Chiefs of bureaus (five),..	15,500 00	
Referee,	3,000 00	
Examiners, inspectors, clerks, and other employees,	115,000 00	
	<hr/>	\$156,000 00
Traveling expenses,.....	21,000 00	
Blanks, stationery and printing,.....	12,000 00	
Postage and incidentals:		
Postage,	\$5,000 00	
Incidentals,	2,000 00	
	<hr/>	7,000 00
Miscellaneous:		
Farm Labor Bureau and State Employment Bureau,	\$30,000 00	
Rent of rooms in Newark, Jersey City, Paterson or other cities,	6,000 00	
	<hr/>	36,000 00
	<hr/>	\$232,000 00
	<hr/>	

D 10. DEPARTMENT OF WEIGHTS AND MEASURES.

Salaries:		Weights and Measures.
Superintendent,	\$3,500 00	
Superintendent, additional, provided said sum is authorized by law,.....	1,000 00	
Compensation for assistants,	8,640 00	
	<hr/>	\$13,140 00
Traveling expenses,.....	3,000 00	
Blanks, stationery and printing,.....	500 00	
Postage and incidentals,.....	900 00	
	<hr/>	\$17,540 00
	<hr/>	

D 11. HEALTH OFFICERS, PORT OF PERTH AMBOY.

Health officer,
Perth Amboy.

Health officer of the port of Perth Amboy, for salary, pursuant to chapter 328, Laws of 1906,.....	1,000 00
Deputy health officer, for salary,.....	250 00
	<hr/>
	\$1,250 00

D 12. STATE ATHLETIC COMMISSION.

Athletic Commission.

Salaries:

Commissioners,	\$7,500 00	
Secretary,	2,500 00	
Clerical services,.....	500 00	
	<hr/>	\$10,500 00
Traveling expenses,.....		1,800 00
Blanks, stationery and printing,.....		200 00
Postage and incidentals,.....		500 00
		<hr/>
		\$13,000 00

D 13. STATE BOARD OF TAXES AND ASSESSMENT.

Taxes and
Assessment

Salaries:

President,	\$4,000 00	
President, additional, provided said sum is authorized by law,.....	1,000 00	
Members of the Board,...	12,000 00	
Members of the Board, additional, provided said sum is authorized by law,	4,000 00	
Compensation for secretary and other assistants,	48,500 00	
	<hr/>	\$69,500 00
Traveling expenses,		2,200 00
Blanks, stationery and printing,.....		6,000 00
Postage and incidentals:		
Postage,	\$2,000 00	
Incidentals,	400 00	
	<hr/>	2,400 00

Miscellaneous:

Reclassification and revaluation of rail- road property,.....	10,000 00
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	<u>\$90,100 00</u>
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D 14. STATE BOARD OF TENEMENT HOUSE SUPERVISION.

Salaries:

Tenement
housing.

Secretary and Executive officer,	\$4,500 00
Principal clerk,.....	2,160 00
Plan examiners (two),...	4,200 00
Senior clerk,.....	1,800 00
Inspectors and clerical ser- vices,	71,380 00

	<u>\$84,040 00</u>
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Traveling expenses,.....	5,500 00
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Blanks, stationery and printing,.....	800 00
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Postage and incidentals,.....	2,250 00
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Miscellaneous:

Rent of offices,.....	\$2,500 00
Furniture and fixtures,...	250 00

	<u>2,750 00</u>
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For carrying into effect the provisions of
a bill pending, entitled "An act to pro-
vide for the issuance of permits author-
izing the use of buildings as tenement
houses and the payment of an annual
fee therefor," provided said bill be-
comes a law:

Clerical services,.....	\$5,300 00
Postage and incidentals,...	1,000 00
Blanks, stationery and printing,	700 00

	<u>7,000 00</u>
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	<u>\$102,340 00</u>
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D 15. COMMISSION FOR OBTAINING VALUATION OF
STREET RAILWAY AND TRACTION COMPANIES.

Valuing
trolley roads.

Carrying into effect the provisions of a
bill pending, entitled "An act provid-
ing for the valuation of street railway
property in this State," provided said
bill becomes a law,..... \$100,000 00

E. EDUCATIONAL.

E 1. AGRICULTURAL COLLEGE.

Agricultural
College.

To the Treasurer of Rutgers College, to
pay the State Agricultural College, for
the benefit of agriculture and the me-
chanic arts, pursuant to chapter 90 of
the Laws of 1905, and amendments
thereto, \$38,400 00
Salaries, supplies and all other expenses
for the maintenance of short courses in
practical and scientific agriculture, pur-
suant to chapter 55 of the Laws of
1905, and chapter 43 of the Laws of
1907, 25,000 00
Reference books and periodicals,..... 2,500 00
Long courses in agriculture,..... 30,000 00
Summer sessions,..... 20,000 00
Farm buildings, for maintenance and re-
pair, 2,500 00
Clay working and ceramics,..... 7,500 00
For the purpose of carrying into effect
the provisions of an act entitled "A fur-
ther supplement to an act entitled 'An
act to provide for the establishment of
a course in practical and scientific in-
struction in the art of clay working and
ceramics in the State Agricultural Col-
lege,' " approved March twenty-third,
nineteen hundred and twenty; *pro-
vided*, a satisfactory deed conveying a
site for the building referred to in said
act is duly executed and delivered by

the proper officers of Rutgers College in New Jersey, vesting title in the State of New Jersey, the sum of.....	100,000 00
Agricultural building, for maintenance,	3,000 00
Agricultural building, repairs,.....	2,200 00
Courses in engineering,.....	10,000 00
Courses in chemistry,.....	3,000 00
Courses in sanitary science and sanitary engineering,	3,000 00
Course in military science,.....	2,500 00
Courses in education,.....	5,000 00
To the treasurer of Rutgers College, for interest on \$116,000, certificates of indebtedness of the State of New Jersey, due July 1st, 1920, and January 1st, 1921, pursuant to the provisions of chapter 135 of the Laws of 1896,....	5,800 00
Board of visitors, for expenses,.....	50 00
Advertising, pursuant to chapter 9, Laws of 1879,.....	90 00
College for women,.....	50,000 00
Horticultural building, equipment,.....	20,000 00
Payments under this account to be made pursuant to chapter 2, Laws of 1920.	
	<u>\$330,540 00</u>

E 2. COMMISSIONER OF EDUCATION.

Salaries:

Commissioner,	\$10,000 00
Four assistant commissioners,	20,000 00
Business manager,.....	4,500 00
Chief examiner,.....	4,000 00
Physical training superintendent,	5,000 00
Physical training assistant superintendent,	2,250 00
Physical training instructor,	3,000 00
Inspector of buildings,...	3,300 00

Commissioner
of Education.

Superintendent of industrial education,.....	3,200 00	
Inspector of accounts,....	2,460 00	
Assistant in vocational work for girls,.....	500 00	
Statistician,	2,500 00	
Inspector of school accounts,	2,540 00	
Clerical services,	19,930 00	
Physical training summer school instructor,.....	900 00	
		\$84,080 00
Traveling expenses,.....		6,500 00
Blanks, stationery and printing, including latest edition of school laws,.....		24,000 00
Postage and incidentals,.....		6,500 00
Miscellaneous:		
Office fixtures,.....	\$1,500 00	
Legislative Manuals,.....	2,000 00	
Expenses physical training work,	2,200 00	
		5,700 00
The moneys in this item appropriated shall be deducted in the same manner as the moneys heretofore appropriated to the Superintendent of Public Instruction are required to be deducted pursuant to chapter 65, Laws of 1909.		
		<u>\$126,780 00</u>

E 3. COUNTY SUPERINTENDENTS.

County superintendents.	For county superintendents, for salaries, payment to be made pursuant to chapter 65, Laws of 1909,.....	\$84,000 00
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E 4. EVENING SCHOOLS FOR FOREIGN-BORN RESIDENTS.

Night schools for aliens.	For the purpose of carrying out the provisions of an act entitled "An act providing for the establishment of evening schools for foreign-born residents
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in the State of New Jersey," approved
 April eleventh, one thousand nine
 hundred and seven, payment to be made
 pursuant to chapter 65, Laws of 1909, \$18,690 00

E 5. INDUSTRIAL EDUCATION.

For payments to schools established for industrial education, pursuant to chap- ter 78, Laws of 1909,.....	\$27,000 00	Manual training.
Payments to schools for manual training, pursuant to Article 22, section 230, School law of 1903,.....	300,000 00	
Additional amount on account of de- ficiency in the above item for the fiscal year ending June 30, 1920,.....	40,000 00	

CONTINUATION SCHOOLS.

To defray the expense which may be in- curred by the State Department of Public Instruction in carrying into ef- fect the provisions of chapter 152, Laws of 1919,.....	10,000 00	Continuation schools.
Payments under this account to be made pursuant to chapter 2, Laws of 1920.	<u>\$377,000 00</u>	

E 6. MANUAL TRAINING AND INDUSTRIAL SCHOOL FOR
COLORED YOUTH.

For salaries and wages, and for mainte- nance of the Manual Training and In- dustrial School for Colored Youth, on the basis of two hundred and fifty stu- dents:		Bordentown school.
Salaries and wages:		
Principal,	\$4,000 00	
Preceptress,	1,000 00	
Other officers and em- ployees,	39,310 00	
	<u>\$44,310 00</u>	

Materials and supplies:

Food,	\$17,000 00
Fuel, light and power,	8,500 00
Household supplies,	4,800 00
Farm, stable and grounds,	8,000 00
Industrial shops,	2,000 00
School,	2,000 00
Medical and surgical,	250 00
Sundries,	500 00
Printing and office supplies,	400 00

43,450 00

Current repairs,

6,500 00

Miscellaneous:

Traveling expenses,	\$400 00
Postage,	400 00
Telephone and telegraph, ..	400 00
Insurance,	800 00
Advertising,	200 00
Entertainments,	300 00
Freight and express,	200 00
Water,	1,000 00

3,700 00

Additions and improvements:

Equipment for laundry, ..	\$5,500 00
Completing administration building, and principal's house,	5,000 00
Completing apartment house,	5,000 00
Sewage disposal plant, ...	5,000 00
Roads, fencing and fruit trees,	3,000 00
Moving and remodeling domestic science house, ..	6,000 00
Materials for permanent improvements,	3,000 00
Two wooden silos,	1,500 00
One two-ton capacity coal wagon,	800 00
Drop-bottom dump cart, ..	350 00
Two-wheel two-horse dump cart,	325 00

Addition to laundry building,	12,000 00	
Extension to cow barn and implement shed,	12,000 00	
	<hr/>	59,475 00
New Buildings:		
Construction of a new building to contain dining-room, kitchen, gymnasium and auditorium,		160,000 00
Payments under this account to be made pursuant to chapter 65, Laws of 1909.	<hr/>	
Appropriation, including estimated receipts,		\$317,435 00
The receipts of the institution are hereby appropriated for maintenance expenditures pursuant to chapter 153, Laws of 1918, estimated as amounting to.....		18,000 00
	<hr/>	
Net amount appropriated,		<u>\$299,435 00</u>

E 7. NEW JERSEY SCHOOL FOR THE DEAF.

For salaries and wages, and for maintenance of the New Jersey School for the Deaf, on the basis of two hundred and twenty-five pupils.

School for
Deaf.

Salaries and Wages:

Superintendent,	\$4,000 00	
Principal, teachers and instructors.	43,150 00	
Other officers and employees,	21,700 00	
	<hr/>	\$68,850 00

Materials and supplies:

Food,	\$26,000 00
Clothing,	3,500 00
Fuel, light and power,	8,500 00
Household supplies.....	3,500 00
Industrial shops,	3,500 00

CHAPTER 353, LAWS OF 1920.

School supplies,.....	3,500 00	
Medical and surgical,....	500 00	
Printing and office supplies,	1,000 00	
Sundry supplies,.....	1,000 00	
	<hr/>	51,000 00
Current repairs,		6,000 00
Miscellaneous:		
Traveling expenses,.....	\$350 00	
Postage,	300 00	
Telephone and telegraph,.	350 00	
Insurance,	700 00	
Medical and surgical fees,	200 00	
Rental of gymnasium,....	200 00	
Entertainment,	200 00	
Expressage,	200 00	
Cartage,	600 00	
Children's carfare,.....	200 00	
	<hr/>	3,300 00
Additions and improvements:		
Equipment for printing		
shop,	\$2,500 00	
Equipment for carpenter		
shop,	1,500 00	
Motors and machines,....	2,500 00	
	<hr/>	6,500 00
Payment under this account		
to be made pursuant to		
chapter 65, Laws of 1909.		
Appropriation, including estimated re-		
ceipts,		\$135,650 00
The receipts of the institution are hereby		
appropriated for maintenance expendi-		
tures pursuant to chapter 153, Laws of		
1918, estimated as amounting to,		3,000 00
		<hr/>
Net amount appropriated,.....		\$132,650 00
		<hr/>

E 8. PUBLIC LIBRARY COMMISSION.

Library Com-
mission.

Salaries:

Secretary,	\$400 00
Librarian and organizer,..	2,400 00

Assistant librarian,.....	1,500 00	
Other employees,.....	2,760 00	
	<hr/>	\$7,060 00
Traveling expenses,.....		1,500 00
Blanks, stationery and printing,.....		1,200 00
Postage and incidentals:		
Express,	\$1,500 00	
Postage,	1,400 00	
	<hr/>	2,900 00
Miscellaneous:		
Operating materials and supplies, books and pam- phlets,	\$10,000 00	
Formation and aid of school libraries, chapter 186, P. L. 1914,.....	7,000 00	
Donation to libraries chapter 62, P. L. 1900,	300 00	
Summer school,.....	500 00	
	<hr/>	17,800 00
		<hr/>
		\$30,460 00
		<hr/>

E 9. STATE BOARD OF EDUCATION.

Salaries:		State School Board.
Clerical services,	\$1,000 00	
Traveling expenses,.....	1,500 00	
Blanks, stationery and printing,.....	400 00	
Postage and incidentals,.....	800 00	
Payments under this account to be made pursuant to chapter 2, Laws of 1920.	<hr/>	
	\$3,700 00	
	<hr/>	

E 10. STATE BOARD OF EXAMINERS.

Salaries:		Board of Examiners.
Per diem of members writ- ing questions, marking papers, services at ex- aminations, extra help, etc.,	\$4,200 00	

CHAPTER 353, LAWS OF 1920.

Senior clerk,	1,620 00	
Clerical services,	2,120 00	
		<hr/>
		\$7,940 00
Traveling expenses,		300 00
Blanks, stationery and printing,		2,000 00
Postage and incidentals,		1,000 00
Payments under this account to be made pursuant to chapter 2, Laws of 1920.		<hr/>
		<u>\$11,240 00</u>

E 11. STATE NORMAL SCHOOL, GLASSBORO.

Glassboro
Normal
School.

There is hereby appropriated the undistributed balance on the thirtieth day of June, 1920, of the appropriation made under item, 119, of chapter 277, Laws of 1917, for the purchase of site and erection of building or buildings thereon, for the establishment of a new State normal school, pursuant to chapter 76, Laws of 1913, and in addition thereto the sum of,

\$141,200 00

E 12. STATE NORMAL SCHOOL, MONTCLAIR.

Montclair
Normal
School.

For salaries and wages and for maintenance of the State Normal School, Montclair, on the basis of 600 students.

Salaries and wages:

Principal,	\$6,000 00	
Principal, for additional allowance for salary in lieu of the State provid- ing a house of residence,	600 00	
Teachers,	63,061 00	
Other employees,	18,000 00	
		<hr/>
		\$87,661 00

Materials and supplies:

Fuel, light and power,	\$7,700 00	
School supplies,	10,000 00	
Printing and office supplies,	2,100 00	
Sundry supplies,	2,000 00	
		<hr/>
		21,800 00

Current repairs,.....	9,000 00
Miscellaneous:	
Traveling expenses,.....	\$300 00
Postage,	500 00
Telephone and telegraph,.	200 00
Incidentals,	1,300 00
	<hr/>
	2,300 00
Practice teaching,.....	13,500 00
Additions and improvements:	
Railroad siding to boiler	
house,	\$4,000 00
Refrigerating plant at	
boarding hall,.....	5,000 00
Complete copper gutters on	
main building and boiler	
house,	4,000 00
	<hr/>
	13,000 00
For the expenses of maintenance of the boarding halls there is hereby appro- priated all the receipts therefrom pur- suant to the provisions of chapter 58 of the Laws of 1910, and all receipts from the said boarding halls, for the current fiscal year that may not have been disbursed on or before June 30, 1920, shall be held in trust in the State treasury, subject to the provisions of chapter 58 of the Laws of 1910. Pay- ments under this account to be made pursuant to chapter 65, Laws of 1909.	<hr/>
	\$147,261 00
	<hr/>

E 13. STATE NORMAL SCHOOL, NEWARK.

For salaries and wages, and for main-
tenance of the State Normal School,
Newark, on the basis of 900 students:
Salaries and wages:

Principal,	\$6,000 00
Teachers,	98,000 00
Other employees,	15,000 00
	<hr/>
	\$119,000 00

Newark Nor-
mal School.

Materials and supplies:	
Fuel, light and power....	\$5,500 00
School supplies,	11,000 00
Printing and office supplies,	2,250 00
Sundry supplies,.....	1,500 00
	<hr/>
	20,250 00
Current repairs,.....	2,000 00
Miscellaneous:	
Traveling expenses,.....	\$1,200 00
Postage	500 00
Telephone and telegraph,.	250 00
Insurance,	200 00
Incidentals,	500 00
	<hr/>
	2,650 00
Practice teaching,	14,000 00
Payments under this account to be made pursuant to Chapter 2, Laws of 1920.	<hr/>
	\$157,900 00
	<hr/>

E 14. STATE NORMAL SCHOOL, TRENTON.

Trenton Normal School.

For salaries and wages, and for maintenance of the State Normal School, Trenton, on the basis of nine hundred students.

Salaries and wages:	
Principal,	\$6,000 00
Teachers,	107,570 00
Other employees,	20,000 00
	<hr/>
	\$133,570 00
Materials and supplies:	
Fuel, light and power,...	\$6,000 00
School supplies,.....	11,000 00
Printing and office supplies,	2,250 00
Sundry supplies,.....	450 00
	<hr/>
	19,700 00
Current repairs, Normal School and Boarding Hall,	23,650 00
Miscellaneous:	
Traveling expenses,.....	\$300 00
Postage,	500 00

Telephone and telegraph, ..	250 00	
Insurance,	2,000 00	
Incidentals,	875 00	
	<hr/>	3,925 00
Practice teaching.....		7,500 00
For the expenses of maintenance of the boarding halls there is hereby appropriated all the receipts therefrom pursuant to the provisions of chapter 58, Laws of 1910, and all receipts from the said boarding halls, for the current fiscal year that may not have been disbursed on or before June thirtieth, one thousand nine hundred and twenty, shall be held in trust in the State treasury, subject to the provisions of chapter 58, Laws of 1910.		
All receipts from proceeds of sales of the lunch room are hereby reappropriated for the uses of said lunch room.		
Payments under this account to be made pursuant to chapter 65, Laws of 1909.		

\$188,345 00

E 15. STATE SCHOOL TAX.

For the purpose of reducing the State school tax, to be assessed for the year 1920,	\$100,000 00
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Reducing
school tax.

E 16. SUMMER COURSES IN AGRICULTURE.

For the expenses of instructors and employees, and for printing, postage, and other incidental expenses for summer schools, for the purpose of carrying out the provisions of chapter 310, Laws of 1913, payments to be made as provided by chapter 2, Laws of 1920, ..	\$14,000 00
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Summer
schools.

E 17. TEACHERS' INSTITUTES.

Institutes.	Expenses of teachers' institutes,	\$3,000 00
	Payments under this account to be made pursuant to chapter 2, Laws of 1920.	_____

E 18. TEACHERS' LIBRARIES.

Teachers' libraries.	Establishment and maintenance of li- braries for use of teachers,	\$300 00
	Payment under this account to be made pursuant to chapter 2, Laws of 1920.	_____

E 19. TEACHERS' RETIREMENT FUND.

Retirement Fund.	Salaries and expenses,	\$3,000 00
	State Treasurer, for expenses incurred in connection with the fund:	
	Salaries of clerks,	\$3,200 00
	Blanks, stationery, print- ing, postage, and inci- dentals,	250 00
		3,450 00
	Payments under this account to be made pursuant to chapter 2, Laws of 1920.	\$6,450 00

E 20. VOCATIONAL SCHOOLS.

Vocational schools.	For the purpose of carrying into effect the provisions of chapter 76, Laws of 1916, which provides for the appropriation of State Funds for the purpose of carry- ing out the provisions of chapter 294, of the Laws of 1913, which authorized State aid for vocational schools,	\$78,000 00
	Amount required to meet deficiency in the above item for the fiscal year ending June thirtieth, one thousand nine hun- dred and nineteen,	6,115 91

Amount required to meet deficiency in the above item for the fiscal year ending June thirtieth, one thousand nine hundred and twenty,	35,482 94
For the purpose of carrying into effect the provisions of chapter 119, Laws of 1917, which provides that the State shall appropriate a sum not less than the maximum amount received from the Federal government under an act of Congress, which provides for Federal co-operation in the promotion of such education as agriculture and the trades and industries, and for the proper preparation of teachers of vocational subjects,	27,685 88
State supervision,	1,000 00
Payments under this account to be made pursuant to chapter 2, Laws of 1920.	
	<hr/>
	\$148,284 73
	<hr/>

F. AGRICULTURAL.

F 1. AGRICULTURAL EXPERIMENT STATION.

For salaries and wages and for the expenses of maintenance and operation of the New Jersey Agricultural Experiment Station at New Brunswick, and its authorized activities,	\$60,000 00	Experiment Station.
Printing bulletins and circulars,	15,000 00	
Abolishing mosquito-breeding salt marshes, pursuant to chapter 134, Laws of 1906,	16,500 00	
Investigation of oyster propagation, pursuant to chapter 187, Laws of 1907, ..	1,200 00	
Department of Poultry Husbandry, pursuant to chapter 52, Laws of 1911, ..	15,000 00	
Seed inspection, pursuant to chapter 228, Laws of 1916,	7,500 00	

Experimental work in vegetable production,	2,500 00
Insecticide inspection, pursuant to chapter 89, Laws of 1912,	1,000 00
Farm demonstration, pursuant to the provisions of chapter 364, Laws of 1913, and other agricultural extension work,	65,000 00
Cranberry investigation,	5,000 00
Egg-laying and breeding tests, pursuant to the provisions of chapter 16, Laws of 1916,	5,000 00
For experimental work in growing white potatoes, sweet potatoes and tomatoes,	8,000 00
Repairs to the Experiment Station building,	1,000 00
Legume inoculation inspection,	2,000 00
Materials for lean to,	1,000 00
For the purpose of carrying into effect the provisions of a bill pending entitled, "A supplement to an act entitled 'An act to establish a Department of Agriculture, and to prescribe its powers and duties,' approved March twenty-ninth, one thousand nine hundred and sixteen," provided, said bill becomes a law,	4,000 00
All fees and receipts of the Experiment Station are hereby appropriated for the uses of the station.	
Carrying into effect the provisions of chapter 35, Laws of 1920, for an egg-laying contest in Bergen county, provided the sum of \$15,000.00 is available through subscription for this purpose,	5,000 00
For the purpose of carrying into effect the provisions of chapter 75, Laws of 1920,	3,000 00
	<hr/>
	\$217,700 00
	<hr/>

F 2. DEPARTMENT OF AGRICULTURE.

Salaries:

Agricultural
Department.

Secretary,	\$5,000 00	
Chief, Animal Industry		
Bureau,	4,000 00	
Chief, Land and Markets		
Bureau,	3,500 00	
Chief, Bureau of Statistics and Inspection,....	2,500 00	
Assistant Director Institutes,	2,400 00	
Specialist, Dairy Products,	3,000 00	
Chief Inspector, Animal Industry,	2,400 00	
Inspectors, Animal Industry (eight),.....	17,200 00	
Transportation Specialist,.	2,500 00	
Chief Inspector of Statistics,	2,400 00	
Bee Inspector,	2,100 00	
Veterinary services,	1,500 00	
Lectures at farmers' institutes,	2,000 00	
Compensation for scientific and clerical services,...	25,580 00	
		\$76,080 00
Traveling expenses.....		26,000 00
Blanks, stationery and printing,.....		10,000 00
Postage and incidentals,.....		5,500 00
Miscellaneous:		
Appraisement of and indemnification for condemned cattle,	\$25,000 00	
Hog cholera extermination,	7,500 00	
Extermination of Japanese beetle,	15,000 00	
Drugs, chemicals, instruments, et cetera,.....	3,000 00	
Exhibits, halls, judging, et cetera,	2,500 00	
For the purpose of apportioning and paying to the county boards of agricul-		

ture of the State in its discretion, sums of money to be devoted by said county boards to the collection of and reporting to the State Board crop and other agricultural statistics and for educational purposes, 1,000 00

54,000 00

All fees and receipts received pursuant to a bill pending entitled "A supplement to an act entitled 'An act to establish a Department of Agriculture, and to prescribe its powers and duties,' approved March twenty-ninth, one thousand nine hundred and sixteen, and amendments thereof and supplements thereto," known as Assembly Bill No. 282, are hereby appropriated as provided in the bill, provided said bill becomes a law.

\$171,580 00

F 3. STATE HORTICULTURAL SOCIETY.

Horticulture.

For salaries, and for the expenses of the New Jersey State Horticultural Society, pursuant to chapter 141, Laws of 1911,

\$3,000 00

G. MILITARY.

G 1. ADJUTANT-GENERAL'S DEPARTMENT.

Adjutant-General.

Salaries:

Adjutant General, \$5,000 00
Deputy Adjutant General, 3,600 00
Clerical services, 21,780 00

\$30,380 00

Blanks, stationery and printing, 3,300 00

Postage and incidentals, 2,000 00

Miscellaneous:

Filing cases, 1,000 00

\$36,680 00

G 2. NATIONAL GUARD.

Expenses of the National Guard, the maintenance and operation of armories and the State Camp at Sea Girt:	Military.
Allowance for brigade, regimental and battalion headquarters, infantry, cavalry, artillery and engineers,.....	\$1,700 00
Allowance to companies of infantry,..	10,000 00
Allowance to seven (7) troops of cavalry, at \$2,000.00 each,.....	14,000 00
Allowance to two companies C. A. Corps,	3,000 00
Allowance to two (2) batteries of heavy field artillery, at \$2,000.00,..	4,000 00
Allowance to two (2) companies engineers, at \$1,000.00 each,.....	2,000 00
Allowance to one field radio company signal corps,.....	1,000 00
Allowance to one field hospital,.....	1,000 00
State Camp grounds, salaries, wages and maintenance,.....	12,000 00
State Arsenal, maintenance,.....	1,800 00
Regimental armories at Jersey City, Camden, Newark, Paterson and Trenton, maintenance,	22,500 00
Troop and battalion armories at Newark, East Orange, Camden, Elizabeth, Red Bank and Orange, maintenance,	23,000 00
Company armories at Somerville, Hackensack, Bridgeton, Asbury Park, New Brunswick, and Englewood, maintenance,.....	9,000 00
Insurance,	9,504 12
Headquarters, organizations and detachments of medical corps, support and maintenance,	1,000 00
Ordnance stores, uniforms, clothing, camp and garrison equipage, freight, expressage and miscellaneous supplies.	10,000 00

Caretaker of military equipment of signal corps, salary,.....	1,200 00
Extraordinary repairs, alterations, additions, furnishings for the preservation, equipment and completion of regimental, troop, battery, battalion and company armories,.....	10,000 00
Transportation and expenses for battalion drills inspection, parades and pay and expenses of inspecting officers,	7,000 00
Compensation of officers and employees and expenses incurred in connection with rifle practice,.....	12,000 00
Salary of clerk to Inspector-Instructor,	900 00
Compensation of officers and enlisted men and expenses in connection with annual encampment,	50,000 00
Military boards and courts-martial expenses,	1,000 00
Transportation of disabled soldiers of the late Rebellion and the Spanish-American War,	30 00
Horse allowance to officers,.....	1,300 00
Uniforms and equipment of officers of regiments, troops, batteries, companies, signal corps and naval militia,	4,500 00
For rent of drill hall for headquarters and machine gun troops, cavalry,..	2,000 00
Claim of James H. Husk for the loss of one horse by 1st Squadron Cavalry, at Mount Gretna, Pa., July, 1914	175 00
Purchase of Armory, including equipment, located at Morristown, for use of Company "M," 6th Infantry, pursuant to chapter 7, Laws of 1920,...	45,000 00
	<hr/>
	\$260,609 12
	<hr/>

G 3. QUARTERMASTER-GENERAL'S DEPARTMENT.

Salaries:

Quartermaster-General, ...	\$5,000 00	
Chief Clerk,	2,500 00	
Chief of Quartermaster's corps,	3,000 00	
Compensation of assistants,	11,430 00	
Military storekeeper,	1,800 00	
Compensation of Arsenal employees,	4,920 00	
		28,650 00
Blanks, stationery and printing,		500 00
Postage and incidentals,		650 00
		<u>\$29,800 00</u>

Quartermaster-
General.

G 4. SEA GIRT COTTAGE.

For maintenance of cottage at Sea Girt and entertainment therein,	\$6,000 00
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Governor's
cottage.

H. PENSION AND RETIREMENT FUNDS.

H 1. ANNUITY FOR WIDOWS OF GOVERNORS.

For annuities for the widows of Govern- ors of New Jersey, at the rate of \$1,500 per annum each,	\$3,000 00
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Pension for
Governors'
widows.

H 2. JUDICIAL RETIREMENT FUND.

For the purposes of carrying out the pro- visions of chapter 313, Laws of 1908; chapter 185, Laws of 1911, and chap- ter 256, Laws of 1918,	\$3,000 00
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Pension of
Circuit Court
judges.

H 3. PENSIONS.

For amount required to pay pensions pur- suant to various acts relative thereto,	
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Pensions.

irrespective of any provisions therein that pensions shall be made in the appropriation or tax levy for the department of the public service from which the pensioner shall be so retired, \$21,000 00

H 4. STATE EMPLOYEES' RETIREMENT SYSTEM.

Retirement
of State
employees.

Carrying into effect the provisions of a bill pending, entitled "An act for the establishment of an employers' retirement system for employees of the State of New Jersey," provided said bill become a law,..... \$5,000 00

J. CONSTRUCTIVE.

J I. COMMISSION ON ELIMINATION OF TOLL BRIDGES.

Free bridges.

Expenses of the commission appointed pursuant to chapter 297, Laws of 1912, \$1,000 00
Purchase of toll bridges,..... 100,000 00
Maintenance of free bridges now or to become State property,..... 10,000 00

There is hereby appropriated the undistributed balance on the thirtieth day of June, one thousand nine hundred and twenty, of the appropriations heretofore made for the purchase of toll bridges.

All moneys received from any source whatsoever, whether from the operation of bridges or from the State of Pennsylvania, as reimbursement for its proportion of maintenance of said bridges, is hereby appropriated to the said commission to be used by them for maintenance of bridges and the payment to the State of Pennsylvania of their proportion of the earnings of said bridges.

\$111,000 00

J 2. COMMISSION ON PORT DEVELOPMENT.

For the expenses of the commission in connection with the development of the Port of New York, pursuant to the provisions of chapter 130, Laws of 1917,

Port develop-
ment.

\$25,000 00

J 3. NEW JERSEY INTERSTATE BRIDGE AND TUNNEL COMMISSION.

There is hereby appropriated the undischarged balances on the thirtieth day of June, 1920, of the appropriations made under item 47, of chapter 261, Laws of 1919, for the purposes and uses as specified in said item.

Bridge and
Tunnel Com-
mission.

J 4. STATE HIGHWAY COMMISSION.

For the State road fund,..... \$500,000 00 Roads.
And the receipts, as and when received, of the motor vehicle fund, less the amounts appropriated for maintenance of Department of Motor Vehicle Regulation and Registration and the State road tax and from Federal aid, and other contributions, sales of condemned property, penalties and damages for the violation of any law for the protection of roads pursuant to chapter 15, P. L. 1917, and the amount accruing thereto pursuant to chapter 230, P. L. 1917.

There is hereby appropriated pursuant to chapter 223, Laws of 1916,..... 25,000 00

\$525,000 00

K. GENERAL.

K 1. BURIAL GROUNDS.

Shipwrecked bodies.	For the care and maintenance of burial grounds, purchased by the State pursuant to chapter 171, Laws of 1898, ..	\$75 00
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K 2. COMMISSIONERS OF PALISADES INTERSTATE PARK.

Palisades Park.	Expenses of commissioners in the operation of the Palisades Interstate Park, ..	\$59,500 00
	For the purpose of carrying into effect the provisions of chapter 59, Laws of 1917,	50,000 00
		<u>\$109,500 00</u>

K 3. MONMOUTH BATTLE MONUMENT.

Freehold monument.	For the commission having in charge the Monmouth Battle Monument and grounds, pursuant to chapter 118, Laws of 1906,	\$750 00
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K 4. NEW JERSEY CONFERENCE OF CHARITIES AND CORRECTIONS.

Printing report.	For printing and distributing the proceedings of the annual conference of the New Jersey Conference of Charities and Corrections, for the year 1920, ..	\$600 00
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K 5. OLD BARRACKS ASSOCIATION.

Old Barracks.	For the Old Barracks Association of Trenton, New Jersey, for maintenance and administration of the Old Barracks, at Trenton, as a historical landmark and repository,	\$2,500 00
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K 6. RED BANK BATTLE MONUMENT.

To the board of chosen freeholders of the county of Gloucester, for the purpose of aiding in the care and supervision of the Red Bank Battle Monument in said county, and in the maintenance of the ground upon which the same is located with which they are charged by the provisions of chapter 79, Laws of 1905.

Red Bank
monument.

\$500 00

K 7. REFUND OF RAILROAD TAX.

The Comptroller of the Treasury is hereby authorized and empowered to adjust and repay any overpayment of tax assessed and penalty thereon for any year, pursuant to chapter one hundred and eighty-eight, Laws of one thousand eight hundred and eighty-eight and the acts amendatory thereof and supplementary thereto, made by any railroad and canal company, and the State Treasurer is directed to pay warrants therefor issued by the Comptroller, said payments shall be deducted from the amount originally paid into and remaining undistributed in the treasury of the State, and the amount of money necessary for such purpose as ascertained is hereby appropriated.

Refund of
tax paid by
railroads.

K 8. REFUNDING TAXES ON MISCELLANEOUS
CORPORATIONS.

The Comptroller of the Treasury is hereby authorized and empowered to adjust and repay any overpayment of miscellaneous corporation taxes assessed and penalty thereon, for any year, and the State Treasurer is directed to pay warrants issued therefor by the Comptroller.

Refund of
miscellaneous
taxes.

K 9. REHABILITATION COMMISSION.

Rehabilitation.	For the purpose of carrying into effect the provisions of chapter 74, Laws of 1919,	<u>\$75,000 00</u>
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K 10. STATE BOARD OF CANVASSERS.

State Can- vassers.	For the expenses of the State Board of Canvassers,	<u>\$500 00</u>
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K 11. STATE CHARITIES AID ASSOCIATION.

Expenses met.	For the expenses of the association, pur- suant to chapter 120, Laws of 1892,..	<u>\$600 00</u>
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K 12. STATE LIBRARY.

Salaries:

Library.	Librarian,	\$3,000 00
	Law librarian,	2,000 00
	Reference librarian,.....	1,500 00
	Clerical services,.....	<u>2,400 00</u>
		\$8,900 00

Traveling expenses:

Expenses of librarian to national con- vention,	100 00
Blanks, stationery and printing,.....	500 00
Postage and incidentals,.....	500 00

Miscellaneous:

Compiling and completing war record data, pursu- ant to chapter 22, Laws of 1919,.....	10,000 00
Repair, preservation and purchase of useful books, periodicals, newspapers and other publications,.	4,000 00
Legislative reference de- partment,	<u>400 00</u>
	14,400 00

\$24,400 00

K 13. TRENTON BATTLE MONUMENT.

For the State House Commission for the
purpose of keeping the Trenton Battle
Monument and grounds in good con-
dition and repair, \$1,000 00

Trenton
monument.

All receipts of the monument are hereby
appropriated for the use of the com-
mission in addition to the above sum.

K 14. WASHINGTON ASSOCIATION OF NEW JERSEY.

For the trustees of the Washington As-
sociation of New Jersey, pursuant to
chapter 309, Laws of 1874, \$2,500 00

Morristown
headquarters.

K 15. WASHINGTON ROCK PARK COMMISSION.

For insurance, improvement and mainte-
nance of Washington Rock Park, in-
cluding incidentals, \$2,000 00

Washington
Rock Park.

K 16. COMMISSION ON PREPARATION AND PRESENTA-
TION OF SERVICE MEDALS.

For the commission appointed to purchase
and present medals, as provided by
Joint Resolution number eight, Laws
of 1919, approved April seventeenth,
one thousand nine hundred and nine-
teen, \$18,000 00

Service
medals.

K 17. COMMISSION TO MARK THE SITE OF THE SETTLE-
MENT OF THE DUTCH AT FORT NASSAU, TIMBER
CREEK, OLD GLOUCESTER COUNTY.

For compiling and distributing historical
data, \$251 80

Fort Nassau.

K 18. COMMISSION TO MARK HISTORICAL SITES OF
CAMDEN COUNTY.

Camden his- torical sites.	Carrying into effect the provisions of a bill pending, entitled "An act creating a commission to mark the historical sites of Camden county from Colonial to the Revolutionary War period," provided said bill becomes a law,.....	\$5,000 00
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K 19. NATIONAL ENCAMPMENT, G. A. R.

G. A. R. con- vention.	For the proper and legitimate expenses of such representation authorized by the Governor, pursuant to the provisions of chapter 253, Laws of 1919, at the Annual Encampment of the Grand Army of the Republic to be held in the State of New Jersey in the year one thousand nine hundred and twenty,.....	\$25,000 00
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K 20. PUBLIC RECORD OFFICE.

Record office.	Salary of director, clerical services, traveling and other necessary and incidental expenses, pursuant to chapter 46, Laws of 1920,.....	\$7,500 00
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L. STATE EMERGENCY FUND.

L 1. STATE EMERGENCY FUND.

Emergencies.	For the Governor, the State Treasurer, and the State Comptroller, ex officio, constituting the State House Commission, to meet any condition of emergency until legislation appropriate therefor shall be enacted, the sum of,.	\$200,000 00
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Proviso.	<i>Provided, however,</i> that all disbursements therefrom shall be made only upon the written authority of each and all of the officials recited herein.
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X. INSTITUTIONS AND AGENCIES.

X I. DEPARTMENT OF INSTITUTIONS AND AGENCIES.

Salaries:

Commissioner,	\$10,000 00	Institutions and Agencies.
Secretary and Director of Administration,	4,500 00	
Director of Labor and Agriculture,	5,500 00	
Director of Education and Parole,	6,000 00	
Other officers and em- ployees,	36,360 00	
	<hr/>	
	\$62,360 00	
Traveling expenses,	5,500 00	
Blanks, stationery and printing,	3,000 00	
Postage and incidentals,	3,200 00	
Miscellaneous:		
Automobile expenses,	\$3,000 00	
Deporting aliens and non- residents,	1,500 00	
Furniture and fixtures, ...	500 00	
	<hr/>	
	5,000 00	

Central Parole Bureau.

Salaries:

Parole officers,	\$18,720 00	Parole bureau.
Other employees,	8,020 00	
	<hr/>	
	26,740 00	
Traveling expenses,	7,500 00	
Blanks, stationery and printing,	600 00	
Postage and incidentals,	300 00	
Miscellaneous:		
Furniture and equipment,	500 00	

Industrial Supervision.

Salaries:

Farm supervisor,	\$3,000 00	Industrial supervision.
Assistant farm supervisor,	1,200 00	
Supervisor institutional in- dustries,	2,640 00	

Clerical services and other employees,	4,620 00	
	<hr/>	11,460 00

Miscellaneous:

Materials, supplies and miscellaneous expenses, .	1,000 00
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There is hereby appropriated the undisbursed balance on the thirtieth day of June, one thousand nine hundred and twenty, of the appropriation made under Item x 1, chapter 261, Laws of 1919, for equipment and installation of school furniture industry, and said unexpended balance is hereby reappropriated for furniture and wood-working industry.

State Use Funds.

State Use
Working Capital Fund.

For the State Use Revolving Fund there is hereby appropriated the unexpended balance of the fund now known as the "State Use Working Capital Fund," and in accordance with the provisions of section 709, chapter 147 of the Laws of 1918, such portion of the receipts, when received, derived from State use production as will reimburse the State Use Revolving Fund to the amount of the original appropriation of \$100,000.00, together with an additional amount of, . \$25,000 00

Equipment for woodworking plant,	10,000 00
Print shop,	14,000 00
Tailor shop,	2,500 00
Extension of bakery,	3,000 00

Machine shop,.....	3,000 00	
Auto truck,.....	2,500 00	
	<hr/>	60,000 00
		<hr/>
		\$187,160 00
		<hr/>

X 2. COLONIES FOR FEEBLE-MINDED MALES.

For salaries and wages, and for maintenance of the Colonies for Feeble-Minded Males, on the basis of eighty-five inmates:

Feeble-Minded
colony.

Salaries and wages:

Superintendent,	\$2,500 00	
Assistant superintendent,..	1,200 00	
Other officers and employees,	13,560 00	
	<hr/>	\$17,260 00

Materials and Supplies:

Food,	\$9,200 00	
Clothing,	3,800 00	
Fuel, light and power,...	2,750 00	
Household supplies,.....	1,600 00	
Farm, stables and grounds,	6,800 00	
Industrial shops,.....	1,000 00	
Medical and surgical,.....	550 00	
Printing and office supplies,	300 00	
School,	300 00	
Sundry supplies,	300 00	
	<hr/>	26,600 00

Current repairs,..... 900 00

Miscellaneous:

Traveling expenses,.....	\$550 00	
Telephone and telegraph,.	250 00	
Medical and surgical fees,	850 00	
Postage,	200 00	
	<hr/>	1,850 00

Additions and improvements:

Electric feed line to barn and wiring barn,.....	\$450 00	
Platform scales,.....	900 00	

Play apparatus for small boys,	300 00	
New entrance and porch to employees' dining rooms,	300 00	
Seats for assembly room,.	250 00	
Covering and finishing ice house,	360 00	
Piano for assembly room,	400 00	
Automobile (Ford station wagon),	950 00	
Fencing,	650 00	
One-third of the cost of new road from New Lisbon to the Colony provided two-thirds of the cost is provided by Burlington county,.....	20,000 00	
		24,560 00
New Buildings:		
New dormitory,.....	\$60,000 00	
Additional farm land,...	5,000 00	
		65,000 00
		<u>\$136,170 00</u>

X 3. COMMISSION FOR THE BLIND.

Blind.	Salaries:		
	Superintendent and Secretary,	\$1,800 00	
	Teachers of occupational subjects and other employees,	13,000 00	
			\$14,800 00
	Traveling expenses,.....		6,000 00
	Blanks, stationery and printing,.....		800 00
	Postage and incidentals:		
	Postage,	\$300 00	
	Incidentals,	800 00	
			1,100 00

Miscellaneous:

Clothing, maintenance, support and instruction of blind persons,.....	\$30,000 00	
Extension of home indus- tries,	3,000 00	
Preventive work,.....	1,000 00	
Industrial fund,.....	1,000 00	
Publicity, demonstrations and sales,.....	500 00	
Rent,	600 00	
Fuel and light,.....	300 00	
Repairs,	100 00	
	<hr/>	36,500 00
		<hr/>
		\$59,200 00
		<hr/>

X 4. COUNTY LUNATIC ASYLUMS.

For the support of patients in county lunatic asylums:	County asylums.
Atlantic county,.....	\$20,328 00
Burlington county,.....	26,712 00
Camden county,.....	36,792 00
Cumberland county,.....	22,680 00
Essex county,.....	280,136 00
Gloucester county,.....	1,008 00
Hudson county,.....	140,784 00
Passaic county,.....	4,032 00
Salem county,.....	504 00
	<hr/>
	\$532,976 00
	<hr/>

X 5. COUNTY TUBERCULOSIS HOSPITALS.

For the support of patients pursuant to chapter 217, Laws of 1912, in the fol- lowing county hospitals:	Tuberculosis hospitals.
Atlantic,	\$8,424 00
Bergen,	24,960 00
Burlington,	5,304 00
Camden,	17,160 00
Cumberland,	5,928 00
Essex,	93,600 00

Gloucester,	1,560 00	
Hudson,	50,232 00	
Mercer,	10,920 00	
Middlesex,	31,200 00	
Morris,	9,672 00	
Passaic,	23,400 00	
Salem,	2,496 00	
Union,	42,432 00	
	<u>327,288 00</u>	

Said amounts to include payment of bills
prior to current fiscal year.

X 6. FEEBLE MINDED.

Feeble-
minded.

Clothing, maintenance, support and in-
struction of feeble-minded persons,.. \$150,000 00

X 7. HOME FOR DISABLED SOLDIERS, KEARNY.

Soldiers'
Home at
Kearny.

For salaries and wages, and for mainte-
nance of the Home for Disabled Sol-
diers, Kearny, on the basis of four
hundred inmates.

Salaries and wages:

Superintendent,	\$2,500 00	
Secretary,	1,500 00	
Surgeon,	2,000 00	
Other officers and employ- ees,	47,000 00	
	<u>\$53,000 00</u>	

Materials and supplies:

Food,	\$85,000 00	
Clothing,	16,000 00	
Fuel, light and power,....	17,000 00	
Household supplies,.....	8,000 00	
Farm, stable and grounds,	2,700 00	
Sundry supplies,.....	500 00	
Medical and surgical,.....	2,200 00	
	<u>131,400 00</u>	

Current repairs,.....	5,000 00
Miscellaneous:	
Traveling expenses,.....	\$150 00
Postage,	200 00
Telephone and telegraph,.	400 00
Funeral expenses,.....	1,000 00
Out-patients' allowance,..	400 00
Entertainments,	500 00
Freight and express,.....	300 00
City water,.....	500 00
Insurance,	1,800 00
Painting walls and wood-	
work,	2,000 00
Printing and office supplies,	300 00
Bond for superintendent,.	25 00
Claim of Jacob H. Kue-	
bler, for pay while in U.	
S. service, May 15th,	
1918, to February 20th,	
1919,	839 76
	<hr/>
	8,414 76
Additions and Improvements:	
Five-passenger automobile, winter top,..	1,875 00
	<hr/>
Appropriation, including estimated re-	
ceipts,	\$199,689 76
The receipts of the institution are hereby	
appropriated for maintenance expendi-	
tures pursuant to chapter 153, Laws of	
1918, estimated as amounting to,....	32,600 00
	<hr/>
Net amount appropriated,.....	<u>\$167,089 76</u>

X 8. HOME FOR DISABLED SOLDIERS, ET CETERA,
VINELAND.

For salaries and wages, and for mainte-
nance of the Home for Disabled Sol-
diers, Sailors, et cetera, Vineland, on
the basis of four hundred inmates.

Salaries and wages:

Superintendent, \$3,000 00

Soldiers'
Home at
Vineland.

Superintendent, for main- tenance and professional services,	1,500 00	
Other officers and employ- ees,	40,000 00	
	<hr/>	\$44,500 00
Materials and supplies:		
Food,	\$81,000 00	
Clothing,	10,000 00	
Fuel, light and power,....	12,000 00	
Household supplies,.....	5,000 00	
Farm, stable and grounds,	2,000 00	
Medical and surgical,....	1,500 00	
Printing and office supplies,	400 00	
Sundry supplies,.....	500 00	
Furniture for reception and patients' rooms,...	500 00	
	<hr/>	112,900 00
Current repairs,		4,000 00
Miscellaneous:		
Traveling expenses,.....	\$400 00	
Postage,	200 00	
Telephone and telegraph,.	400 00	
Religious services,.....	300 00	
Amusements,	300 00	
Insurance,	1,815 80	
	<hr/>	3,415 80
Additions and improvements:		
Painting interior of main building, outside wood- work and roofs,.....	\$4,500 00	
Repairs to side and end porches on three floors of main building,.....	2,500 00	
Bricking up elevator shaft,	5,000 00	
Fireproof stairs,.....	7,500 00	
Repairing main building roof,	9,000 00	
Replastering main building and annex,.....	9,000 00	
	<hr/>	37,500 00

Appropriation including estimated receipts,	\$202,315 80
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to,....	11,000 00
Net amount appropriated,.....	<u>\$191,315 80</u>

X 9. REFORMATORY

For salaries and wages, and for maintenance of the Reformatory, on the basis of six hundred and fifty inmates.

Rahway
Reformatory.

Salaries and wages:

Superintendent,	5,000 00	
Superintendent for additional allowance for salary, in lieu of the State providing a house of residence as contemplated by statute,.....	660 00	
Other officers and employees,	90,000 00	
		<u>\$95,660 00</u>

Materials and supplies:

Food,	\$70,000 00	
Clothing,	25,000 00	
Fuel, light, power and water,	23,500 00	
Household,	8,000 00	
Farm, stable and grounds,	16,750 00	
Industrial shops and vocational,	2,000 00	
School,	1,000 00	
Medical and surgical,....	1,150 00	
Printing and office supplies,	1,000 00	
Sundries,	750 00	
		<u>149,150 00</u>
Current repairs,.....	8,000 00	

Miscellaneous expenses:		
Traveling,	\$500 00	
Postage,	500 00	
Telephone and telegraph, ..	500 00	
Medical and surgical fees, ..	200 00	
Incidentals,	100 00	
Freight and express,	500 00	
Entertainment,	500 00	
Funeral expenses,	60 00	
Annual inventory,	200 00	
Rent of farm land,	300 00	
Payments to discharged inmates and recapturing escapes,	4,000 00	
		7,360 00
Additions and improvements:		
Telephone system,	\$1,000 00	
Repairing plumbing of old wing,	11,800 00	
One new boiler,	12,500 00	
Repairing generators,	5,000 00	
One unit hydro-therapeutic bath,	1,200 00	
		31,500 00
		<u>\$291,670 00</u>

X IO. REFORMATORY FOR WOMEN.

Women's
Reformatory.

For salaries and wages, and for maintenance of the Reformatory for Women, on the basis of one hundred and thirty inmates:

Salaries and wages:		
Superintendent,	\$2,500 00	
Assistant superintendent, ..	1,320 00	
Other officers and employees,	18,000 00	
		\$21,820 00

Materials and supplies:		
Food,	\$7,000 00	
Clothing,	5,000 00	
Fuel, light and power,....	6,750 00	
Household supplies,	3,500 00	
Farm, stable and grounds,	8,200 00	
Medical and surgical,....	1,500 00	
Printing and office supplies	600 00	
School supplies,.....	800 00	
Sundry supplies,.....	200 00	
	<hr/>	33,550 00
Current repairs,.....		3,000 00
Miscellaneous:		
Traveling expenses,.....	\$750 00	
Postage,	250 00	
Telephone and telegraph,.	400 00	
Insurance,	1,200 00	
Freight and express,....	400 00	
Religious services,.....	300 00	
Inventory and appraisal,..	225 00	
Entertainment,	100 00	
Return of runaways,....	50 00	
Funeral expenses,.....	25 00	
	<hr/>	3,700 00
Additions and improvements:		
Farm tractor, plows and harrows,	\$1,350 00	
Roads, gutters and grading,	3,000 00	
Machinery and equipment for Industrial building,.	3,000 00	
Repairing interior of Paddock Cottage,.....	2,500 00	
Waterproofing exterior Paddock Cottage,.....	500 00	
Moving picture machine and fire-proof booth,...	700 00	
	<hr/>	11,050 00
Appropriation, including estimated receipts,		\$73,120 00

The receipts of the institution are hereby appropriated for maintenance expenditures pursuant to chapter 153, Laws of 1918, estimated as amounting to, .. 500 00

Net amount appropriated, \$72,620 00

X II. SANATORIUM FOR TUBERCULOUS DISEASES.

Sanatorium
at Glen Gardner.

For salaries and wages, and for maintenance of the Sanatorium for Tuberculous Diseases, on the basis of two hundred and sixty inmates.

Salaries and wages.

Superintendent, \$4,000 00

Physicians, clerks, nurses,
farm help, waiters, instructors and others, including school teacher, .. 76,500 00

\$80,500 00

Material and supplies:

Food, \$59,000 00

Fuel, light and power, ... 25,000 00

Household, 9,000 00

Farm, stable and grounds, 24,000 00

School, 100 00

Medical and surgical, 4,500 00

Printing and office supplies, 1,000 00

Sundry supplies, 500 00

123,100 00

Current repairs, 10,000 00

Miscellaneous:

Traveling expenses, \$1,000 00

Postage, 400 00

Telephone and telegraph, .. 800 00

.. Insurance, 600 00

Freight and express, 1,000 00

Entertainments, 500 00

Religious services, 240 00

Incidentals, 300 00

Medical and surgical fees, 200 00

5,040 00

Additions and improvements:

Hog pens,	2,000 00	
Chlorine purification plant,	425 00	
Automobile,	1,800 00	
Furnishing new farmhouse,	800 00	
Auto bus,	2,000 00	
		<hr/>
		7,025 00

New buildings:

Housing for two employees and families,	8,000 00	
Employees' dormitory, in- cluding equipment,	6,000 00	
		<hr/>
		14,000 00

Appropriation, including estimated re-
ceipts, \$239,665 00

The receipts of the institution are hereby
appropriated for maintenance expendi-
tures pursuant to chapter 153, Laws of
1918, estimated as amounting to, 50,000 00

Net amount appropriated, \$189,665 00

X 12. STATE BOARD OF CHILDREN'S GUARDIANS.

Salaries:

General agent,	\$3,120 00	
Compensation for other as- sistants,	25,560 00	
		<hr/>
		\$28,680 00

Children's
Guardians.

Traveling expenses, 10,500 00
Blanks, stationery and printing, 4,300 00

Postage and incidentals:

Postage,	\$1,300 00	
Incidentals,	575 00	
		<hr/>
		1,875 00

Miscellaneous:

Rent,	\$2,295 00	
Office equipment,	650 00	
		<hr/>
		2,945 00

Widow's Pension Act.

Salaries:		
Compensation of assistants,.....	31,480 00	
Traveling expenses,.....	15,500 00	
Blanks, stationery and printing,.....	3,300 00	
Postage and incidentals:		
Postage,	\$1,300 00	
Incidentals,	400 00	
	<hr/>	1,700 00
Miscellaneous:		
Rent,	\$2,721 00	
Office equipment,.....	500 00	
	<hr/>	3,221 00
		<hr/>
		\$103,501 00
		<hr/>

X 13. STATE HOME FOR BOYS.

Boys' Home.	For salaries and wages, and for maintenance of the State Home for Boys, on the basis of six hundred and twenty-five inmates:	
	Salaries and wages:	
	Superintendent,	\$5,000 00
	Other officers and employees,	97,000 00
		<hr/>
		\$102,000 00
	Materials and supplies:	
	Food,	\$59,000 00
	Clothing,	30,000 00
	Fuel, light and power,...	25,000 00
	Household supplies,.....	15,000 00
	Farm, stable and grounds,	20,000 00
	Industrial shops,.....	6,000 00
	School,	1,500 00
	Medical and surgical,....	2,000 00
	Printing and office supplies,	1,300 00
	Sundry supplies,.....	1,000 00
		<hr/>
		160,800 00
	Current repairs,.....	25,000 00

Miscellaneous:

Traveling expenses,.....	\$1,000 00	
Postage,	300 00	
Telephone and telegraph,.	500 00	
Entertainment,	600 00	
Insurance,	5,500 00	
Returning runaways,.....	500 00	
Incidentals,	250 00	
Freight and express,	500 00	
Car fare for parole and re-		
turned boys,	1,000 00	
Medical and surgical fees,	250 00	
	<hr/>	10,400 00

Additions and improvements:

Exchange of automobile,.	\$1,500 00	
Hot water generators,...	6,500 00	
Settling tank for water		
supply,	500 00	
Remodeling administration		
building,	5,000 00	
New inter-building tele-		
phone system,.....	900 00	
Remodeling dairy testing		
room,	500 00	
Motor truck,	3,500 00	
Improvements to swim-		
ming pool,.....	1,500 00	
Extension to water mains		
and pipes,.....	5,000 00	
Replacing electric wiring		
and power lines,.....	2,000 00	
Remodeling and equipping		
central lavatory building,	2,500 00	
Additional hospital facili-		
ties,	15,000 00	
Extraordinary household		
equipment,	3,000 00	
Lockers for boys' clothes,	3,000 00	
	<hr/>	50,400 00

CHAPTER 353, LAWS OF 1920.

New buildings:

Assistant superintendent's cottage,	\$10,000 00	
Reception cottage,.....	35,000 00	
	<hr/>	45,000 00

Appropriation, including estimated re-
ceipts, \$393,600 00

Receipts of the institution are hereby ap-
propriated for maintenance expendi-
tures pursuant to chapter 153, Laws
of 1918, estimated as amounting to,.. 8,000 00

Net amount appropriated,..... \$385,600 00

X 14. STATE HOME FOR GIRLS.

Girls' Home.

For salaries and wages, and for mainte-
nance of the State Home for Girls, on
the basis of three hundred inmates.

Salaries and wages:

Superintendent,	\$2,500 00	
Physician,	2,000 00	
Teachers, nurses, clerks and others,.....	44,600 00	
	<hr/>	\$49,100 00

Materials and supplies:

Food,	\$35,500 00	
Clothing,	15,000 00	
Fuel, light and power,...	15,000 00	
Household,	8,200 00	
Farm, stable and grounds,	8,000 00	
School,	1,900 00	
Medical and surgical,....	2,200 00	
Moving-picture machine and booth,.....	1,000 00	
Printing and office supplies,	400 00	
Sundry supplies,.....	300 00	
	<hr/>	87,500 00

Current repairs,..... 10,000 00

Miscellaneous:

Traveling expenses,.....	\$900 00	
Postage,	400 00	
Telephone and telegraph,.	500 00	
Insurance,	1,232 46	
Inventory,	200 00	
Oculist,	500 00	
Dentistry,	800 00	
Water tax,.....	400 00	
Freight and express,.....	500 00	
Traveling expenses for pa- role inmates,.....	500 00	
Entertainment,	600 00	
Payments to discharged in- mates,	150 00	
Medical and surgical fees,	200 00	
Horse-drawn lawn mower,	125 00	
	<hr/>	7,007 46

Additions and improvements:

Furnishing new dormitory,	\$830 00	
Remodeling and enlarging white house kitchen,...	150 00	
Lighting grounds,.....	1,700 00	
Additional fire equipment,	300 00	
Addition to infirmary and one unit hydro-thero treatment,	18,000 00	
Remodeling old building, school and new equip- ment,	1,000 00	
Remodeling old building, for vocational shop and equipment,	5,000 00	
Drilling new well and in- stalling deep-well pump,	5,000 00	
New smokestack for boiler house,	6,500 00	
New 150 H. P. boiler, pi- ping, repairs and altera- tions to power house,...	10,000 00	
	<hr/>	48,480 00

\$202,087 46

X 15. STATE HOSPITAL, MORRIS PLAINS.

Morris Plains
Asylum.

For salaries and wages, and for maintenance of the State Hospital, Morris Plains, on the basis of two thousand eight hundred and fifty inmates.

Salaries and wages:

Medical director,...	\$6,000 00	
Warden and treasurer,...	5,000 00	
Other officers and employees,	381,116 00	
		<u>\$392,116 00</u>

Materials and supplies:

Food,	\$330,000 00	
Clothing,	64,000 00	
Fuel, light and power, ..	100,000 00	
Household supplies,.....	60,000 00	
Farm, stable and grounds,	45,000 00	
Tobacco,	5,000 00	
Industrial shops,.....	4,000 00	
Medical and surgical, ..	10,000 00	
Printing and office supplies,	1,000 00	
Sundry supplies,.....	2,000 00	
		<u>621,000 00</u>
Current repairs, including wire fence,...		35,000 00

Miscellaneous:

Traveling expenses,	\$500 00	
Postage,	1,000 00	
Telephone and telegraph, ..	2,200 00	
Insurance,	10,000 00	
Freight and express,.....	2,500 00	
Amusements,	1,000 00	
Religious services,.....	900 00	
Funeral expenses,	3,500 00	
Annual inventory,	200 00	
Advertising, books, et cetera,	500 00	
		<u>22,300 00</u>

Additions and improvements:

Spiral fire escapes,.....	\$3,500 00	
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Changing rooms of old laboratory into dormitory for men,	500 00	
Replastering nurses' home for women,	500 00	
Furnishing two bungalows for physicians,	2,000 00	
Auto truck,	4,000 00	
Dairy—sterilizer,	2,000 00	
Dairy—shower bath and toilet,	350 00	
Filing cases,	600 00	
Gas plant, new meter,....	300 00	
Repairing porches of dormitory building,	800 00	
Hospital switch, rails, et cetera,	6,500 00	
Repainting woodwork, ...	10,000 00	
		31,050 00
New Buildings:		
Additional housing for inmates,.....	400,000 00	
There is hereby appropriated the undistributed balance on the thirtieth day of June, one thousand nine hundred and twenty, of the appropriation made in the year one thousand nine hundred and nineteen "for the erection of two treatment buildings for the prevention and curing of insanity."		
Appropriation, including estimated receipts,	\$1,500,966 00	
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153 Laws of 1918, estimated as amounting to,....		
	401,500 00	
Net amount appropriated,.....	\$1,099,466 00	

X 16. STATE HOSPITAL, TRENTON.

Trenton
Asylum

For salaries and wages, and for maintenance of the State Hospital, Trenton, on the basis of two thousand inmates.

Salaries and wages:

Medical director,	\$6,000 00	
Warden,	5,000 00	
Other officers and employees,	245,000 00	
		\$256,000 00

Materials and supplies:

Food,	\$226,000 00	
Clothing,	39,000 00	
Fuel, light and power,...	80,000 00	
Household supplies,	45,000 00	
Farm, stable and grounds,	50,000 00	
Medical and surgical,	15,000 00	
Printing and office supplies,	2,000 00	
		457,000 00

Current repairs, 26,000 00

Miscellaneous:

Traveling expenses,	\$165 00	
Telephone and telegraph, ..	1,700 00	
Postage,	600 00	
Amusements	1,000 00	
Funeral expenses,	1,000 00	
Newspapers and magazines, ..	300 00	
Returning runaways, ..	300 00	
Insurance,	4,500 00	
Religious services,	300 00	
Freight and express,	1,000 00	
Tobacco,	3,000 00	
Incidentals,	2,000 00	

Psychiatric clinic for various institutions, with headquarters at Trenton State Hospital, 12,500 00

28,365 00

Additions and improvements:

Walls and fireproofing stairs,	\$25,000 00
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Auto truck,	2,500 00	
Extraordinary repairs, ...	34,000 00	
	<u> </u>	61,500 00
Appropriation, including estimated receipts,		\$828,865 00
The receipts of the institution are hereby appropriated for maintenance expenditures pursuant to chapter 153, Laws of 1918, estimated as amounting to,.....		
		285,000 00
Net amount appropriated,.....		<u><u>\$543,865 00</u></u>

X 17. STATE INSTITUTION FOR FEEBLE-MINDED.

For salaries and wages, and for maintenance of the State Institution for Feeble-Minded, on the basis of nine hundred inmates.

Feeble-minded
at Vineland.

Salaries and wages:

Medical director and superintendent,	\$4,000 00	
Physicians, clerks, mechanics and others,....	72,000 00	
	<u> </u>	\$76,000 00

Materials and supplies:

Food,	\$79,900 00	
Clothing,	27,000 00	
Fuel, light and power,....	43,000 00	
Household,	14,000 00	
Farm, stable and grounds,	29,000 00	
Industrial shops,	1,000 00	
School,	1,000 00	
Medical and surgical,	5,000 00	
Printing and office supplies,	1,800 00	
Sundries,	1,000 00	
	<u> </u>	202,700 00

Current repairs,	10,000 00
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Miscellaneous:

Traveling expenses,	3,000 00
Postage,	700 00

Telephone and telegraph,.	1,500 00	
Insurance,	3,000 00	
Medical, surgical and ocu-		
list fees,	3,500 00	
Returning runaways,	100 00	
Entertainments,	500 00	
Funeral expenses,	600 00	
Freight and express, inci-		
dentials,	800 00	
	<hr/>	13,700 00
Additions and improvements:		
Drilling two wells and con-		
necting with main plant, \$6,500 00		
Steam and sewage connec-		
tions to new buildings,.	12,000 00	
Furnishing two new build-		
ings,	20,000 00	
Herd of cows,.....	3,000 00	
Repairs to hospital,	5,000 00	
Enlarging boiler house and		
new stack,	21,500 00	
One new boiler, including		
pumps and piping,.....	11,000 00	
Addition to piggery,.....	2,000 00	
Repairs to main building,	4,500 00	
Repairs to barn,.....	1,250 00	
Repairs to pavilion,.....	600 00	
One silo,	1,000 00	
	<hr/>	88,350 00
		<hr/>
		<u>\$390,750 00</u>

X 18. STATE PRISON.

State Prison.

For salaries and wages, and for maintenance of the State Prison on the basis of one thousand two hundred inmates.

Salaries and wages:

Principal keeper, \$5,000 00

Other officers and employees, 234,000 00

Wages for inmates at farm

at the rate \$0.25 per day,	11,000 00	
Wages for inmates at		
prison (other than State		
use),	6,000 00	
	<hr/>	\$256,000 00
Materials and supplies:		
Food,	\$143,000 00	
Clothing,	30,000 00	
Fuel, light and power,...	40,000 00	
Household supplies,.....	15,000 00	
Farm, stable and grounds		
(State Prison),	2,000 00	
Farm, stable and grounds		
(Leesburg Farm),	14,000 00	
Industrial shops,	5,000 00	
School supplies,	2,000 00	
Medical and surgical,....	10,000 00	
Printing and office supplies,	2,000 00	
Tobacco,	3,500 00	
Water tax,	3,000 00	
Bureau of identification,..	500 00	
Library,	600 00	
	<hr/>	270,600 00
Current repairs,		14,000 00
Miscellaneous:		
Traveling expenses,	\$1,500 00	
Transportation of prison-		
ers to and from farm		
and camps,	1,600 00	
Postage,	800 00	
Telephone and telegraph,	600 00	
Insurance,	2,500 00	
Medical and surgical fees,	600 00	
Freight and cartage,....	2,000 00	
Appraisalment,	200 00	
Electrocution plant,	2,000 00	
Payments to discharged in-		
mates,	2,500 00	
Amusements,	1,000 00	
Returning runaways,	1,000 00	
Funeral expenses,	50 00	
	<hr/>	16,350 00

Additions and improvements:

Completion of reconstruction of Wing No. 3,....	\$7,000 00
Equipment-dining hall and assembly room, Wing No. 3,	7,000 00
Farm tractor,	1,300 00
Slicing machine,	350 00
Replacing platform scale, ..	1,000 00
Safe cabinet,	450 00
Painting materials for Wing No. 7,.....	1,000 00
Sewage, light and heating for towers,	1,500 00
Reconstructing heating systems, Wing No. 7,....	1,000 00
Materials for electric lighting system for boiler room, yards and wings 1, 2, 5 and 6,.....	5,000 00
Ceilings for cooling house, runway and store-rooms, including painting,	1,000 00
Repairing gutters and roof on main building,	1,000 00
Cesspool and toilet system for Leesburg,	2,000 00
Toilets, six hospital wards,	1,000 00
Repairs to boiler and moving boiler,	1,500 00
	<hr/> 32,100 00

Appropriation, including estimated receipts, \$589,050 00

The receipts of the institution are hereby appropriated for maintenance expenditures pursuant to chapter 153, Laws of 1918, estimated as amounting to,.... 75,000 00

Net amount appropriated,..... \$514,050 00

X 19. VILLAGE FOR EPILEPTICS.

For salaries and wages, and for maintenance of the Village for Epileptics on the basis of eight hundred inmates.

Epileptic
Village.

Salaries and wages:

Superintendent,	\$6,000 00	
Steward,	2,750 00	
First assistant physician, ..	3,000 00	
Other officers and employees,	139,250 00	
	<hr/>	\$151,000 00

Materials and supplies:

Food,	\$90,000 00	
Clothing,	11,000 00	
Fuel, light and power,...	40,000 00	
Household supplies,	18,000 00	
Farm, stable and grounds, ..	35,000 00	
School,	1,100 00	
Medical and surgical,	4,500 00	
Printing and office supplies, ..	1,500 00	
Sundry supplies,	1,500 00	
	<hr/>	202,600 00

Current repairs, 7,000 00

Miscellaneous:

Traveling expenses,	\$1,200 00	
Postage,	500 00	
Telephone and telegraph, ..	1,000 00	
Insurance,	4,400 00	
Freight and express,	2,000 00	
Amusements,	500 00	
Funeral expenses,	500 00	
Returning runaways,	100 00	
Religious services,	760 00	
Appraising property,	200 00	
Incidentals,	200 00	
	<hr/>	11,360 00

Additions and improvements:

Furniture and fixtures,...	\$1,000 00	
X-Ray equipment,	5,000 00	
	<hr/>	6,000 00

Appropriation, including estimated receipts,	377,960 00
The receipts of the institution are hereby appropriated for maintenance expenditures, pursuant to chapter 153, Laws of 1918, estimated as amounting to...	160,175 00
Net amount appropriated,	<u>\$217,785 00</u>

School aid. 2. The following sums are hereby appropriated out of the income of the school fund for the purposes specified for the fiscal year ending on the thirtieth day of June, in the year one thousand nine hundred and twenty-one:

I. FREE PUBLIC SCHOOLS.

Schools. For the support of free public schools,.. \$300,000 00

2. PREMIUMS AND ACCRUED INTEREST.

Bond purchases. There shall be paid from the income of the school fund such sums required to pay premiums and accrued interest on bonds purchased by the trustees for the support of public schools.

3. SCHOOL FUND EXPENSES.

Legal expenses.	For necessary legal and other expenses incurred by or under the direction of the trustees for the support of public schools in the investment and protection of the school fund, and in the collection of the income thereof,	\$3,500 00
	Refund of duplicate payment of rental under riparian lease by Ida M. Vare,	1,025 30
	Refund of rental paid under riparian lease by the Texas Company, which rental was not due and owing to the State of New Jersey,	100 69
		<u>\$4,625 99</u>

There shall be transferred from the income of the school fund to the principal of the school fund, the sum of, \$200,000 00

Transfer to principal.

4.

3. Before any building or buildings shall be commenced or work undertaken, for the cost of which money is appropriated by this act, the plans, specifications and contracts necessary for the entire completion thereof shall, and each of them shall, be submitted and approved pursuant to chapter five, laws of nineteen hundred and eighteen, and such contracts shall not be approved or entered into if the total expenditure under all the contracts necessary to the entire completion of such building, buildings or work according to such plans and specifications shall exceed the amount appropriated by this act for such building, buildings or work; and in any and every case where it shall appear that the appropriation is insufficient to complete such building, buildings, or work, the appropriation hereby made therefor shall not be applied toward the construction of such building or buildings, or prosecution of such work, but shall lapse, and no payment shall be made therefrom; *provided, however*, that the provisions of this section, prohibiting the expenditure of the whole or any part of an appropriation, which in itself is insufficient to complete any building, buildings or work, and providing for the lapsing of such appropriations, shall not apply to nor restrict the expenditure of any moneys herein appropriated for the construction, completion of construction, equipment or furnishing of any armory or armories which have been heretofore authorized and which are partially constructed, completed or furnished, but such appropriation shall be available for the uses and purposes herein expressed to the full extent thereof, nor shall the provisions of this section apply to any appropriation authorizing expenditures for the construction of the proposed bridge between the city of Philadelphia, State of Pennsylvania, and the city of Camden, in this State, nor the proposed tunnel to be constructed under the Hudson river, between the city of New York, State of New York, and the city of Jersey City, in this State.

Approval of plans and contracts by Governor.

If appropriation insufficient to lapse.

Proviso.

Not for bridge or tunnel purposes.

Moneys used
as specified.

Construing
section.

Transfer of
moneys to
other items.

Authority
given.

4. No money shall be drawn from the treasury except for objects as hereinabove specifically appropriated, and except such sums which are by law devoted to specific purposes, namely, State school tax, United States appropriation to Agricultural College, and taxes for the use of taxing districts in this State, moneys received by the State from the taxation of railroad and canal property, which may be by law apportioned to the various counties of the State for school purposes, academic certificate fund, vocational schools, pensions of teachers and school officers authorized by law, moneys received from tuition at the summer schools, and loans to "State School Fund," which last-named sums shall be paid pursuant to the laws applicable thereto; this section shall not be construed to prohibit the payment due upon any contract made under an appropriation of the previous years; moneys received by the Department of Conservation and Development from the sale or lease of forest reserve lands pursuant to chapter one hundred and eighty-seven, Laws of nineteen hundred and thirteen; moneys received by the Quartermaster-General under the provisions of section seventeen, chapter 81, Laws of 1917, as amended March fourth, one thousand nine hundred and eighteen; moneys received by the Department of Health pursuant to chapter thirteen, Laws of nineteen hundred and fifteen, chapter two hundred and thirty-two, Laws of nineteen hundred and seventeen, and chapter thirty-nine, Laws of nineteen hundred and eighteen, and receipts pursuant to the provisions of chapter one hundred and forty-seven, Laws of nineteen hundred and eighteen.

5. In order that some degree of flexibility in appropriations may be had, any department or other State agency receiving an appropriation by any act of the Legislature may apply to the State House Commission for leave to transfer a part of any item granted to such department or agency to any other item in such appropriation. Such application shall only be made during the current year for which the appropriation was made, and if the State House Commission shall consent thereto, it shall notify the Comptroller thereof in writing, whereupon the Comptroller shall place the

amount so transferred to the credit of the item so designated; *provided, however*, that no sum appropriated for any permanent improvement shall be used for maintenance or for any temporary purpose.

Proviso.

6. The Comptroller of the Treasury is hereby authorized, empowered, directed, and it shall be his duty to make such correction of the title or text, or both, of an appropriation, necessary to make such appropriation available for the purpose or purposes of its intention. Such correction shall be by written ruling, reciting in appropriate detail the facts thereof and the reasons therefor, attested by the signature of said Comptroller and filed in the Department of the Comptroller of the Treasury as an official record thereof, and any action thereunder, including disbursements and the audit thereof, shall be legally binding and of full force and virtue.

Corrections made to comply with intention.

How made.

7. The appropriations made to institutions operating under the provisions of chapter 147, Laws of 1918, shall be available subject to the following limitations: There shall be submitted monthly to the State Comptroller by the Department of Institutions and Agencies, a statement showing the number of inmates or patients maintained in each of the several institutions during the preceding month, the estimated number for the succeeding month together with the increase or decrease in population of such institution based on the estimate submitted by the Department of Institutions and Agencies to the Budget Commission, and the Comptroller is authorized, in the event of any institutional agency exceeding the proportion of its appropriation as based on the number of inmates so estimated, at any time during the fiscal year to refuse countersignature of requisitions and take whatever steps he shall deem necessary to reduce the expenditures of such institution to a proper proportion based on the decrease in population.

How appropriations made available to institutions.

8. The Comptroller of the Treasury is hereby empowered, and it shall be his duty in the disbursement of funds available for the general uses of the State, to first provide for the maintenance of the administration of the government of the State, and of its courts, and of

Disbursements to conserve interests of State.

its penal, correctional and charitable institutions, and to apply the remainder of such available funds in such manner and to such purpose for which appropriation may have been made as in his judgment may best conserve the interest of the State.

As to additional compensation.

9. The person to whom is paid any salary or wages herein specifically appropriated as compensation for services in performing the duties of a particular office, position or employment shall not be paid from other moneys herein appropriated, any additional compensation.

Maximum compensation.

10. Anything herein contained to the contrary notwithstanding, no person, now or hereafter filling an office, position or employment for which a definite compensation or salary range has been fixed by the Civil Service Commission under the provisions of chapter 24, of the Laws of 1918, shall receive for his services in said office, position or employment, a sum greater than the maximum amount provided by the schedule of compensation adopted by the Civil Service Commission in accordance with the provisions of said chapter 24, of the Laws of 1918; *provided, however*, that nothing herein contained shall be construed as altering, repealing or in any way affecting the provisions of chapter 49, of the Laws of 1916.

Proviso.

Act effective.

11. This act shall take effect on the first day of July, one thousand nine hundred and twenty.

Approved, with the exceptions noted on attached sheet, May 17, 1920.

STATE OF NEW JERSEY.

EXECUTIVE DEPARTMENT.

Page 15, lines 15 and 16:

For a survey and plan of a beach channel between Manahawkin and Beach Haven in Ocean county, two thousand dollars.

Page 18, lines 22, 23, 24, 25 and 26:

Carrying out the provisions of a bill pending entitled "An act to prevent fraud in the sale and disposition of certain securities within the State of New Jersey, seventy-five hundred dollars.

EDWARD I. EDWARDS,
Governor.

JOINT RESOLUTIONS

(953)

New Jersey State Library

Joint Resolutions.

JOINT RESOLUTION No. 1.

Joint Resolution to authorize the Board of Commerce and Navigation to enter into an agreement with the Dundee Water Power and Land Company, subject to the approval of the Legislature, with regard to the improvement of the Passaic river, and the surrender by the said company of some of its charter rights.

WHEREAS, Previous joint resolutions have authorized and empowered the Board of Commerce and Navigation to enter into an agreement with the Dundee Water Power and Land Company, in behalf of the State of New Jersey, subject to the approval of the Legislature of this State; and Preamble.

WHEREAS, The Board of Commerce and Navigation has made extensive studies of the matter of the extension of navigation in the Passaic river to the city of Paterson; and Preamble.

WHEREAS, The Board of Commerce and Navigation has received from the Dundee Water Power and Land Company an offer to surrender its alleged rights to collect tolls, upon condition that navigation be effected by the State of New Jersey or the Government of the United States, and that the company will agree to surrender all its alleged rights to control or supervise the locks if navigation be effected, and that the said company will upon certain conditions make a special contribution in money toward the construction of a lock around the Dundee dam, and that the company will agree to contribute a reservoir site or to make a substantial contribution toward the construction of a dam for an impounding reservoir; and Preamble.

- Preamble. WHEREAS, The Board of Commerce and Navigation has caused an examination to be made to determine whether a sufficient impounding basin can be constructed to insure the continuance of an adequate supply of water for navigation around the dam throughout the navigation season; and has satisfied itself that this can be done with a reasonable expense; and
- Preamble. WHEREAS, The said board has conducted hearings for the purpose of receiving the views of various parties interested in any way in the proposed agreement; and
- Preamble. WHEREAS, The Board of Commerce and Navigation believes that more favorable terms can be obtained as a basis for the proposed agreement between said board and the said Dundee Water Power and Land Company;
- BE IT RESOLVED *by the Senate and General Assembly of the State of New Jersey:*
- Investigation continued, Report. 1. The Board of Commerce and Navigation be and it hereby is empowered to continue its investigations and to report to the next session of the Legislature of this State.
2. This resolution to take effect immediately.
- Approved April 21, 1920.

JOINT RESOLUTION No. 2.

JOINT RESOLUTION for the appointment of a motor traffic commission to investigate the subject matter of traffic, advise and prepare a proposed uniform vehicles law, and suggesting license fees for all types of vehicles using the public highways.

BE IT RESOLVED *by the Senate and General Assembly of the State of New Jersey:*

Commission, how composed.

1. The Governor is hereby authorized and directed to appoint a commission to be known as the "Motor Traffic Commission," which shall consist of five mem-

bers, as follows: The Commissioner of Motor Vehicles, the State Highway Engineer, one member of the Senate, one member of the House of Assembly and one member of the New Jersey Automotive Trade Association, to be selected and nominated by the Governor.

2. It shall be the duty of said commission, during the year nineteen hundred and twenty, to investigate all traffic regulations, including the fixing of the license fees for all types of vehicles using the highways, and to prepare a uniform vehicle law, and make provisions for the licensing of same. They shall submit to the Legislature at its next session a report of the result of their labors, together with a uniform vehicle traffic law and proposed license fee system for all types of vehicles using the public highway.

Duties.

Report.

3. They may, with the approval of the Governor, incur such reasonable expense for stenography, typewriting and printing as they shall find necessary in the preparation of the report, and such expenses shall be paid by the State Treasurer upon the warrant of the State Comptroller.

Expenses.

4. This joint commission shall take effect immediately.

Approved April 26, 1920.

PROCLAMATIONS

(959)

Proclamations by the Governor.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

WHEREAS, Henry E. Ackerson, Jr., who, at a general election held on the first Tuesday after the first Monday in November, in the year Nineteen hundred and seventeen, was duly declared to have been elected a member of the Senate of this State from the county of Monmouth, and subsequently thereto duly qualified as such Senator, resigned on the eleventh day of April, in the year one thousand nine hundred and nineteen, whereby a vacancy has occurred in the representation of said county of Monmouth in said State Senate:

THEREFORE, I, WILLIAM N. RUNYON, President of the Senate, Acting Governor of the State of New Jersey, by the requirement of law, do hereby issue this, my proclamation, commanding and requiring that an election be held, according to law, in said county of Monmouth, on Tuesday, the fourth day of November next ensuing the date hereof, for the purpose of electing a member of the Senate of this State to fill the said vacancy occasioned by the resignation of the said Henry E. Ackerson, Jr.

Given under my hand and the Executive Seal of the State of New Jersey, at Trenton, [SEAL] the eighteenth day of August, in the year of our Lord one thousand nine hundred and nineteen, and of the Independence of the United States the one hundred and forty-fourth.

WM. N. RUNYON,

Attest: President of the Senate,
VINCENT W. NASH, *Acting Governor.*
Secretary to the Governor.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

WHEREAS, Harold B. Wells, who, at a general election held on the first Tuesday after the first Monday in November, in the year nineteen hundred and eighteen, was duly declared to have been elected a member of the Senate of this State from the County of Burlington, and subsequently thereto duly qualified as such Senator, and on the twelfth day of April, in the year nineteen hundred and nineteen, qualified as Judge of the Court of Common Pleas in and for the county of Burlington, whereby a vacancy has occurred in the representation of said county of Burlington in said State Senate:

THEREFORE, I, WILLIAM N. RUNYON, President of the Senate, Acting Governor of the State of New Jersey, by the requirement of law, do hereby issue this, my proclamation, commanding and requiring that an election be held, according to law, in said county of Burlington, on Tuesday, the fourth day of November next ensuing the date hereof, for the purpose of electing a member of the Senate of this State to fill the said vacancy occasioned by the said Harold B. Wells qualifying as Judge of the said Court of Common Pleas.

Given under my hand and the Executive Seal of the State of New Jersey, at Trenton, [SEAL] the eighteenth day of August, in the year of our Lord one thousand nine hundred and nineteen and of the Independence of the United States the one hundred and forty-fourth.

WM. N. RUNYON,

Attest: President of the Senate,
VINCENT W. NASH, *Acting Governor.*
Secretary to the Governor.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

It has ever been our custom and our pride in this great land to celebrate the natal days of our heroic men of might, whose lives, rich in accomplishment, in virtue and in sacrifice, have meant glory and honor and power for the Republic.

And in this goodly company stands yet another, majestic of soul and valorous of heart; a Frenchman born and yet beloved of all who own the name American. For in our country's early years and in the season of her dire peril, he sought her shores and in her behalf made offer of his life, his fortune and his sacred honor.

Long years have passed since his coming and his going and yet, so long as time shall last; so long as men shall revere nobility and chivalry of soul and action, so long shall the name and memory of Lafayette remain a priceless possession of America.

September the sixth marks the one hundred and sixty-second anniversary of the birth of this great son of France, and our whole land, emerging triumphantly from the shadows of a mighty war, waged in part for the salvation of his own homeland, awaits expectantly the opportunity to render homage to Lafayette, whose life and deeds long ago linked inseparably the destinies and fortunes of France, the wondrous land of his birth, and America, the land of his great love.

NOW, THEREFORE, I, WILLIAM N. RUNYON, Acting Governor of the State of New Jersey, do hereby set aside and proclaim Saturday the sixth day of September to be Lafayette Day in and for the State; and furthermore I request and urge our people that they observe and celebrate the day with such exercises as shall duly reverence the memory of this gallant Gentleman of France, and bring his nation and our own ever closer together in the bonds of amity and steadfast comradeship.

Given under my hand and the Great Seal of

the State at the State House in the City of
[SEAL] Trenton, this twenty-ninth day of August in
the year of our Lord one thousand nine hun-
dred and nineteen, and of the independence of
the United States of America the one hundred
and forty-fourth.

WILLIAM N. RUNYON,

President of the Senate,

THOMAS F. MARTIN,

Acting Governor.

Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,

EXECUTIVE DEPARTMENT.

In these days of America's great glory; when the
prowess and devotion of her sons and daughters have
again written imperishable chapters in the history of
the world, it is well that we as a people should ac-
cord just praise and recognition to the mighty factors
in our national life which have contributed so surely
and with such authority to our strength and advance-
ment.

And no single agency of man's genius has done for
American progress and stability that which the Federal
Constitution has accomplished. A wondrous plan of
government; the fruit of centuries of human experi-
ence; the product of minds and hearts ennobled and
made generous through struggle and sacrifice, majes-
tic and enduring, it commands to-day the reverence and
admiration of an awakened world.

Soon comes to us the anniversary of the day of its
adoption by the Fathers of the Republic; a day fraught
with limitless blessings for the children of men, a day
well worthy the heartfelt tribute of a mighty nation,
crowned with the consciousness of duty well done.

Indeed, it is abundantly meet and proper that New
Jersey, ever loyal and true, should renew her vows of
devotion at this time and pay signal honor to the very
foundation of our national being, to the end that the
value of our constitutional government shall become

known to all, and that every sinister and evil influence which would seek to lessen its effectiveness may be driven from us.

THEREFORE, I, WILLIAM N. RUNYON, President of the Senate, Acting Governor of the State of New Jersey, do appoint Wednesday, September Seventeenth next, to be known as CONSTITUTION DAY in and for the State; and I do urge our people to celebrate the same in home and school and public meeting place, and with such exercises and ceremonies as shall duly honor America's great charter of government.

Given under my hand and the Great Seal of the State of New Jersey, this twelfth day of
[SEAL] September, A. D. one thousand nine hundred and nineteen, and of the independence of the United States the one hundred and forty-fourth.

WILLIAM N. RUNYON,
President of the Senate,
Acting Governor.

By the President of the Senate Acting Governor:

THOMAS F. MARTIN,
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

To the People of the State of New Jersey:

The people of the State of New Jersey in common with those of our sister States sympathize with the people of Southern Texas, particularly in the devastated region of Corpus Christi, in the desolation, destruction and death that has come to them. From official information received at least one city is in ruins, many dead and thousands homeless. Sympathy is of little avail unless it is timely and extended in a practical way. The people of New Jersey always read to act in cases of this kind, will through the Mayor or other chief Executive Officers of their various municipalities extend such assistance as the residents of their various

localities are able to contribute and I would recommend that all contributions, whether of money or such goods as may be recommended, be forwarded through and by the proper municipal authorities to the Honorable William T. Read, State Treasurer, who for this purpose will be the resident treasurer of the American Red Cross in this State which will insure prompt forwarding of the same to the National Organization to where the relief is most needed.

I desire to express the hope that the generosity of all our people will find as quick expression now as it has at all demands of this character recently made upon them.

Given under my hand and the Great Seal of the State of New Jersey this seventeenth day [SEAL] of September, in the year of Our Lord, one thousand nine hundred and nineteen, and of the independence of the United States the one hundred and forty-fourth.

WILLIAM N. RUNYON,

President of the Senate,

Acting Governor.

By the President of the Senate Acting Governor:

THOMAS F. MARTIN,

Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,

EXECUTIVE DEPARTMENT.

WHEREAS, The world is just emerging from a gigantic era of destructiveness and wastefulness, during which time the production of useful and necessary things had to give way to the manufacturer of materials of war, and

WHEREAS, At the present time there exists a period of social unrest and disturbance even to the extent of insidious attacks on the foundation of our national liberty, every effort should be made to conserve our resources and minimize preventable losses the most serious of which in life and property statistics show are caused by fires which might be averted by due care;

NOW, THEREFORE, I, WILLIAM N. RUNYON, President of the Senate, Acting Governor of the State of New Jersey, believing that the citizens of this State are ever ready to join in all laudable and patriotic movements do hereby proclaim and request that Thursday, October ninth, one thousand nine hundred and nineteen be known and observed as FIRE PREVENTION DAY throughout our State.

I earnestly request that each citizen lend his aid toward preventing fires and conflagrations by removing all sources of danger which may exist upon his property; that rubbish and unnecessary accumulation of inflammable material be removed or destroyed; that heating and lighting appliances be carefully inspected and repaired where found necessary; that public buildings and institutions, factories and other buildings where people are employed or congregate in large numbers be carefully inspected for fire risks; that the attention of governing bodies of our municipalities be directed to the condition of fire fighting apparatus and forces and that all available precautionary measures be taken for the prevention of fires.

It is also suggested and requested that a special effort be made by fire wardens through the press and otherwise to urge campers, hunters and others who use, for pleasure or profit, the forests of our State, public and private, to refrain from making fires where underbrush, dry leaves or other inflammable material abound, and from leaving smouldering embers of fires or carelessly dropping lighted cigars, cigarettes or matches in such places, because of these practices having been the cause of enormous losses in recent years.

Given under my hand and the Great Seal of the State of New Jersey, this twenty-second [SEAL] day of September, A. D. one thousand nine hundred and nineteen, and of the independence of the United States the one hundred and forty-fourth.

WILLIAM N. RUNYON,

President of the Senate,

Acting Governor.

By the President of the Senate Acting Governor:

THOMAS F. MARTIN,

Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

WHEREAS, The week of October 11th to 18th has been set aside by the Banking and Insurance Commissioner of the State of New Jersey for a campaign to increase the number of shareholders in building and loan associations of this State, to the end that the housing problem will be relieved and the instinct of thrift be instilled into the citizens of this State; and

WHEREAS, The situation now existing is one such as calls for unusual and patriotic measures to aid in solving its difficulties that the spirit of unrest shall be stilled through the medium of happy homes;

NOW, THEREFORE, I, WILLIAM N. RUNYON, President of the Senate, Acting Governor of the State of New Jersey, do hereby issue this, my proclamation, declaring the week of October 11th to 18th BUILDING AND LOAN WEEK.

It is urged that adequate plans be made, so that the people of New Jersey shall become acquainted with the wonderful opportunities presented by investment in building and loan associations. The fact that these associations are protected by safeguards of the State government as embodied in the Department of Banking and Insurance, and that the co-operative methods pursued in building and loan associations result in a large interest return on the money invested should appeal to the people of this State.

It is desirable that in every possible way, in theatres, in public gatherings, by canvassing and advertising, in the pulpits, the benefits of this easy saving plan be emphasized.

Happiness exists in homes that are owned. Unrest, discontent and bolshevism have no chance here. The State as a unit should rally to this campaign.

Given, under my hand and the Great Seal of the State of New Jersey, this tenth day of

[SEAL] October, A. D. one thousand nine hundred and nineteen, and of the independence of the United States the one hundred and forty-fourth.

WILLIAM N. RUNYON,

President of the Senate,

By the Acting Governor: *Acting Governor.*

THOMAS F. MARTIN,
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,

EXECUTIVE DEPARTMENT.

Theodore Roosevelt was pre-eminent as citizen, soldier, scholar and statesman. All the homage, all the honor his countrymen could render him were his, and yet above and beyond all else he exulted because of one simple fact, wherein he shared the honor equally with his fellow citizens—he was an American.

His threescore years, crowded to the brim with glorious service to his country, constituted a record, in many ways without a parallel in the nation's history. It was given to him to be a leader and a master of men; to do with great multitudes as he desired; to fire the imagination of the people; to rouse the fervor of all who came within the range of his magic personality. Had his bent been for destruction rather than construction, he could have undone the work of centuries, so great was his grip upon his fellowmen. But lasting honor is his, in that his every talent and resource; his heart and his voice, through all his years, proclaimed his faith and love for his country and in that country's service he spent and was spent to the uttermost.

The life he loved so well is ended. The rest he so well earned is his. The great brave voice is stilled forever, and we who gloried in his leadership; who looked ever to him for inspiration and wise counsel, must, so far as we shall be able, carry on the work which was dearest and nearest to his heart.

It is proposed, and wisely so, that a great memorial be erected in his memory and honor; a memorial which shall in part proclaim the man himself and his wonderful career, but which even more shall stand as a reminder to the Americans of our day and for many generations to come, of those ideals of loyalty and patriotism which he typified; for which he lived, and for which in truth he died.

The people of the State of New Jersey will be asked during the week beginning October twentieth, and ending on his birthday, October twenty-seventh, to contribute of their means to this memorial to Theodore Roosevelt, and it is in order that our State do its full and perfect share that

I, WILLIAM N. RUNYON, Acting Governor of the State of New Jersey, do proclaim that the week above mentioned shall be known as Roosevelt Memorial Week for the State of New Jersey, and I would counsel and urge our people that for this memorial to a great man, this visible evidence of a great purpose, they contribute such sums as they can gladly give, ever bearing in mind the lessons of the life we so honor, and that Theodore Roosevelt himself would decry the imposition of any hardship upon his fellow citizens. Let the memorial be the pledge of a people's love, not the evidence of a people's sacrifice. And I would further urge that October the twenty-seventh be celebrated wherever possible as a true Roosevelt Day; that in every celebration his virtues and accomplishments be recounted, his Americanism glorified and his ideals held up for the emulation and guidance of us all.

Given under my hand and the Great Seal of the State of New Jersey, this eighteenth day [SEAL] of October, in the year of our Lord one thousand nine hundred and nineteen, and of the independence of the United States the one hundred and forty-fourth.

WILLIAM N. RUNYON,

President of the Senate,

Acting Governor.

By the President of the Senate Acting Governor:

THOMAS F. MARTIN,

Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

Among the mighty forces rendering notable and devoted service to the needs of humanity during the years of the great war, none stood higher in patriotic endeavor and loftiness of purpose than the American Jewish Relief Committee. With steadfast constancy and exceptional generosity, our Americans of Hebrew faith and ancestry played their full part in ministering to the pitiful distress of an embattled world, nor did they ever pause to ask of him to whom they brought their blest relief, his faith or creed. In imposing numbers also did Jewish lads perform their simple and heroic duty, regardless of the cost, in every branch of service, and the soil of many a foreign battlefield today holds precious the crimson blood of the young and valiant Jew, spilled for liberty's dear sake.

The world war ended, the victory ours, America, fairest among the nations of the earth, begins once more to apply herself to the ways of peace; to bind up the broken hearts of those of her sons and daughters whose loved ones have departed, no more to come again; to prepare for the early and full return of plenty and contentment.

And yet in distant nations another and far different story is in the making. Suffering and starvation, disease and death, stalk throughout the devastated lands of Europe, and unless America shall yet give and continue to give, the results to the world must be appalling indeed.

Amid the greatest of all the sufferers, dejected and forlorn, stand the Jews of Europe. The victims, not only of the horrors of a present day war, but of age-old prejudice, their lot is perhaps the most miserable of any of the peoples of the earth.

Small wonder indeed that the Jews of America listen with ready ear and tender sympathy to the cry which reaches them from their afflicted brothers and sisters in Europe. Small wonder that a campaign has been organized for their relief; for the preservation

of their very lives—a drive to which the people of our State and Nation, irrespective of creed or color, should count it a privilege to contribute.

In view of the foregoing conditions of piteous and dire need,

I, WILLIAM N. RUNYON, President of the Senate, Acting Governor of the State of New Jersey, do urge all our people, Jew and Gentile alike, to help the cause of the destitute Jews of Europe; to give of their abundance to a wonderful and stricken people; and to make each day of the drive from October twentieth to twenty-eighth, a day long to be remembered for the good deeds wrought therein. It is peculiarly fitting that New Jersey, being the first State to inaugurate non-sectarian Jewish relief campaigns, should continue her leadership in this splendid work for humanity; a work which of a surety shall evoke the benediction of the God of Abraham, and make glad too the heart of him who said, "Inasmuch as ye have done it unto one of the least of these, my brethren, ye have done it unto me."

Given under my hand and the Great Seal of the State of New Jersey, this eighteenth day [SEAL] of October, in the year of our Lord one thousand nine hundred and nineteen, and of the independence of the United States the one hundred and forty-fourth.

WILLIAM N. RUNYON,

By the Acting Governor: *Acting Governor.*

THOMAS F. MARTIN,
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,

EXECUTIVE DEPARTMENT.

Into the goodly company of activities, claiming and welcoming our allegiance and support at this time, comes now another, pre-eminent in its sacrificial service

to humanity, and with a request so modest and unassuming that none may well deny it.

Clean and proud as its record has ever been, it remained for the world war, with its ghastly and awful horrors, to bring into boldest relief the mercy and loving kindness of the American Red Cross. Where danger lurked, where disease and death stalked gauntly, hand in hand, there, day after day, month after month, in constant and patient attendance came the ministering evangels of the Red Cross.

Was it the cup of cold water, pressed to parched and fevered lips; the folding of the tired hands as the young crusader spirit "went West"; the vigilant, the tireless, the consecrated all-embracing service to God and His suffering world? Whatsoever the nature of the call, the American Red Cross with flaming ardor and nobility of soul responded, and in consequence its every act of service became thereby glorified.

Still intent upon service and sacrifice, The American Red Cross asks the public to respond to its call for membership in the drive which begins on Sunday, November second and lasts until Tuesday the eleventh.

This call comes to the people of our own State with a gentle insistence which merits a universal response. Surely we shall recognize our obligations whole-heartedly and without reserve, and hold New Jersey ever to the fore as a State which delights to honor good works and a loyal ministry.

I urge every one of our citizens to regard the opportunity to help the Red Cross as a high duty and a blessed privilege.

Given under my hand and the Great Seal of the State of New Jersey, this first day of November, A. D. one thousand nine hundred and nineteen, and of the Independence of the United States the one hundred and forty-fourth.

WILLIAM N. RUNYON,

President of the Senate,

By the Acting Governor: *Acting Governor.*

THOMAS F. MARTIN,
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

November the eleventh, nineteen hundred and eighteen, will forever stand out as one of the great days of history.

For on that day came to a close the world's mightiest war, came the ending of the black night of conflict, the blest rays of the dawn of peace.

The first anniversary of that fateful day of days approaches, bringing with it memories fraught both with sorrow and great joy. Sorrow for the awful tragedy which preceded the coming of Armistice Day; joy for the beginning of a new era.

Most fitting is it that we of New Jersey should remember with especial gratitude the completion of the first year of peace, and endeavor in our observance of the anniversary day to hold before us the wondrous things which the war preserved to humanity.

Liberty and freedom, ever dear to the heart of America, have been bought anew, and with an exceeding precious price.

In honor of the brave and consecrated men, through whose devotion to duty and to country our institutions remain firm and inviolate, I call upon the good people of our State to observe ARMISTICE DAY in a spirit of joy and thankfulness and to pay the tribute of their heart's devotion to the heroism and sacrifice which assure a world freed from tyranny and establish renewed hope for the time when abiding peace shall everywhere dwell in the souls of men.

Given under my hand and the Great Seal of the State of New Jersey, this seventh day of [SEAL] November, A. D. one thousand nine hundred and nineteen, and of the independence of the United States the one hundred and forty-fourth.

WILLIAM N. RUNYON,
By the Acting Governor: *Acting Governor.*
THOMAS F. MARTIN,
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

Another year, far spent, is drawing to its close. The chill air, the leafless tree, the hills and valleys stark and bare, all betoken winter's near approach and the passing of nineteen hundred and nineteen into the crypt of the ages.

A notable year has it been; a year of lights and shadows; of contentment and travail of soul; of realization and disappointment; of buoying hope and anxious fear, and yet withal, despite the shadows and the fears which may beset, we, whose vision remains steadfast and clear, whose hearts are attuned to the Master's own and whose faith is unimpaired, can see in all about us the mercy and loving kindness of our Heavenly Father.

The vandal, War, his rampant course of ruin stayed, no longer exacts his dread toll of death. Our soldiers and our sailor lads, evangelists of the world's new-born liberty, victorious and triumphant, are home again. Dear Mother Earth has once more given prodigally of her increase, and the fruits of the harvest, gathered into swollen barns, are of themselves the opulent promise of blessed life for all the sons of men who hunger. Even time, in its very passing, has begun the hallowed task of binding up the broken hearts of those who mourn, and who have laid their dearest and best beloved on Freedom's altar.

It is meet and altogether fitting that we, the favored citizens of this venerable State, true to the customs and traditions of the fathers of the Republic, should set a day apart for the giving of humble and hearty thanks to God Almighty for His great and manifold mercies to us as a sovereign people.

THEREFORE, I, WILLIAM N. RUNYON, President of the Senate, Acting Governor of the State of New Jersey, do hereby appoint Thursday, November the Twenty-seventh, as a day of THANKSGIVING AND PRAYER.

And I call upon the people of New Jersey to rest from their wonted labors on that day, so far as may be possible, and to gather in loving accord in home and church, there to offer thanksgiving to God, the Father Almighty, for the continued welfare of this mighty nation and its people; to petition Him that we may be given courage and wisdom sufficient for the needs of the hour; that the spirit of comradeship, of helpfulness and devotion which bore our arms to victory against the forces of evil may ever remain with us, and that in all the fateful days which lie ahead, we may be truly mindful of Him who doeth all things well.

Lord God of hosts, be with us yet;
Lest we forget; lest we forget.

Given under my hand and the Great Seal of the State of New Jersey, this nineteenth day of
[SEAL] November, A. D. one thousand nine hundred and nineteen, and of the independence of the United States the one hundred and forty-fourth.

WILLIAM N. RUNYON,

By the Acting Governor:

Acting Governor.

THOMAS F. MARTIN,
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

WHEREAS, The Comptroller did, on the fifth day of January, nineteen hundred and twenty, under the provisions of an act entitled "An act to amend an act entitled 'A further supplement to an act entitled "An act to provide for the imposition of State taxes upon certain corporations and for the collection thereof," approved April eighteenth, one thousand eight hundred and eighty-four,' which supplement was approved June third, one thousand nine hundred and five," which amendment was approved March eleventh, one thousand nine hundred and fourteen, report to the Governor a list of all corporations coming under this act; and

WHEREAS, The following-named corporations so reported have, for the two years preceding such report, failed, neglected or refused to pay the State taxes assessed against them for the year 1917, under the laws of the State of New Jersey, and made payable into the State Treasury; and

WHEREAS, Under the provisions of said act the charters of said corporations are revoked and all powers conferred by law upon such corporations declared inoperative and void, unless the Governor gives further time for payment; and

WHEREAS, The Governor has not given further time to the corporations so reported and hereinafter named for the payment of such taxes, and the same are still unpaid;

THEREFORE, I, WILLIAM N. RUNYON, President of the Senate, Acting Governor of the State of New Jersey, pursuant to the provisions of said act of the Legislature, do hereby issue this proclamation that the charters of the following-named corporations so reported, and in default, to wit:

MISCELLANEOUS CORPORATIONS.

UNPAID TAXES FOR THE YEAR 1917.

Above Poultry Farms Co., Inc.
Ackroyd True Radiator Co.
Acme Construction Co.
Acme Garage, Inc.
Acme Land and Chemical Co.
Ad. Display Co.
Aderente Non-Blinding Device Co.
Adler Realty Co.
Advance Silk Co.
Advertising Chess and Checker Table Co.
Aerial Transportation and Amusement Co.
Afterglow Park Land Co. of Montclair.
Ainlay and Worms, Inc.
A. Keyser Investment Co.
Alabama Chemical Co.
Aladdin Products Co.
All Americas Exposition Co.
Allen Jarvis-Camden Paper Box Manufacturing Co.
Alling and Co.
Alpha Spring Water Co.
Alpine Construction Co.
Aluminum Plated Ware Co.
American Aniline Chemical Co.
American Automatic Shoe Polishing Machine Co.
American Bankers Service Co.
American Beaver Co.
American Cardboard Co.
American Chemical and Metals Co.
American Commercial Film Co.
American Confectioners Syndicate.
American Corporate Embroidery Works.
American Fur Dressing Co.
American Lace and Embroidery Co., Inc.
American Malt Corporation.
American Military Institute, Incorporated.
American Polish Corporation.

American Steel Furniture Co.
 American Terry Mills Corporation.
 American Theatre of Weehawken.
 American Tobacco Culture Co.
 American Waste and Paper Co.
 Anderson Drug Co., Inc.
 Andrew P. Wittel Concrete Block Co.
 Aquabar Co.
 Arcanum Silk Co.
 Argo Realty Co.
 Arlington Market.
 Armenian Importing Co.
 Artdispure Ice Co.
 A. Rulius and Co.
 Asbury Abbey Co.
 A. S. Hunter Home-made Baking Co. of N. J.
 Assets Development Co.
 A. Thompson Co.
 Atlantic Advertising Agency.
 Atlantic Aerial Navigation Co.
 Atlantic Apartment Co.
 Atlantic Exhibition Co.
 Atlantic Ice Co.
 Atlantic and Pacific Sea Food Co.
 Atlantic Pier Company of Holly Beach.
 Atlantic Plantation Co.
 Atlantic Product Co.
 Atlantic Review Co.
 Atlantic Theatre Co.
 Atlantic City Estate Co.
 Atlantic City Lot Co.
 Atlantic City Riviera Parkway Co.
 Atlas Mineral and Machine Co.
 Atterbury Truck Sales Co.
 Augusta Silk Works.
 August F. Jaccaci Co.
 Automobile Owners Service Association.
 Auto Owners Supply Co.
 Avalon Amusement Co.
 Bachman Braid Manufacturing Co..
 Baldwin Co.
 Banker Manufacturing Co.

Bankers Electric Protective Co. of New England.
Barlow Foundry Co.
Barnegat Producing Co.
Bat-Ball Co.
Bayonne Bus Co.
Bayonne Lumber and Coal Co.
Beach Glen Iron Mining Co.
Beacon Dairy, Inc.
Beacon Publishing Co., Inc.
Beaver Cigar Co.
Beaver Construction Co.
Beaver Run Land and Bog Co.
Beaver Trading Corporation.
Bell Construction Co.
Bellwood Park Toboggan Co.
Bergen Co.
Berkeley Realty Co.
Berkow Chemical Co., Inc.
Bertin-Mason Co.
Bertrand Silk Dyeing Co.
Biddelman Stove Co.
B. & K. Specialty Manufacturing Co.
Blazel Co.
B. Line, Incorporated.
Block Realty Co.
Bloomfield Building and Construction Co.
Bloomfield Polish National Home.
Bludwine Bottling Company of Keyport, N. J.
Blue Ridge Mining and Oil Co.
Blum Contracting Co.
Bodine Chew and Co.
Bokert Springs Mineral Water Co.
Bonaparte Park Poultry Ranch.
Bonaparte Park Poultry Ranch, Inc.
Bonita Manufacturing Co.
Boylston Manufacturing Co.
Bradley and Idler, Inc.
Bradshaw Rubber Co.
Brandt Dry Goods Co.
B. & R. Corporation of New Jersey.
Brewster and Robbins Co.
Brick Church Auto and Taxi Co.

Bridgeport Squab and Poultry Co.
Bridgeton Dress Manufacturing Co.
Broadway Theatre Co. of Long Branch, Inc.
Broas and Sage Co.
Brooklyn Ball Club.
Brooksbrae Brick Co.
Brookside Farm.
Brooks Tailoring Co.
Browne, Jennings & Lauter.
Brown & Kingsland.
Bruns Chocolates Co.
Brunswick Motor Car Co.
Brylgon Steel Castings Co.
Buchan Sales Co.
Budd Lake Hotel Co.
Business Men's Protective Ass'n.
Buyers and Investors of America, Inc.
Cain-Henry Motor Co.
Campbell Tobacco Co.
Canadian Industrial Development Corporation.
Cape May Fish and Cold Storage Co.
Cape May Improvement Co.
Capital City Cap Co.
Carasaljo Launch Co.
Carbon Light and Power Co.
Carlo Robiolio, Inc.
Carl W. Schwinn.
Cary and Kenny.
Cavanagh Construction Company of Hoboken, N. J.
C. and C. Manufacturing Co.
C. C. Randolph Co.
C. D. S. Tool and Specialty Co.
Cedar Grove Bleachery.
Central Contracting Co.
Central Co-operative Co.
Century Salve Co., Inc.
Cerf Shoe Co.
C. F. Schneider & Co., Inc.
Chandler Realty Co.
Chas. Donovan Cigar Co.
Chas. H. Simerson Co.
Chas. T. Eastburn Stone Quarry Co.

Charlotte Realty Co.
Chestnut Bend Co.
Chicago Dowel Co.
Christine Co.
Cie. Marcel, A. Corporation.
Cinaloid Refining Co.
Cinnaminson Park Co.
Citizens Building and Land Co.
Citizens Medicine Co.
City Heights Land Co.
City Mill and Lumber Co.
Clark Centrifugal Pump Co.
Clark Estates.
Clayton Electric Light Co.
Clifton Box Co.
Clifton Textile Co.
Clinton Amusement & Improvement Co.
Clinton Avenue Garage Co.
Clinton Hill Lumber Co.
Closter Automobile Co.
Club Pressing Co.
C. M. Bailey and Co.
Cohansey Co.
College of Mechano-Neural Therapy.
Colonial Hotel Co.
Colonial Investment Co.
Colonial Ribbon Co.
Columbia Card Co.
Columbia Metal Hose Works.
Columbia Oil Supply Co.
Columbia Refining Works, Inc.
Columbia Scrap Rubber Co.
Columbus Realty Co.
Commercial Corporation.
Commercial Credits Company of New Jersey.
Commercial Express Co.
Commonwealth Realty Improvement Corporation.
Communipaw Realty Co.
Compton Cement Co.
Concessions Catering Co.
Consolidated Delivery, Inc.
Construction Maintenance Co.

Construction Sales Corporation.
Construction Supply Co.
Continental Mortgage Co.
Cook & Wilson's Greatest Wild Animal Circus on Earth.
Co-operative Realty Co.
Co-operative Store Corporation.
Core Drilling Company of New Jersey.
Corlies Amusement Co.
Coshocton Brick Co.
Cosmopolitan Publishing Co.
Country Home Builder.
Court House Construction Co.
Craythorn-Nickerson Co., Inc.
Crescent Amusement Co.
Crescent Heights Land Co.
Crescent Sewing Machine Co.
Crystal Lake Farms, Inc.
Crystal Theatre Co.
Cullen & DeGrott, Incorporated.
Cullen Vapor Heating Co.
Cumberland County Electric Co.
Cut Price Auto Tire Co.
Dalzell Construction Co.
Darby Machine Co.
Dauphin Construction and Improvement Co.
David Lerner Co.
Davis Co.
D. Cafarelli Co., Inc.
DeLand Realty Co.
Delaney Co.
Delaware River Transportation Co.
Dermine Chemical Co.
Des Jardins Computing Scale Co.
DeWitt Newing, Incorporated.
Dickinson-Farr Co.
Dielectric Company of America.
Diskin's Butter & Egg Co.
Dock and Land Improvement Co.
Dr. Suchorski Dental Offices.
Dr. White, Inc.
Dorothy Hill Farms.
Dos Cabezas Co., Limited.

Dover Motor Sales Co.
Drummond and Latham Co.
Dunham Estates, Inc.
Dunn & Company, Inc.
Eagle Rock Building Co.
East Orange Amusement Co.
East Tennessee Zinc Co.
Eastern Furniture Co.
Eastern Light and Fuel Co.
Eastern Sales Co.
Eastern Silk Mills.
Easton Gas and Electric Co.
Easton-Phillipsburg Athletic Association.
Easy Adjusted Dress Form Co.
Eclipse Contracting Co.
Eclipse Tanning Co. (No. 1).
Eclipse Tanning Co. (No. 2).
Economic Manufacturing Co. (No. 1).
Edward W. Martin Co.
Edwin Cigar Co.
E. E. Heil Coal Co.
Eff-are-Ess Mfg. Co.
E. G. Brown, Inc.
Egg Grip Co.
Egg Harbor Cut Glass Works.
Egg Harbor Development Co.
Egg Harbor Wine Co.
E. J. Reilly and Co., Inc.
Elco Lubricants Co.
Electric Contracting Co.
Electric Rectifier Co.
Elevator Automatic Fire Escape Co., Inc.
Elizabeth Crane Co.
Elizabeth Harness Co.
Elizabethport Excursion Co.
Elk Sporting Goods Co.
Ellenville Zinc Co.
Elliott Manufacturing Co.
Elm Building Co.
Elm Meadow Farm.
E. M. Amusement Co.
Emerson-Furlong Co.

Empire Mills.
Enochs-hermes Braid Co.
Enslee Fireproof Storage and Van Co.
E. R. Warrington Co.
Essex Automobile Co.
Essex Cornice Works.
Essex County Leather Co.
Essex County Realty Co.
Essex Courier Printing and Publishing Co.
Essex Machine Co.
Essex Real Securities Co.
Essex Security Co.
Essex Tire Reconstruction Co.
Essex Traveling Bag Co., Inc.
Esther Realty Co.
Estimators' Co.
Eureka Knitting Works, Inc.
Fabec Manufacturing Co.
Fair View Corporation.
Faraday Improvement Co.
Farmers Garage.
Farmers to Consumers, Inc.
Farmingdale Creamery.
Farr Motor Car Co.
Far View Realty Co.
Federal Co.
Federal Construction Co.
Federal Silk Co.
Federal Wall Paper Co.
Felter & Co.
F. E. Morse and Co.
F. and E. Realty Corporation.
Fertile Land Development Company of New Jersey.
Fidelity Garage, Inc.
Fidelity Mercantile Agency.
Fidelity Pottery Co.
Field Signal & Construction Co.
Fifield Fish Oil & Fertilizer Co.
Fiory Finishing Co.
First National Grocery Stores Co.
Fit-Rite Skirt Co.
F. J. Carew Co.

Flagtown Supply Co.
Flickwir & Bush, Incorporated.
Float-Jet Carburetor Co.
Florance Asbestos and Covering Co.
Florence Iron Works.
Florsheim Shoe Store Co.
Foram Corporation.
Ford Auto Sales Co.
Fourteenth Avenue Security Loan Association.
Fourteenth Ward Loan Association.
Francis and Eshleman, Inc.
Franklin Contracting Co.
Frank M. Scheiner, Inc.
Frank Schaub and Sons.
Frech-Allen Contracting Co.
Frederick B. Weiss, Inc.
Frederic Harrington Corporation.
Fred'k W. Fischer, Inc.
Free Rent Realty Co.
French Novelty Co.
Frost-A-Lite Co.
Gaddis Bros., Inc.
Garden State Messinger-Express Co.
Gardner Taxicab Co.
Garfield Embroidery Works.
Gausler and Starr Co.
Geismar Meyer Co.
General Aeronautic Co.
General Dyewood and Extract Co.
General Investment Corporation.
General Lamp Manufacturing Co.
General Service Heat and Power Co.
General Synthetic Co.
George A. Shaffer Building Co.
George Howard and Son, Inc.
George Land Co.
George & O'Connor Co.
Geo. V. Fear and Sons, Inc.
George Walter Preston, Incorporated.
Gerhard Piano Co.
Gerretson Silk Co.
G. Furman and Co.

G. H. Widmer and Co.
Gibson Mon-Auto Co.
Gillin Novelty Co.
Girard Construction Co.
Girard Finance Co.
G. Labritt Co.
Glen Rock Woolen Co.
Globe Building Co.
Globe Fish Co.
Globe Trading Corporation.
Godfrey Land and Building Co.
Goldberg and Co.
Goodman and Co.
Gordon Building Material and Lumber Corporation.
Grain-Food Corporation.
Grand River Irrigation and Development Co.
Grant Burial Co.
Grantwood Lumber and Supply Co.
Greason, Dorer Co.
Greater Newark Home Security.
Greater Passaic Land & Mortgage Co.
Greenbaum Baking Co.
Greenberg and Co.
Grove Taxi and Auto Co.
Guarantee Electric and Fixture Co.
Guaranty Building Co.
Gunsburg Petroleum Co., Inc.
G. Wagniere Silk Finishing Co.
G. W. Lewis and Son, Inc.
Haase Realty Co.
Hackensack Land Development Association.
Haddon Auto Co.
H. A. Frantz and Co.
Hairigin Co.
Halo Realty Co.
Hardware and Supply Co.
Harold S. Williams, Inc.
Harris Store.
Harrolla Talking Machine Co.
Harry A. Muecke, Incorporated.
Harry M. Smith Co.
Haslett Co.

Hauser's De Luxe Baking Co.
Hayes Grass Board Co.
Haynes-Leer Realty Co., Inc.
H. B. Claflin Co.
Heatherfield Realty Co.
Heights Realty Co.
Heinold Baking Co.
Hen-E-Ta Bone Co.
Henry Albertalli Co.
Henry F. Sharp Construction Co., Inc.
Henry Hudson Co.
Henry J. Seibert and Co.
Henry Lang Co.
Hepner's Hair Emporium of New Jersey.
Herr Corporation.
Hess and Meyer, Inc.
Hightstown Gas Co.
Hillside Golf Club.
Hirsch Electric Mine Lamp Co.
H. M. Caldwell Co.
H. N. Mfg. Co.
Hobbs Wall Paper Co.
Hoboken Market Co.
Hoboken Novelty Print and Dye Works, Inc.
Hoffman-Pashkow Co.
Holly Beach Fishing Co.
Holly Beach Land Co.
Home Building Company of New Brunswick, N. J.
Home Land and Building Co.
Homeseekers Guide.
Homestead and Builders Syndicate.
Hotel Iroquois Co.
Hotel Phoenix.
Howard W. Middleton Co.
Howe-Carroll Co.
Hubers Becker Garage and Machine Co.
Hudson Metals Co.
Hygienic Chemical Co.
Ideal Baking Co.
Ideal Bowling Ball Co.
Ideal Film Laboratories & Studios.
Imperial Steam Laundry and Manufacturing Co.

Import Packing Co.
Improved Faucet and Valve Co.
Improved Theatre Seat Co.
Improvement Building Co.
Independent Workmen's Realty Co.
Ingatestone Corporation.
Integrity Development Co.
Interboro Land and Improvement Co.
International Concrete Construction Co., Inc.
International Commercial Co. (No. 2).
International Embroidery Co., Inc.
International Fragile Article Carrier, Inc.
International Land and Development Co.
International Lead Co.
International Mills, Incorporated.
International Package Works.
International Safety Lock Co.
International Taximeter Motor Cab Co.
Interstate Park Realty Co.
Invader Oil Co.
Intravenin Products Co.
Investment Co.
Ironbound Sanitary Laundry Co.
Italian Specialty Co.
Italian Yarns Corporation.
Jack Horner Co.
Jamaica Fruit Co.
James A. Morrissey, Incorporated.
Jamesburg Manufacturing Co., Inc.
Janvier Farms Co.
Jaques-Spiller Auto Vehicle Co.
J. Blumberg Co.
J. D. Hendrickson Co.
Jean-Elbert Co.
Jeffries-Young Antenna Co.
Jersey City Base Ball Co.
Jersey City Meadow Co.
Jersey City Medical Aid Society.
Jersey China Co., Inc.
Jersey Jitney Co.
Jersey Metal Ceiling Co.

Jewel Baking Powder Co.
Jewel Engineering Co.
Jewel Lamp Co.
J. H. Butterfoss Canning Co.
J. H. Doran, Inc.
J. H. Flick Construction Co.
J. H. Priestman, Inc.
J. Loopo & Son, Inc.
Joblin Manufacturing Co.
John C. Ruopp Co.
John F. Dolan Contracting Co.
John J. Duffy & Payne Construction Co.
John Pell & Sons, Inc.
John S. Soffe and Son.
John Strack Co.
John T. Withers Landscape Architects Co.
John Watson & Sons Co.
John Wittel Artificial Stone Co.
Johnson Drug Co.
Johnson Leather Co.
Joseph Allen and Co.
Joseph F. Lake & Co., Inc.
Joseph F. Murphy Co., Inc.
Journal Square Realty Co.
J. R. Depan Hardware Co.
J. T. Rogers, Incorporated.
J. V. W. Auto Engineering Co.
J. W. Rosenbaum, Inc.
Kanouse-Bludwine Co., Inc.
Kempshall Co.
Kenilworth Lakes Co.
Kenilworth Land Co.
Kershaw Corporation.
Keuneke & Seltzer, Inc.
Keyport Co.
Keyport Oystermans Protective Association.
Keystone Dyestuff & Chemical Co.
Keystone Pure Food & Fur Corporation.
Keystone Rubber Co.
K. and F. Motor Car Co. (Inc.)
Kihm Bowen Machine Co., formerly Coit Machine &
Engineering Co.
King Cigarette Case Co.
King-Clark Manufacturing Co.

Kings Mercantile Agency.
Kingsland-Lyndhurst Land Co.
Knapp and Fineburg, Inc.
Knickerbocker Land Co.
Koch Realty Co.
Koenig-Nichols Rod Co.
Koenig Real Estate Investment Co.
Korona Silk Co., Inc.
Kosciuszko Store Co.
Kotsch Construction Co.
Krakow Terrace Corporation.
K. Shabazian & Co.
Lafayette Manufacturing Co.
Lake Hattie Reservoir and Irrigation Co.
Lakewood Athletic Association.
Lakewood Sanitarium.
Laney and Turner Co.
Lange and Haslam Co.
Lawrenceville Book Store.
Lawyers' Land and Title Co. of New Jersey.
Lazer Press.
Lee Pope Fruit Co.
Lehritter's Pharmacy.
Le Maistre Lace and Embroidery Co.
Lenox Brick Co.
Lenox Manufacturing Co.
Leolastic.
Le Rova Manufacturing Co.
L. E. Schlotterback Manufacturing Co.
Liberty Box Co.
Liberty Cloak and Suit Co.
Lincoln Realty Co. of New Jersey.
Little Giant Food Co.
Loprete Bottling and Purchasing Co.
Lovelace Engineering Co.
Lowe Building Co.
Lowrie Chocolate Co.
Lubricating Accessories Co.
Lupo Garage, Incorporated.
L-W-F Flying School, Inc.
Lynn Phonograph Co.

Macknet and Doremus Co.
Magic Curler Co.
Magnesium Chloride Company of America.
Main Cleaning & Pressing Co.
Manchester Mining and Manufacturing Co.
Manhattan Dock Co.
Manhattan Seidlitz Chemical Co.
Mann Novelty Manufacturing Corporation.
Manufacturers Holding Co.
Maple Hill Realty Co.
Maple Lodge Farm, Inc.
Maplewood Supply Co.
Marathon Restaurant, Inc.
Martins Creek Ferry Co.
Matchless Dress Fastener Co.
Maybury Motor Express Co.
McClellan-Lines Co.
McEligot and Chenoweth Co.
McKeon-Townley Corporation.
Mead Johnson & Co.
Meadowbrook Co.
Media Co.
Mercer County Amusement Co.
Merchants Commercial Co.
Merchantville Oaks Land Co.
Mercier Freres & Co.
Merit Silk Co.
Metropolitan Grocery Co.
Metropolitan Transportation Co., Inc.
M. Feldman Co.
Midland Co.
Millard Realty Co.
Miller, Funk and Hageman Co.
Miller Silk Co.
Mills and Gibb.
Misses Cloak & Suit Co., Inc.
M. L. Flank Lace & Embroidery Co.
Mocha Pipe Co.
Modern Aeros Corporation, Limited.
Modern Amusement Co.
Modern Apartments, Inc.
Modern Construction Co.

Modern Home Building Co.
Modern Markets Co.
Monmouth Development Co.
Montague & Howe Co., Inc.
Montauk Auto Service Co.
Montclair Paper Co.
Montclair Riding, Driving and Automobile Club.
Montrose Development Co.
Monument Auto Co., Inc.
Mooney & Mooney, Inc.
Moore Amusement Co.
Moran Oil & Supply Co.
Moris Wilensky, Inc.
Morris Brothers Realty Co.
Morris County Beef Co.
Morris Plains Real Estate Co.
Morrison Garage Co., Inc.
Motor-Bus Transportation Co.
Motor Car Devices Co.
Motor Compressor Sales Corporation.
Motor Repair Co.
Motor-Steam Generator Co.
Mountain Ridge Land Co.
Mountainside Garage.
Mountain Union.
M. and S. Amusement Co.
Mutual Grocers Association.
Mutual Live Stock Co.
M. Weinstein, Inc.
My five, ten and twenty-five cent store, Inc.
National Auto Supply Co., Inc.
National Bargain Shoe Co.
National Building Co.
National Co.
National Contracting Co.
National Fabric Cutting Machine Co.
National Housewives League.
National Lumber and Box Manufacturing Co.
National Marine Motor Co.
National Merchants Protective and Collecton Ass'n.
National Motor Service.
National Pure Foods Co.

National Seamless Boat Co.
National Silencer Co.
National Steam Laundry Co.
National Union Drug Ass'n
National Zinc Corporation.
Neptune Garage.
Newark Candy Co.
Newark Embossing Co.
Newark Frankfurter Co.
Newark Gum Co.
Newark Manufacturing & Development Corporation.
Newark and New York Special Delivery Co.
Newark Restaurant Co.
Newark Store Fixtures Co.
New Brunswick Investment and Loan Ass'n.
New Egypt Carnival Association.
New England Steel Castings Co.
New Era Remover Co.
New Jersey Amusement Co.
New Jersey Blind and Screen Co.
New Jersey Bottling and Rectifying Co.
New Jersey Cranberry Sales Co.
New Jersey Dairy Products Co.
New Jersey Dwelling Construction Co.
New Jersey Hygeia Ice and Cold Storage Co.
New Jersey Suburban Gas Co.
New Jersey Textile Corporation.
Newlin Haines Co.
Newton Paving Co.
New Wildwood Realty Co.
New York Bludwine Co.
New York Clay Products Co., Inc.
New York-Connecticut Realty Co.
New York Mutual Trading Co.
New York and New Jersey Development Co.
New York and New Jersey Realty Co.
New York Pickle Works.
New York Suburban Realty Co.
New York Theatre Syndicate.
Ninth Ward Realty Co.
No Dust Manufacturing Co., Inc.
Northend Motors Corporation.

North Hudson Realty Co. of West New York, N. J.
North Jersey Building Co.
North Jersey Mortgage and Improvement Co.
Norton Aeroplane Safety Device Co.
Norwood Building Co.
Norwood Improvement Corporation.
Norwood Realty Co. (No. 2).
Novelty Manufacturing Co.
Nye Tract, Incorporated.
Oakwood Realty and Construction Co.
Occidental Construction Co.
Ocean City Bayous Co.
Ocean City Gardens Beach Front Co.
Ocean City Golf Club.
Ocean City House Building Co.
Ocean County Realty Co.
Ocean Fishery.
Ocean Import Co.
Ocean Realty Co.
O. and E. Siersema (Inc.)
O. K. Baking Co.
O. K. Realty Co.
Old King Cole Baking Co.
Olson and Mahoney Steamship Co.
Olympic Park Automobile Racing Association, Inc.
Onyx Silk Mills.
Orange Electric Garage Co.
Orange Home Building Co.
O'Rourke & Cantelmo Shoe Manufacturing Co.
O'Rourke Heating and Ventilating Co.
Orris Pharmacy.
Osborn Tobacco Co., Incorporated.
Otis Wright, Incorporated.
Otterbein Realty Co.
Ourcar Co.
Overlook Land Co.
O. W. Young.
P. A. B. Company, Inc. (Manufacturing Chemists).
Pacific Lumber and Navigation Co.
Panama Silk Co.
Panzariello and Haber Co.
Paragon Realty Co.

Park Amusement Attraction Co.
Park Avenue Garage.
Park Cafeteria.
Park Securities Co.
Parkway Construction Co.
Passaic Tire Co.
Paterson Lunch Co., Inc.
Paterson Woolen and Cotton Rags Co.
P. C. Byrne Co.
Peck and Snyder.
Peerless Tanning Co.
Pennepacker Hotel Co.
Penns Grove Construction Co.
Penton Brick Co.
Peoples Co.
Peoples Prospecting Oil Co.
Pequannock Ice Co.
Percie A. Vivarttas, Inc.
Perfect Tanning Co.
Perth Amboy Realty Co.
Perth Amboy and Tottenville Ferry Co.
Peter Gelok Co.
Peters' Express Co.
Pezzetti Corporation.
Pfleghaar's.
Phelan Engineering & Construction Co.
Philadelphia & Camden Bridge & Terminal Co.
Philadelphia Composite Brick Corporation.
Philadelphia Sand Lime Brick Co.
Philips Clay Products Co.
Phillips Dixon Craven Co.
Phillipsburg Furniture Co.
Phillipsburg Investment Co.
Phoenix Printing Co.
P. Hoitsma Building Co.
Phonograph Sales Co.
Photo-Finishing Laboratory.
Pine Crest Realty Co.
Pinewald Co.
Pinkinson Drug Co.
Pittsburgh Scale Co.
Place's Liquid Air Co.

Pleasant River Granite Co.
Polish American Press.
Polish Co-operative Stores, Inc.
Polish National Trading Co.
Pompton Lakes Estates.
Post Land Co.
Potash Products Co.
Powell Creek Farms.
Preiskel Land Co.
Preston Co.
Press Publishing Co.
Probst Adjustable Bracket Co.
Progressive Cigar Co.
Prospect Garage.
Public Stores Corporation of Rutherford, New Jersey.
Puntas Arenas Realty Co. of N. J.
Pure Culture Products Co.
Puritan Co.
Quaker City Drop Forge Co.
Quaker Handkerchief Co.
Queen City Market Co.
Rabin's Incorporated.
Radio Chemical Co.
Raff & Co.
Rahway Coal & Ice Co.
Rahway Hospital Association.
Ramapo Park Improvement Co.
Raquet & Stearn.
Rare Metals Co.
Raritan Cement Stone Manufacturing and Contracting
Co.
R. A. Ross Co.
Realty Business Co.
Realty Investing and Improvement Co.
Reflex Co.
Reiland Inc.
Relda Manufacturing Co.
Republic Realty Co.
Residence Construction Co.
Reuter Punctureproof Tire & Tube Co.
Review Press.
Reynolds-Mason Iron Co.

Richman Construction Co.
Richmond Garage Co.
Ridgefield Park Land Co.
Ridgefield Park Town Hall Co.
Ridgewood Land Co.
Riggs Realty Co.
Risley Estate, Inc.
Rite Tailoring Co., Inc.
Riverside Park Toboggan Co.
Riverside Plumbing and Heating Co.
R. K. Mickey Co.
Robert T. Bixby, Inc.
Rockaway Valley Water Co.
Rockburn Chemical Corporation.
Rock Lodge Reserve.
Rockmore Brothers, Inc.
Roesch's Quality Market, Inc.
Rogers Corr Coal Co.
Rose Realty Corporation.
Roseville Realty Co.
Roseville Theatre Co.
Ross Novelty Co.
Rotary Photogravure Co. (No. 1).
Royal Chemical Co., Inc.
Rubber Company of America.
Rumble Health Food Co.
Russian-American Sales Corporation.
Rutherford Cement Construction Co.
Ruthlyn Manufacturing Co.
St. James Theatre Co., Inc.
St. Luke's Realty Co.
Salyer Music Roll Machine Co.
Samuel Richtman, Inc.
Sanitary Fountain Co.
Santoro Cincotta, Inc.
Savoy Theatre Company, Ltd., of Asbury Park.
S. Bech and Co.
S. Beyer & Co.
Schneider, Genung, Kirch Co.
Schrier & Sadolf Co.
Scientific Farms, Inc.
Scout Masters Publishing Association.

Seaboard Foundry & Machine Co.
Seaboard Oil Corporation.
Sea Shore Development Co.
Security Construction Co.
Security Novelty Co.
Selah Manufacturing Co.
Serveyou Co.
Shapiro, Resnick & Co., Inc.
Shaw Blue Print Machine Co.
Shore Acres Estates.
Shreffler-Burns Co.
Shubert Feature Film Producing Co.
Silver Roofing Co.
Simplex Hydrometer Co.
Simplex Manufacturing Co. (No. 2).
Single Service Package Corporation of America.
Skandia Building Society.
S. and K. Co.
Slattery, Schaufele and Lerner, Inc.
S. Lieblich & Son.
Slovak Hall Association, Tatra of Newark, N. J.
Smith-Brannan Electro Plating Co.
Smith Canning Co.
Smith Transportation Co.
Snappy Suit Shop.
Solid Steel Tank & M'f'g Co., Inc.
Solophone Co.
Sonora Land and Mining Co.
Sosua Plantation Co.
South Jersey Realty Co.
South Orange Plumbing Co.
Southern Leaf Tobacco Co.
Southern New Jersey Development Co.
Sparks Decorative Co.
Speco Manufacturing Corporation.
Spracklen Boiler and Machine Co.
Stanberg Amusement Co.
Stan-Berry Manufacturing Co.
Standard Brick Co.
Standard Burlap & Metal Co.
Standard Mortgage Corporation.
Standard Securities Co. of New Jersey.

Standard Stove and Light Co.
Star Amusement Co.
Star Automatic Embroidery Co.
Star of the Cape Publishing Co.
Steelman Realty Gas and Oil Co.
Sterling Concrete Co.
Sterling Press, Inc.
Sterling Reduction Co.
Stewart Garage Co.
Stone Harbor Construction Co.
Stratford Lumber Co.
Stryker Motor Car Co.
Stuart Contracting Co., Inc.
Sturtevant Corporation.
Suburban Homes and Realty Co.
Sullivan Manufacturing Co.
Summer Amusement Co.
Summit Silk Co.
Sunshine Laundry Co.
Superior Theatre Co., Inc.
Sweet Briar Farms, Inc.
Talbot Boiler Co.
Tanners Developing Co.
Tate Gas Electric Motor Vehicle Co.
Taux-Wel Talking Machine Co.
T. Chaplin Beet, Inc.
Teaneck Construction Co.
Teaneck Development Corporation.
Temple Hill Bakery Co.
Templeman Steamship Co.
Tenaflly Realty Co.
Terra Nova Manufacturing Co.
Thomas C. Woolverton, Inc.
Thomas Orr Trucking and Forwarding Co.
Totten Game & Toy Co.
Trade Publicity Co.
Trebuhs Co.
Trent Tile Co.
Trent Raincoat Co.
Trenton Athletic Club.
Trenton Business Men's Association.
Triangle Poultry Farm, Inc.

Trinity Land and Development Co.
Triple Oil Co.
Tri-State Chemical Co., Inc.
Tri-State Realty & Construction Co.
Trost and McMahon.
Trow Directory Printing and Book Binding Co.
Truth Publishing Co.
Twentieth Century H. B. Kline Liniment, Inc.
Tygard Engine.
Union Cleaning & Dyeing Co.
Union Clothing Co.
Union County Realty & Construction Co.
Union Live Stock Co.
Union Phonograph & Machine Co.
United Chemical Co.
United Copper Co.
United Core Drilling Co., Inc.
United Gas and Water Co.
United Grocers' League of America.
United Ladies Hat Stores Co.
United Mfg. Company of N. J.
United Manufacturers' Co.
United Optical Stores Co., Inc.
United Products Sales Co., Inc.
United Spring and Mattress Co.
United Vending Company of N. J.
United States Ammunition Corporation.
U. S. Auto Co.
United States Consolidated Realty Co.
United States Shoe Repairing Co.
United States Silk Mfg. Co.
United States and South America Trading Co.
U. S. Vaudeville Managers Association.
Universal Blade Co.
Universal Forwarders, Inc.
Universal Phonograph Co.
Universal Safety Railway Tie Co.
Urban & Shore Realty Co.
Vanal Manufacturing Co.
Velvolid Products Co.

Ventnor Park Development Co.
Victor Endless Belt Co.
Victor Fertilizer Co.
Victor J. Humbrecht Co.
Vineland Light and Power Co.
Vroom and Co.
V. S. Homan Garage Co.
Wabash Gas Co.
Wadell, Bowen & Jackson, Inc.
W. A. Demmon Construction Co.
W. A. Ferguson's Sons.
Wagaraw Garage.
Wagner-Hoyt Electric Co.
Walker School for Girls.
Wallace & Co. (No. 2).
Walter L. Houghton Advertising Agency, Inc.
Warbasse Co.
Warren Smith & Banta, Inc.
Washington Embroidery Co.
Waste Paper-Premium Co.
Waters and Osborn Co.
Wayne Realty Co.
W. B. Baggaley, Inc.
Weathersilk Sales Co.
Weequahic Bus Co.
Weequahic Park Front Realty Co.
Weinberger Brothers.
Weiner, Teper and Stuetz, Inc.
Weinmann and Co., Inc.
West End Garage and Machine Co.
West Hoboken Amusement Co.
West Hoboken Garage, Inc.
West Jersey Sand and Gravel Co.
West Side Transit Line, Inc.
Western Pacific Lumber Co.
Westmont Hotel and Sanitarium Co.
Westwood Auto Garage Co.
W. H. Austin Co.
Wheat Road Basket Manufacturing Co.
Whippany Sand Co.
White King Squab Products Co.
White Lake Co.

Whitree Building Co.
Whitree Realty Co.
Whole Wheat Coffee Co., Inc.
W. H. Pettibone and Son Co.
W. H. Wurdeman and Co., Inc.
Wichmoss Poultry Farm.
Wiener-Barnet Co.
Wilcox-Fraser Co. (Incorporated).
Wildwood Realty Co.
William A. Gahagan Co.
William B. Corney and Bro.
William H. Knox, Inc.
Wm. H. Parketon, Inc.
William Nairn and Co.
William N. Hecheimer Co., Incorporated.
Williams Candy Co.
Wisconsin State Dairy Co.
W. K. B. Building Co., Inc.
W. L. Sergeant and Co.
W. L. Templer Leather Co.
Wolf and Taylor, Inc.
Wondo Co.
Woodbridge Chemical Co.
Woodbridge Pottery Co.
Woodcliff Supply Co.
Woodland Amusement Co.
Woodland Grove, Incorporated.
Woods Candy Specialty Co., Inc.
Woods Clothes Shop, Inc.
Woodward Realty Co.
World Homes Furnishers, Inc.
World Silk Mfg. Co.
W. T. Hanley Co.
Yarnall Hotel Co.
Young Manhood Co.

are void, and all powers conferred by law upon such corporations, and each of them, are hereby declared inoperative and void.

Given under my hand and the Great Seal of the State
of New Jersey, this sixth day of January,
A. D. one thousand nine hundred and

[SEAL.] twenty, and of the independence of the United States the one hundred and forty-fourth.

WILLIAM N. RUNYON,
Acting Governor.

By the Acting Governor.

THOMAS F. MARTIN,
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,

EXECUTIVE DEPARTMENT.

WHEREAS, National Thrift Week of the Young Men's Christian Association, January 17-24, 1920, which has the full support of the United States Treasury Department and of the leading financial, commercial, civic and educational organizations throughout the United States, is well designed to promote the prosperity of our citizens and of our communities; and

Whereas, It behooves every right-minded citizen to take serious thought to lessen extravagance and waste, to abate inflation of credit, to release through intelligent saving and investment, the capital needed to finance production and employment, to combat unrest and to build up a more stable, prosperous and truly American population; and

WHEREAS, The program of economic education of National Thrift Week is well devised to foster all of these desirable conditions,

THEREFORE, I, WILLIAM N. RUNYON, President of the Senate, Acting Governor of the State of New Jersey, do issue this, my proclamation, calling upon all officials of this State, the Mayors and County officials, the superintendents and teachers of our public schools, and upon each and every citizen, business establishment, industrial plant, trade, civic or other organization and all employees or members thereof, to exert every effort, individually and through their Community Thrift Com-

PROCLAMATIONS.

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mittees to make National Thrift Week a period of constructive thought and action and of economic planning for every one within their several communities.

Given under my hand and the Great Seal of the State of New Jersey, this ninth day of [SEAL] January, A. D. one thousand nine hundred and twenty, and of the independence of the United States the one hundred and forty-fourth.

WILLIAM N. RUNYON,

By the Acting Governor: *Acting Governor.*

THOMAS F. MARTIN,
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

A general movement is in progress throughout the country wherein the Governors of the several States are recommending to the attention of all persons within their several jurisdictions the inculcating of more definite knowledge of the theory and institutions underlying our form of Government and of the absolute necessity for the enforcement of law and order. A citizens' committee has already been summoned by the Governor of this State and is considering proper steps toward the more thorough Americanization of our foreign-born residents. That phase of the present movement will, therefore, be taken care of in the manner determined by the Committee.

It is, however, most important that not only the foreign born but the citizens born within our land shall clearly realize the necessity for preserving law and order and for obedience to existing mandates until and unless they shall be changed in due form by constitutional methods. I know of no better way of reaching

the minds and hearts of the people than by an appeal through the pulpit.

It is essential that lawlessness in all its forms be suppressed and punished and that the law be vindicated and upheld. Whether lawless men act singly or in concert in their attacks upon constitutional rights they must be dealt with by public officials and private citizens as violators of the law. The government must itself be just in its dealings with every citizen and the Constitution guarantees to all alike equal protection of the law. On the other hand, every citizen must give to the Government his full and hearty support in all its efforts to discharge the proper functions of government. If any person finds himself so at odds with American institutions and laws that he cannot conform his life to them and withhold from violation of their provisions it is his province to depart. We can spare him from our midst but we cannot permit violation of law and order to go unpunished.

In the hope that New Jersey may do its part toward emphasizing this fact, I, CLARENCE E. CASE, President of the Senate, Acting Governor of the State of New Jersey, do issue this, my Proclamation, designating Sunday, the twenty-sixth day of January instant, as LAW AND ORDER SUNDAY and I respectfully urge that, so far as is practicable, a sermon on law and order be preached from every pulpit in the State on that day.

Given under my hand and the Great Seal of the State of New Jersey, this nineteenth day [SEAL] of January, A. D. one thousand nine hundred and twenty, and of the independence of the United States the one hundred and forty-fourth.

CLARENCE E. CASE,

By the Acting Governor: *Acting Governor.*

THOMAS F. MARTIN,
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

WHEREAS, Thousands of tons of farm produce are allowed to go to waste because of lack of quick means of transportation; and,

WHEREAS, The high cost of living will be materially reduced by furnishing a means of bringing this food to market; and,

WHEREAS, Our railroads cannot keep pace with the demands of industrial and commercial expansion unless they are relieved of the burden of the short-haul; and,

WHEREAS, The elimination of waste of time and money in distribution will spur production because it will be in the interest of the producer and yet afford to the consumer fresh supplies of food at a reduction in price,

NOW, THEREFORE, I, EDWARD I. EDWARDS, Governor of New Jersey, do hereby proclaim the week beginning Monday, May 17th, 1920, as SHIP-BY-TRUCK—GOOD ROADS WEEK in New Jersey, and I hereby call upon farmers, merchants, and others interested in transportation matters, to meet on designated days in their respective communities, to consider the serious problems which are apparent in our commonwealth as to the transportation of produce and supplies.

Given under my hand and the Great Seal of the State of New Jersey, this eleventh day of
[SEAL] May, A. D. one thousand nine hundred and twenty, and of the independence of the United States the one hundred and forty-fifth.

EDWARD I. EDWARDS,
Governor.

THOMAS F. MARTIN.
Secretary of State.

PROCLAMATION.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

Moved by the impulses of a nation which has for its standards the highest ideals of civilization, Italy entered the world war May 24, 1915. It was the same spirit that made America the comrade-in-arms of the Italian nation, and it was this association in behalf of humanity that brought Italy and America into relationship of affection and esteem. It is therefore fitting that these ties be cemented by the continued display of sympathy and friendship that will live through the ages.

THEREFORE, I, EDWARD I. EDWARDS, Governor of the State of New Jersey, do hereby proclaim Monday, May 24th, as ITALY DAY in honor of the fifth anniversary of Italy's entrance into the world war.

I do respectfully urge that the Italian flag be displayed from all the public buildings of the State and of its various municipalities and also from private buildings wherever practicable, so that adequate recognition may be given to the Italian nation for her magnificent part in the winning of the world war.

Given under my hand and the Great Seal of the State of New Jersey, this twenty-second [SEAL] day of May, A. D. one thousand nine hundred and twenty, and in the independence of the United States the one hundred and forty-fourth.

(Signed) EDWARD I. EDWARDS,

By the Governor: *Governor.*

(Signed) THOMAS F. MARTIN,
Secretary of State.

DECREES OF DISSOLUTION.

(1009)

Decrees of Dissolution.

IN CHANCERY OF NEW JERSEY.

In pursuance to the provisions of Chapter 185 of the Laws of 1896, copies of decrees of dissolution of the charters of the following corporations have been filed in the office of the Secretary of State:

<i>Name.</i>	<i>Filed.</i>
F. W. Baden Co.,	July 10, 1919.
Charles E. Wright Co.,	Dec. 10, 1919.
Deposited Metal Products Co.,	Dec. 17, 1919.

Change of Corporate Title of Municipalities.

(1013)

Change of Corporate Title of Municipalities.

In pursuance to the provisions of Chapter 200 of the Laws of 1911, the following changes of corporate titles of municipalities have been filed in the office of the Secretary of State:

"The Mayor and Council of the Borough of Fairview" changed to "Borough of Fairview," filed June 18, 1919.

"The Mayor and Common Council of the City of Bayonne" changed to "City of Bayonne," filed July 30, 1919.

"The Inhabitants of the City of Bordentown" changed to "City of Bordentown," filed August 11, 1919.

"The Mayor and Board of Aldermen of the Town of Morristown" changed to "Town of Morristown," filed October 8, 1919.

"The Mayor and Common Council of the Borough of Fieldsboro" changed to "Borough of Fieldsboro," filed February 6, 1920.

Statements of Results of Municipal Elections.

(1017)

Statements of Results of Municipal Elections.

The following municipalities have filed in the office of the Secretary of State statements of the results of elections held as provided in Chapter 22, Laws of 1915:

Chapter 152, Laws of 1915, approved April 5, 1915, entitled "An act relating to the division of the uniformed fire fighting force of certain cities of this State into two platoons," was adopted by the City of Hoboken, November 6, 1917.

Chapter 209, Laws of 1919, approved April 15, 1919, entitled "An act to incorporate the borough of Freehold, in the county of Monmouth," was adopted by the Township of Freehold, July 8, 1919.

Chapter 221, Laws of 1911, approved April 25, 1911, entitled "An act relating to, regulating and providing for the government of cities, towns, townships, boroughs, villages and municipalities, in this State," was adopted by the

Borough of Collingswood, November 6, 1917

Borough of Avon-by-the-Sea, September 9, 1919

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